

Modification of Development Consent

Section 4.55(1A) of the *Environmental Planning and Assessment Act 1979*

As delegate of the Minister for Planning and Public Spaces, I approve the modification of the development consent referred to in Schedule 1, subject to the conditions in Schedule 2.



Jessie Evans
Director
Energy and Resource Assessments

Sydney 9 August 2024

SCHEDULE 1

Development consent:	DA 60-03-2001 granted by the Minister for Urban Affairs and Planning on 20 November 2001
For the following:	Dendrobium Underground Coal Mine and associated surface facilities and infrastructure
Applicant:	Illawarra Coal Holdings Pty Ltd
Consent Authority:	Minister for Planning and Public Spaces
The Land:	See Appendix 1 of DA 60-03-2001
Modification:	Coal processing

SCHEDULE 2

1. In the list of DEFINITIONS, in the definition for “BCS”, delete “Directorate, within the Department” and replace with “Group within the NSW Department of Climate Change, Energy, the Environment and Water”.
2. In the list of DEFINITIONS, in the definition for “Department”, delete “and Environment” and replace with “, Housing and Infrastructure”.
3. In the list of DEFINITIONS, delete “DPE Water” and its definition, and insert the following in alphabetical order:

NSW DCCEEW – Water Group	Water Group within the NSW Department of Climate Change, Energy the Environment and Water
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4. In Schedule 2 onwards, delete all references to “DPE Water” and replace with “NSW DCCEEW – Water Group”.
5. In the list of DEFINITIONS, in the definition of EP&A Regulation, delete “2000” and replace with “2021”.
6. In the list of DEFINITIONS, in the definition of “Minister”, after “Planning” insert “and Public Spaces”.
7. In the list of DEFINITIONS, after “Modification 9” and its definition, and before “Mtpa” and its definition, insert the following:

Modification 10	The modification to the development as described in the Modification Report titled “ <i>Dendrobium Mine/Appin Mine Modification – Coal Transport Modification Report</i> ”, dated 30 October 2023, prepared by South32 Illawarra Metallurgical Coal, letter titled “ <i>Dendrobium Mine/Appin Mine Modification – Coal Transport Amended Modifications</i> ”, dated 11 April 2024, prepared by South32 Illawarra Metallurgical Coal, “ <i>Dendrobium Mine/Appin Mine Modification – Coal Transport Modification Submissions Report</i> ”. Dated 11 April 2024, prepared by South32 Illawarra Metallurgical Coal
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8. In condition 2(g) of Schedule 2:
 - (a) delete “and” and replace with “,”; and
 - (b) after “Modification 9”, insert “and Modification 10”.

**End of modification
(DA 60-03-2001 MOD 10)**