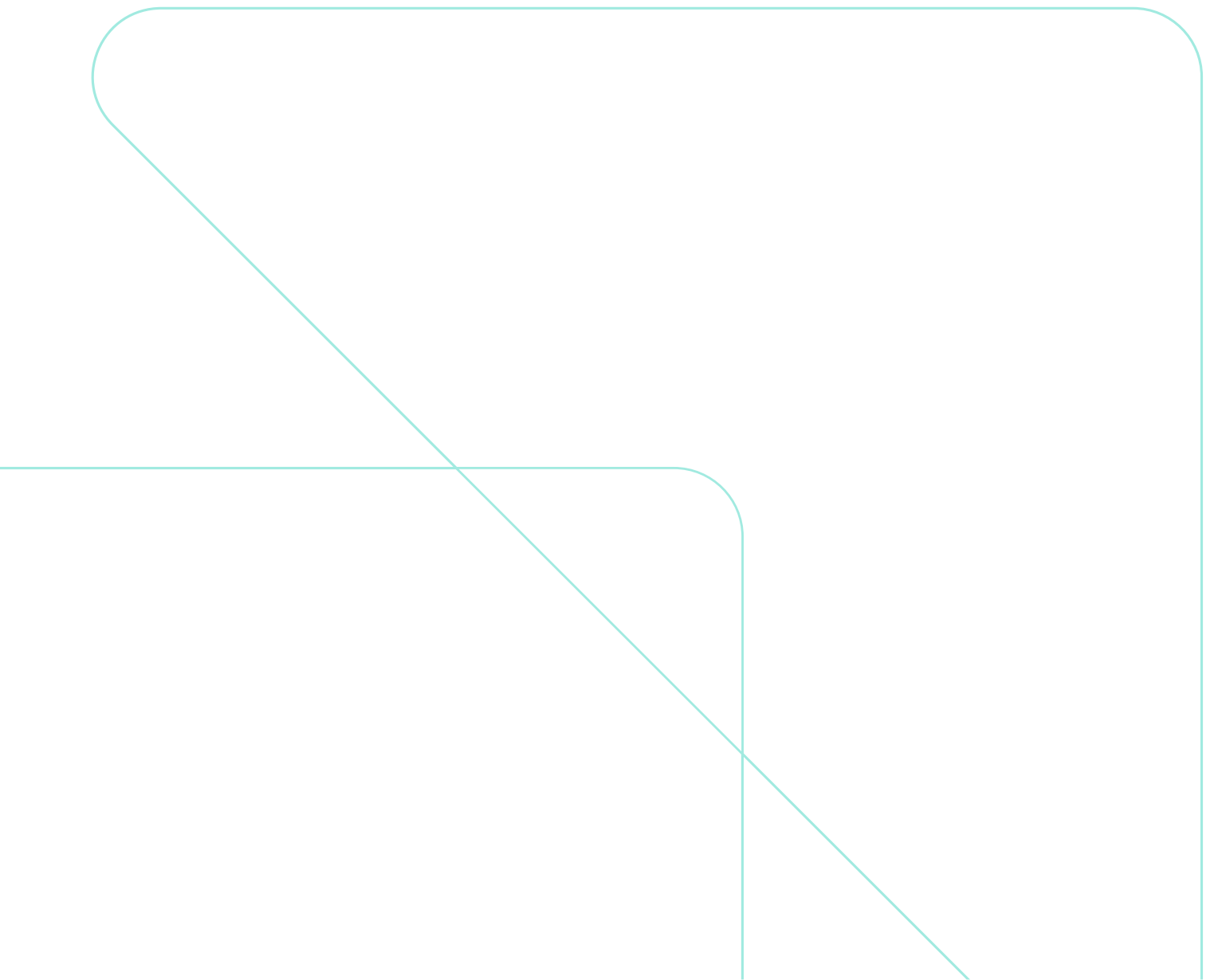


Annual Compliance Report

Tarrawonga Coal Mine

June 2025

EPBC 2011/5923




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Declaration of accuracy

In making this declaration, I am aware that sections 490 and 491 of the *Environment Protection and Biodiversity Conservation Act 1999* make it an offence in certain circumstances to knowingly provide false or misleading information or documents. The offence is punishable on conviction by imprisonment or a fine, or both. I declare that all the information and documentation supporting this compliance report is true and correct in every particular. I am authorised to bind the approval holder to this declaration and that I have no knowledge of that authorisation being revoked at the time of making this declaration.

Signed:	
Full name (please print):	Andrew Wright
Position (please print):	Superintendent – Group Biodiversity
Organisation (please print including ABN/CAN if applicable):	Whitehaven Coal Limited (ABN 68 124 425 396) on behalf of Tarrawonga Coal Pty Ltd (ABN 73 100 742 185)
Date:	5/06/2025

1. Introduction

The Tarrawonga Coal Mine (TCM) is located approximately 16 km east of Boggabri within the Narrabri Shire Council Local Government Area (LGA).

Approval for the TCM was granted under the *Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act) in March 2013 (EPBC 2011/5923). EPBC 2011/5923 has undergone four variations, dated 15 October 2015, 20 April 2016, 24 March 2021 and 23 December 2021.

This Compliance Report has been prepared to address the requirements of EPBC 2011/5923 in accordance with the Annual Compliance Report Guidelines (the Guidelines), published in 2023 by the Department of Climate Change, Energy, the Environment and Water (DCCEEW) (the Department).

1.1 Description of activities

This compliance report covers the approval and period detailed in Table 1.

Table 1: Project details

Item	Details
EPBC Approval number	2011/5923
Project name	Tarrawonga Coal Mine
Approval Holder	Tarrawonga Coal Pty Ltd
ACN or ABN	73 100 742 185
Approved action	To extend and operate an open cut coal mine 15 km north-east of the township of Boggabri in New South Wales, including associated infrastructure.
Location of the project	15 km north-east of Boggabri and 42 km North north-west of Gunnedah.
Reporting period of the report	13 March 2024 to 12 March 2025
Date of preparation of the report	5 June 2025

1.2 Compliance report overview

Table 2 provides an overview of the compliance report requirements outlined in EPBC 2011/5923.

Table 2: Compliance report requirements

Relevant condition	Comment
<i>32. Within three months of every 12-month anniversary of Commencement of construction, the person taking the action must publish a report on their website addressing compliance with each of the conditions of this approval, including implementation of any management plans as specified in the conditions. Documentary evidence providing proof of the date of publication and non-compliance with any of the conditions of this approval must be provided to the Department at the same time as the compliance report is published. The person taking the action must continue to comply with this condition until such time as approved in writing by the Minister.</i>	<p>This Compliance Report has been prepared for the Reporting Period from 13 March 2024 to 12 March 2025.</p> <p>Regular reporting documentation for the TCM, including the Compliance Reports, can be accessed via: https://whitehavencoal.com.au/our-business/our-assets/tarrawonga-mine/</p>

2. Compliance assessment

2.1 Compliance with the conditions of approval

Details of compliance with the EPBC 2011/5923 approval conditions, including supporting evidence, is provided in Appendix A. Evidence of the implementation of management plans can be made available to the Department upon request.

A summary of the compliance with the EPBC 2011/5923 approval conditions during the Reporting Period is provided in Table 3.

Table 3: Summary of performance during reporting period

Status	Description	Number of Conditions
Compliant	'Compliance' is achieved when all the requirements of a condition have been met, including the implementation of management plans or other measures required by those conditions.	32
Non-compliant	A designation of 'non-compliant' must be given where the requirements of a condition or elements of a condition, including the implementation of management plans and other measures, have not been met.	0
Not applicable	A designation of 'not applicable' must be given where the requirements of a condition or elements of a condition fall outside of the scope of the current reporting period. For example, a condition that applies to an activity that has not yet commenced.	6
Total		38

3. Correcting non-compliances

During the reporting period, there were no instances of non-compliance identified. All activities and operations were conducted in full accordance with the approval EPBC 2011/5923.

4. New environmental risks

No new environment risks were identified during the reporting period.

Appendix A Summary of compliance

Table A-1: EBPC compliance table

Condition number	Condition	Is the project compliant with this condition?	Comments
Disturbance Areas			
1.	The person taking the action must not clear more than 13 hectares (ha) of the EPBC listed White Box—Yellow Box—Blakely's Red Gum Grassy Woodland and Derived Native Grassland critically endangered ecological community within the Tarrawonga Coal Extension project area , as identified in Attachment A of these conditions.	Compliant	Less than 13 ha of White Box—Yellow Box—Blakely's Red Gum Grassy Woodland and Derived Native Grassland has been cleared up until 12 March 2025.
2.	The person taking the action must not clear more than: a) 279 ha of habitat for the regent honeyeater (<i>Anthochaera phrygia</i> : formerly <i>Xanthomyza phrygia</i>); b) 54 ha of habitat for the swift parrot (<i>Lathamus discolor</i>); and c) 334 ha of habitat for the greater long-eared bat (<i>Nyctophilus corbeni</i>), within the Tarrawonga Coal Extension project area .	Compliant	Less than: <ul style="list-style-type: none">279 ha of habitat for the regent honeyeater (<i>Anthochaera phrygia</i>: formerly <i>Xanthomyza phrygia</i>) has been cleared up until 12 March 2025;54 ha of habitat for the swift parrot (<i>Lathamus discolor</i>) has been cleared up until 12 March 2025; and334 ha of habitat for the greater long-eared bat (<i>Nyctophilus corbeni</i>), has been cleared up until 12 March 2025.
3.	The person taking the action must submit to the Minister for approval, by 30 June 2016, an approach that: a) limits the maximum disturbance (in hectares) specified for each of the years 5, 10, 15, and 17 from the date of this approval of the White Box—Yellow Box—Blakely's Red Gum Grassy Woodland and Derived Native Grassland ecological community and the habitat or potential habitat for the regent honeyeater, swift parrot and greater Long-eared bat; b) incorporates an analysis, undertaken by independent ecological experts approved by the Department , that demonstrates the maximum disturbance limits which will minimise any impact on relevant Matters of national environmental significance ; c) demonstrates collaboration with the person taking the action to develop and operate the Boggabri Coal Project (EPBC 2009/5256) and the person taking the action to develop and operate the Maules Creek Coal Project (EPBC 2010/5566), in order to minimise progressive Project area disturbance limits across all three sites. The progressive disturbance limits are to be reflected in the development of the Leard Forest Mining Precinct Biodiversity Strategy.	Compliant	The initial version of the Disturbance Limits Approach was submitted 30 June 2016. Subsequently, another version of the Disturbance Limits Approach, dated 23 January 2020, was approved by the former Department of Agriculture, Water and the Environment (DAWE) on 19 March 2020. DAWE approved suitably qualified independent ecological experts on 19 July 2021 to undertake the revised Disturbance Limit Approach to incorporate Modification 7 to the NSW Project Approval 11_0047. Consultation on the revised Disturbance Limit Approach was undertaken in 2021 and submitted on 16 August 2021. The revised plan was approved by former DAWE on 17 December 2021.
4.	The person taking the action must not clear more than the maximum project area disturbance limits specified for each of the years 5, 10, 15 and 17 as described in condition 3, unless otherwise approved by the Minister .	Compliant	Less than the Year 10 disturbance limit approach boundary has been developed up until 12 March 2025.
5.	The person taking the action must publish on their website both the approved approach and the analysis undertaken by independent ecological experts under condition 3.	Compliant	The analysis required under condition 3 is published on the Whitehaven Coal website. https://whitehavencoal.com.au/our-business/our-assets/tarrawonga-mine/
Direct Offsets			
6.	The person taking the action must register a legally binding conservation covenant over offset areas of no less than: a) 1055 ha of an equivalent or better quality of habitat for the regent honeyeater; b) 397 ha of an equivalent or better quality of habitat for the swift parrot; c) 1355 ha of an equivalent or better quality of habitat for the greater longeared bat; and d) 232 ha of an equivalent or better quality of the White Box—Yellow Box— Blakely's Red Gum Grassy Woodland and Derived Native Grassland ecological community. Note: Offset areas described in condition 6 do not necessarily need to be separate if the same areas can meet the listing criteria for the EPBC listed threatened species or communities as defined in the EPBC listing advice for that threatened species or community and meet the requirements of condition 6.	Compliant	The NSW Biodiversity Conservation Trust (BCT) advised that on 24 June 2021, the Tarrawonga Offset property of Willeroi (CA0060) Conservation Agreement was registered on title and therefore secured under Part 5 Division 3 of the Biodiversity Conservation Act 2016 in perpetuity. An Independent Review demonstrating compliance with Condition 6a to 6d was submitted to Commonwealth DCCEEW on 5 December 2013 and approved on 3 June 2019.
7.	The person taking the action must verify through independent review the quantity and condition class of White Box—Yellow Box—Blakely's Red Gum Grassy Woodland and Derived Native Grassland ecological community and the quantity and quality of habitat for the regent honeyeater, swift parrot and greater long-eared bat within all proposed offset areas including those proposed in the Environmental Assessment and any additional offsets as required at condition 8. Details of all independently verified offset areas must be submitted to the Minister for approval by 31 January 2014. The findings of the independent review must be published on the proponent's website.	Compliant	An Independent Review was prepared on 8 November 2013 and submitted to the former Department of the Environment and Energy (DoEE) on 5 December 2013. The Independent Review was approved on 3 June 2019. The findings of the Independent Review are published on the Whitehaven Coal website.
8.	If the independent review finds that the offset areas do not meet the requirements of conditions 6, 7 and 9 then additional areas must be included in the offset areas until all relevant criteria under these conditions are met.	Compliant	The Independent Review determined that offset areas meet requirements of conditions 6, 7 and 9.
9.	The offset areas must be of an overall equivalent or better quality than the areas being cleared. This means:	Compliant	The Independent Review determined that offset areas met condition 9.

Condition number	Condition	Is the project compliant with this condition?	Comments
	<p>a) for White Box—Yellow Box—Blakely's Red Gum Grassy Woodland and Derived Native Grassland ecological community, offset areas must meet the definition of the ecological community described in the listing advice, and must be of an overall equivalent or better condition class than the areas being cleared, based on the proportion of each condition class represented and other relevant ecological attributes;</p> <p>b) for the threatened species, the quality of the habitat for the species, taking account of its ecological requirements, must be equivalent to or better than the areas being cleared.</p>		
10.	<p>The mechanism/s for registering a legally binding covenant must provide protection for the offset areas in perpetuity and be registered by 31 March 2021* or as otherwise approved by the Minister in writing.</p> <p>Evidence of registration must be provided to the Department within one month of registration of each legally binding covenant.</p> <p>The approval holder must report on progress meeting this requirement in each annual compliance report required under condition 32 and as otherwise requested by the Department.</p>	Compliant	<p>The NSW BCT advised that on 24 June 2021 that the Tarrawonga Offset property of Willeroi (CA0060) Conservation Agreement was registered on title and therefore secured under Part 5 Division 3 of the Biodiversity Conservation Act 2016 in perpetuity. Whitehaven provided the former DAWE with evidence of compliance on 21 July 2021.</p> <p>* Variation dated 24 March 2021 explicitly changed date to 30 June 2021, however variation dated 23 December 2021 has reverted back to 31 March 2021.</p>
11.	<p>If the person taking the action proposes to undertake any action within areas secured under condition 6, other than those management activities related to managing the offset areas or as set out in the conditions of approval, then approval to undertake that action must be obtained in writing from the Minister. In seeking the Minister's approval, the person undertaking the action must provide a detailed assessment of the area where the action is proposed to take place and an assessment of all associated adverse impacts on matters of national environmental significance. If the Minister agrees to the action within the offset areas, the area identified for the action must be excised from the offset area and alternative offsets secured by the person taking the action at a ratio of at least 20:1 in relation to the impact on matters of national environmental significance.</p>	Not Applicable	<p>The offset area is not proposed for actions other than those management activities related to managing the offset area.</p>
Offset Management Plans			
12.	<p>The person taking the action must submit to the Minister for approval an <i>Offset management plan</i> for all of the offset areas, specified in condition 6, within 12 months of the date of this approval. The approved <i>Offset management plan</i> must be implemented.</p> <p>Note: for consistency, the proponent may develop a Biodiversity Management Plan that includes the requirements set for managing offsets and set out in these conditions, to align with the requirements of the NSW state government Project Approval dated 22 January 2013 (application number 11_0047) and this approval.</p>	Complaint	<p>The TCM Biodiversity (Offset) Management Plan was originally submitted for approval on 7 March 2014.</p> <p>A revised Biodiversity (Offset) Management Plan (Rev 7) was submitted on 18 November 2020 and approved by former DAWE on 1 December 2020.</p> <p>A revised Biodiversity (Offset) Management Plan, involving minor and administrative changes (no new or increased impacts to Matters of National Environmental Significance (MNES)), was submitted on 17 August 2022. In accordance with Condition 34, such amendments do not require approval. DCCEEW acknowledged receipt of the TCM Biodiversity Management Plan on 19 October 2022.</p> <p>Documentation of implementation evidence for the Offset Management Plan during the Reporting Period is outlined in the Tarrawonga Coal Mine Annual Review Report and includes:</p> <ul style="list-style-type: none">• Annual flora monitoring• Annual fauna monitoring• Winter bird surveys• Routine inspections of tracks, fencing, gates and signage• Annual fuel load and bushfire hazard assessment plus fire management• Habitat management (i.e. annual nest box installation and habitat monitoring)• Ecological thinning management• Weed management (i.e. seasonal assessment and annual control programs)• Pest management (i.e. routine monitoring, monthly sightings and control)• Seed Management (i.e. assessment and collection)• Annual heritage management inspection• Annual erosion inspections of tracks and sites• Annual stock incursion management
13.	<p>The <i>Offset management plan</i> must include, but not be limited to, the following:</p> <p>a) A text description and map which clearly defines the location and boundaries of the offset areas. This must be accompanied by the offset attributes and shapefiles;</p> <p>b) a description of the methodology and results of surveys measuring the baseline ecological conditions in the offset areas. This must be consistent with the State and Transition Model and include but not be limited to:</p>	Compliant	<p>The Biodiversity (Offset) Management Plan approved in Condition 12 addresses these requirements by:</p> <p>a) description and map in Section 5 and shapefiles emailed to DAWE on 17 November 2020;</p> <p>b) description of methodology and results of surveys in Sections 5.3 & 5.4:</p> <p>i. extent and condition of vegetation communities in Section 5.4;</p>

Condition number	Condition	Is the project compliant with this condition?	Comments
	<div><div><div>i. the extent and condition of all vegetation communities, including a description of the structure, floristics and tree age class representation of each community;</div><div>ii. the extent and condition class of all areas of the White Box—Yellow Box—Blakely's Red Gum Grassy Woodland and Derived Native Grassland ecological community;</div><div>iii. surveys targeting the regent honeyeater, swift parrot and greater longeared bat;</div><div>iv. the extent and quality of all areas of habitat for the regent honeyeater, swift parrot and greater long-eared bat;</div><div>v. the location of all survey sites (including co-ordinates);</div><div>vi. photo reference points at survey sites.</div></div><div><div>c) clearly defined ecological management objectives for the offset areas;</div><div>d) detailed description of all ecological management activities proposed to be undertaken, including maps and/or diagrams showing areas to be managed and the timing of the proposed activities;</div><div>e) details of ongoing ecological monitoring programs, performance criteria, targets and provisions for adaptive management, including but not limited to:<div><div>i. a set of measurable ecological indicators for detecting changes to the White Box—Yellow Box—Blakely's Red Gum Grassy Woodland and Derived Native Grassland ecological community, including those that may be ascribed to ongoing water stress;</div><div>ii. a monitoring plan to assess the success of the management activities measured against the baseline condition. The monitoring must be statistically robust and able to quantify change in the condition of the White Box—Yellow Box—Blakely's Red Gum Grassy Woodland and Derived Native Grassland ecological community and habitat for the regent honeyeater, swift parrot and greater long-eared bat. This should include the use of control sites and periodic ecological surveys to be undertaken by a qualified ecologist;</div><div>iii. a list of performance criteria based on the ecological management objectives for the White Box—Yellow Box—Blakely's Red Gum Grassy Woodland and Derived Native Grassland ecological community and habitat for the regent honeyeater, swift parrot and greater long-eared bat;</div><div>iv. measures to exclude weeds from all offset areas for the period covered by this approval;</div><div>v. a description of the potential risks to successful management against the performance criteria, and a description of the contingency measures that would be implemented to mitigate against these risks;</div><div>vi. a process by which to report to the Department the progress of management activities undertaken in the offset areas and the outcome of those activities, including identifying any need for improved management and activities to undertake such improvement.</div></div></div><div><div>f) details of all parties responsible for management, monitoring and implementing the management activities, including their position or status as a separate contractor.</div><div>g) details of the funding requirements for the ongoing management activities, including an estimate of the costs of the activities and details of the parties responsible for funding the activities.</div></div></div></div>		<div><div><div>ii. extent and condition class of White Box—Yellow Box—Blakely's Red Gum Grassy Woodland and Derived Native Grassland ecological community in Section 5.4;</div><div>iii. Surveys targeting the regent honeyeater, swift parrot and greater long-eared bat in Section 5.6;</div><div>iv. Extent and quality of habitat for the regent honeyeater, swift parrot and greater long-eared bat in Section 5.6;</div><div>v. survey sites locations in Appendix E;</div><div>vi. photo reference points in Section 6.13.</div></div><div><div>c) ecological management objectives in Section 6.1;</div><div>d) ecological management activities in Section 6;</div><div>e) ecological monitoring programsin Section 6.12 & 6.13:<div><div>i. ecological indicators in Section 6.12;</div><div>ii. monitoring plan in Section 6.13.1;</div><div>iii. performance criteria in Section 6.12;</div><div>iv. weed management in Section 6.7;</div><div>v. risks and contingency measures in Section 7;</div><div>vi. reporting process in Section 8.2.2;</div></div></div><div><div>f) responsibilities in Section 1.4.</div><div>g) funding requirements in Section 6.2.2.</div></div></div></div>
14.	Unless otherwise agreed to in writing by the Department , the baseline surveys for threatened species must be conducted in accordance with the department's <i>Survey Guidelines for Australia's Threatened Birds</i> and the <i>Survey Guidelines for Australia's Threatened Bats</i> . Subsequent monitoring must be carried out annually at the same time of year as the baseline surveys, unless otherwise agreed to in writing by the Department.	Compliant	<div>Baseline surveys of birds and bats were conducted in accordance with the Department guidelines and subsequent annual monitoring of threatened species is consistent with the baseline survey method and timing, as described in the TCM Biodiversity Management Plan (BMP).</div> <div>Former DAWE approved the Review of Winter Bird Monitoring Strategy (Ecoplanning, 2020) which outlines a revised method to baseline surveys for monitoring for the Regent Honeyeater and Swift Parrot on 1 December 2020.</div> <div>Evidence of annual monitoring is available through the 2024 winter bird monitoring survey and 2024 fauna monitoring report.</div>

Surface and groundwater management plans

Condition number	Condition	Is the project compliant with this condition?	Comments
15.	The person taking the action must provide the <i>Surface and Groundwater Management Plans</i> , as identified in condition 39 of the NSW State Government Project Approval dated 22 January 2013 (application number 11_0047), to the Minister for approval within one month of their approval by the NSW state government. The approved plans must be implemented.	Compliant	<p>The Water Management Plan (WMP) Edition 3 Rev 2 was revised in March 2020 and conditionally approved by former NSW Department of Planning, Industry and Environment (DPIE) in June 2020. A copy of the WMP was submitted to former DAWE in accordance with Condition 15 on the 17th June 2020.</p> <p>Following the approval of MOD 8 the WMP (Edition 3 Rev 3) was approved by former NSW DPIE 19 October 2020 and implemented onsite. A copy of the WMP was submitted to DAWE on 21 June 2021. In accordance with Condition 34, the changes made to Rev 2 were minor and did not impact upon matters (a) to (e) in Condition 17.</p> <p>Subsequently, an update and addendum to the WMP was developed and submitted to DCCEEW on 31 May 2023 (in accordance with Condition 34 - no new or increased impacts to MNES).</p> <p>Evidence of implementation of the Surface Water Management Plan and Groundwater Management Plan is available through water quality monitoring and reporting, available in Section 7 of the Annual Review.</p> <p>Additional evidence of implementation including EPL monitoring data and Independent Environmental Audit as available on the Whitehaven website, https://whitehavencoal.com.au/our-business/our-assets/tarrawonga-mine/</p>
16.	The surface and groundwater management plans must be consistent with the National Water Quality Management Strategy.	Compliant	The approved WMP is consistent with the National Water Quality Management System.
17.	The person taking the action must include with the <i>Surface and Groundwater Management Plans</i> (submitted for approval by the Minister as per condition 15) written advice demonstrating how the plans address the cumulative impact of groundwater drawdown as a result of mining and how this may impact on the consequent health of the remnant native vegetation in the Leard State Forest, the Leard State Conservation Area and surrounding areas. The advice must be developed in collaboration with the person taking the action to develop the Boggabri Coal Mine Extension (EPBC 2009/5256) and the Maules Creek Coal Mine (EPBC 2010/5566. The advice must address the following matters:	Compliant	<p>Written advice was provided to the former DAWE on 15 July 2020 demonstrating how the approved WMP and BTM complex Water Management Strategy address Condition 17.</p> <p>Compliance with Condition 17 was confirmed following submission of the amended in WMP on 21 June 2021 and 31 May 2023 as the amendment would not have a new or increased impact and does not impact upon matters (a) to (e) in Condition 17.</p>
	a) maximum amount of allowable drawdown in the alluvial aquifer;		
	b) drawdown in hard rock;		
	c) trigger levels pertaining to drawdown in the alluvial aquifer when corrective actions will be required to be undertaken;		
	d) identify the depth of the root zone of the native vegetation; and		
	e) monitoring to assess the ongoing quality and quantity of both surface and groundwater to identify impacts on the native vegetation.		
18.	The person taking the action must, within 30 days of receiving a written request from the Minister , provide to the Minister a report on:	Not Applicable	No written request received from the Minister.
	a) any updated modelling of surface and groundwater impacts that has been undertaken in preparing the <i>Surface and Groundwater Management Plans</i> ; and		
	b) how the <i>Surface and Groundwater Management Plans</i> addressed groundwater and surface water impacts on matters of national environmental significance .		
19.	Revoked	Revoked	Revoked
20.	Revoked	Revoked	Revoked
21.	Revoked	Revoked	Revoked
Leard Forest Mining Precinct Regional Biodiversity Strategy			
22.	The person taking the action must implement the regional biodiversity strategy as required under condition 41 of the NSW state government project approval dated 22 January 2013 (application number 11_0047). The required scoping report for the development of the strategy must be submitted to the Minister for approval on or before 31 July 2013. The approved strategy must be implemented.	Compliant	<p>The Regional Biodiversity Strategy has been prepared and implemented in the following stages:</p> <ul style="list-style-type: none">• Stage 1 – Scoping Report (initially submitted to former DSEWPaC on 22 May 2013, with the final version then approved in July 2015).• Stage 2 – Strategy Report (finalised in September 2017).• Stage 3 – Strategy Review (yet to be completed). <p>The Regional Biodiversity Strategy would be reviewed and amended in the Stage 3 – Strategy Review.</p> <p>DAWE approved the TCM BMP (Rev 6 17 November 2020) on 1 December 2020, incorporating the Regional Biodiversity Strategy.</p>

Condition number	Condition	Is the project compliant with this condition?	Comments
Evidence of implementation of the Regional Biodiversity Strategy is displayed through various monitoring results, surveys and reports as detailed in Condition 12.			
Mine site rehabilitation			
23.	To mitigate the impacts to the White Box—Yellow Box—Blakely's Red Gum Grassy Woodland and Derived Native Grassland and the habitat of the regent honeyeater, swift parrot and greater long-eared bat, the person taking the action must, within six months of the date of this variation to conditions of approval, submit to the Minister for approval a Mine Site Rehabilitation Plan for the progressive rehabilitation and revegetation of no less than 752 ha of native forest and woodland in the Project area including 13 ha using species consistent with a White Box—Yellow Box—Blakely's Red Gum Grassy Woodland and Derived Native Grassland Ecological Community. This approved Mine Site Rehabilitation Plan must be implemented.	Compliant	<p>The Mine Site Rehabilitation Plan (MSRP) submitted to the former DoEE on 15 April 2016. A revised MSRP was submitted on 13 December 2019 and approved by DAWE on 19 March 2020.</p> <p>Rehabilitation activities at the TCM are undertaken in accordance with the MSRP and the NSW Rehabilitation Management Plan (January 2025).</p> <p>Documentation of implementation evidence for rehabilitation activities completed during the Reporting Period are reported in Section 8 of the Tarrawonga Coal Mine Annual Review Report and the Tarrawonga Coal Mine Forward Program available on the Whitehaven website.</p>
24.	The person taking the action must rehabilitate the site to be consistent with the proposed rehabilitation strategy as provided in the Environmental Assessment and, as required under the NSW State Government approval dated 22 January 2013 (Application 11_0047).	Compliant	<p>The Rehabilitation Strategy for the Tarrawonga Coal Mine is described in Section 5 of the Project Environmental Assessment EA. The State and Commonwealth approvals both specify that the rehabilitation of the Tarrawonga Coal Mine must be consistent with the Rehabilitation Strategy.</p> <p>The NSW Rehabilitation Management Plan (January 2025) summarises the key elements of the Rehabilitation Strategy as well as providing a description of activities and mine landforms.</p> <p>Rehabilitation activities at the TCM are undertaken in accordance with the MSRP and the NSW Rehabilitation Management Plan (January 2025).</p>
25.	<p>The <i>mine site rehabilitation</i> plan must include, at a minimum, the following information:</p> <ul style="list-style-type: none">a) targets and performance indicators to achieve effective restoration of potential habitat for the regent honeyeater, swift parrot and greater longeared bat and White Box—Yellow Box—Blakely's Red Gum Grassy Woodland and Derived Native Grassland ecological community, including weed management;b) details of the vegetation communities to be rehabilitated and the timing of progressive rehabilitation (commencing as soon as practicable following disturbance);c) detailed soil depth surveys and analysis to inform the effective placement and restoration of soils underlying the proposed rehabilitation sites; including mapping of soils across the disturbance sites and soil sampling at no less than one sample point per 20 ha of each soil type identified. Sampling must identify; type, depth, water holding capacity, structure and physio-chemical properties of each of the soil and subsoil layers;d) processes and methodologies for the removal, storage and re-layering of the topsoil and sub soil layers underlying the disturbed sites being prepared for rehabilitation. These processes and methodologies must ensure the replacement of topsoil and sub soil layers as provided in the Environment Assessment.e) a process to report annually to the Department the rehabilitation management actions undertaken and the outcome of those actions, and the mechanisms to be used to identify the need for improved management;f) a description of the potential risks to successful management and rehabilitation on the project site, including weed invasion, and a description of the contingency measures that would be implemented to mitigate these risks;g) details of long-term management and protection of the mine site, including details of the commitment of funds to achieve this.	Compliant	<p>The MRSP contains the information required in condition 25.</p> <p>The Tarrawonga Coal Mine Annual Review report outlines the environmental performance, environmental management, and any non-compliance issues. This includes identifying trends in monitoring results, comparisons to Project EA predictions and statutory requirements, and a description of measures that will be implemented over the following year. Section 8 of the Annual Review summarises the outcomes of management actions undertaken as part of the TCM rehabilitation program and collates documentation to demonstrate compliance with the Rehabilitation Management Plan and the MSRP.</p>
26.	<p>The <i>Mine Site Rehabilitation Plan</i> must be subject to an Independent review by a qualified ecologist. The findings of the Independent review must be published on the website of the person taking the action at the same time as the approved <i>Mine Site Rehabilitation Plan</i> is published.</p> <p>Note: for consistency, the person taking the action may develop a single mine rehabilitation plan to align with the requirements, including timing of reporting, of the NSW State Government approval dated 22 January 2013 (Application 11_0047) and this approval. The <i>Offset Management Plan</i> and the <i>Rehabilitation Management Plan</i> need to be substantially integrated for achieving biodiversity objectives for the rehabilitated mine-site.</p>	Compliant	<p>An independent review was completed for the MSRP and is provided as Appendix A of the report approved by former DAWE on 19 March 2020. The approved MSRP is available on the Whitehaven website.</p>
Conservation Bond			
27.	The person taking the action must submit details of the Conservation and Biodiversity Bond (required under condition 49 of the NSW state government project approval dated 22 January 2013) and the Rehabilitation Security Deposit (required under the NSW mining Act 1992) to the Minister within one month of lodgement of the Bond and Deposit with the NSW state government. If the Minister is not	Compliant	<p>The Variation of Security Deposit for Tarrawonga Coal Mine Site was assessed by the Regional NSW Mining, Exploration & Geoscience on 4 July 2023. The Regional NSW Mining, Exploration & Geoscience approved the Variation of Security Deposit on 1 August 2023 which determined the required amount of the deposit for the Tarrawonga Coal Mine to fulfil its</p>

Condition number	Condition	Is the project compliant with this condition?	Comments
	satisfied that the Bond and Deposit lodged by the person taking the action is adequate to provide for the requirements referred to under conditions 19, 20, 22, 23 and 24, the Minister may require the person taking the action establish an additional bond or equivalent financial instrument in trust, under conditions approved in writing by the Minister .		rehabilitation obligations. Whitehaven received confirmation on 15 August 2023 that the Variation of Security Deposit for Tarrawonga Coal had been successfully lodged. The revised Conservation Bond calculation for Tarrawonga Coal was submitted to NSW DPE on 1 November 2023. The NSW DPE approved the revised Conservation Bond calculation on 20 November 2023 with Whitehaven receiving confirmation from NSW DPE on 16 January 2024. Email notification to DAWE on the revised Conservation Bond and Variation of Security Deposit occurred on 14 February 2024.
Final Landform			
28.	The person taking the action must undertake rehabilitation to ensure the final landform provides the optimum opportunity for the successful restoration of native forest and woodland including the critically endangered White Box—Yellow Box—Blakely's Red Gum Grassy Woodland and Derived Native Grassland ecological community.	Compliant	Rehabilitation activities completed during the Reporting Period are described in Section 8 of the Annual Review and the TCM Forward Program, available on the Whitehaven website including the status of rehabilitation undertaken as at 31st December 2024 was in accordance with the Rehabilitation Management Plan.
29.	<p>The person taking the action must undertake rehabilitation to ensure the final void and landform minimises the extent of any resulting pit lake, avoids salt scalding and ensures that drained waters do not adversely affect the downstream environment and avoids any impacts on matters of national environmental significance.</p> <p>Note: the State approval conditions for project 11_0047 require the preparation and implementation of a <i>Final Void and Mine Closure Plan</i> that considers interactions with the adjoining mines, including interaction between final voids, opportunities for integrated mine planning with adjoining mines to minimise environmental impacts, all reasonable and feasible landform options for the final void (including filling) and predicted hydrochemistry and hydrogeology (including long-term groundwater recovery and void groundwater quality).</p>	Compliant	<p>This condition was considered in developing the Draft Final Void and Mine Closure Plan that was submitted to the NSW Resources Regulator in December 2019. The Final Void and Mine Closure Plan (Revision 2-2) was submitted to the NSW Resources Regulator on 30 December 2024, as per the relevant conditions of PA 11_0047. The plan includes a detailed proposed final landform design that minimises the extent of the resulting pit lake and supporting rationale. This plan will be implemented as a component of the NSW required Rehabilitation Management Plan.</p> <p>As above, rehabilitation activities completed during the Reporting Period are described in Section 8 of the Annual Review and the TCM Forward Program, available on the Whitehaven website.</p>
Survey Data			
30.	<p>All survey data collected for the project must be recorded so as to conform to data standards notified from time to time by the Department. When requested by the Department, the person taking the action must provide to the Department all species and ecological survey data and related survey information from ecological surveys undertaken for matters of national environmental significance. This survey data must be provided within 30 business days of request, or in a timeframe agreed to by the Department in writing. The Department may use the survey data for other purposes.</p> <p>In the event that any additional Matters of national environmental significance are recorded within the Project area and a significant impact on the matter/s is likely, the Department must be notified in writing within 14 days of the matter/s being recorded. In accordance with condition 35, the Minister may request that the person taking the action revise any relevant plans to ensure better protection of the relevant matter/s.</p>	Compliant	<p>Records are maintained in accordance with Condition 30.</p> <p>Notification of Tylophora linearis was provided to the former DoEE on 15 February 2016.</p>
Reporting and auditing			
31.	Within 14 days after the commencement of construction, the person taking the action must advise the Department in writing of the actual date of Commencement of construction .	Complaint	TCM sent a notification on the 26 March 2014 advising that construction commenced 12 March 2014.
32.	Within three months of every 12-month anniversary of Commencement of construction , the person taking the action must publish a report on their website addressing compliance with each of the conditions of this approval, including implementation of any management plans as specified in the conditions. Documentary evidence providing proof of the date of publication and non-compliance with any of the conditions of this approval must be provided to the Department at the same time as the compliance report is published. The person taking the action must continue to comply with this condition until such time as approved in writing by the Minister .	Complaint	<p>This Compliance report has been prepared for the Reporting Period from 13 March 2024 to 12 March 2025.</p> <p>Regular reporting documentation for the TCM, including the Compliance Reports, can be accessed via:</p> <p>https://whitehavencoal.com.au/our-business/our-assets/tarrawonga-mine/</p>
33.	Upon the direction of the Minister , the person taking the action must ensure that an independent audit of compliance with the conditions of approval is conducted and a report submitted to the Minister . The independent auditor must be approved by the Minister prior to the commencement of the audit. Audit criteria must be agreed to by the Minister and the audit report must address the criteria to the satisfaction of the Minister .	Compliant	Tarrawonga Coal received a direction from DoEE on 10 October 2019 to undertake an independent audit of compliance. Appointment of Independent Auditor was submitted 26 October 2019 and DoEE approved the appointment of ERM auditors on 18 November 2019. Audit criteria was submitted on 18 November 2019 and was approved by DoEE on 9 December 2019. The independent audit was conducted between 16 and 17 January 2020 and found no non-compliance. The audit report was submitted to DAWE on 7 February 2020.

Condition number	Condition	Is the project compliant with this condition?	Comments
34.	<p>The person taking the action may choose to revise a management plan approved by the Minister under conditions 12, 15, 19, or 23 without submitting it for approval under section 143A of the EPBC Act, if the taking of the action in accordance with the revised plan would not be likely to have a new or increased impact. If the person taking the action makes this choice they must:</p> <p>a) notify the Department in writing that the approved plan has been revised and provide the Department with an electronic copy of the revised plan;</p> <p>b) implement the revised plan from the date that the plan is submitted to the Department; and</p> <p>for the life of this approval, maintain a record of the reasons the approval holder considers that taking the action in accordance with the revised plan would not be likely to have a new or increased impact.</p>	Compliant	<p>The Biodiversity Offset Management Plan was originally submitted for approval on 7 March 2014. An updated version was submitted in June 2020 with DAWE approving the TCM Biodiversity Management Plan on 1 December 2020.</p> <p>A revised Biodiversity (Offset) Management Plan, involving minor and administrative changes (no new or increased impacts to MNES), was submitted on 17 August 2022. In accordance with Condition 34, such amendments do not require approval. DCCEEW acknowledged receipt of the TCM Biodiversity Management Plan on 19 October 2022.</p> <p>The WMP had an update and addendum developed that did not result in a new or increased impact to MNES and does not impact upon matters (a) to (e) in Condition 17. The revised WMP was submitted to DCCEEW on 31 May 2023.</p>
34A.	<p>The person taking the action may revoke their choice under condition 34 at any time by notice to the Department. If the person taking the action revokes the choice to implement a revised plan, without approval under section 143A of the EPBC Act, the plan approved by the Minister must be implemented.</p>	Not Applicable	No action has been made to revoke a management plan.
34B.	<p>If the Minister gives a notice to the person taking the action that the Minister is satisfied that the taking of the action in accordance with the revised plan would be likely to have a new or increased impact, then:</p> <p>a) condition 34 does not apply, or ceases to apply, in relation to the revised plan; and</p> <p>b) the person taking the action must implement the plan approved by the Minister.</p> <p>To avoid any doubt, this condition does not affect any operation of conditions 34 and 34A in the period before the day the notice is given.</p> <p>At the time of giving the notice the Minister may also notify that for a specified period of time that condition 34 does not apply for one or more specified plans requires under the approval.</p>	Not Applicable	No request received to date.
34C.	<p>Conditions 34, 34A, and 34B are not intended to limit the operation of section 143A of the EPBC Act which allows the person taking the action to submit a revised plan to the Minister for approval.</p>	Compliant	An updated BMP was submitted on 17 August 2022 with DCCEEW acknowledging receipt of the TCM BMP (in accordance with Condition 34) on 19 October 2022.
35.	<p>If the Minister believes that it is necessary or convenient for the better protection of listed threatened species and communities or listed migratory species to do so, the Minister may request that the person taking the action make specified revisions to the management plan specified in the conditions and submit the revised plan for the Minister's written approval. The person taking the action must comply with any such request. The revised approved plan must be implemented. Unless the Minister has approved the revised plan then the person taking the action must continue to implement the originally approved plan, as specified in the conditions</p>	Not Applicable	No request received to date.
36.	<p>If, at any time after 5 years from the date of this approval, the person taking the action has not substantially commenced the action, then the person taking the action must not substantially commence the action without the written agreement of the Minister.</p>	Not Applicable	Mining operations originally commenced in 2006 under the name East Boggabri Coal Mine. Construction for the current TCM expansion began on 12 March 2014.
Publication of plans			
37.	<p>The person taking the action must maintain accurate records substantiating all activities and outcomes associated with or relevant to the above conditions of approval, including measures taken to implement the management plans required by this approval, and make them available upon request to the Department. Such records may be subject to audit by the Department or an independent auditor in accordance with section 458 of the <i>Environment Protection and Biodiversity Conservation Act 1999</i> or used to verify compliance with the conditions of approval. Summaries of audits will be posted on the Department's website. The results of audits may also be publicised through the general media.</p>	Compliant	<p>Records are maintained of all activities in accordance with the approved management plans.</p> <p>No request received to date.</p>
38.	<p>Unless otherwise agreed to in writing by the Minister, the person taking the action must publish all management plans referred to in these conditions of approval on their website. Each management plan must be published on the website within 1 month of being approved.</p>	Compliant	Approved Management Plans have been published and will continue to be published on the Whitehaven website.