



**CAMBERWELL COAL  
PTY LIMITED**

A.C.N. 003 825 018

Bridgman Rd, Singleton N.S.W.

PMB 7, Singleton 2330.

**Phone: 61+ 02 6570 2111 Fax: 61+ 02 6570 2180**

Ref: t:\environ\dptplan.let

30 October 1998

Department of Urban Affairs & Planning  
GPO Box 3927  
**SYDNEY NSW 2001**

**ATTENTION : HELEN SPREADBOROUGH**  
**Assistant Director**  
**Development and Infrastructure Assessment**  
**Your Ref: N90/00631**

Dear Madam

**RE: PROPOSED MODIFICATION TO DEVELOPMENT CONSENT  
CAMBERWELL COAL MINE**

Please find enclosed the Camberwell Coal Modification of Consent Application Form as required by Section 96(2) of the Environmental Planning and Assessment Act 1979. The application for modification relates to the repeal of condition 20 of the Camberwell Coal development consent.

As specified in your correspondence we have enclosed a cheque for the application fee of \$1,000.00.

If you require further information, please do not hesitate to contact Mr Lindsay Ward on 02 6570 2161.

Yours sincerely  
**CAMBERWELL COAL PTY LIMITED**

Colin Davies  
Environmental Consultant



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Ref: t:\mining\planning\urbanaff.let

20 July 1998



Mr David Mutton  
Acting Director  
Sustainable Development and Assessments  
Department of Urban Affairs and Planning  
GPO Box 3927  
SYDNEY NSW 2001

Dear Mr Mutton

**RE: CAMBERWELL COAL CONDITIONS OF CONSENT**

I refer to earlier correspondence dated 29 January 1998 and your reply of 6 March 1998 (Ref: N90/00631/5). Camberwell Coal wishes to apply under Section 102 of the Environmental Planning and Assessment Act 1979 for the removal of Condition 20 from the Development Consent (86/2889) which was issued by the Minister for Planning on 19 March 1990.

Condition 20 states:

**"20. Cumulative Impact Study**

The Applicant shall after negotiation with the responsible authorities and companies involved carry out dust, noise and vibration monitoring of mining and transport operations to determine impacts outside coal lease application areas, on a joint basis with the Rix's Creek Coal Mine and the proposed Glennies Creek Project and report to the Commission, the Council and the Department of Minerals & Energy."

Reasons seeking the removal of the above Condition were outlined in Camberwell's earlier correspondence dated 29 January 1998 (refer attached). Additionally, it is Camberwell's interpretation of the Condition that it does not come into force until Glennies Creek Project has been established and is operational. It is also unclear as to what is envisaged by the term "coal lease application areas." Does this apply to:

- . Camberwell Coal's coal lease application at the time of granting of the Development Consent? or
- . to the mining lease application areas of the three mines? or
- . to all mining lease application areas.

As it is unclear as to the meaning of coal lease application areas it is also unclear as to where these cumulative impacts would be monitored outside of the mining lease application areas.

*H. Spreadbury*  
*230/7/98*

There will be no alteration to the scale or nature of the development if the modification were to be granted as Condition 20 relates to monitoring and reporting activities only. These monitoring and reporting activities are largely already undertaken on an individual basis by Camberwell Coal and the Rix's Creek Mine and have been addressed on a cumulative basis by the Department of Urban Affairs and Planning's 1995/1996 Upper Hunter Cumulative Impact Study.

For the above reasons, but primarily for the reason that the intent of Condition 20 has been overtaken by the production of the "Upper Hunter Cumulative Impact Study and Action Strategy", it is requested that Condition 20 be removed from Camberwell Coal's Development Consent.

Should there be matters that require further clarification, please do not hesitate to contact me.

Yours sincerely

**CAMBERWELL COAL PTY LIMITED**

*L J Ward*

L. J. Ward  
Manager Technical Services, Shipping and Environment

*Colin Davis*



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Ref: T:\gm\urbanaff.let

29 January 1998

Mr S Haddad  
Assistant Director-General  
Department of Urban Affairs and Planning  
Level 20 - Governor Macquarie Tower  
1 Farrer Place  
SYDNEY NSW 2000

*(referred to Hugo Maclean (Woodward Clyde)  
for consideration in audit) 6-2-98.*

Dear Mr Haddad

**RE: CONDITIONS OF DEVELOPMENT CONSENT FOR THE CAMBERWELL MINE**

Development Consent for the Camberwell Open-Cut Coal Mine near Singleton was originally granted by the Minister for Planning in October 1990. A variation to that Consent and a subsequent Consent by Singleton Shire Council have since been granted to enable several modifications and extensions to be made to the Mine's operations.

During a recent review of the Mine's environmental performance and obligations, it was discovered that Condition No. 20 of the October 1990 Consent required the Company to conduct a cumulative environmental impact study jointly with the neighbouring Rix's Creek Mine, operated by Bloomfield Collieries Pty Ltd.

To date, this study has not been carried out. However, during 1995-96, a comprehensive study of cumulative impacts in the Upper Hunter sub-region was carried out by your Department, with assistance from other state and local government authorities, the coal mining industry and the community. This study is more comprehensive and definitive than any investigation which might have been carried out between our Company and Bloomfield Collieries and thoroughly addresses issues of cumulative impact.

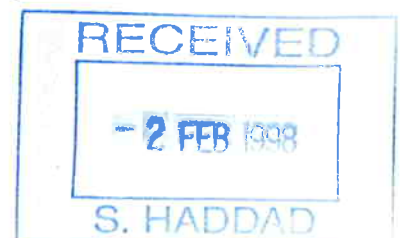
*! too ad.* In view of the publication of the Upper Hunter Cumulative Impact Study and the action strategies which have stemmed from it, we believe that the original requirement contained in Condition 20 of the Development Consent for Camberwell has been overtaken by events and is now redundant.

I would be grateful if you could advise me as to whether our Company's obligations in this regard could be waived and, if so, of the steps which we would need to take to delete Condition No. 20 from our Development Consent.

Yours sincerely

**CAMBERWELL COAL PTY LIMITED**

R Gazzard  
General Manager



Environmental Planning and Assessment Act for community infrastructure attributable to the Camberwell Coal Project.

In the event that the Applicant and the Council cannot agree on the total amount of such contribution, the Minister shall determine the said amount, after referring the dispute to a Commissioner of Inquiry and after receiving the Commissioner's recommendations.

#### 19. Off-Site Effects

In the event that impact of dust and noise from the mining operations at residences outside the area of affectation is in excess of the amenity criteria of the Commission, the Applicant shall undertake such works as may be required by the Commission to mitigate those impacts or alternatively to purchase the affected land on a mutually agreed basis or by reference to clause 7 herein, to the satisfaction of the Commission.

#### 20. Cumulative Impact Study

The Applicant shall after negotiation with the responsible authorities and companies involved carry out dust, noise and vibration monitoring of mining and transport operations to determine impacts outside coal lease application areas, on a joint basis with the Rixs Creek Coal Mine and the proposed Glennies Creek Project and report to the Commission, the Council and the Department of Minerals and Energy. ↳ = EPA

#### 21. Land and Water Management Plans

The Applicant shall prepare to Council's satisfaction and regularly update a Land Management Plan for all its land-holdings to provide for satisfactory land management practices. The Applicant shall take account of down stream water users' requirements in management of water storages at the mine site.

#### 22. Roads

- (i) The site access road and intersection with Bridgman Road shall be sealed and constructed to Council's satisfaction.
- (ii) The Applicant shall negotiate an agreement with Council with a bank guarantee of \$100,000 to cover possible damage to Bridgman Road from construction activities. An independent assessment of the road condition before commencement of and after completion of construction shall be provided by the Council and agreed upon by the Applicant and the Council as a basis for determination of claims.
- (iii) The Applicant shall negotiate with Council a capital contribution and an annual maintenance contribution towards the cost of the repair and maintenance of Bridgman Road.

**ATTACHMENT****DESCRIPTION OF SURFACE & SUBSURFACE LANDS**

Those surface lands located in the PARISH OF AUCKLAND, County of Durham, Shire of Singleton and more particularly described as that Part of Lot 5 in Deposited Plan 264089 being situated to the east of the western boundary of the surface lands delineated in the Application for a Coal Lease as Gazetted on 29 September 1989 (Folio 7899), those Parts of Lots A, F & G in Deposited Plan 37613 being situated to the east of the western boundary of the surface lands delineated in the Application for a Coal Lease as Gazetted on 29 September 1989 (Folio 7899), the disused Railway line being situated along the northern boundary of Portion 22 and the northern boundary of Lot A in Deposited Plan 37613, the whole of Lot 4 in Deposited Plan 246434, the whole of Lots 1 & 2 in Deposited Plan 628652, those Parts of Lots 1, 2 5 & 6 in Deposited Plan 246434 being situated to the east of the western boundary of the surface lands delineated in the Application for a Coal Lease as Gazetted on 29 September 1989 (Folio 7899), the whole of Lot 1 in Deposited Plan 597205, that Part of Lot 2 in Deposited Plan 597205 being situated to the east of the western boundary of the surface lands delineated in the Application for a Coal Lease as Gazetted on 29 September 1989 (Folio 7899), that Part of Lot 710 in Deposited Plan 624852 being situated to the south of Latitude 32° 28'S, the whole of Portion 22, the whole of Portion 91, the whole of Portion 92, the whole of the parcel of unalienated Crown land adjoining the aforementioned Portion 92 to the southwest and bounded to the south by disused railway, that Part of Portion 23 being situated north of Latitude 32° 30'S, that Part of Portion 71 being situated south of Latitude 32° 28'S, that Part of Portion 85 being situated to the east of the western boundary of the surface lands delineated in the Application for a Coal Lease as Gazetted on 29 September 1989 (Folio 7899), that Part of Portion 89 being situated to the north of Latitude 32° 30'S, the whole of Lot 1 in Deposited Plan 581908, that Part of Lot 2 in Deposited Plan 581908 being situated to the north of Portion 89 and to the east of the Main Northern Railway but extending to the east no further than the aforementioned Parish boundary, the whole of a road being situated to the north of Portion 23 and west of Middle Falbrook Road being known as Road Permit No. 1932/22 Land District of Singleton.

Those surface lands located in the PARISH OF BROUGHTON, County of Durham, Shire of Singleton and more particularly described as the whole of Portion 1, that Part of Portion 2 being situated to the south of Latitude 32° 28'S, that Part of Portion 6 being situated to the west of the eastern most boundary of the surface lands delineated in the Application for a Coal Lease as Gazetted on 29 September 1989 (Folio 7899), that part of Portion 7 being situated to the west of the eastern most boundary of the surface lands delineated in the Application for a Coal Lease as Gazetted on 29 September 1989 (Folio 7899), that Part of Portion 10 being situated to the south of Latitude 32° 28'S, that Part of Portion 120 being situated west of the eastern most boundary of the surface lands delineated in the Application for a Coal Lease as Gazetted on 29 September 1989 (Folio 7899) and south of Latitude 32° 28'S, that Part of Lot 6 in Deposited Plan 113538 being a closed road situated to the west and south of the aforementioned Part Portion 120 and east of the aforementioned Part Portion 10 extending no further north than Latitude 32° 28'S and extending no further east than the eastern most boundary of the surface lands delineated in the Application for a Coal Lease as Gazetted on 29 September 1989 (Folio 7899), that Part of Lot 7 in Deposited Plan 113538 being situated to the north of Portions 77, 78 & 43 in the Parish of Darlington and extending no further east than the eastern most boundary of the surface lands delineated in the Application for a Coal Lease as Gazetted on 29 September 1989 (Folio 7899).

Those surface lands located in the PARISH OF DARLINGTON, County of Durham, Shire of Singleton and more particularly described as the whole of Portion 246, that Part of Portion 3 excluding that land east of Longitude 150° 09'E and south of Latitude 32° 29'S, that Part of Portion 26 being situated to the west of Longitude 150° 29'E, that Part of Portion 43 being situated to the north of Latitude 32° 29'S, that Part of Portion 44 being situated in the northwest most corner of Portion 44 and bounded by the aforementioned Part Portion 43 to the west and Latitude 32° 29'S to the south and thence to the south east by the boundary of the surface lands delineated in the Application for a Coal Lease as Gazetted on 29 September 1989 (Folio 7899), that Part of Portion 75 being situated to the west of Longitude 150° 09'E, that Part of Portion 77 being situated to the west of the eastern boundary of the surface lands delineated in the Application for a Coal Lease as Gazetted on 29 September 1989 (Folio 7899), that Part of Portion 78 being situated to the north of Latitude 32° 29'S, that Part of Portion 82 being situated to the west of Longitude 150° 09'E and

north of Latitude 32° 30'S, that Part of Portion 137 being situated to the north of Latitude 32° 30'S, that Part of Lot 2 in Deposited Plan 581903 being situated north of Latitude 32° 30'S, that Part of Lot 3 in Deposited Plan 581908 being situated to the north of Latitude 32° 30', that Closed Road being situated to the west boundary of Portion 78 and north of Latitude 32° 30', that Part of Portion 98 being situated to the west Longitude 151° 09'E, that part of Closed road being situated to the west of Portion 75 and west of Longitude 151° 09'E, that part of Closed road being situated to the west and south of Portion 98 but extending no further east than Longitude 151° 09'E, that part of the disused railway line being situated within Portion 3, that part of the disused railway line being situated to the east of Lot 2 in Deposited Plan 581908 and extending no further south than Latitude 32° 30'S.

The subsurface lands are contained within the PARISHES OF AUCKLAND, BROUGHTON, DARLINGTON AND VANE, County of Durham, Shire of Singleton and being bounded on the west by Longitude 151° 05'E, the south by Latitude 32° 28'S, the west by Longitude 151° 09'E, to the south by Latitude 32° 30'S, together with that subsurface land contained within the PARISHES OF BROUGHTON AND DARLINGTON, County of Durham, Shire of Singleton and being bounded on the north by Latitude 32° 28'S, the east by Longitude 151° 10'E, on the south by Latitude 32° 29'S and the west of Longitude 151° 09'E.

The above described lands and those generally contained within Authorisation to Prospect, Numbers 81 and 308 Granted under the Coal Mining Act 1973.