

22nd January 2009

Ms. Kate Andrew
Environment Assessments Branch
Department of the Environment, Water, Heritage and the Arts
GPO BOX 787, CANBERRA, ACT, 2601

Dear Kate

Re: Coal & Allied Lower Hunter Lands - Gwandalan Referral

Further to our submission in December of the additional information for assessment by preliminary documentation, I am now responding to your further request. You sought further information pertaining to the management of the Angophora inopina species located in the northern section of the buffer zone on the eastern side of Kanangra Drive. This relates to the residential subdivision development period and future management following dedication of the buffer land to Wyong Shire Council (WSC).

Coal & Allied (C&A) will manage the buffer zone and more particularly the section that contains the Angophora inopina species on the same basis as it will manage the conservation transfer land edges. That will be in accordance with the terms of a proposed Statement of Interim Management Intent (SIMI) between C&A and DECC.

C&A will enter into a Voluntary Planning Agreement (VPA) with WSC prior to any site works being commenced by C&A which will operate concurrently with the SIMI. Both agreements will reflect the terms and conditions of the DEWHA approval for the management of the Angophora inopina, both during development of the residential subdivision and the longer term

The terms to be included in the VPA between C&A and WSC pertaining to the future management of the Angophora inopina in the buffer area following dedication will be required to be approved by DEWHA and DECC, following a determination of the application.

C&A will undertake to continue to protect and manage the Angophora inopina and will not dedicate the subject affected land to WSC until such time that DEWHA is satisfied with the management undertakings by WSC.

We trust the details above satisfy DEWHA in regard to the committed undertakings by C&A in the interests of the longer term protection of the subject vulnerable species

Yours faithfully



Keith Dedden
General Manager Property Development