

APPENDIX E: NOTICE OF MODIFICATION

Notice of Modification

Section 96(2) of the *Environmental Planning and Assessment Act 1979*

As delegate of the Minister for Planning, the Planning Assessment Commission of NSW modifies the development consent referred to in Schedule 1, as set out in Schedule 2.

Member of the Commission

Member of the Commission

Member of the Commission

Sydney

2017

SCHEDULE 1

The Development Consent for the Springvale Mine Extension Project (SSD 5594), granted by the Planning Assessment Commission on 21 September 2015.

SCHEDULE 2

1. In the definition for "EIS", insert the following after the last paragraph:

"Statement of Environmental Effects titled *Springvale Mine Extension Project State Significant Development 5594 – Modification 2* (dated December 2016), including the associated Response to Submissions (dated March 2017)".

2. Delete "DRE" from the Schedule 1 DEFINITIONS.

3. Delete all references to "DRE", and replace with "the Department".

4. In condition 5 of Schedule 2, delete "both the Secretary and DRE" and replace with "the Secretary".

5. In condition 12 of Schedule 4, in *Table 6 Water Performance Measures*:

- (a) delete:

"• Meet limits for salinity of 700 (50th percentile), 900 (90th percentile) and 1,000 (100th percentile) $\mu\text{S/cm}$ EC by 30 June 2017"

and

- (b) delete:

"and chronic toxicity from LDP009 discharges to aquatic species by 30 June 2017", and replace with "toxicity from LDP009 discharges to aquatic species by 30 June 2017, and chronic toxicity from LDP009 discharges to aquatic species by 30 June 2019, or when the Springvale Water Treatment Project is operational, whichever occurs first".

6. After condition 18 of Schedule 4, insert:

Catchment Improvement and Land Management Plan

- 18A. The Applicant must prepare and implement a Catchment Improvement and Land Management Plan for the land shown in yellow highlight in Appendix 7, to the satisfaction of the Secretary. This plan must:

- be prepared in consultation with WaterNSW and OEH, and be submitted to the Secretary for approval by the end of October 2017;
- describe the measures that would be implemented to protect and manage the subject land, and improve its riparian habitat;
- detail the schedule of works, completion criteria and the monitoring program that would be implemented to measure the success of the improvements; and
- make arrangements to manage, protect and provide long-term security for the subject land.

7. After Appendix 6, insert the following:

APPENDIX 7: CATCHMENT IMPROVEMENT AND LAND MANAGEMENT PLAN

