

Alana Jelfs

From: Megan Dawson
Sent: Monday, 18 February 2019 3:41 PM
To: David Koppers; Alana Jelfs
Cc: Howard Reed
Subject: United Wambo Additional clarification post 5 Feb Briefing

Hi David and Alana,

During our briefing on 5 February 2019 the Department took a few questions on notice and our responses are now provided below.

Crown Land

Having regard to recommended condition A33 of SSD 7142, I can confirm that the requirement was at the request of DoI Lands (see relevant advice [here](#)). Lot 170 DP 823775 is highlighted yellow in the below figure adapted from Figure 1.8 of the EIS.



Diesel Emissions Reduction Equipment

Having regard to recommended condition B28(b) of SSD 7142, the Department agrees that 'new' could be clarified or expanded to ensure that it extends to second-hand equipment purchased or transferred from other mine sites (excluding Wambo). A suggested change is provided below:

B28. (b) ~~excluding existing equipment transferred from the Wambo Mining Complex~~, ensure that ~~all any-new~~ 'non-road' mobile diesel equipment (with engines >30 litres) ~~commissioned for used in undertaking~~ the development includes reasonable and feasible diesel emissions reduction technology;

VPA

Based on Glencore's VPA offer to Council of 4 December 2018 and Council's in principle acceptance on 17 December 2018. The Department recommends that Appendix 9 in the recommended conditions of consent for SSD 7142 be updated as follows:

APPENDIX 9 GENERAL TERMS OF APPLICANT'S VPA OFFER

<i>Applicant's Contribution</i>	<i>Intended Use</i>	<i>Payment Details</i>
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\$1,325,000	Singleton Community and Economic Development Fund, or similar, to be used across the local government area	Within 12 months of commencement of development under this consent
\$1,325,000	Funding of community infrastructure and services for local affected communities, including Jerrys Plains and Warkworth	Within 12 months of commencement of development under this consent

Threatened Species under the EPBC Act

I understand that during the public meeting, representatives of the Nature Conservation Council and Lock the Gate both raised a misdescription in the Department’s final assessment report (FAR). I can confirm that Table E1 in Appendix E of the FAR incorrectly categorises the threatened Regent Honeyeater and Swift Parrot as ‘endangered’ instead of ‘critically endangered’ as per its listing under the *Environment Protection and Biodiversity Conservation Act 1999* (Cwth). The Department apologises for this mistake but notes that it bears no weight on the assessment or the conclusions made. The Department will bring this error to the Commonwealth’s attention when it is referred to them for determination.

Please let us know if there is anything else we can assist with.

Regards, Megan

Megan Dawson

Team Leader
 Resource Assessments | Planning Services
 320 Pitt Street | GPO Box 39 | Sydney NSW 2001
 T 02 9274 6391 E megan.dawson@planning.nsw.gov.au

