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By email: jacob.ward@planning.nsw.gov.au.

Clarence Colliery MOD5: Adequacy of the Statement of Environmental Effects (SEE)

Dear Jacob,

I refer to your email dated 28 June 2019 inviting the Resources Regulator to review the Statement of Environmental Effects (SEE) and the provision of General Terms of Approval for the Clarence Colliery MOD5.

Clarence Colliery MOD5 has been classified as Integrated Development pursuant to the *Environmental Planning and Assessment Act 1979* (EP&A Act) and therefore requires both development consent under the EP&A Act as well as the granting of a Mining Lease under the *Mining Act 1992*.

The Resources Regulator has undertaken this review to determine whether the applicant has provided sufficient information in the SEE to assess the potential impacts of the modification. Specifically, the review has been undertaken to determine whether sustainable rehabilitation outcomes can be achieved as a result of the project and that any identified risks or opportunities can be effectively regulated through the conditions of mining authorities issued under the *Mining Act 1992*.

Development Details

The Clarence Colliery is an underground coal operation located approximately 10 kilometres east of Lithgow, NSW. The Clarence Colliery MOD5 proposes to:

- Modify DA 504-00 to permit an additional 100 FTE personnel to a total workforce of 400

Environment and Rehabilitation

Compliance Operations within the Resources Regulator has responsibility for providing strategic advice for environmental issues pertaining to the proposed project in so far as they relate to or affect rehabilitation.

That Resources Regulator advises that there no matters for consideration in relation to the Clarence Colliery MOD5 that appear to affect rehabilitation of the project site.

Mine Safety

Mine Safety Operations within the Resource Regulator is responsible for ensuring mine operators manage the risk to worker health and safety through compliance with the *Work Health and Safety (Mines and Petroleum Sites) Act 2013* and the subordinate mining legislation. In particular the effective management of risk associated with the principal hazards as specified in the *Work Health and Safety (Mines and Petroleum Sites) Regulation 2014*.

For enquiries regarding this matter please contact me on 4063 6666 or minres.environment@planning.nsw.gov.au

Yours sincerely



Craig Campbell
Senior Inspector Environment

On behalf of
Matthew Newton
Director Compliance Operations
Resources Regulator
NSW Department of Planning and Environment

1 July 2019