



Mr Troy Deighton
A/Executive Director
Independent Planning Commission of NSW
Level 3, 201 Elizabeth Street
Sydney NSW 2000

24 June 2020

Dear Mr Deighton

**Chain Valley Colliery MOD 3 (SSD 5465) and Mannering Colliery MOD 5 (MP_0611)
DPIE Comment on Proposed Conditions of Consent**

Thank you for requesting the Department's feedback on the proposed conditions of consent for these two modification applications. The Department supports the conditions proposed by the Commission in the draft instruments of modification that accompanied your letter of 23 June 2020.

In response to your question concerning the name of the Applicant, the Department notes that Great Southern Energy Pty Limited is currently trading under the name Delta Coal Pty Limited, which led to the inclusion of references to Delta Coal in the Department's recommended conditions.

The Department supports the use of Great Southern Energy Pty Limited in Schedule 1 of both the Chain Valley Colliery and Mannering Colliery consents. The Department proposes that the definition of "Applicant" within the Definitions section of each consent be modified to reflect this, as follows:

Applicant Great Southern Energy Pty Limited or any person carrying out development under this consent

The Department acknowledges that subsequent references to Delta Coal are made in the Applicant's Statement of Commitments in each consent and notes that these references can also be amended to refer to Great Southern Energy Pty Limited.

In making the above amendments, the Department notes that reference to "Delta Electricity (or its subsidiary)" in the definition of "Privately-owned land" within the Definitions section of each consent should be retained in its current form.

The Department supports the inclusion and wording of the Commission's proposed condition 3A(g) of Schedule 3 which relates to noise mitigation measures to further enclose Mannering Colliery's Coal Crushing Facility. It is suggested that the word "and" be included at the end of condition 3A(f).

If you have any questions, please contact Colin Phillips on the details above.

Yours sincerely,

Matthew Sprott
Director
Resource Assessments