

Notice of Modification

Section 75W of the Environmental Planning & Assessment Act 1979

As delegate of the Minister for Planning, I modify the project approval referred to in schedule 1, subject to the conditions in schedule 2.



Chris Wilson
Executive Director
Major Project Assessment

Sydney



2008

SCHEDULE 1

MP 05_0117 for the Moolarben coal mine, which was granted by the Minister for Planning on 6 September 2007.

SCHEDULE 2

1. Delete the following wording from Condition 12 of Schedule 2:
and the Minister
2. Replace Condition 42(b) of Schedule 3 with the following:
 - (b) revegetate at least 143 hectares of cleared land on the "Red Hills" property (see property R14 in Appendices 5 and 8) and adjoining lands (see properties R12, R13, R15, R16, R17, R18 and R19 in Appendices 5 and 8) with suitable native vegetation to improve wildlife corridor linkages;
3. Replace Condition 51(a) of Schedule 3 with the following:
 - (a) construct the new intersection between the Ulan-Cassilis Road (MR 214) and the proposed mine access road for the coal handling preparation plant and coal stockpile infrastructure areas; and
4. Replace Condition 52 of Schedule 3 with the following:
 52. Prior to carrying out any construction on site to the south of the Ulan-Wollar Road, the Proponent shall construct the new intersection between the Ulan-Wollar Road and the proposed mine access road for the open cut operations to the satisfaction of Council.

5. Replace Condition 56 of Schedule 3 with the following:

Upgrade of Ulan Road (MR 208/214), Cope Road (MR 598) and Ulan-Wollar Road

56. Within 6 months of this approval, the Proponent shall prepare a detailed program for the staged upgrade of Ulan Road, Cope Road and Ulan-Wollar Road to the satisfaction of the Director-General. This program must:
- (a) be prepared by a suitably qualified expert/s whose appointment has been approved by the Director-General;
 - (b) be prepared in consultation with the RTA, Council, and the owner of the Wilpinjong coal mine;
 - (c) identify the road works that are required to improve the safety of these roads;
 - (d) include a detailed program to progressively implement these works; and
 - (e) allocate the available funding in any relevant VPA or statement of commitments to these works.

Note: The Proponent is only responsible for upgrading the Ulan-Wollar Road from the existing intersection between Ulan-Cassilis Road (MR 214) and Ulan-Wollar Road and the proposed mine access road for the open cut mining area (see Condition 52 of Schedule 3).

6. Replace Figure 3 of Appendix 2 with the following:

