



2 October 2019

Mr Matthew Sprott  
Director Resource Assessments  
Department of Planning, Industry and Environment  
By Email: [matthew.sprott@planning.nsw.gov.au](mailto:matthew.sprott@planning.nsw.gov.au)

Dear Mr Sprott

**Re: Rix's Creek South Continuation of Mining Project SSD 6300**

I write in regard to the Rix's Creek South Continuation of Mining Application (SSD 6300) that the Independent Planning Commission (the Commission) is currently considering. The Department of Planning, Industry and Environment (the Department) provided revised recommended conditions of consent to the Commission for consideration on 24 September 2019. The Commission would like to table three amendments to those revised conditions to seek the Department's feedback on workability, and compliance implementation.

The Commission's adjustments are:

- Condition B72(l): proposed adjustment of the condition to read *"include a risks and opportunities assessment and risk register that includes risks associated with unplanned closure or care and maintenance"*.
- Condition B72(p): proposed adjustment of the condition to read *"include a program to review and refine the final landform and final void outcomes to meet the relevant Rehabilitation Objectives in Table 6, in consultation with the Resources Regulator and the Council every three years"*.
- Condition E14(a)(xiii): a proposed new sub-condition (xiii): *"hyperlinks to government air quality and noise information and contact details for NSW government complaint avenues (including the Upper Hunter Air Quality Network and Government Environment Complaint Line)."*

The Commission is still considering the application, and in doing so would like to seek the Department's comment on workability and compliance implementation of the Commission's adjustments to the revised conditions of consent.

The Department's comment on these draft conditions is requested to be returned to the Commission by CoB **3 October 2019** or as soon as practicable.

Yours sincerely

**Troy Deighton**  
A/Executive Director – Secretariat