

Request to modify a major project



NSW GOVERNMENT
Department of Planning

Date duly made: ___/___/___

Modification No. _____

1. Before you lodge

This form is required under section 75W of the *Environmental Planning and Assessment Act 1979* (the Act) in order to request the Minister to modify the Minister's approval to carry out a project or concept plan to which Part 3A of the Act applies.

Before making this request, it is recommended that you first consult with the Department of Planning (the Department) concerning your modification. The Director-General may issue environmental assessment requirements that must be complied with before your request will be considered by the Minister. If the changes proposed by the modification will result in a project that is consistent with the existing approval, the Minister's approval for a modification is not required.

Disclosure Statement

Persons making a request to modify a project or concept plan are required to declare reportable political donations (including donations of or more than \$1,000) made in the previous two years.

Note: For more details about political donations disclosure requirements, including a disclosure form, go to www.planning.nsw.gov.au/donations.

Lodgement

All modification requests must be lodged with the Director-General of the Department of Planning, by courier or mail. An electronic copy should also be e-mailed to the assessment contact officer assigned to the project.

NSW Department of Planning
Ground floor, 23-33 Bridge Street, SYDNEY NSW 2000
GPO Box 39 SYDNEY NSW 2001
Phone 1300 305 695

2. Details of the proponent

Company/organisation/agency

AUSTAR COAL MINE PTY LTD

ABN

67 111 910 822

Mr Ms Mrs Dr Other

First name

ADRIAN

Family name

MOODIE

Position

TECHNICAL SERVICES MANAGER

STREET ADDRESS

Unit/street no.

Street name

MIDDLE ROAD

Suburb or town

PAXTON

State

NSW

Postcode

2325

POSTAL ADDRESS (or mark 'as above')

LOCKED BAG 806

Suburb or town

CESSNOCK

State

NSW

Postcode

2325

Daytime telephone

02 4993 7293

Fax

02 4993 7302

Mobile

0419 47 55 44

Email

amoodie@austarcoalmine.com.au

3. Identify the land

STREET ADDRESS (where relevant)

Unit/street no.

Street or property name

Suburb, town or locality

Postcode

Local government area(s)

State Electorate(s)

REAL PROPERTY DESCRIPTION

CONTAINED WITHIN MINING LEASE CML2

Note: The real property description is found on a map of the land or on the title documents for the land. If you are unsure of the real property description, you should contact the Department of Lands.

Please ensure that you place a slash (/) to distinguish between the lot, section, DP and strata numbers. If the proposed modification applies to more than one piece of land, please use a comma to distinguish between each real property description.

OR: detailed description of land attached:

MAP: A map of the site and locality should also be submitted with this request.

4. Details of the original major project or concept plan

Briefly describe what the original approval allows

TOP COAL CAVING EXTRACTION FOR STAGE 2 LONGWALL PANELS A3, A4 AND A5 AT VOID WIDTHS OF 227M AND CHAIN PILLARS 45M WIDE. REFER TO "AUSTAR COAL MINE STATEMENT OF ENVIRONMENTAL EFFECTS, SEPTEMBER 2007"

What was the original project application no.?

DA NO. 29/95

What was the date of the approval?

8TH June 2008

What was the original application fee?

Note: Clause 245K of the *Environmental Planning and Assessment Regulation 2000* provides information on calculating the maximum fee for a request for modification.

5. Describe the modification you propose to make to the approval

Describe the proposed modification

INCREASE THE A4 TO A5 CHAIN PILLAR (PANEL 103) FROM 50M TO 65M (CENTRES) AND MAKE THE A5 CHAIN PILLAR (PANEL 104) 40M CENTRE AS PER ATTACHED PLAN GEN909A AND SUBSIDENCE ASSESSMENT REPORT MSEC391 ATTACHED

INCREASE THE VOID WIDTHS (BLOCK WIDTH + 2 X 5M ROADWAYS) OF LONGWALLS A4 AND A5 FROM 227M TO 237M

OTHER MODIFCATIONS INCLUDE INCREASING THE LENGTH OF A4 LW VOID BY 15M AND DECREASING A5 LW VOID BY 20M (FROM THAT IN THE MSEC REPORT OF THE 2007 SOEE)

Your modification request may need to be accompanied by an Environmental Assessment, including plans. An electronic and hard copy of this document will be required.

ESTIMATED CAPITAL INVESTMENT VALUE

Please indicate the estimated capital investment value (CIV) of the modification to the project approval or concept plan (excluding GST).

\$675 000

FULL TIME EQUIVALENT JOBS

Please indicate the number of jobs created by the proposed modification. This should be expressed as a proportion of full time equivalent (FTE) jobs over a full year.

Construction jobs (FTE) Operational jobs (FTE)

6. Landowner's consent (where required)

As the owner(s) of the above property, I/we consent to this request being made by the proponent:

| | |
|-----------------------------------|-----------------------------------|
| Land <input type="text"/> | Land <input type="text"/> |
| Signature <input type="text"/> | Signature <input type="text"/> |
| Name <input type="text"/> | Name <input type="text"/> |
| Date <input type="text"/> | Date <input type="text"/> |

Note: Under Clause 8F of the *Environmental Planning and Assessment Regulation 2000* (the Regulation), certain applications for approval under Part 3A of the Act do not require consent of the landowner, however, the proponent is required to give notice of the application (e.g. linear infrastructure, mining & petroleum projects, and critical infrastructure).

7. Political donation disclosure statement

Persons making a request to modify a project or concept plan are required to declare reportable political donations (including donations of or more than \$1,000) made in the previous two years.

Have you attached a disclosure statement to this request?

- Yes
 No

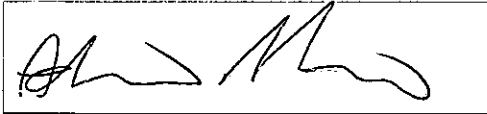
Note: For more details about political donations disclosure requirements, including a disclosure form, go to www.planning.nsw.gov.au/donations.

8. Proponent's signature

As the proponent(s) of the project and in signing below, I/we hereby:

- provide a description of the modification to the project approval or concept plan and address all matters required by the Director-General pursuant to Section 75W of the Act, and
- declare that all information contained within this form is accurate at the time of signing.

Signature



In what capacity are you signing if you are not the proponent

Name

ADRIAN MORDIE

Name, if you are not the proponent

Date

5/5/09.