



DOC19/692429-3; EF19/15106

Department of Planning, Infrastructure and Environment
GPO Box 39
SYDNEY NSW 2001

Attention: Ms Melissa Anderson

By email: melissa.anderson@planning.nsw.gov.au

27 August 2019

Dear Ms Anderson

**Notice of Modification to Chain Valley Colliery, Modification 3 (SSD 5465) and Mannering Colliery Modification of MP06-0311 (MC Mod 5)
Response from the Environment Protection Authority (EPA)**

I refer to your email to the Environment Protection Authority (EPA) received 14 August 2019, seeking comments in relation to the Response to Submissions (RtS) for the Modification for the Chain Valley Colliery Modification 3 (SSD-5465- Mod 3), and Mannering Colliery (Modification 5), located on the southern end of Lake Macquarie, New South Wales, in the Lake Macquarie City Council local government area.

Chain Valley Colliery

On 2 July 2019 (EPA ref Doc19/518910-5) the EPA provided a response to the Department of Planning, Infrastructure and Environment (DPIE) on the Environmental Impact Statement for the proposed modification. This advice was that "The EPA has reviewed the proposed modification and considers that it will not result in any significant increases in the existing environmental impact of the Chain Valley Colliery...If approved, the modification is not expected to require any changes to the operational Environment Protection Licence 1770 held by Delta Coal". As no issues were raised by the EPA previously, the EPA has no further comment to make in respect to the RtS.

Mannering Colliery

On 4 July 2019 (EPA Ref Doc19/515169-6) the EPA provided a response to the proposed modification for the Mannering Colliery (MP06_0311) which considered that the proposed MOD should not result in any significant increases in the existing environmental impact of the Mannering Colliery. The Noise Mitigation Study (NMS) documented the results of operational noise modelling and predicts that operational noise levels from the proposed modification, including mitigation, will meet the current noise criteria in the existing Conditions of Approval. The EPA considers that this modelling has been appropriately carried out and reflects the proposed operating scenario. The EPA therefore has no comment on the RtS.

The EPA understands that DPIE will continue to work with Delta Coal to complete a Noise Compliance Report which should confirm whether its modelling assumptions are correct and hence the model predictions are reflected in practice.

If you have any questions about this matter, please contact Genevieve Lorang on (02) 4908 6869 or by email to hunter.region@epa.nsw.gov.au

Yours sincerely

MITCHELL BENNETT
Head Strategic Operations Unit - Hunter
Environment Protection Authority