

Modification of Development Consent

Section 4.55(1A) of the *Environmental Planning and Assessment Act 1979*

As delegate of the Minister for Planning and Public Spaces, I approve the modification of the development consent referred to in Schedule 1, subject to the conditions in Schedule 2.



Steve O'Donoghue
Director
Resource Assessments

Sydney

17 October 2024

SCHEDULE 1

Development consent: MP08_0135 granted by the Planning Assessment Commission on 30 January 2015 as delegate of the Minister for Planning.

For the following: Moolarben Coal Project Stage 2

Applicant: Moolarben Coal Operations Pty Limited

Modification: Mod 5 - CWO Transmission Line

SCHEDULE 2

1. In the list of definitions delete the terms and corresponding conditions for “BSC”, “DPIE Water” and “Heritage NSW”.
2. In the list of definitions insert the following definitions in alphabetical order:

BCS	Biodiversity Conservation and Science Group of NSW Department of Climate Change, Energy, the Environment and Water
CWO REZ Transmission Project	Central-West Orana Renewable Energy Zone Transmission project (SSI-48323210)
Heritage NSW	Heritage NSW, within the NSW Department of Climate Change, Energy, the Environment and Water
Water Group	NSW Department of Climate Change, Energy the Environment and Water - Water Group
3. In the definition of “EA”:
 - a. delete the “and” at the end of the 9th bullet point;
 - b. delete the full stop at the end of the last bullet point and replace with “;”;
 - c. insert:
 - Modification Report - CWO Transmission Line, dated 30 August 2024
4. In the definition of “Resources Regulator” delete “Regional NSW” and replace with “Primary Industries and Regional Development”.
5. Throughout the consent, replace “DPIE Water” with “Water Group”.
6. In the note to condition 7 of Schedule 2, after the first dot point, insert:
 - *The total ROM coal extracted from the Moolarben mine complex (open-cut) is no more than 16 million tonnes in any calendar year.*
 - *The total ROM coal extracted from the Moolarben mine complex (underground mining) is no more than 8 million tonnes in any calendar year.*
7. After condition 29e(iv) of Schedule 3, insert:
 - (v) a protocol that has been prepared in consultation with the owners of the CWO REZ Transmission Project to review opportunities of increased water sharing between these projects.
8. In Table 16 within condition 44 of Schedule 3:
 - a. In the row corresponding to Red Hills Conservation Area replace “42” with “41”, “9” with “8” and “107” with “106”.

10. In Appendix 2, insert after Figure 2.1:

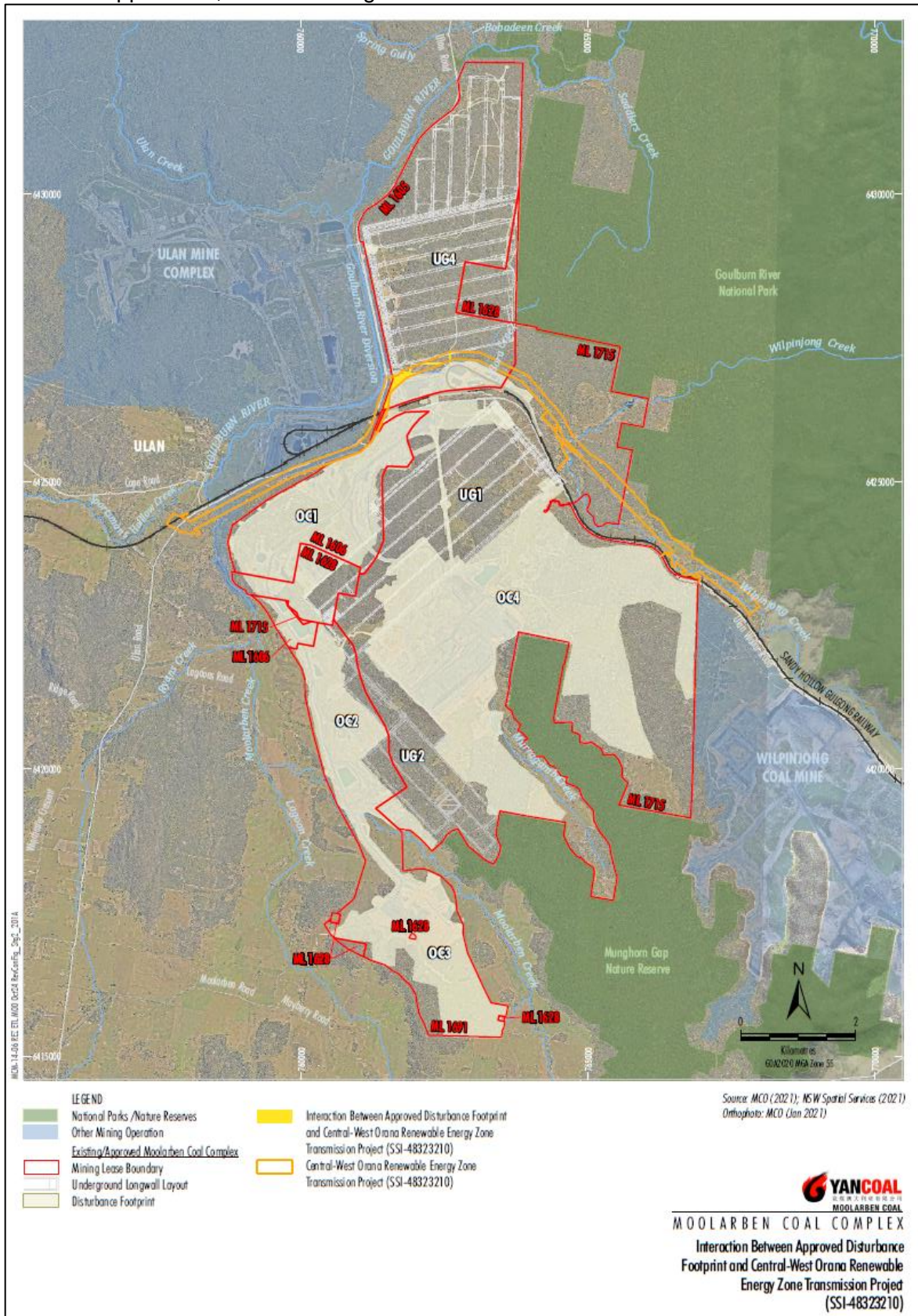


Figure 2.2: Interaction of General Project Arrangement with CWO REZ Transmission Project

11. In Appendix 8, replace Figure 8.1 with the following:

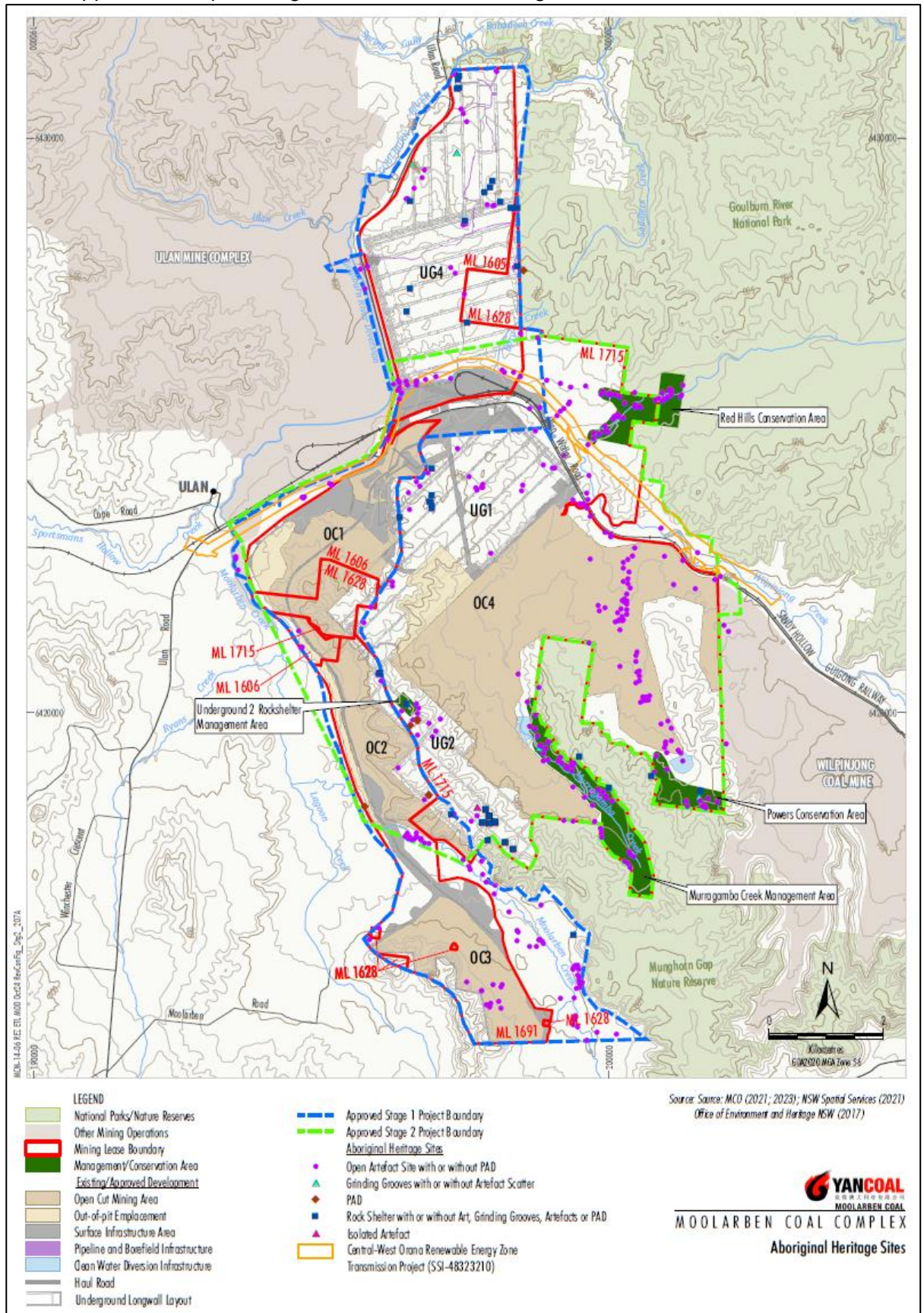


Figure 8.1: Aboriginal Cultural Heritage Sites

12. In Appendix 9, replace figure 9.1 with the following:

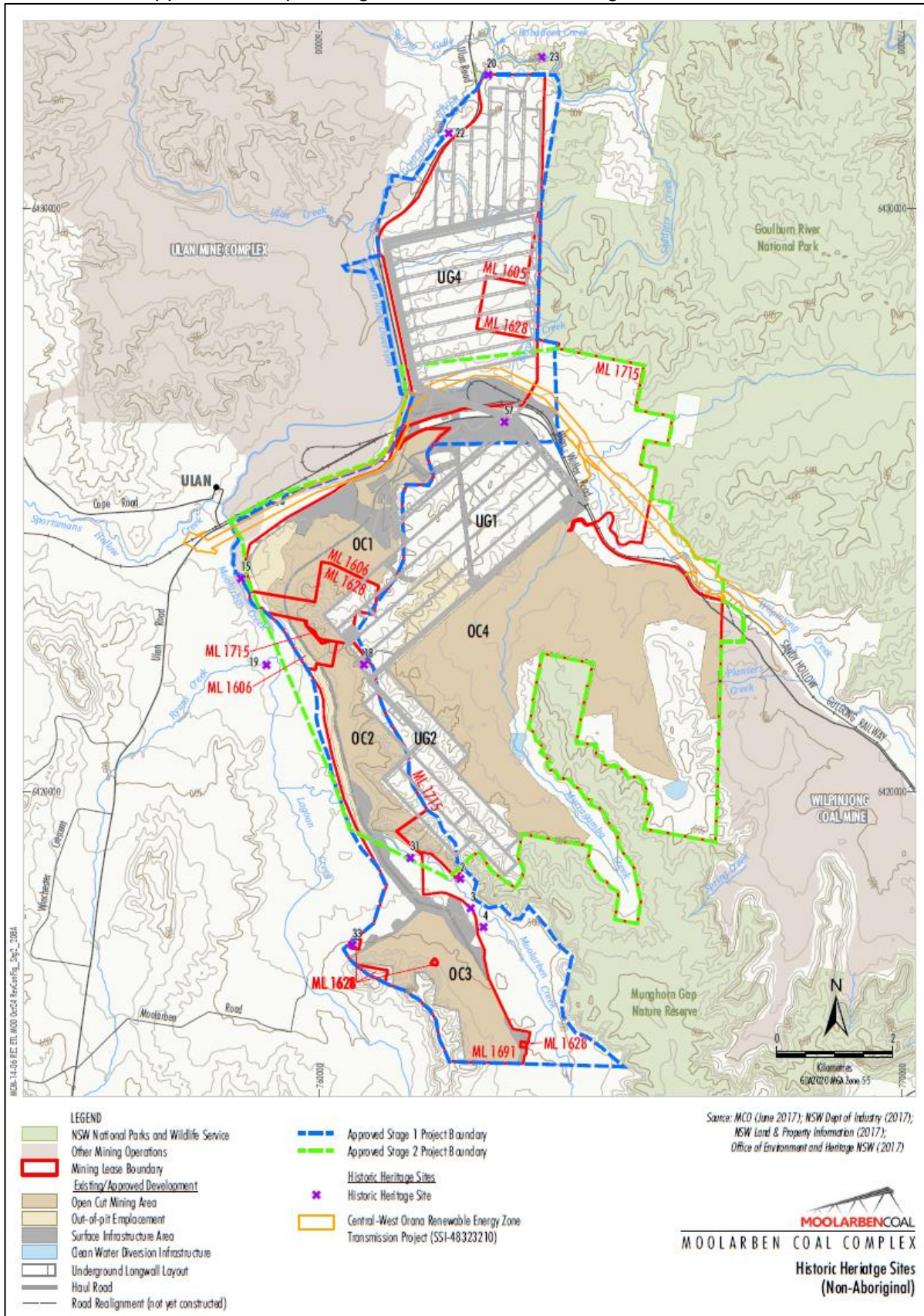


Figure 9.1: Historic Heritage Sites

13. In Appendix 10, replace figure 10.1 with the following:

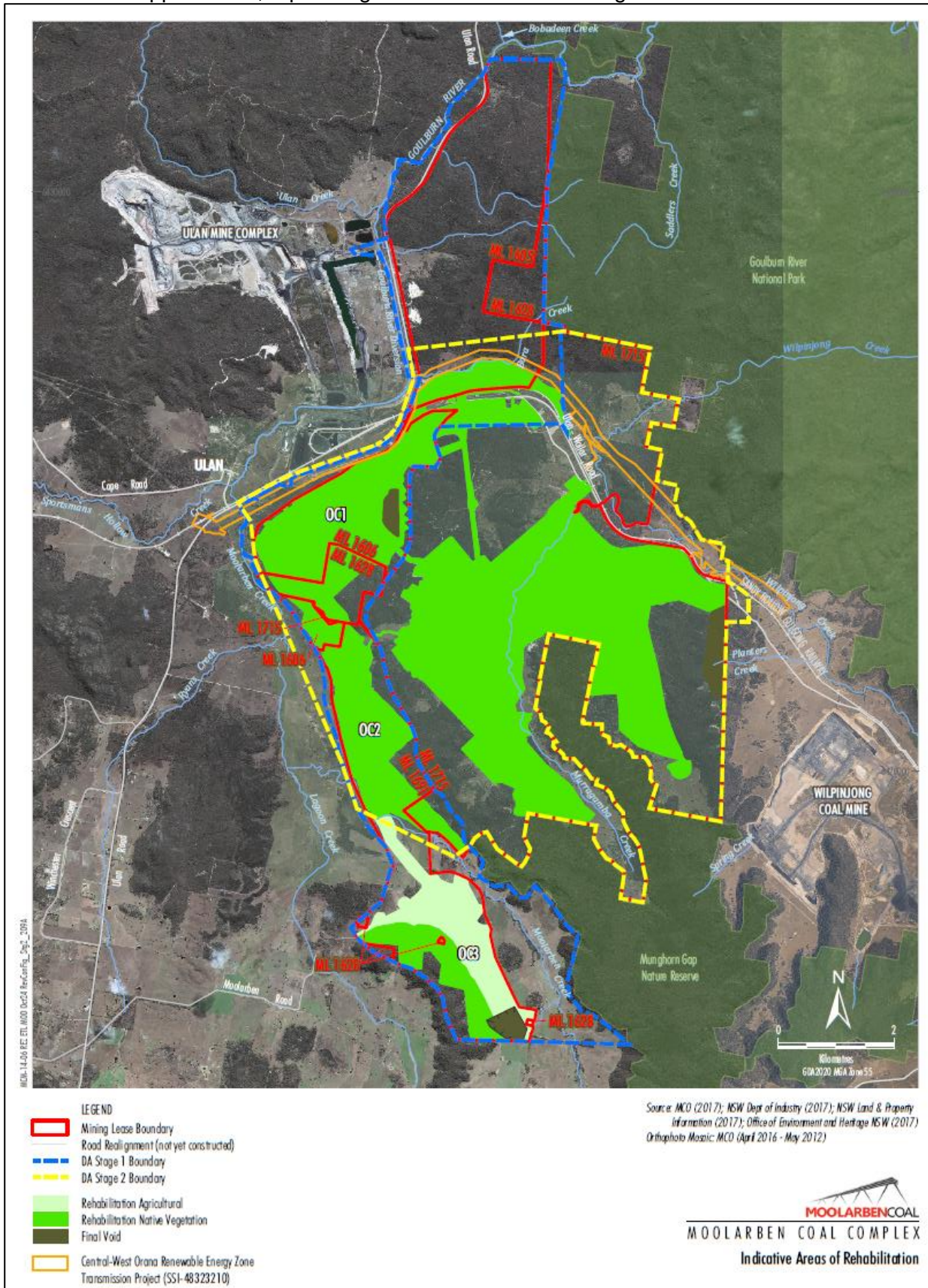


Figure 10.1: Indicative Rehabilitation Areas

**End of modification
(MP08_0135 MOD 5)**