



16 July 2019

Mr Brendan Dobbie
Acting Principal Solicitor
NSW Environmental Defender's Office
Level 5, 263 Clarence Street
SYDNEY NSW 2000 AUSTRALIA

By email: edonsw@edonsw.org.au

Dear Mr Dobbie,

Bylong Coal Project SSD 14_6367 – KEPCO's Response to the GML Heritage Advice

We refer to your letter dated 5 July 2019 which refers to the statement by the Independent Planning Commission (**Commission**) that it would not accept any further comments on the independent expert advice from GML Heritage in relation to heritage aspects of the revised mine plan (**GML Heritage review**) for the proposed Bylong Coal Project SSD 14_6367 (**the Project**).

The GML Heritage review was published on the Commission's website on 12 June 2019. All stakeholders (including the Environmental Defender's Office) were provided with the opportunity to comment on the review up to 27 June 2019. In line with its public meeting guidelines, the Panel had previously accepted public comments on the Project for seven days after the public meeting. Further comments were also accepted up to 1st May 2019 when the Panel issued a formal statement that it would no longer accept further public comments. The response of the Applicant (**KEPCO**) to the GML Heritage review was uploaded to the Commission's website on 28 June 2019 along with the statement by the Commission that the opportunity for further submissions on the GML Heritage review was closed.

You are requesting, on behalf of your client the Bylong Valley Protection Alliance, for the Commission to either disregard portions of KEPCO's response, or, alternatively, to take into consideration the further comments contained within the EDO's letter dated 5 July 2019 and afford a further opportunity for the general public to comment on this material.

The Panel considers that KEPCO's response to the GML Heritage review does not contain any significant new information and so will not accept any further comments on this issue. The opportunity for further written submissions from stakeholders is currently closed. If you have any questions, please contact me on [REDACTED] or at my email address [REDACTED]

Regards,

Sam McLean
Executive Director
Independent Planning Commission NSW Secretariat