

Helen Mulcahy  
Director  
Independent Planning Commission  
Level 3, 201 Elizabeth Street  
Sydney NSW 2000

Dear Ms Mulcahy

**Eraring Power Station – Ash Dam Expansion Modification (07\_0084 Mod 1)**

I refer to your letter dated 11 December 2019, seeking comments from the Department on workability or potential unintended consequences of your proposed conditions to the above project approval, should the proposed modification application (07\_0084 Mod 1) be approved.

The Department has reviewed the conditions and suggests amendments to the following proposed conditions:

- general: replacement of references to “consent” with “approval”;
- condition 1.5: addition of a 3-month timeframe from the date of approval of MOD 1 (or as otherwise approved by the Planning Secretary) for operation of the Community Consultative Committee - to allow for establishment of the CCC in accordance with the Department’s guidelines, for example the selection of an independent chair and expressions of interest for community and special interest group members;
- condition 4.8: amendments to remove reference to air quality criteria or exceedances of criteria, noting that the conditions do not include air quality criteria; to include a standard definition of extraordinary events; and suggest a 3 month timeframe from the date of approval of MOD 1 (or other timeframe agreed by the Planning Secretary) to submit the air quality management plan;
- condition 4.9: amendment to reference the Long-Term Ash Management Strategy required under condition 4A.1 to ensure that the rehabilitation management plan is consistent with the broader rehabilitation strategy, which is a component of this strategy;
- conditions 5.1 and 5.2: amendments to remove reference to the Department’s compliance unit email address, which is no longer being used;
- conditions 5.3A, 5.4, and 5.5: amendments to the order of numbering. The condition numbers were corrected to 5.4, 5.5 and 5.6, respectively.

The suggested amendments to the draft Notice of Modification are attached for your consideration.

If you wish to discuss this further, please contact me on [REDACTED] or by email to [REDACTED]

Yours sincerely



16/12/19

Stephen O'Donoghue  
Director  
Resource Assessments