Independent Environmental Audit 2026

Werris Creek Coal Mine

PREPARED FOR

Whitehaven

DATE
24 July 2026

REFERENCE
0830256

Independent Audit Report Declaration Form

Independent Audit Report Declaration Form	
Project Name	Werris Creek Mine
Consent Number	PA10_0059
Description of Project	Open-cut mine
Project Address	1435 Werris Creek Rd, Werris Creek, NSW 2341
Proponent	Werris Creek Coal Pty Ltd
Title of Audit	Independent Environmental Audit 2026
Date	24 July 2026

I declare that I have undertaken the Independent Audit and prepared the contents of the attached Independent Audit Report and to the best of my knowledge:

i. the audit has been undertaken in accordance with relevant condition(s) of consent and the *Independent Audit Compliance Requirements (Department 2019)*;
ii. the findings of the audit are reported truthfully, accurately and completely;
iii. I have exercised due diligence and professional judgement in conducting the audit;
iv. I have acted professionally, objectively and in an unbiased manner;
v. I am not related to any proponent, owner or operator of the project neither as an employer, business partner, employee, or by sharing a common employer, having a contractual arrangement outside the audit, or by relationship as spouse, partner, sibling, parent, or child;
vi. I do not have any pecuniary interest in the audited project, including where there is a reasonable likelihood or expectation of financial gain or loss to me or spouse, partner, sibling, parent, or child;
vii. neither I nor my employer have provided consultancy services for the audited project that were subject to this audit except as otherwise declared to the Department prior to the audit; and
viii. I have not accepted, nor intend to accept any inducement, commission, gift or any other benefit (apart from payment for auditing services) from any proponent, owner or operator of the project, their employees or any interested party. I have not knowingly allowed, nor intend to allow my colleagues to do so.

Notes:

a) Under section 10.6 of the *Environmental Planning and Assessment Act 1979* a person must not include false or misleading information (or provide information for inclusion in) in a report of monitoring data or an audit report produced to the Minister in connection with an audit if the person knows that the information is false or misleading in a material respect. The proponent of an approved project must not fail to include information in (or provide information for inclusion in) a report of monitoring data or an audit report produced to the Minister in connection with an audit if the person knows that the information is materially relevant to the monitoring or audit. The maximum penalty is, in the case of a corporation, $1 million and for an individual, $250,000; and
b) The *Crimes Act 1900* contains other offences relating to false and misleading information: section 307B (giving false or misleading information – maximum penalty 2 years imprisonment or 200 penalty units, or both)

Name of Auditor	Toivo Zoete
Signature	[redacted]
Qualification	BSc (Hons), MApplSc, PhD
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DOCUMENT DETAILS

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SIGNATURE PAGE

Independent Environmental Audit 2026

Werris Creek Coal Mine

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ACRONYMS AND ABBREVIATIONS

Acronym	**Description**
BOA	Biodiversity Offset Area
CCC	Community Consultative Committee
DPHI	Department of Planning, Housing and Infrastructure
DPIE	Department of Planning, Industry and Environment
EPL	Environmental Protection Licence
ERM	Environmental Resources Management Australia Pty Ltd
IEA	Independent Environmental Audit
ML	Mining Lease
PA	Project Approval 10_0059 MOD5
WCCM	Werris Creek Coal Mine
WHC	Whitehaven Coal Limited

EXECUTIVE SUMMARY

Environmental Resources Management Australia Pty Ltd (ERM) was commissioned to perform an Independent Environmental Audit (IEA) of the Werris Creek Coal Mine (WCCM) on behalf of Whitehaven Coal Limited (WHC). The primary purpose of the audit was to satisfy the Department of Planning, Housing and Infrastructure (DPHI, hereafter together with its predecessor names referred to as the "Department") Ministers' Project Approval (PA) 10_0059, which requires completion of an independent audit by the end of June 2014 and every three years thereafter. The audit period assessed in this IEA is 6 July 2023 (date of the previous IEA site visit) to 12 June 2026 (date of the current IEA site visit).

The audit included a review of:

- Conditions of Project Approval 10_0059;
- EPL 12290;
- Mining Leases – ML1563, 1671 and 1672 (Standard Conditions); and
- Implementation of Management Plans developed as part of Conditions of Approval.

Non-compliance with the statutory conditions and implementation of the management plans is summarised in the Tables below. An action table addressing these findings of the audit will be developed by WHC and will be issued separately to this report.

SUMMARY OF AUDIT FINDINGS

Review	**Non-compliances (NC)**
Implementation of Plans	-
Statutory Instruments	2

Recommendations include the following:

Non-Compliances:

- EPL 12290 Condition G.1.1:
  - Ensure an up-to-date version of the licence is kept on site.
- Mining Leases Standard Conditions 12:
  - Historic NC. No further action required.

Other Recommendations:

- EPL 12290 Condition M2.3:
  - Review and update the Discharge Register to record the start time of discharges. Train relevant personnel in the updated data collection requirements.
- Standard Conditions 13 (c): The requirement that the rehabilitation of land and water disturbed by mining activities under the mining lease must occur as soon as reasonably practicable after the disturbance occurs should be included explicitly as a statement in the Forward Program form.

EXTRACT SHOWING CONDITION ENTRY FROM APPENDIX D

Item	Assessment Requirement	Reference/ evidence	Comments	Compliance	Recommendation
G1.1	A copy of this licence must be kept at the premises to which the licence applies.	• Site observations	• A copy of the licence was available at the premise however it was not the latest version of the licence. The copy was 2 September 2022.	NC	Ensure an up-to-date version of the licence is kept onsite.
12	**Rehabilitation outcome documents** (1) The holder of a mining lease must prepare the following documents (the ***rehabilitation outcome documents***) for the mining lease and give them to the Secretary for approval— (a) the ***rehabilitation objectives statement***, which sets out the rehabilitation objectives required to achieve the final land use for the mining area, (b) the ***rehabilitation completion criteria statement***, which sets out criteria, the completion of which will demonstrate the achievement of the rehabilitation objectives, (c) for a large mine, the ***final landform and rehabilitation plan***, showing a spatial depiction of the final land use. (2) If the final land use for the mining area is required by a condition of development consent for activities under the mining lease, the holder of the mining lease must ensure the rehabilitation outcome documents are consistent with that condition.	• Interview with Superintendent - Environment and Environment Officer - Secondment • Rehabilitation Management Plan, (4/9/2025) • Approved Rehabilitation Objectives Statement • Final Land Use and Rehabilitation Plan PA 10_0059	• On 27 March 2025 the Resources Regulator issued a caution letter for the 'Failure to submit a rehabilitation outcome statement and final landform rehabilitation plan within the required timeframe.' These were submitted on 11 April 2025 and the matter is closed with no further action taken.	NC	Historic NC. No further action requires

1. INTRODUCTION

1.1 BACKGROUND

Environmental Resources Management Australia Pty Ltd (ERM) was commissioned to perform an Independent Environmental Audit (IEA) of the Werris Creek Coal Mine (WCCM) on behalf of Whitehaven Coal Limited (WHC).

WCCM was granted Project Approval (PA) 10_0059 on 25 October 2011 by the A/Deputy Director-General Development Assessment and Systems Performance. The PA has been subject to several modifications, including during the current audit period when MOD 5 was issued on 17 December 2024 to allow for a modification of the final landform design.

The purpose of the audit was to assess compliance with the requirements of the following approvals:

- Conditions of Project Approval 10_0059 MOD5;
- EPL 12290;
- Mining Leases – ML1563, 1671 and 1672 (Standard Conditions); and
- Implementation of Management Plans developed as part of Conditions of Approval.

Under Schedule 5 Condition 8 of 10_0059, the audit must:

(a) be conducted by a suitably qualified, experienced and independent team of experts whose appointment has been endorsed by the Secretary;

(b) include consultation with the relevant agencies;

(c) assess the:

- *environmental performance of the project; and*
- *whether it is complying with the requirements in this approval, any relevant EPL or Mining Lease (including any assessment, plan or program required under these approvals); and*

(d) recommend appropriate measures or actions to improve the environmental performance and rehabilitation of the project.

1.2 AUDIT TEAM AND TIMING

The audit period assessed in this IEA is 6 July 2023 (date of the previous IEA site visit) to 12 June 2026 (date of the current IEA site visit).

Dr. Toivo Zoete (lead auditor) and Leanne Lee (Support Auditor) undertook the site visit and were approved by the Department to conduct the audit (refer to correspondence from the Department in Appendix B). Qualifications and experience of these personnel are as follows:

Toivo Zoete – Lead Auditor

- Qualifications: BSc (Hons), MApplSc (Hons), PhD, EMS 14001 Lead Auditor (2015); and

- Experience: Toivo is a Principal Consultant within ERM's Sustainable Mining Team. He is an environmental professional with 30 years' experience in a range of environmental studies, including mine closure, environmental audits, environmental impact studies, ecological assessments, among others in Australia and elsewhere. Relevant projects have included numerous audits for mining and upstream CSG developments (legal compliance, HSE, and ISO 140001 certification).

Leanne Lee – Support Auditor

- Qualifications: BAdvSc (Hons); and
- Experience: Leanne is an Environmental Consultant with over 5 years' experience in ESG due diligence, phase 1 site assessments, environmental compliance support, ESG data analytics tool construction, and EHS legal registers preparation for multiple Australian states and New Zealand. She has also worked as a spatial data analyst specialising in environmental risks, contamination and public databases across Australia. Industry experience includes oil & gas, chemicals, waste, mining, manufacturing, cosmetics, hospitality, e-commerce, finance, transport, and government sectors.

1.3 AUDIT OBJECTIVES

The objectives of ERM's audit were to:

- Assess the environmental performance of the project and assess whether it is complying with the requirements in the Project Approval, Environmental Protection Licence, Standard Conditions/Mining Leases (including any assessment, plan or program required under these approvals);
- Review the adequacy of any approved strategy, plan, or program required under the abovementioned consents/approvals; and
- Recommend appropriate measures or actions to improve the environmental performance of the project, and/or any assessment, plan or program required under the abovementioned approvals.

1.4 AUDIT SCOPE

The scope of works required to complete the Audit included the following:

- The audit was carried out in accordance with Independent Audit Post Approval Requirements (DPIE 2026) guideline;
- The audit will also be carried out in accordance with AS/NZS ISO 19011:2018: Guidelines for quality and/or environmental management systems auditing;
- Review of compliance against the documentation identified in the PA (as it relates to the current activities of the WCCM) which will include:
    - document review of compliance against the PA, statement of commitments, and any other relevant consents/approvals;
    - site inspection to assess compliance against field implementation of active PA; and
    - review of supporting plans developed as part of the PA and assessment of their adequacy towards effective environmental performance.

- Review of monitoring results and trends with comparison of monitoring results against regulatory limits (where applicable);
- Confirmation if any additional monitoring required for identified trends;
- Community complaints with review completed for any trends and identifying the source of an established trend (if any);
- Review of any regulatory actions including any letters, penalty notices and prosecutions (if any);
- Review of previous Independent Environment Report audit report to verify close-out of actions;
- Consultation with the relevant agencies;
- Draft report with results of compliance assessment to be issued for comment to WHC; and
- Final report issued for submission to the Department.

1.5 LIMITATIONS OF THIS REPORT

This disclaimer, together with any limitations specified in the report, applies to this report and its use.

This report was prepared in accordance with the contracted scope of services for the specific purpose stated and subject to the applicable cost, time and other constraints. In preparing this report, ERM relied on:

1. Client/third party information which was not verified by ERM except to the extent required by the scope of services, and ERM do not accept responsibility for omissions or inaccuracies in the client/third party information; and
2. Information taken at or under the particular times and conditions specified, and ERM do not accept responsibility for any subsequent changes.

This report has been prepared solely for use by the client and ERM accepts no responsibility for its use by other persons. This report is subject to copyright protection and the copyright owner reserves its rights. This report does not constitute legal or financial advice.

2. AUDIT METHODOLOGY

2.1 SELECTION AND ENDORSEMENT OF THE AUDIT TEAM

Prior to the commencement of the audit, approval of nominated audit personnel was sought from the Department. These were approved as per letter from the Department to WHC, dated 19 May 2026 (attached in Appendix A). Declarations of Independence are included in Appendix B.

2.2 SCOPE DEVELOPMENT

2.2.1 TERMS OF REFERENCE

Scope development for the audit included delineation of a Terms of Reference in collaboration with site personnel. The Terms of Reference included:

- Audit scope and objectives;
- Date and location of audit;
- Members of audit team;
- Compliance Evaluation Ratings (see below); and
- Audit Criteria.

2.2.2 AGENCY AND COMMUNITY CONSULTATION

The Terms of Reference were submitted to the agencies and stakeholders on 28 May 2026 to obtain feedback and draw attention to any key issues, within the agreed scope of the audit.

Agencies and stakeholders consulted include the Department, Resources Regulator, Environmental Protection Authority, Liverpool Plains Shire Council, and the Community Consultative Committee (CCC).

Responses are summarised in Table 2-1Table 2-1 and provided in Appendix C. The Resources Regulator had two specific requests which are addressed in this audit. No other issues or comments were raised by any of the responses.

TABLE 2-1 AGENCY AND STAKEHOLDER CONSULTATION SUMMARY

Agency/Stakeholder	Consultation Summary	Response	This audit response
NSW Department of Planning, Housing, and Infrastructure (NSW DPHI) - Planning NSW	Provision of audit Terms of Reference, including introduction to team, audit date, and invitation to comment	• No response.	N/A
NSW Resources Regulator	Provision of audit Terms of Reference, including introduction to team, audit date, and invitation to comment	• The independent environmental audit should provide an assessment of compliance with the requirements of Schedule 8A Standard conditions of mining leases, Part 2 Standard conditions, as set out in the Mining Regulation 2016; and • The audit should note observations where rehabilitation procedures, practices and outcomes represent best industry practice. It would be appreciated if a copy of the final audit report could be sent to the Regulator at info@sys.resources.nsw.gov.au upon completion of the audit.	The Auditor assessed compliance against the Standard Conditions, as shown in Appendix D. This Appendix and Section 3 of this report provide observation notes on rehabilitation procedures, practices and outcomes
NSW EPA	Provision of audit Terms of Reference, including introduction to team, audit date, and invitation to comment	• The EPA does not have any issues to raise or comments to make.	N/A
Liverpool Plains Shire Council	Provision of audit Terms of Reference, including introduction to team, audit date, and invitation to comment	• Notification of received consultation email, but no other response.	N/A
Community Consultation Committee (CCC)	Provision of audit Terms of Reference, including introduction to team, audit date, and invitation to comment	• No submissions have been received from CCC members, according to CCC Chair.	N/A

2.3 CLASSIFICATION OF AUDIT FINDINGS

Findings resulting from an assessment of audit evidence were divided into six categories as follows:

- Compliant (C): the intent and all elements of the audit criteria requirements have been complied with within the scope of the audit;
- Non-compliant (NC): Failure to meet the audit requirements, failure to achieve the field performance outcomes identified in documentation, or ineffective environmental management of the activity;
- Not Triggered (NT) – A regulatory approval requirement has an activation or timing trigger that had not been met at the time of the audit inspection, and therefore a determination of compliance could not be made; and
- Note: A statement or fact, where no assessment of compliance is required.

2.4 AUDIT PROCESS

Terms of Reference, site inspection logistics and request for documentation required were arranged prior to the site inspection component of the audit.

An opening meeting was held at the Whitehaven Learning Centre on 8 June 2026 to confirm the audit objectives and scope for the site inspection. Attendees included:

- Toivo Zoete (ERM Lead Auditor);
- Leanne Lee (ERM Support Auditor);
- Matt Hollis (WCCM Superintendent – Environment);
- Jonathan Kool (WCCM Environment Officer – Secondment); and
- Megan Martin (WHC Manager Environment and Rehabilitation).

A site visit at WCCM was subsequently undertaken by all of the above personnel, except WHC Manager Environment and Rehabilitation, driving along tracks and inspecting particular points of interest (e.g., sediment dams, fences, weather station) on foot where required. Photographs and notes of relevant features were taken.

After the site visit, a further interview was held with all of the above-listed environmental management personnel to discuss the audit criteria at the Whitehaven Learning Centre. The audit was completed with a Closing Meeting attended by all of the above-listed personnel on 12 June 2026.

A summary of all findings and recommendations arising as a result of the audit, are included in Section 4 of this report. Detailed compliance tables are presented in Appendix D. ERM note the audit report is based on objective evidence.

As per Schedule 5 Condition 8 of 10_0059, WHC is required to submit a copy of this independent audit report to the Department within three months of commencement of the audit (i.e. by 14 July 2026), together with its response to any recommendations contained in the independent audit report.

3. SITE OVERVIEW

3.1 OPERATIONS

WCCM initially commenced as an underground mine, operating between 1925 and 1963, when railway contracts for coal were cancelled. Construction for an open cut operation was started in 2005 under DA 172-7-2004, modified in 2008 to allow mining to 31 December 2011.

PA 10_0059 was granted on 25 October 2011 allowing for continued mining until December 2032. The PA has been subject to several modifications, including during the current audit period when MOD 5 was issued on 17 December 2024 to allow for a modification of the final landform design.

Mining of coal ceased in April 2024 and mine operations since have consisted of rehabilitation activities, including bulk earth moving and shaping, placement of subsoils and topsoil, seeding, tubestock planting and rock lining of drainage structures.

Prior to the cessation of mining (but during the current audit period), coal was sorted by ash content and crushed in primary and secondary fixed plant, and loaded on trains for dispatch to the Port of Newcastle. Some coal was also trucked to domestic customers.

3.2 REHABILITATION AND MONITORING

3.2.1 STATUS

The mine site has been progressively rehabilitated since 2007. As per the Annual Rehabilitation Report covering the 2025 calendar year, 389.66ha were under ecosystem and land use establishment, while 120.6ha were being prepared for rehabilitation. At the time of the audit (June 2026), all of the terrestrial parts of the mine site had been revegetated or was ready to be seeded, except for the Mine Infrastructure Area (MIA) (76.84ha). The MIA is potentially available for retention for future industrial re-use, subject to negotiations and agreements with regulatory agencies and other stakeholders.

Final land use primarily consists of native ecosystem, with smaller areas of retained final void, agricultural grazing (near rail loop), and water storage in some retained dams. According to the Biodiversity and Offset Management Plan (WCCM 2013), native ecosystem establishment focusses on the restoration of native woodland vegetation, specifically the endangered ecological community Grassy White Box Woodland. Rehabilitation works aim to restore this woodland community and to integrate the rehabilitated landform with the BOA in order to maximise wildlife corridor functioning between remnant vegetation to the east and west of the mine site.

The latest (2025) annual spring monitoring of the rehabilitated areas indicated that while, for the older rehabilitation areas (pre-2015), a number of variables tracked reasonably well against the completion criteria listed in the 2022 version of the WCCM Rehabilitation Management Plan, including surface cover, native grass cover, exotic plant species richness, others, such as over and mid-storey cover and species richness (all layers), require attention (Aspect Ecology 2026).

However, completion criteria were partly revised in the 2025 version of the Rehabilitation Management Plan, and, as noted in Section 4.1 of that Plan, they may be subject to further refinement as rehabilitation progresses, including as a result of ongoing consultation with the relevant stakeholders, studies yet to be completed and continuous improvement processes informed by rehabilitation monitoring results.

Minor rill erosion (mostly inactive) and feral pig activity were observed during monitoring by Aspect Ecology (2026).

3.2.2 AUDIT INSPECTION

An inspection of the mine site was undertaken, encompassing all major parts of the site. No significant erosion or feral animal damage was noted, except for a single gully eroded into recently deposited topsoil caused by significant rainfall on the upstream MIA in the days prior to the site inspection. The erosion observed did not cut into the underlying landform itself (Figure 3-1). Rehabilitated revegetation observed during the audit inspection appeared healthy and vigorous (Figure 3-2). Fauna habitat features in the form of stags and on-the-ground large woody debris occurred throughout and exposed rocks were noted in small piles and along rock lined drains (Figure 3-3).

FIGURE 3-1 TOPSOIL EROSION DUE TO RECENT RAINS

FIGURE 3-2 2007 REHABILITATION WITH REMOVED TOPSOIL STOCKPILE IN FOREGROUND

FIGURE 3-3 2014/2015 REHABILITATION WITH VIEW OF REVEGETATION IN OFFSET AREA

3.2.3 REHABILITATION RECOMMENDATIONS

The Trigger Action Response Plan (TARP) in the Rehabilitation Management Plan provides management actions to be undertaken if triggered. As per Aspect Ecology (2026), actions and recommendations include the following:

- Erosion control: Erosion and sedimentation to be managed by suitably qualified person and erosion to be remediated as soon as possible;
- Native species richness and native ground cover: Review seed mix to include greater variety of forbs and remove grass species that have consistently failed to germinate from seed. Replace removed grass species with tubestock. Grass seed to be drill seeded or pelleted and husks removed to increase soil contact, reduce predation; and
- Exotic plant cover: Continue weed control, and target exotic warm-season grasses and thistles. In dense infestations, combine control with mixed-strata tubestock plantings, using coir mats to prevent growth and competition from exotic plant species.

In addition, it is also recommended to:

- Update the TARP to undertake supplementary seeding and/or tubestock planting for overstorey species in areas that do not conform to the desired overstorey cover or tree density, using species typical of the vegetation community targeted.

4. AUDIT FINDINGS

4.1 PREVIOUS AUDIT FOLLOW UP

The last audit was conducted by ERM for the period 13 June 2020 to 05 July 2023. A summary of the 2023 audit findings and their status is summarised below in Table 4-1**.**

4.2 COMPLAINTS SUMMARY

Complaint registers for the audit period were available online and/or for review. No complaints were recorded for the audit period.

4.3 INCIDENT SUMMARY

No reportable incidents were recorded during the audit period. An exceedance of PM10 dust recorded at TEOM92 on 27 May 2025 was attributed to an extraordinary event (regional dust storm) and no breach was recorded by the Department, and no further action was required.

4.4 ENVIRONMENTAL MONITORING PERFORMANCE

Environmental monitoring performance was audited against the requirements under the audit criteria.

4.4.1 NOISE

Monthly acoustic monitoring was undertaken from 2023 to February 2026, including attended noise monitoring at locations labelled "R24 Hazeldene", "R12 Quipolly Railway Cottage", "R96 Talavera", and "R98 Kyooma" as required.

WCCM was compliant with noise limit criteria during the audit period, with no noise exceedances recorded attributable to WCCM activities. Any exceedances recorded were from environmental sources such as birds, frogs, dogs, traffic etc. Monitoring results have demonstrated that the noise management and mitigation strategies employed by WCCM are effective in managing noise impacts from the site.

EPL requirements for noise were varied on 10 February 2026. Monthly attended noise monitoring is no longer required. Since WCCM has ceased mining operations, only minimal noise from rehabilitation activities was noted during site visit.

4.4.2 BLASTING

Blast monitoring occurred during all blast events with no exceedance events reported to the Department during the audit period. The maximum ground vibration peak particle velocity was recorded in August 2023 with 0.97 mm/s at location R98. Only one blast with overpressure levels exceeding 115 dB was recorded within the audit period. This occurred in October 2023, at a level of 116.7 dB at location R92. The results show that blasting was within the allowable exceedances. Blasting operations continued to be managed in line with the Blast Management Plan.

The final production blast was reported on 20 February 2024. WCCM has ceased production blasting activities since then.

TABLE 4-1 SUMMARY OF 2023 AUDIT FINDINGS

Item No	Assessment Requirement	Comment/Evidence	Audit Classification	Recommendation	WCCM Response	2026 Status
Minister's Conditions of Approval PA 10_0059 MODIFICATION 2						
Nil NC's identified						
Statement of Commitments						
Nil NC's identified						
Environment Protection Licence (EPL) 12290						
L1.1	Except as may be expressly provided in any other condition of this licence, the licensee must comply with section 120 of the Protection of the Environment Operations Act 1997.	Discharge samples taken at EPL12 (SB11), EPL 12 (SB16) and EPL10 (SB3) on 28th September and 30th September 2022 returned TSS readings above 50mg/L at 117, 112 and 63 mg/L respectively. These readings were inconsistent with compliant <50mg/L preliminary samples from the dam obtained pre discharge (20, 41 and 9mg/L). This occurred 3 times. An investigation found the discharge samples were affected by a sampling issue – leading to unrepresentative readings. In correspondence with the EPA these samples were deemed as a technical limit exceedance. However, based on a compliant preliminary sample and prompt actions undertaken by WCCM the EPA did not request any further action. Following this, WCCM has reviewed and updated the sampling procedure to avoid a similar issue in the future.	NC	Ensure sampling procedure is followed to avoid repeat occurrence of the identified sampling issue.	WCCM has reviewed and updated the sampling procedure to avoid a similar issue in the future.	Deemed as Compliant during this audit
R4.1	A noise compliance assessment report must be submitted to the EPA within 30 days of the completion of the monthly monitoring. The assessment must be prepared by a suitably qualified and experienced acoustical consultant and include: a) an assessment of compliance with noise limits presented in the Noise Limits table; and b) an outline of any management actions taken within the monitoring period to address any exceedances of the limits contained in the Noise Limits table.	Review of the completion dates of the monitoring reports and records of submission to EPA indicated these were typically submitted within the 30-day period, with several occasions of submissions outside the 30-day period such as the monthly reports for May 2020, May 2021, December 2021, January 2022 and November 2022.	NC	Recommend WHC review engagement contracts and engage in regular conversation with the acoustic consultants to ensure the 30-day submission period is met. In view of this, a low risk non-compliance is considered.	This has been reviewed with the contractor and the CMO system has been updated to capture Noise monitoring requirement earlier	Deemed as Compliant during this audit
U1.1	Oil Water Separator By no later than 5PM on 31 October 2022, the licensee must decommission the current inground oil water separator and replace it with an above ground system that: 1. Is roofed and bunded (roof can be mobile); and 2. Provides for stormwater bypass if required; and 3. The type of separator selected is based volume generation needs (Coalescing plate separator or Hydrocyclone oil separator) and the best possible treatment for that volume generation available; and 4. Is capable of pre-treating oil, grease, silt, detergents, NFR (Suspended solids), COD (chemical oxygen demand) and pH prior to collection for disposal. The Decommissioned inground unit must be removed and lawfully disposed of, at a lawful waste facility by 5pm on 31 October 2022	WCC reported to the EPA that the project had progressed (within the stated timeframe) the project but had been impacted by delays due to contractor availability and access to site when covid 19 restrictions were in place. In consultation with the EPA the project had been further progressed in 2021/22 as stated in the Annual Return. The Oil Water Separator (OWS) had been selected, costed and budgeted. ERM noted that the required works have since been completed and the EPA notified.	NC	Works complete, no further action required.	The Oil Water Separator works outlined in Condition U1.1 was completed before 5PM on 31 October 2022. The earlier timeline of 5PM on 31 July 2020 was unable to be completed due to the reasons outlined. Oil Water Separator works were completed before the 2022 completion date (Works Complete)	Deemed as Compliant during this audit
U2	By no later than 5PM on 31 October 2022, the licensee must provide written advice to info@epa.nsw.gov.au confirming the completion of actions required by Condition U1.1.	As works stated in U1.1 not completed by 31 October 2022 WHC were not able to advise of works being completed by required date.	NC (duplicate)	Works complete, no further action required.	As for U1.1 above	Deemed as Compliant during this audit

Item No	Assessment Requirement	Comment/Evidence	Audit Classification	Recommendation	WCCM Response	2026 Status
Mining Leases – 1563, 1671 & 1672 (13 June 2020 to 1 July 2022)						
Condition 3 (ML1563)	(1) Within 12 months of the commencement of mining operations and thereafter annually or, at such other times as may be allowed by the Director-General, the lease holder must lodge an Annual Environmental Management Report (AEMR) with the Director-General. (2) The AEMR must be prepared in accordance with the Director-General's Guidelines current at the time of reporting and contain a review and forecast of performance for the preceding and ensuing twelve months in terms of: (a) the accepted Mining Operations Plan; (b) development consent requirements and conditions; (c) Department of Environment and Conservation and Department of Infrastructure, Planning and Natural Resources licences and approvals; (d) any other statutory environmental requirements; (e) details of any variations to environmental approvals applicable to the lease area; and (f) where relevant, progress towards final rehabilitation objectives. (3) After considering an AEMR the Director-General may, by notice in writing, direct the lease holder to undertake operations, remedial actions or supplementary studies in the manner and within the period specified in the notice to ensure that operations on the lease area are conducted in accordance with sound mining and environmental practice. (4) The lease holder shall as and when directed by the Minister, co-operate with the Director-General to conduct and facilitate review of the AEMR involving other government agencies and the local council.	Annual reviews have been submitted to the DPE each year of the Audit period. The Annual Review scope includes the requirements outlined in this condition. The Annual Review for 2022 has been submitted, though not yet published. A non-compliance was identified that was an administrative non-compliance. The Annual Review had not been submitted to the NSW Resources Regulator in accordance with Condition 3 of ML1563. The Resources Regulator issued an Official Caution for failure to comply with Condition 3. WHC defined a specific action for the submission of the Annual Review to both the Department of Planning and the Resources Regulator has been added to the compliance management system, CMO, to ensure that this requirement is not overlooked again.	NC	Action has already been taken by adding reminder into CMO. No further action required.	The 2020 Annual Review was inadvertently not submitted to Resources Regulator. All subsequent Annual reviews (including 2022) have been submitted to both Resource Regulator and Department of Planning and Environment.	Deemed as Compliant during this audit
Condition 4 (ML1671, 1672)	(a) The lease holder must lodge Environmental Management Reports (EMR) with the Director-General annually or at dates otherwise directed by the Director-General. (b) The EMR must: (i) report against compliance with the MOP; (ii) report on progress in respect of rehabilitation completion criteria; (iii) report on the extent of compliance with regulatory requirements; and (iv) have regard to any relevant guidelines adopted by the Director-General;	Annual reviews have been submitted to the DPIE each year of the Audit period. The Annual Review scope includes the requirements outlined in this condition. A non-compliance was identified that was an administrative non-compliance. The Annual Review had not been NSW Resources Regulator submitted in accordance with Condition 4 of ML1671 and ML 1672. The Resources Regulator issued an Official Caution for failure to comply with Condition 4. WHC defined a specific action for the submission of the Annual Review to both the Department of Planning and the Resources Regulator has been added to the compliance management system, CMO, to ensure that this requirement is not overlooked again.	NC (for ML 1671 and 1672))	Action has already been taken by adding reminder into CMO. No further action required.	The 2020 Annual Review was inadvertently not submitted to Resources Regulator. All subsequent Annual reviews (including 2022) have been submitted to both Resource Regulator and Department of Planning and Environment.	Deemed as Compliant during this audit
Mining Leases – 1563, 1671 & 1672 (2 July 2022 to 5 July 2023)						
Nil NC's identified						

TABLE 4-2 SUMMARY OF 2023 AUDIT FINDINGS

Item No	Assessment Requirement	Comment/Evidence	Audit Classification	Recommendation	WCCM Response	2026 Status
Minister's Conditions of Approval PA 10_0059 MODIFICATION 2						
Nil NC's identified						
Statement of Commitments						
Nil NC's identified						
Environment Protection Licence (EPL) 12290						
L1.1	Except as may be expressly provided in any other condition of this licence, the licensee must comply with section 120 of the Protection of the Environment Operations Act 1997.	Discharge samples taken at EPL12 (SB11), EPL 12 (SB16) and EPL10 (SB3) on 28th September and 30th September 2022 returned TSS readings above 50mg/L at 117, 112 and 63 mg/L respectively. These readings were inconsistent with compliant <50mg/L preliminary samples from the dam obtained pre discharge (20, 41 and 9mg/L). This occurred 3 times. An investigation found the discharge samples were affected by a sampling issue – leading to unrepresentative readings. In correspondence with the EPA these samples were deemed as a technical limit exceedance. However, based on a compliant preliminary sample and prompt actions undertaken by WCCM the EPA did not request any further action. Following this, WCCM has reviewed and updated the sampling procedure to avoid a similar issue in the future.	NC	Ensure sampling procedure is followed to avoid repeat occurrence of the identified sampling issue.	WCCM has reviewed and updated the sampling procedure to avoid a similar issue in the future.	Deemed as Compliant during this audit
R4.1	A noise compliance assessment report must be submitted to the EPA within 30 days of the completion of the monthly monitoring. The assessment must be prepared by a suitably qualified and experienced acoustical consultant and include: a) an assessment of compliance with noise limits presented in the Noise Limits table; and b) an outline of any management actions taken within the monitoring period to address any exceedances of the limits contained in the Noise Limits table.	Review of the completion dates of the monitoring reports and records of submission to EPA indicated these were typically submitted within the 30-day period, with several occasions of submissions outside the 30-day period such as the monthly reports for May 2020, May 2021, December 2021, January 2022 and November 2022.	NC	Recommend WHC review engagement contracts and engage in regular conversation with the acoustic consultants to ensure the 30-day submission period is met. In view of this, a low risk non-compliance is considered.	This has been reviewed with the contractor and the CMO system has been updated to capture Noise monitoring requirement earlier	Deemed as Compliant during this audit
U1.1	Oil Water Separator By no later than 5PM on 31 October 2022, the licensee must decommission the current inground oil water separator and replace it with an above ground system that: 1. Is roofed and bunded (roof can be mobile); and 2. Provides for stormwater bypass if required; and 3. The type of separator selected is based volume generation needs (Coalescing plate separator or Hydrocyclone oil separator) and the best possible treatment for that volume generation available; and 4. Is capable of pre-treating oil, grease, silt, detergents, NFR (Suspended solids), COD (chemical oxygen demand) and pH prior to collection for disposal. The Decommissioned inground unit must be removed and lawfully disposed of, at a lawful waste facility by 5pm on 31 October 2022	WCC reported to the EPA that the project had progressed (within the stated timeframe) the project but had been impacted by delays due to contractor availability and access to site when covid 19 restrictions were in place. In consultation with the EPA the project had been further progressed in 2021/22 as stated in the Annual Return. The Oil Water Separator (OWS) had been selected, costed and budgeted. ERM noted that the required works have since been completed and the EPA notified.	NC	Works complete, no further action required.	The Oil Water Separator works outlined in Condition U1.1 was completed before 5PM on 31 October 2022. The earlier timeline of 5PM on 31 July 2020 was unable to be completed due to the reasons outlined. Oil Water Separator works were completed before the 2022 completion date (Works Complete)	Deemed as Compliant during this audit
U2	By no later than 5PM on 31 October 2022, the licensee must provide written advice to info@epa.nsw.gov.au confirming the completion of actions required by Condition U1.1.	As works stated in U1.1 not completed by 31 October 2022 WHC were not able to advise of works being completed by required date.	NC (duplicate)	Works complete, no further action required.	As for U1.1 above	Deemed as Compliant during this audit

Item No	Assessment Requirement	Comment/Evidence	Audit Classification	Recommendation	WCCM Response	2026 Status
Mining Leases – 1563, 1671 & 1672 (13 June 2020 to 1 July 2022)						
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Condition 4 (ML1671, 1672)	(a) The lease holder must lodge Environmental Management Reports (EMR) with the Director-General annually or at dates otherwise directed by the Director-General. (b) The EMR must: (i) report against compliance with the MOP; (ii) report on progress in respect of rehabilitation completion criteria; (iii) report on the extent of compliance with regulatory requirements; and (iv) have regard to any relevant guidelines adopted by the Director-General;	Annual reviews have been submitted to the DPIE each year of the Audit period. The Annual Review scope includes the requirements outlined in this condition. A non-compliance was identified that was an administrative non-compliance. The Annual Review had not been NSW Resources Regulator submitted in accordance with Condition 4 of ML1671 and ML 1672. The Resources Regulator issued an Official Caution for failure to comply with Condition 4. WHC defined a specific action for the submission of the Annual Review to both the Department of Planning and the Resources Regulator has been added to the compliance management system, CMO, to ensure that this requirement is not overlooked again.	NC (for ML 1671 and 1672))	Action has already been taken by adding reminder into CMO. No further action required.	The 2020 Annual Review was inadvertently not submitted to Resources Regulator. All subsequent Annual reviews (including 2022) have been submitted to both Resource Regulator and Department of Planning and Environment.	Deemed as Compliant during this audit
Mining Leases – 1563, 1671 & 1672 (2 July 2022 to 5 July 2023)						
Nil NC's identified						

4.4.3 AIR QUALITY

Monthly Air Quality Monitoring included sampling PM10 and Solid Particles. An exceedance on 30 May 2025 was attributed to a regional dust storm. No other exceedances were recorded. WCCM has controlled dust generation from mining operations with extensive use of water carts or operational shutdown.

Complaints registers for the auditing period were available online and/or for review. There were no reported odour complaints over the reporting period.

Auditors sighted the weather station onsite which provides the site’s meteorological data. Meteorological data from the onsite weather station was provided for the audit period.

The auditor considers WCCM has implemented best air quality management practice during the audit period.

Only rehabilitation activities were undertaken during the site visit for this audit. Minimal sources of greenhouse gas were observed.

4.4.4 WATER

4.4.4.1 SURFACE WATER

Surface water management comprising a series of water storage dams used to collect, store and dispose of pumped mine water and dirty water run-off, sediment basins, and clean/dirty surface water drains were observed during the site visit for this audit to be in place and established as per the Water Management Plan.

Licenced surface water discharge points onsite included sediment basin 2 (SB2 – EPL10), sediment basin 9 (SB9 – EPL12), sediment basin 10 (SB10 – EPL14), sediment basin 18 (SB18-EPL32).

Void water is managed via six void water dams with water recirculated on site for reuse as dust suppression. Excess void water is irrigated to the Plainview irrigation area to the south of the mine site via void water dam 1. Monitoring results as per EPL conditions show that the water quality values were within the criteria. The Environmental Superintendent advised that the last irrigation was conducted on 26 March 2024. Void water dam 2 (EPL point 27) and void water dam 3 (EPL Point 34) have been removed and rehabilitated during the audit period.

No significant issues were observed or identified with regards to erosion or sediment run off during the site inspection. There was no evidence of cross contamination, and water sources separation management measures appeared to be working well.

4.4.4.2 GROUNDWATER

Groundwater monitoring locations are stipulated within Table 22 and Figure 22 of the approved Water Management Plan (dated May 2026). The EPL licence specifies six locations for groundwater monitoring every 6 months. Under the Water Management Plan, depending on their location, piezometers and groundwater bores are required to be monitored on a bi-monthly or quarterly basis. Groundwater monitoring data provided showed that monitoring is typically completed within the required timeframes, and no water quality issues were identified.

4.4.5 BIODIVERSITY

Biodiversity monitoring other than for rehabilitation (see Section 3.2) encompasses monitoring at the biodiversity offset areas for WCCM. These cover a total of 1400.73ha located at a number of properties surrounding the WCCM. Management activities in these areas include fencing and signage installation and maintenance, revegetation of cleared non-native grasslands and derived native grasslands to promote the development of target woodland vegetation types, seed assessments, habitat management such as installation of nest boxes, weed and pest management, soil and erosion management, bushfire management, and management of the threatened *Digitaria porrecta* grass species.

Monitoring has been undertaken of a number of biodiversity elements. Key 2025 results are as follows:

- Bird surveys occurred in July/August 2025, recording 60 bird species at 22 sites, with 51 species in remnant vegetation (8 sites), 24 species in natural regeneration (7 sites), and 22 species in revegetation;
- Other fauna surveys occurred throughout the year, with microbat surveys at 14 echolocation sites resulting in 16 species recorded (including 5 threatened species listed under the *Biodiversity Conservation Act 2016*), 26 terrestrial vertebrate species from 8 pitfall traps and 19 active forage sites (20 reptiles species, 5 amphibian species, and one mammal species. Six motion cameras detected 9 native and 8 introduced fauna species;
- Two vegetation zones reached completion criteria for all four variables assessed as measured in 25 plots. Completion criteria were reached by 48% of plots for native plant species richness, 72% for native overstorey cover, 88% for native mid-storey cover, and 96% for native grass cover;
- *Digitaria porrecta* individuals grown from seed have been translocated into five demarcated areas within the biodiversity offset estate. A survival rate of 83.4% of translocated individuals was recorded in December 2025 showing that seed propagation can be a viable translocation method for this species;
- Weed monitoring and inspections in March, August, November/December indicate the presence of a number of legacy weeds from previous land uses. A total of 662ha were treated targeting Johnson Grass, African Boxthorn, Prickly Pear, St John's Wort and other broadleaf weeds within revegetation areas and along tracks; and
- Pest animals are monitored using grid-based motion detection cameras, indicating high presence of Eastern Grey Kangaroos, moderate presence of Feral Pigs, and local or seasonal presence of Foxes. Other species present had scarce to low detectability. Pest control included 40 canid ejectors triggered (from 155 deployed), 435 Hoggone Feral Pig baits consumed (from the 1220), and 41 pigs trapped. Open range shooting resulted in an additional 35 Feral Pigs, 3 Foxes, and 4 Deer controlled.

4.5 MANAGEMENT PLAN ADEQUACY

The Management Plans for the site were reviewed and the adequacy in meeting the relevant approval requirements was assessed in view of current operations at the site. The site's Management Plans underwent review as per observed WCCM Management Plan Review schedule.

The updated Water Management Plan was approved over the audit period (8 May 2026) as required by the Project Approval. No approval is required for the Rehabilitation Management Plan, which was also updated over the audit period (lastly 4 September 2025).

In general, Management Plans were considered appropriate for the site's operations at the time of the audit.

4.6 MINING LEASES

WCCM is contained within the following MLs:

- ML 1563;
- ML 1671; and
- ML 1672.

The MLs refer to the Standard Conditions as per Mining Regulation 2016, Schedule 8A, Part 2, effective 17 October 2022, replacing many of the conditions previously listed under individual MLs. Some conditions relating to notification, security, cooperation agreements, and assessable prospecting operations are retained within the MLs, as listed in Appendix D of this Independent Environmental Audit.

4.7 COMPLIANCE WITH REGULATORY INSTRUMENTS

A compliance check of the PA and ML conditions as well as management plan review has been completed and is provided in Appendix D.

5. CONCLUSION

Non-compliance with the statutory conditions and implementation of the management plans is summarised in the Tables below.

TABLE 5-1 SUMMARY OF AUDIT FINDINGS

Review	**Non-compliances (NC)**
Implementation of Plans	-
Statutory Instruments	2

Recommendations include the following:

Non-Compliances:

- EPL 12290 Condition G.1.1:
  - Ensure an up-to-date version of the licence is kept on site.
- Mining Leases Standard Conditions 12:
  - Historic NC. No further action reqiured.

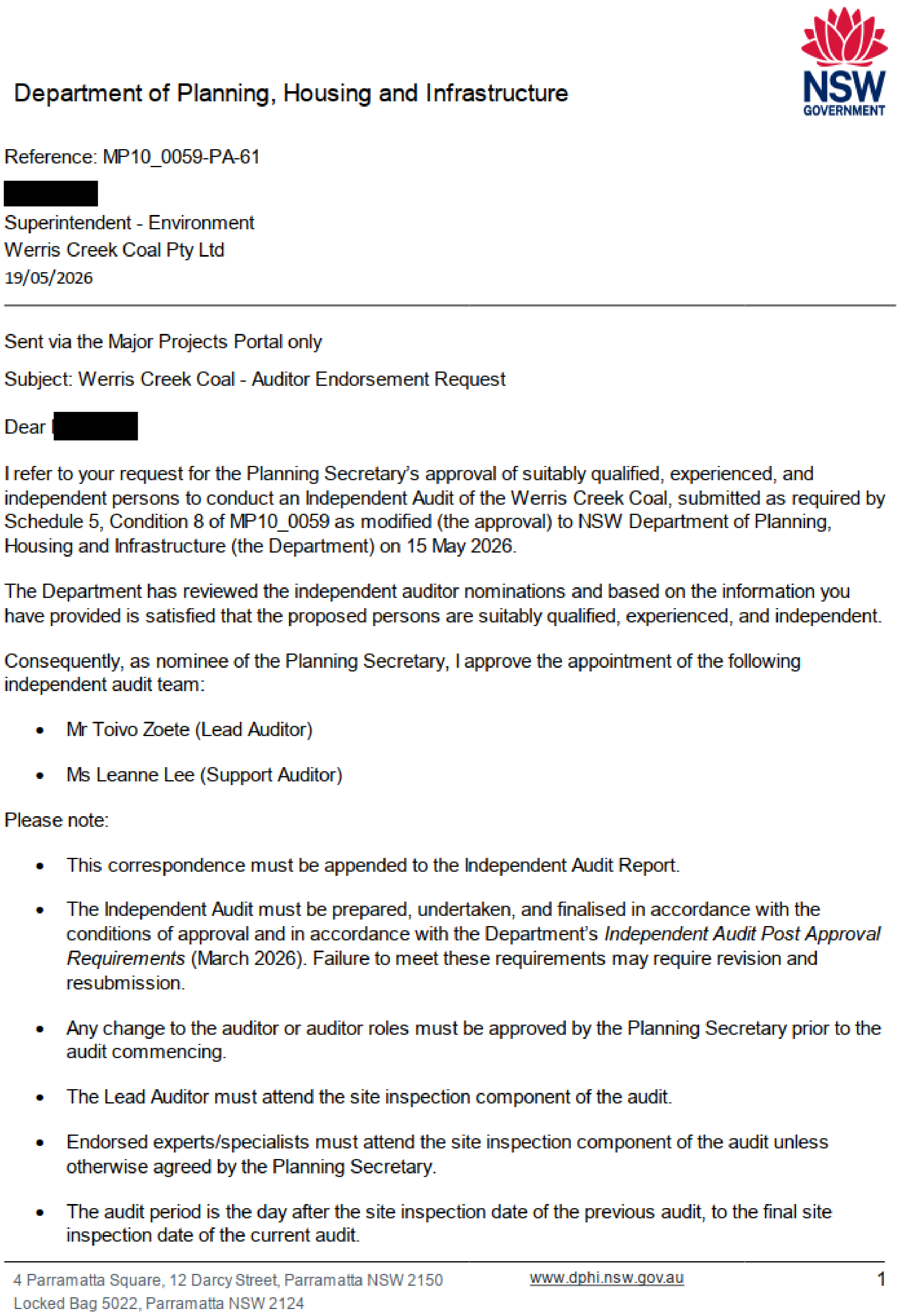
Other Recommendations:

- EPL 12290 Condition M2.3:
  - Review and update the Discharge Register to record the start time of discharges. Train relevant personnel in the updated data collection requirements.
- Standard Conditions 13 (c): The requirement that the rehabilitation of land and water disturbed by mining activities under the mining lease must occur as soon as reasonably practicable after the disturbance occurs should be included explicitly as a statement in the Forward Program form.

TABLE 5-2 EXTRACT SHOWING CONDITION ENTRY FROM APPENDIX D

Item	Assessment Requirement	Reference/ evidence	Comments	Compliance	Recommendation
G1.1	A copy of this licence must be kept at the premises to which the licence applies.	• Site observations.	• A copy of the licence was available at the premise however it was not the latest version of the licence. The copy was 2 September 2022.	NC	Ensure an up-to-date version of the licence is kept onsite.
12	**Rehabilitation outcome documents** (1) The holder of a mining lease must prepare the following documents (the ***rehabilitation outcome documents***) for the mining lease and give them to the Secretary for approval— (a) the ***rehabilitation objectives statement***, which sets out the rehabilitation objectives required to achieve the final land use for the mining area, (b) the ***rehabilitation completion criteria statement***, which sets out criteria, the completion of which will demonstrate the achievement of the rehabilitation objectives, (c) for a large mine, the ***final landform and rehabilitation plan***, showing a spatial depiction of the final land use. (2) If the final land use for the mining area is required by a condition of development consent for activities under the mining lease, the holder of the mining lease must ensure the rehabilitation outcome documents are consistent with that condition.	• Interview with Superintendent - Environment and Environment Officer - Secondment • Rehabilitation Management Plan, (4/9/2025) • Approved Rehabilitation Objectives Statement • Final Land Use and Rehabilitation Plan PA 10_0059	• On 27 March 2025 the Resources Regulator issued a caution letter for the 'Failure to submit a rehabilitation outcome statement and final landform rehabilitation plan within the required timeframe.' These were submitted on 11 April 2025 and the matter is closed with no further action taken.	NC	Historic NC. No further action requires

APPENDIX A PLANNING SECRETARY AUDIT TEAM AGREEMENT



Department of Planning, Housing and Infrastructure

Reference: MP10_0059-PA-61

[redacted]
Superintendent - Environment
Werris Creek Coal Pty Ltd
19/05/2026

Sent via the Major Projects Portal only

Subject: Werris Creek Coal - Auditor Endorsement Request

Dear [redacted]

I refer to your request for the Planning Secretary's approval of suitably qualified, experienced, and independent persons to conduct an Independent Audit of the Werris Creek Coal, submitted as required by Schedule 5, Condition 8 of MP10_0059 as modified (the approval) to NSW Department of Planning, Housing and Infrastructure (the Department) on 15 May 2026.

The Department has reviewed the independent auditor nominations and based on the information you have provided is satisfied that the proposed persons are suitably qualified, experienced, and independent.

Consequently, as nominee of the Planning Secretary, I approve the appointment of the following independent audit team:

- Mr Toivo Zoete (Lead Auditor)
- Ms Leanne Lee (Support Auditor)

Please note:

- This correspondence must be appended to the Independent Audit Report.
- The Independent Audit must be prepared, undertaken, and finalised in accordance with the conditions of approval and in accordance with the Department's *Independent Audit Post Approval Requirements* (March 2026). Failure to meet these requirements may require revision and resubmission.
- Any change to the auditor or auditor roles must be approved by the Planning Secretary prior to the audit commencing.
- The Lead Auditor must attend the site inspection component of the audit.
- Endorsed experts/specialists must attend the site inspection component of the audit unless otherwise agreed by the Planning Secretary.
- The audit period is the day after the site inspection date of the previous audit, to the final site inspection date of the current audit.

4 Parramatta Square, 12 Darcy Street, Parramatta NSW 2150
Locked Bag 5022, Parramatta NSW 2124

www.dphi.nsw.gov.au

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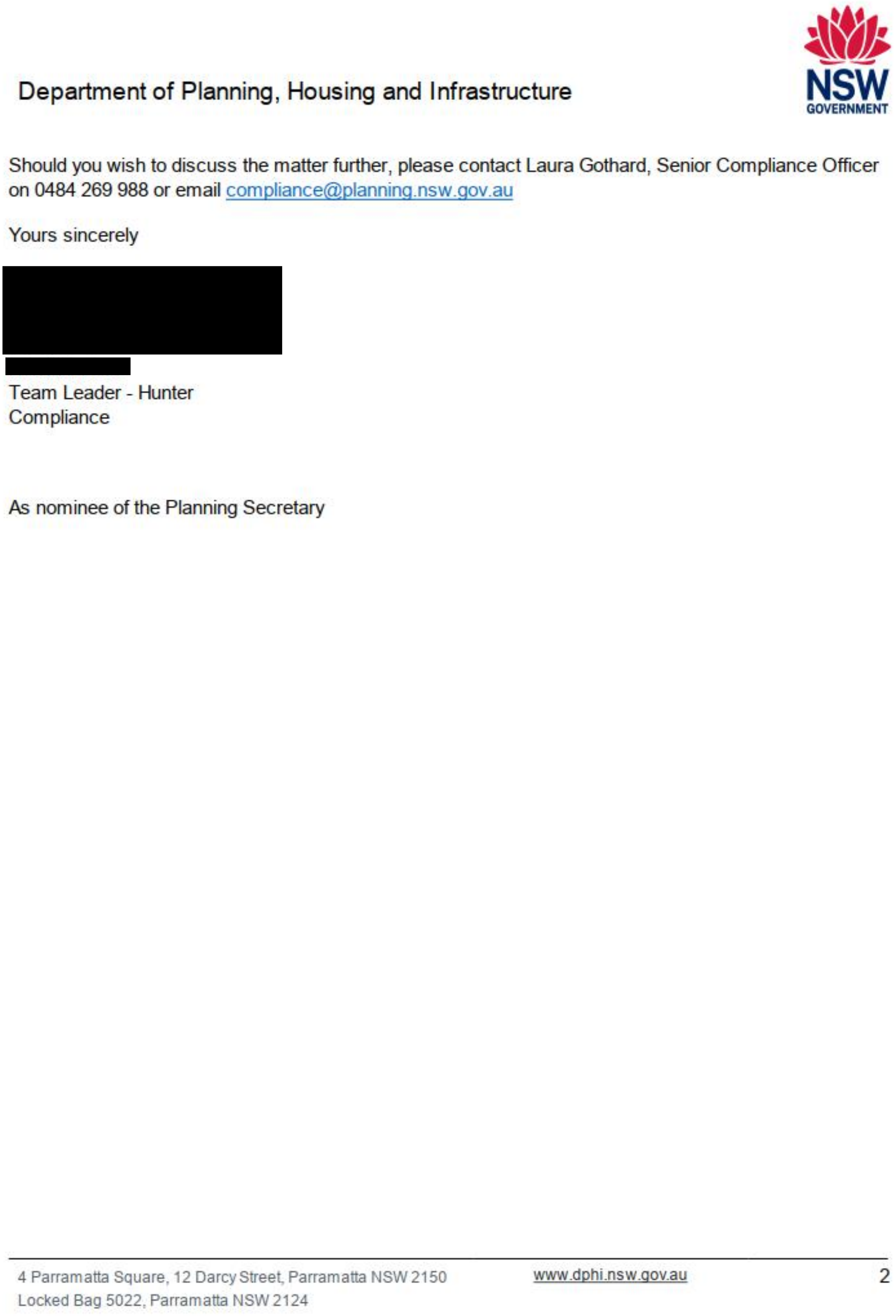

Department of Planning, Housing and Infrastructure

NSW GOVERNMENT

Should you wish to discuss the matter further, please contact Laura Gothard, Senior Compliance Officer on 0484 269 988 or email compliance@planning.nsw.gov.au

Yours sincerely

[redacted]

[redacted]

Team Leader - Hunter
Compliance

As nominee of the Planning Secretary

4 Parramatta Square, 12 Darcy Street, Parramatta NSW 2150
Locked Bag 5022, Parramatta NSW 2124

www.dphi.nsw.gov.au

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ERM

APPENDIX B INDEPENDENT AUDIT DECLARATION FORMS

Declaration of Independence Form

Declaration of Independence - Auditor	
Project Name	Werris Creek Mine
Consent Number	PA 10_0059
Description of Development	Open cut mine
Project Address	1435 Werris Creek Rd, Werris Creek, New South Wales, 2341
Proponent	Werris Creek Coal Pty Ltd
Date	23 April 2026

I declare that:

i. I am not related to any proponent, owner, operator or other entity involved in the delivery of the project. Such a relationship includes that of employer/employee, a business partnership, sharing a common employer, a contractual arrangement outside an Independent Audit, or that of a spouse, partner, sibling, parent, or child;

ii. I do not have any pecuniary interest in the project, proponent or related entities. Such an interest includes where there is a reasonable likelihood or expectation of financial gain (other than being reimbursed for performing the audit) or loss to the auditor, or their spouse, partner, sibling, parent, or child;

iii. I have not provided services (not including independent reviews or auditing) to the project with the result that the audit work performed by themselves or their company, except as otherwise declared to the Department prior to the audit;

iv. I am not an Environmental Representative for the project; and

v. I will not accept any inducement, commission, gift or any other benefit from auditee organisations, their employees or any interested party, or knowingly allow colleagues to do so.

Notes:

a) Under section 10.6 of the *Environmental Planning and Assessment Act 1979* a person must not include false or misleading information (or provide information for inclusion in) in a report of monitoring data or an audit report produced to the Minister in connection with an audit if the person knows that the information is false or misleading in a material respect. The proponent of an approved project must not fail to include information in (or provide information for inclusion in) a report of monitoring data or an audit report produced to the Minister in connection with an audit if the person knows that the information is materially relevant to the monitoring or audit. The maximum penalty is, in the case of a corporation, $1 million and for an individual, $250,000; and

b) The *Crimes Act 1900* contains other offences relating to false and misleading information: section 307B (giving false or misleading information – maximum penalty 2 years imprisonment or 200 penalty units, or both)

Name of Proposed Auditor	Toivo Zoete
Signature	
Qualification	BSC Hons, MApplSc, PhD
Company	Environmental Resources Management Australia Pty Ltd

Declaration of Independence Form

Declaration of Independence - Auditor	
Project Name	Werris Creek Mine
Consent Number	PA 10_0059
Description of Development	Open cut mine
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ii. I do not have any pecuniary interest in the project, proponent or related entities. Such an interest includes where there is a reasonable likelihood or expectation of financial gain (other than being reimbursed for performing the audit) or loss to the auditor, or their spouse, partner, sibling, parent, or child;

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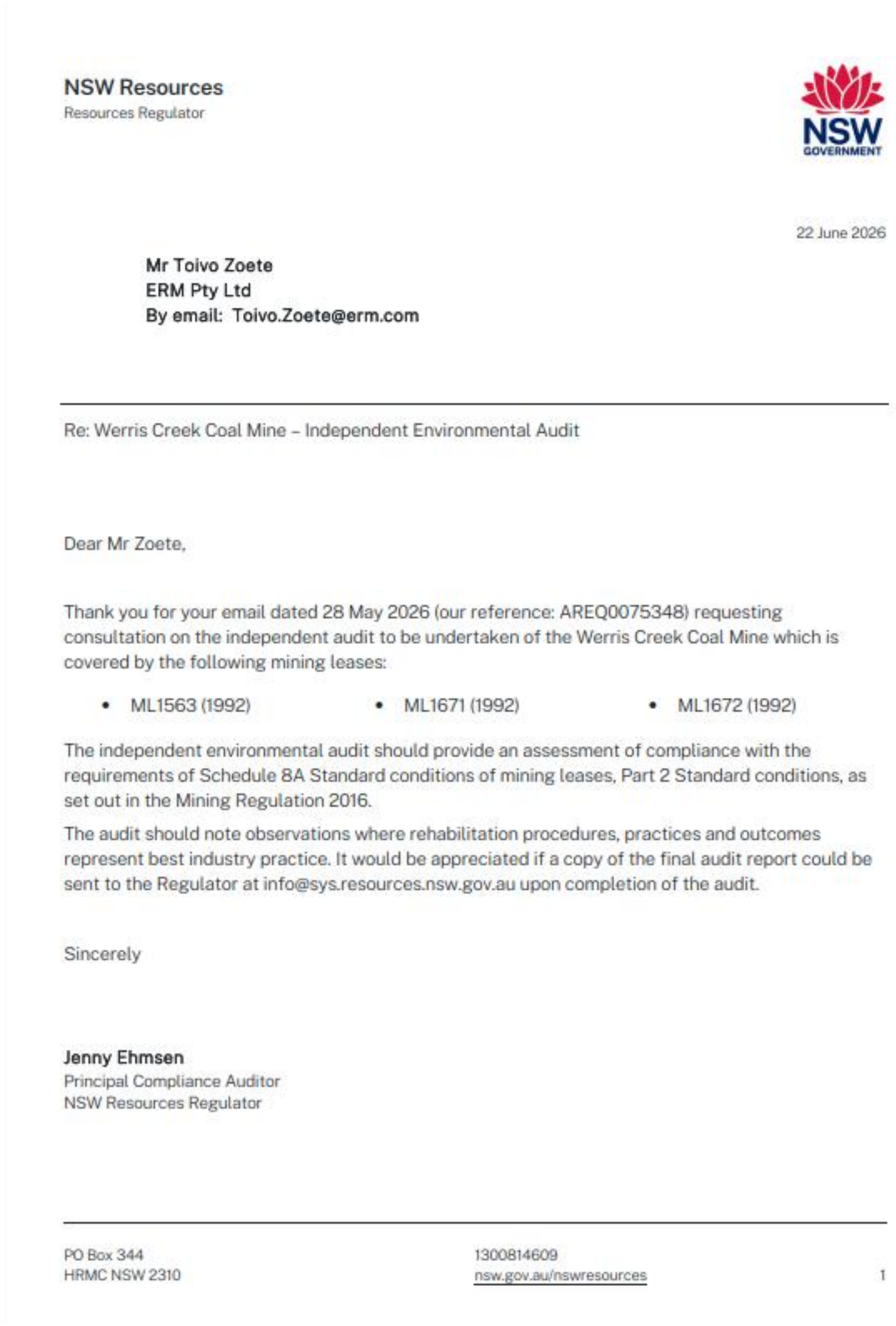
Name of Proposed Auditor	Leanne Lee
Signature	Leanne
Qualification	Bachelor of Advanced Science (Honours) – UNSW
Company	Environmental Resources Management Australia Pty Ltd

ERM

APPENDIX C CONSULTATION CORRESPONDENCE



NSW Resources
Resources Regulator

22 June 2026

Mr Toivo Zoete
ERM Pty Ltd
By email: Toivo.Zoete@erm.com

Re: Werris Creek Coal Mine – Independent Environmental Audit

Dear Mr Zoete,

Thank you for your email dated 28 May 2026 (our reference: AREQ0075348) requesting consultation on the independent audit to be undertaken of the Werris Creek Coal Mine which is covered by the following mining leases:

- ML1563 (1992)
- ML1671 (1992)
- ML1672 (1992)

The independent environmental audit should provide an assessment of compliance with the requirements of Schedule 8A Standard conditions of mining leases, Part 2 Standard conditions, as set out in the Mining Regulation 2016.

The audit should note observations where rehabilitation procedures, practices and outcomes represent best industry practice. It would be appreciated if a copy of the final audit report could be sent to the Regulator at info@sys.resources.nsw.gov.au upon completion of the audit.

Sincerely

Jenny Ehmsen
Principal Compliance Auditor
NSW Resources Regulator

PO Box 344
HRMC NSW 2310

1300814609
nsw.gov.au/nswresources

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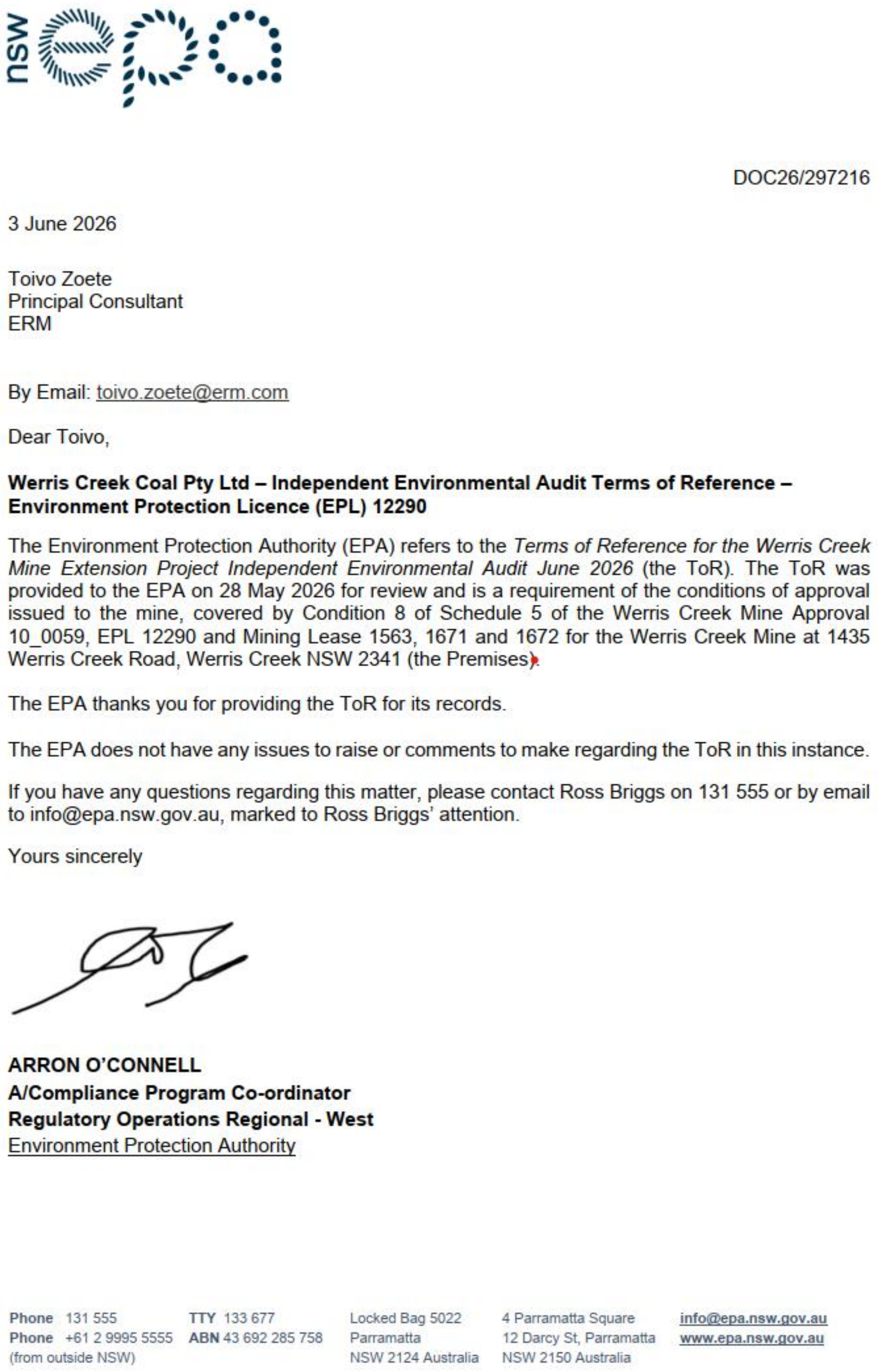

nsw epa

DOC26/297216

3 June 2026

Toivo Zoete
Principal Consultant
ERM

By Email: toivo.zoete@erm.com

Dear Toivo,

Werris Creek Coal Pty Ltd – Independent Environmental Audit Terms of Reference – Environment Protection Licence (EPL) 12290

The Environment Protection Authority (EPA) refers to the *Terms of Reference for the Werris Creek Mine Extension Project Independent Environmental Audit June 2026* (the ToR). The ToR was provided to the EPA on 28 May 2026 for review and is a requirement of the conditions of approval issued to the mine, covered by Condition 8 of Schedule 5 of the Werris Creek Mine Approval 10_0059, EPL 12290 and Mining Lease 1563, 1671 and 1672 for the Werris Creek Mine at 1435 Werris Creek Road, Werris Creek NSW 2341 (the Premises).

The EPA thanks you for providing the ToR for its records.

The EPA does not have any issues to raise or comments to make regarding the ToR in this instance.

If you have any questions regarding this matter, please contact Ross Briggs on 131 555 or by email to info@epa.nsw.gov.au, marked to Ross Briggs' attention.

Yours sincerely

ARRON O'CONNELL
A/Compliance Program Co-ordinator
Regulatory Operations Regional - West
Environment Protection Authority

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(from outside NSW)
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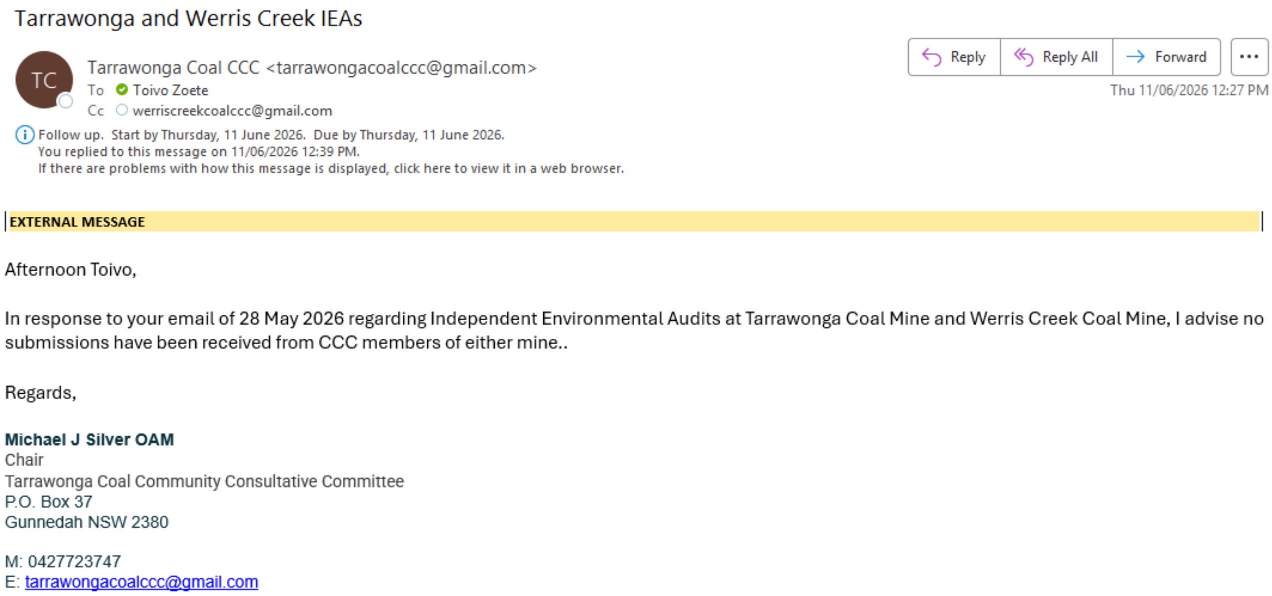

Tarrawonga and Werris Creek IEAs

Tarrawonga Coal CCC <tarrawongacoalccc@gmail.com>
To Toivo Zoete
Cc werriscreekcoalccc@gmail.com

Thu 11/06/2026 12:27 PM

Follow up. Start by Thursday, 11 June 2026. Due by Thursday, 11 June 2026.
You replied to this message on 11/06/2026 12:39 PM.
If there are problems with how this message is displayed, click here to view it in a web browser.

EXTERNAL MESSAGE

Afternoon Toivo,

In response to your email of 28 May 2026 regarding Independent Environmental Audits at Tarrawonga Coal Mine and Werris Creek Coal Mine, I advise no submissions have been received from CCC members of either mine..

Regards,

Michael J Silver OAM
Chair
Tarrawonga Coal Community Consultative Committee
P.O. Box 37
Gunnedah NSW 2380

M: 0427723747
E: tarrawongacoalccc@gmail.com

APPENDIX D COMPLIANCE WITH PROJECT APPROVAL, ENVIRONMENTAL PROTECTION LICENCE, STATEMENT OF COMMITMENTS, AND STANDARD CONDITIONS

DOCUMENT DETAILS

DOCUMENT TITLE	Appendix A1 - Project Approval
DOCUMENT SUBTITLE	Compliance with Project Approval 10_0059
PROJECT NUMBER	0824746
DATE	23 July 2026
VERSION	Final V1.0
AUTHOR	Leanne Lee, Toivo Zoete
CLIENT NAME	Whitehaven Coal

Purple type represents the December 2024 modification

No	Project Approval 10_0059 Assessment Requirement Purple type represents the December 2024 modification	Reference/ Evidence	Comments	Compliance Status	Recommendations
SCHEDULE 2 – ADMINISTRATIVE CONDITIONS					
OBLIGATION TO MINIMISE HARM TO THE ENVIRONMENT					
1.	The Proponent shall implement all reasonable and feasible measures to prevent and/or minimise any material harm to the environment that may result from the construction, operation or rehabilitation of the project.	• Note	• Compliance with this condition is as reported in the following report.	Note	N/A
Terms of Approval					
2.	The Proponent shall carry out the project: (a) generally in accordance with the EA; (b) in accordance with the statement of commitments; and (c) in accordance with the conditions of this approval. Notes: • The general layout of the project is shown in Appendix 2; and • The statement of commitments is reproduced in Appendix 4.	• Note	• Compliance with this condition is as reported in the following report.	Note	N/A
3.	If there is any inconsistency between the above documents, the most recent document shall prevail to the extent of the inconsistency. However, the conditions of this approval shall prevail to the extent of any inconsistency.	• Note	• Noted	Note	N/A
4.	The Proponent shall comply with any reasonable requirement/s of the Secretary arising from the Department's assessment of: (a) any reports, strategies, plans, programs, reviews, audits or correspondence that are submitted in accordance with this approval; and (b) the implementation of any actions or measures contained in these documents.	• Water Management Plan (8/5/2026) • Rehabilitation Management Plan (4/9/2025) • Letter from the Department to WCCM dated 24/6/2025 • Annual Reviews 2023, 2024, 2025	• The following management plans were revised during the audit period: ∘ Water Management Plan ∘ Rehabilitation Management Plan • The Water Management Plan was approved 8/5/2026 by the Department • The Rehabilitation Management Plan was updated to include the approved Rehabilitation Objectives Statement • A letter from the Department to WCCM approving the 2024 Annual Review notes that future Annual Reviews should contain a map that clearly shows the location of all biodiversity offset areas. The Annual	C	N/A

No	Project Approval 10_0059 Assessment Requirement Purple type represents the December 2024 modification	Reference/ Evidence	Comments	Compliance Status	Recommendations
			Review for 2025 was observed to contain such a map (Figure 7) by the auditor - No other regulatory actions are reported in the Annual Reviews in relation to this project approval		
LIMITS ON APPROVAL					
Mining Operations					
5.	The Proponent may carry out mining operations on the site until the end of December 2030. Note: Under this approval, the Proponent is required to rehabilitate the site and carry out additional undertakings to the satisfaction of both the Secretary and Resources Regulator. Consequently, this approval will continue to apply in all other respects - other than the right to conduct mining operations - until the rehabilitation of the site and these additional undertakings have been carried out satisfactorily.	- Note	- Noted	Note	N/A
Coal Extraction					
6.	The Proponent shall not extract more than 2.5 million tonnes of ROM coal from the site in any calendar year.	- Annual Reviews 2023, 2024, 2025 - Interview with Environment Superintendent	- ROM coal extracted: ◦ 2023: 1.58M ◦ 2024: 0.53M ◦ 2025: none ◦ 2026 (to date): none	C	N/A
Coal Stockpiling					
7.	The Proponent shall not stockpile more than 250,000 tonnes of product coal on the site.	- EOM Coal Stocks Y24	The end of month reconciliation survey results was provided for review. The stockpile amount were recorded to be less than 250,000 tonnes.	C	N/A
Coal Transport					

No	Project Approval 10_0059 Assessment Requirement Purple type represents the December 2024 modification	Reference/ Evidence	Comments	Compliance Status	Recommendations
8.	The Proponent shall not transport: a) more than 50,000 tonnes of product coal from the site by public road in any calendar year; b) any product coal from the site by public road to the Muswellbrook, Singleton, Mid-Western Regional, Cessnock or Newcastle local government areas without the written approval of the Secretary; and c) any coal to the Whitehaven CHPP.	- Werris Creek Coal Mine Rail and Truck Movement records 2023 and 2024 - Interview with Environmental Superintendent	a) The Rail and Truck Movement records reported the product of coal transported by road: ∘ 2023: 151.98 tonnes ∘ 2024: none transported ∘ 2025: none transported ∘ 2026: none transported b) Environmental Superintendent advised that no coal was transported to the regions specified in the condition by road. c) Environmental Superintendent advised that no coal was transported to the Whitehaven CHPP	C	N/A
SURRENDER OF EXISTING DEVELOPMENT CONSENT					
9.	By the end of October 2012, or as otherwise agreed by the Secretary, the Proponent shall surrender the existing development consent (DA 172-7-2004) for the Werris Creek mine in accordance with section 104A of the EP&A Act. Prior to the surrender of this development consent, the conditions of this approval shall prevail to the extent of any inconsistency with the conditions of the development consent.	- N/A	- Outside of the audit period	NT	N/A
STRUCTURAL ADEQUACY					
10.	The Proponent shall ensure that all new buildings and structures, and any alterations or additions to existing buildings and structures, are constructed in accordance with the relevant requirements of the BCA. *Notes:* - *Under Part 4A of the EP&A Act, the Proponent is required to obtain construction and occupation certificates (where necessary) for the proposed building works; and* - *Part 8 of the EP&A Regulation sets out the requirements for the certification of the project.*	- Interview with Environmental Superintendent	- Environmental Superintendent advised that no new buildings or structures, or any alterations or additions to existing buildings or structures, were constructed during the audit period.	NT	N/A
DEMOLITION					

No	Project Approval 10_0059 Assessment Requirement Purple type represents the December 2024 modification	Reference/ Evidence	Comments	Compliance Status	Recommendations
11.	The Proponent shall ensure that all demolition work on site is carried out in accordance with *Australian Standard AS 2601-2001: The Demolition of Structures,* or its latest version.	• NAC Demolition Completion Letters (not dated)	• Two demolition completion letters were provided for review. The letters confirmed the demolition of the train load out portion and ROM crushing truck load out portion were demolished as per the demolition plan dated 2 April 2026. SafeWork NSW demolition notification reference was 941R-00464718-01. The work was conducted in accordance to the *Australian Standard AS 2601-2001*.	C	N/A
OPERATION OF PLANT AND EQUIPMENT					
12.	The Proponent shall ensure that all the plant and equipment used on site, or to transport coal from the site, is: a) maintained in a proper and efficient condition; and b) operated in a proper and efficient manner.	• Work order report 2023 and 2024 • Site observations	• Work order reports show that various plant and equipment have been serviced when mining activities were being conducted onsite. • Majority of the site plant and equipment have been removed from site during site visit. Remaing equipment appeared to be in proper condition.	C	N/A
STAGED SUBMISSION OF ANY STRATEGY, PLAN OR PROGRAM					
13.	With the approval of the Secretary, the Proponent may submit any strategy, plan or program required by this approval on a progressive basis. *Notes:* *• While any strategy, plan or program may be submitted on a progressive basis, the Proponent will need to ensure that the existing operations on site are covered by suitable strategies, plans or programs at all times; and* *• If the submission of any strategy, plan or program is to be staged, then the relevant strategy, plan or program must clearly describe the specific stage to which the strategy, plan or program applies, the relationship of this stage to any future stages, and the trigger for updating the strategy, plan or program.*	• Water Management Plan (8/5/2026) • Rehabilitation Management Plan (4/9/2025)	• The following management plans were revised from previous versions covering the site operations during the audit period: ◦ Water Management Plan ◦ Rehabilitation Management Plan • The Water Management Plan was approved 8/5/2026 by the Department	C	N/A

<table>
<tr><th>No</th><th>Project Approval 10_0059 Assessment Requirement
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Evidence</th><th>Comments</th><th>Compliance Status</th><th>Recommendations</th></tr>
<tr><td></td><td></td><td></td><td>- The Rehabilitation Management Plan was updated to include the approved Rehabilitation Objectives Statement</td><td></td><td></td></tr>
<tr><td>14.</td><td>Until they are replaced by an equivalent strategy, plan or program approved under this approval, the Proponent shall implement the existing strategies, plans or programs that apply under DA 172-7-2004.</td><td>- All in scope Strategies, Plans and Programs</td><td>- No evidence to suggest that approved Strategies, Plans and Programs have not been implemented in accordance with DA requirements was observed during this assessment. The Development Approval was surrendered in 2012.</td><td>C</td><td>N/A</td></tr>
<tr><td colspan="6">COMMUNITY ENHANCEMENT</td></tr>
<tr><td>15.</td><td>The Proponent shall establish and operate a Community Enhancement Fund for the project to the satisfaction of the Secretary. This fund must:
a) be established and operated in consultation with Council and the CCC;
b) be directed towards providing benefits to the local communities affected by the project;
c) provide for the expenditure of at least $300,000 (indexed to CPI) over 6 calendar years (2012 to 2017), and include at least $200,000 of expenditure within the town of Werris Creek; and
d) be operating from the end of April 2012, unless the Secretary agrees otherwise.</td><td>- 2020 IEA report</td><td>- The previous audit (2020 IEA) closed out the verification of this condition as complete and compliant.</td><td>C</td><td>N/A</td></tr>
<tr><td colspan="6">SCHEDULE 3 – ENVIRONMENTAL PERFORMANCE CONIDITONS</td></tr>
<tr><td colspan="6">NOISE</td></tr>
<tr><td colspan="6">Noise Criteria</td></tr>
<tr><td>1.</td><td>The Proponent shall ensure that the noise generated by the project (including noise generated on the Werris Creek Rail Spur) does not exceed the criteria in Table 1 at any residence on privately-owned land.

<i>Table 1: Noise criteria</i>
<table><tr><th><i>Location</i></th><th><i>Day</i></th><th><i>Evening & Night</i></th><th><i>Night</i></th></tr></table></td><td>- Annual reviews 2023, 2024, 2025
- EPL Monitoring Report 2023, 2024, 2025, 2026 (Jan-Apr)
- Site observations
- EPL 12290</td><td>- No exceedances of noise criteria limits occurred during the reported audit period. No noise complaints were recorded in the audit period
- EPL 12290 required WCC to conduct monthly attended noise monitoring at four locations. Attended noise monitoring results for the audit</td><td>C</td><td>N/A</td></tr>
</table>

<table>
<tr><th>No</th><th>Project Approval 10_0059 Assessment Requirement
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Evidence</th><th>Comments</th><th>Compliance Status</th><th>Recommendations</th></tr>
<tr><td></td><td>
<table>
<tr><th></th><th>dB(A) $L_{Aeq(15 min)}$</th><th>dB(A) $L_{Aeq(15 min)}$</th><th>dB(A) $L_{A1 (1 min)}$</th></tr>
<tr><td>R10, R11</td><td>39</td><td>39</td><td>45</td></tr>
<tr><td>R21</td><td>39</td><td>37</td><td>45</td></tr>
<tr><td>R12</td><td>38</td><td>38</td><td>45</td></tr>
<tr><td>R96</td><td>38</td><td>38</td><td>45</td></tr>
<tr><td>R7, R8, R9, R24</td><td>37</td><td>37</td><td>45</td></tr>
<tr><td>R22</td><td>36</td><td>37</td><td>45</td></tr>
<tr><td>R98</td><td>36</td><td>38</td><td>45</td></tr>
<tr><td>All other privately-owned residences</td><td>35</td><td>35</td><td>45</td></tr>
</table>
<p>Notes:</p>

To interpret the locations referred to in Table 1, see the applicable figure in Appendix 3; and
Noise generated by the project is to be measured in accordance with the relevant requirements and exemptions (including certain meteorological conditions) of the NSW Industrial Noise Policy.

<p>However, these criteria do not apply if the Proponent has an agreement with the relevant owner/s of these residences/land to generate higher noise levels, and the Proponent has advised the Department in writing of the terms of this agreement.</p>
</td><td></td><td>

period up to January 2026 are available on the WCC website for review. Attended noise monitoring results recorded a number of noise exceedances during the audit period but none of the exceedances were attributed to WCC operations. WCC operations maintained to be under 20 LA for most monitoring. Exceedances were noted to be environmental noises in the surroundings such as birds, frogs, dogs, traffics etc. Therefore, WCC is considered compliant to the noise limit.
Note that the condition in the EPL was varied on 10 February 2026. Monthly attended noise monitoring is no longer required since then. Since WCC has ceased mining operations, only minimal noise was observed during site visit from rehabilitation activities

</td><td></td><td></td></tr>
<tr><td colspan="6">Noise Acquisition Criteria</td></tr>
<tr><td>2.</td><td>
<p>If the noise generated by the project causes sustained exceedances of the criteria in Table 2 at any residence on privately-owned land or on more than 25 percent of any privately-owned land, then upon receiving a written request for acquisition from the landowner, the Proponent shall acquire the land in accordance with the procedures in conditions 5 - 6 of schedule 4.</p>
<p>Table 1: Noise criteria</p>
<table>
<tr><th>Location</th><th>Day/Evening/Night
dB(A) $L_{Aeq (15min)}$</th></tr>
<tr><td>All privately-owned land</td><td>40</td></tr>
</table>
</td><td>

Annual reviews 2023, 2024, 2025
EPL Monitoring Report 2023, 2024, 2025, 2026 (Jan-Apr)
Interview with Environmental Superintendent

</td><td>

There were no exceedances of noise acquisition criteria during the reported audit period as assessed in Schedule 3 Condition 1.
Environmental Superintendent advised that there has not been any request within the audit period for acquisition from the landowner.

</td><td>NT</td><td>N/A</td></tr>
</table>

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<tr><td></td><td><i>Note: Noise generated by the project is to be measured in accordance with the relevant requirements and exemptions (including certain meteorological conditions) of the NSW Industrial Noise Policy.</i></td><td></td><td></td><td></td><td></td></tr>
<tr><td colspan="6">Additional Noise Mitigation Measures</td></tr>
<tr><td>3.</td><td>Upon receiving a written request from the owner of the land listed in Table 3, the Proponent shall implement additional noise mitigation measures (such as double glazing, insulation, and/or air conditioning) at any residence on the land in consultation with the owner. These measures must be reasonable and feasible.
If within 3 months of receiving this request from the owner, the Proponent and the owner cannot agree on the measures to be implemented, or there is a dispute about the implementation of these measures, then either party may refer the matter to the Secretary for resolution.
<i>Table 3: Land subject to additional noise mitigation measures</i>
<table><tr><th><i>Location</i></th></tr><tr><td>R10, R11, R12, R21, R96</td></tr></table>
<i>Note: To interpret the locations referred to in Table 3, see the applicable figure in Appendix 3.</i></td><td>• Interview with Environmental Superintendent</td><td>• Environmental Superintendent advised that there has not been any request within the audit period for implementing additional noise mitigation measures.</td><td>NT</td><td>N/A</td></tr>
<tr><td colspan="6">Operating Conditions</td></tr>
<tr><td>4.</td><td>The Proponent shall:
a) implement best practice noise management to minimise the operational, low frequency, rail and road traffic noise of the project;
b) regularly assess the real-time noise monitoring and meteorological forecasting data and relocate, modify, and/or stop operations on site to ensure compliance with the relevant conditions of this approval;
c) minimise the noise impacts of the project during temperature inversions; and
d) use its best endeavours to achieve the long-term noise goals in Table 4, where this is reasonable and feasible, and report on the progress towards achieving these goals in the annual review;
e) carry out a comprehensive noise audit of the project in conjunction with each independent environmental audit,
to the satisfaction of the Secretary.
<i>Table 4: Long-term noise goal</i>
<table><tr><th><i>Location</i></th><th><i>Day/Evening/Night</i></th></tr></table></td><td>• Annual reviews 2023, 2024, 2025
• Noise management plan dated 16 April 2014
• Independent Noise Audit 2023
• Site observations
• Interview with Environmental Superintendent and noise auditor</td><td>a) Noise Management Plan outlined the best noise management practices implemented onsite in Section 8 (Management Strategies and Measures), 9 (Monitoring and Performance Review), 12 (Reporting) And 13.3 (Review and Auditing).
b) Section 13 (Review and Auditing) of the NMP outlined the revision of the NMP. 2023 Independent Noise Audit concluded that noise limits were in general compliant with the Project Approval and EPL. Two Exceedances were recorded in the 2021-2023 audit period but monthly operator attended noise monitoring results demonstrated noise management</td><td>C</td><td>N/A</td></tr>
</table>

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Evidence</th><th>Comments</th><th>Compliance Status</th><th>Recommendations</th></tr>
<tr><td></td><td><table><tr><td></td><td><i>dB(A)</i> $L_{Aeq\ (15min)}$</td></tr><tr><td>All privately-owned land</td><td>35</td></tr></table>Note: Noise generated by the project is to be measured in accordance with the relevant requirements and exemptions (including certain meteorological conditions) of the NSW Industrial Noise Policy.</td><td></td><td>and mitigation strategies were effective.
c) Since WCC has ceased mining operations, only minimal noise was observed during site visit from rehabilitation activities.
d) There were no exceedances of noise criteria during the reported audit period as assessed in Schedule 3 Condition 1. Noise monitoring results are reported in annual reviews.
e) It is noted that WCC has accepted the noise audit proposal. Noise auditor has confirmed that the noise audit is being undertaken in conjunction with the IEA.</td><td></td><td></td></tr>
<tr><td colspan="6">Noise Management Plan</td></tr>
<tr><td>5.</td><td>The Proponent shall prepare and implement a Noise Management Plan for the project to the satisfaction of the Secretary. This plan must:
a) be prepared in consultation with EPA by a suitably qualified expert whose appointment has been approved by the Secretary;
b) be submitted to the Secretary for approval by the end of April 2012;
c) describe the measures that would be implemented to ensure compliance with the relevant conditions of this approval, including:
– a real-time noise management system that employs both reactive and proactive mitigation measures; and
– rail spur management plan, that has been prepared in consultation with ARTC and the rail freight company; and
d) include a Noise Monitoring Program that:
– uses a combination of real-time and supplementary attended noise monitoring measures to evaluate the performance of the project;
– is capable of monitoring temperature inversion strengths at an appropriate sampling rate;</td><td>• Noise Management Plan (16 April 2014).</td><td>• The Noise Management Plan has not been updated since 2014 and has been assessed in the previous audit.
• The NMP summarises the results of the predictive noise impact assessment and outlines the control measures to be implemented as a part of the continued operations at the WCC to minimise the potential for noise impacts on the local community and the environment. The NMP also contains a Noise Monitoring Program, developed to quantify the noise impacts of the operation and to assess compliance against the revised noise criteria.
• Management of potential noise impacts from train movements on the Rail Spur including:</td><td>C</td><td>N/A</td></tr>
</table>

No	Project Approval 10_0059 Assessment Requirement Purple type represents the December 2024 modification	Reference/ Evidence	Comments	Compliance Status	Recommendations
	– evaluates and reports on the effectiveness of the real-time noise management system; – includes a protocol for determining exceedances of the relevant conditions of this approval.		∘ Speed limit of 15km/h on the Rail Spur ∘ STOP Boards located at the boundary with R20 maximising the distance that the idling train is from the residence while waiting for a rail path on the Great Northern Rail Line ∘ Train movement along the Rail Spur is via push-pull locomotive at either end of the train. This procedure will be revised once the rail loop is constructed. If for safety it is possible to propel trains, the additional noise generated assessed in the LOM EA NIA determined that the increased distance between the rail loop and the closest Kurrara St residents in Werris Creek would not result in any additional noise impacts ∘ Consultation over RSMP controls undertaken with ARTC and the two rail transport contractors that operate at WCCM. • The NMP has been prepared with regards to: ∘ the Life of Mine (LOM) Project Approval 10_0059 which was approved by the Department of Planning and Infrastructure (DoPI) on 25th October 2011 under delegation from the Minister for Planning and Infrastructure; ∘ the Project Modification (PA 10_0059 MOD1) which was		

<table>
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<tr><td></td><td></td><td></td><td>approved by DoPI on 30th August 2012 under delegation from the Minister for Planning and Infrastructure;
◦ Environment Protection License (EPL 12290) issued by the NSW Environment Protection Authority (EPA);
◦ the final "Environmental Assessment for Werris Creek Coal Mine Life of Mine Project" (R.W Corkery & Co, 2010); and
◦ "Response to Submissions for the Environmental Assessment for Werris Creek Coal Mine Life of Mine Project" (R.W. Corkery & Co, 2011).</td><td></td><td></td></tr>
<tr><td colspan="6">BLASTING</td></tr>
<tr><td colspan="6">Blasting Criteria</td></tr>
<tr><td>6.</td><td>The Proponent shall ensure that blasting on site does not cause exceedances of the criteria in Table 5.

<i>Table 5: Blasting Criteria</i>
<table>
<tr><th><i>Location</i></th><th><i>Airblast Overpressure (dB(Lin Peak))</i></th><th><i>Ground Vibration (ppv(mm/s))</i></th><th><i>Allowable Exceedance</i></th></tr>
<tr><td rowspan="2">Any residence on privately-owned land</td><td>115</td><td>5</td><td>5% of the total number of blasts over a period of 12 months</td></tr>
<tr><td>120</td><td>10</td><td>0%</td></tr>
<tr><td>All public infrastructure</td><td>-</td><td>50</td><td>0%</td></tr>
</table></td><td>• EPL Monitoring Report 2023, 2024, 2025, 2026 (Jan-Apr)
• EPL 12290
• Internal Blast Database</td><td>• EPL 12290 required WCC to conduct monitor overpressure and ground vibration levels for every blast.
• No blast complaints were recorded during the audit period.
• No exceedances of ground vibration limits were reported during the audit period. The maximum ground vibration peak particle velocity was recorded in August 2023 with 0.97 mm/s at location R98. Only one blast with overpressure levels measured exceeding 115 dB within the audit period in October 2023 with 116.7 dB at location R92.</td><td>C</td><td>N/A</td></tr>
</table>

No	Project Approval 10_0059 Assessment Requirement Purple type represents the December 2024 modification	Reference/ Evidence	Comments	Compliance Status	Recommendations
	However, these criteria do not apply if the Proponent has a written agreement with the relevant owner, and has advised the Department in writing of the terms of this agreement.				
Blasting Hours					
7.	The Proponent shall only carry out blasting on site between 9 am and 5 pm Monday to Saturday inclusive. No blasting is allowed on Sundays, public holidays, or at any other time without the written approval of the Secretary.	• Internal Blast Database	• Auditor reviewed blast monitoring records, no blasts occurred on Sunday. Time of blast was recorded for all blast events. Noted that last production blast was reported to be 20 February 2024.	C	N/A
Blasting Frequency					
8.	The Proponent shall not carry out more than: a) 1 blast a day on site, unless an additional blast is required following a blast misfire; and b) 15 blasts a month on site. This condition does not apply to blasts that generate ground vibration of 0.5 mm/s or less at any residence on privately-owned land, or blasts required to ensure the safety of the mine or its workers. *Note: For the purposes of this condition, a blast refers to a single blast event, which may involve a number of individual blasts fired in quick succession in a discrete area of the mine.*	• Internal Blast Database	• Auditor reviewed blast monitoring records, blasts were limited to one per day.	C	N/A
Property Inspection					
9.	If the Proponent receives a written request from the owner of any privately-owned land within 2 kilometres of the approved open cut pit on site for a property inspection to establish the baseline condition of any buildings and/or structures on their land, or to have a previous property inspection report updated, then within 2 months of receiving this request the Proponent shall: a) commission a suitably qualified, experienced and independent person, whose appointment has been approved by the Secretary to: – establish the baseline condition of the buildings and/or structures on the land or update the previous property inspection report; and – identify any measures that should be implemented to minimise the potential blasting impacts of the projects on these buildings and/or structures; and	• Interview with Environmental Superintendent	• Environmental Superintendent advised that there has not been any request within the audit period.	NT	N/A

No	Project Approval 10_0059 Assessment Requirement Purple type represents the December 2024 modification	Reference/ Evidence	Comments	Compliance Status	Recommendations
	b) give the landowner a copy of the new or updated property inspection report.				
Property Investigations					
10.	If the owner of any privately-owned land claims that the buildings and/or structures on their land have been damaged as a result of blasting on site, then within 2 months of receiving this claim the Proponent shall: a) commission a suitably qualified, experienced and independent person, whose appointment has been approved by the Secretary, to investigate the claim; and b) give the landowner a copy of the property investigation report. If this independent property investigation confirms the landowner's claim, and both parties agree with these findings, then the Proponent shall repair the damage to the satisfaction of the Secretary. If the Proponent or landowner disagrees with the findings of the independent property investigation, then either party may refer the matter to the Secretary for resolution.	• Interview with Environmental Superintendent	• Environmental Superintendent advised that there has not been any request within the audit period.	NT	N/A
Operating Conditions					
11.	The Proponent shall: a) implement best practice blasting management on site to: – protect the safety of people and livestock in the surrounding area; – protect private or public property in the surrounding area; – minimise the dust and fume emissions of the blasting; and b) minimise the duration and frequency of any road closures for blasting; c) operate a suitable system to enable the public to get up-to-date information on the proposed blasting schedule on site, to the satisfaction of the Secretary.	• Blast Management Plan dated 30 August 2019	• Noted that last production blast was reported to be 20 February 2024. No blasting activities were observed onsite during the site visit since onsite activities are limited to rehabilitation activities. a) Best blasting management practices are described in the Blast Management Plan Section 6. b) Road and Rail closure depended on the blast location as described in Section 6.4 of the BMP. c) The BMP stated that prior to every blast, the Blast Notification Webpage on the Whitehaven Coal website will be updated to include the blast date and time.	C	N/A

No	Project Approval 10_0059 Assessment Requirement Purple type represents the December 2024 modification	Reference/ Evidence	Comments	Compliance Status	Recommendations
12.	The Proponent shall not carry out blasting on site that is within 500 metres of: a) Werris Creek Road without the approval of RMS; b) the Main Northern Railway without the approval of ARTC; and c) any land outside the site that is not owned by the Proponent unless: ◦ the Proponent has a written agreement with the relevant landowner to allow blasting to be carried out closer to the land, and the Proponent has advised the Secretary in writing of the terms of this agreement; or ◦ the Proponent has: – demonstrated to the satisfaction of the Secretary that the blasting can be carried out closer to the land without compromising the safety of people or livestock on the land, or damaging the buildings and/or structures on the land; and – updated the Blast Management Plan to include the specific measures that would be implemented while blasting is being carried out within 500 metres of the land.	• Interview with Environmental Officer	• Environmental Officer advised that no blast during the audit period was within 500m of the features listed in this condition.	C	N/A
Blast Management					
13.	The Proponent shall prepare and implement a Blast Management Plan for the project to the satisfaction of the Secretary. This plan must: (a) be prepared in consultation with EPA, RMS and ARTC; (b) be submitted to the Secretary for approval by the end of April 2012; (c) describe the mitigation measures that would be implemented to ensure compliance with the relevant conditions of this approval; (d) describe the measures that would be implemented to ensure that the public can get up-to-date information on the proposed blasting schedule on site; and (e) include a blast monitoring program for evaluating the performance of the project, including: ◦ compliance with the applicable criteria; and ◦ minimising the fume emissions from the site.	• Blast Management Plan.	a) The Blast Management Plan (BMP) Section 1.1 stated that the BMP has been prepared in consultation with the relevant Government Departments, as required by this condition b) Outside of the audit period c) Blasts design mitigations are described in Section 6 of the BMP d) The BMP stated that prior to every blast, the Blast Notification Webpage on the Whitehaven Coal website will be updated to include the blast date and time. e) Monitoring is undertaken in accordance with Condition 3(13) (e) of the Modified PA and Condition L5.8 of EPL 12290.	C	N/A

No	Project Approval 10_0059 Assessment Requirement Purple type represents the December 2024 modification	Reference/ Evidence	Comments	Compliance Status	Recommendations
AIR QUALITY & GREENHOUSE GAS					
Odour					
14.	The Proponent shall ensure that no offensive odours, as defined under the POEO Act, are emitted from the site.	• Annual reviews 2023, 2024, 2025 • Complaints register 2023-2026 • Interviews with Environmental Superintendent	• No offensive odour complaints or issues noted within audit period.	C	N/A
Greenhouse Gas Emissions					
15.	The Proponent shall implement all reasonable and feasible measures to minimise the release of greenhouse gas emissions from the site to the satisfaction of the Secretary.	• Air Quality and Greenhouse Gas Management Plan dated 16 April 2014 • Site observations	• During the site visit, only rehabilitation activities are being conducted onsite. Minimal sources of greenhouse gas were observed. • Air Quality and Greenhouse Gas Management Plan (AQGGMP) outlined the measures that have been implemented to minimise the release of greenhouse gas emissions by WCC as part of the Project: ∘ Relocation of the Mine Infrastructure Area (MIA) to the north to reduce the haul lengths of trucks transporting ROM Coal to the Crushing Plant. This initiative will particularly reduce haul lengths later in the life of the mine ∘ Relocated Coal Crushing Plant electrical switch room will be upgraded and will include a power correction factor to improve energy efficiency of the	C	N/A

<table>
<tr><th>No</th><th>Project Approval 10_0059 Assessment Requirement
Purple type represents the December 2024 modification</th><th>Reference/
Evidence</th><th>Comments</th><th>Compliance Status</th><th>Recommendations</th></tr>
<tr><td></td><td></td><td></td><td>crushing plant outside of peak crushing
◦ Larger mining equipment (1 x Hitachi EX5600 replace 1 x Hitachi EX1900 and 10 x CAT XQ793 replacing 11 x CAT 785) replacing older and smaller equipment will improve productivity (bcm) for the same diesel consumption
◦ Energy efficient external lighting around the MIA connected to main electricity supply replacing mobile lighting plants consuming diesel
◦ Completion of western dump extension will shorten overburden haul lengths and flatten the haul profile</td><td></td><td></td></tr>
<tr><td colspan="6">Air Quality Criteria</td></tr>
<tr><td>16.</td><td>The Proponent shall ensure that all reasonable and feasible avoidance and mitigation measures are employed so that particulate matter emissions generated by the project do not exceed the criteria listed in Tables 6, 7 and 8 at any residence on privately-owned land or on more than 25 percent of any privately-owned land.

<i>Table 6: Long-term criteria for particulate matter</i>
<table>
<tr><th>Pollutant</th><th>Averaging Period</th><th>[d] Criterion</th></tr>
<tr><td>Total suspended particulate (TSP) matter</td><td>Annual</td><td>[a] 90 μg/m^3</td></tr>
<tr><td>Particulate matter < 10 μm (PM$_{10}$)</td><td>Annual</td><td>[a] 30 μg/m^3</td></tr>
</table>
<i>Table 7: Short-term criterion for particulate matter</i>
<table>
<tr><th>Pollutant</th><th>Averaging Period</th><th>Criterion</th></tr>
<tr><td>Particulate matter < 10 μm (PM$_{10}$)</td><td>24 hour</td><td>[a] 50 μg/m^3</td></tr>
</table>
</td><td>• Annual reviews 2023, 2024, 2025
• WHC letter to the Department on 30 May 2025
• The Department email response dated 3 June 2025</td><td>• TSP is measured with a HVAS at Kyooma every 6 days. Results are reported in the annual reviews with the maximum of each year listed below:
◦ 2023 (19 December): 58.8 μg/m^3
◦ 2024 (27 August): 48.8 μg/m^3
◦ 2025 (9 October): 54.0 μg/m^3
TSP recorded has not exceed the 90 μg/m^3 limit and therefore compliant with the annual average limit.
• Annual PM 10 results are reported to be within the criteria as listed below (μg/m^3)</td><td>C</td><td>N/A</td></tr>
</table>

<table>
<tr><th>No</th><th>Project Approval 10_0059 Assessment Requirement
Purple type represents the December 2024 modification</th><th>Reference/ Evidence</th><th>Comments</th><th>Compliance Status</th><th>Recommendations</th></tr>
<tr><td></td><td><i>Table 8: Long-term criteria for deposited dust</i><table><tr><th><i>Pollutant</i></th><th><i>Averaging Period</i></th><th><i>Maximum increase in deposited dust level</i></th><th><i>Maximum total deposited dust level</i></th></tr><tr><td>[c] Deposited dust</td><td>Annual</td><td>[b] 2 g/m^2/month</td><td>[a] 4 g/m^2/month</td></tr></table>Notes to Tables 6-8:
• [a] Total impact (i.e. incremental increase in concentrations due to the project plus background concentrations due to all other sources);
• [b] Incremental impact (i.e. incremental increase in concentrations due to the project on its own);
• [c] Deposited dust is to be assessed as insoluble solids as defined by Standards Australia, AS/NZS 3580.10.1:2003: Methods for Sampling and Analysis of Ambient Air - Determination of Particulate Matter - Deposited Matter - Gravimetric Method.
• [d] Excludes extraordinary events such as bushfires, prescribed burning, dust storms, fire incidents, illegal activities or any other activity agreed by the Secretary in consultation with EPA.</td><td></td><td>○ TEOM
– 2023: 10.4
– 2024: 13.3
– 2025: 10.7
○ HVP20
– 2023: 14.0
– 2024: 9.7
– 2025: 8.1
○ HVP98
– 2023: 7.2
– 2024: 6.7
– 2025: 5.9
○ HVP1
– 2023: 7.7
– 2024: 7.9
– 2025: 7.5
○ HVP11
– 2023: 12.6
– 2024: 13.6
– 2025: 11.9
• 24h PM10 results are reported to be within the criteria as listed below (µg/m^3)
○ TEOM
– 2023: One instance of 52.7 µg/m3 was recorded in December 2023 at Tonsley Park location, which is a WCC owned property.
– 2024: No exceedance was recorded in 2024
– 2025: One instance of 60.6 µg/m3 was recorded at EPL Point 30 (property number 92) in May 2025. The</td><td></td><td></td></tr>
</table>

<table>
<tr><th>No</th><th>Project Approval 10_0059 Assessment Requirement
Purple type represents the December 2024 modification</th><th>Reference/ Evidence</th><th>Comments</th><th>Compliance Status</th><th>Recommendations</th></tr>
<tr><td></td><td></td><td></td><td>exceedance was due to a dust storm in the region. WCC lodged a notification on 30 May 2025 to the Department regarding the exceedance. The Department responded on 3 June, agreeing that it was an extraordinary event under this condition.
• Annual deposited dust (g/m2/month) results across various locations not owned by WCC were reported in the annual reviews:
∘ 2023: 0.5-2.4
∘ 2024: 0.3-2.0
∘ 2025: 0.4-2.0</td><td></td><td></td></tr>
<tr><td colspan="6">Air Quality Acquisition Criteria</td></tr>
<tr><td>17.</td><td>If particulate matter emissions generated by the project exceed the criteria in Tables 9, 10, and 11 at any residence on privately-owned land, or on more than 25 percent of any privately owned land, then upon written request for acquisition from the landowner, the Proponent shall acquire the land in accordance with the procedures in conditions 5-6 of schedule 4.
<i>Table 9: Long term land acquisition criteria for particulate matter</i>
<table>
<tr><th><i>Pollutant</i></th><th><i>Averaging period</i></th><th>[d] <i>Criterion</i></th></tr>
<tr><td>Total suspended particulate (TSP) matter</td><td>Annual</td><td>[a] 90 µg/m^3</td></tr>
<tr><td>Particulate matter < 10 µm (PM$_{10}$)</td><td>Annual</td><td>[a] 30 µg/m^3</td></tr>
</table>
<i>Table 10: Short term land acquisition criteria for particulate matter</i>
<table>
<tr><th><i>Pollutant</i></th><th><i>Averaging period</i></th><th>[da] <i>Criterion</i></th></tr>
<tr><td>Particulate matter < 10 µm (PM$_{10}$)</td><td>24 hour</td><td>[a] 150 µg/m^3</td></tr>
<tr><td>Particulate matter < 10 µm (PM$_{10}$)</td><td>24 hour</td><td>[b] 50 µg/m^3</td></tr>
</table></td><td>• Interview with Environmental Superintendent</td><td>• Environmental Superintendent advised that this condition was not triggered since there are no exceedances at a privately owned land and no acquisition request has been received.</td><td>NT</td><td>N/A</td></tr>
</table>

<table>
<tr><th>No</th><th>Project Approval 10_0059 Assessment Requirement
Purple type represents the December 2024 modification</th><th>Reference/ Evidence</th><th>Comments</th><th>Compliance Status</th><th>Recommendations</th></tr>
<tr><td></td><td>

Table 11: Long term acquisition criteria for deposited dust

<table>
<tr><th>Pollutant</th><th>Averaging period</th><th>Maximum increase$_2$ in deposited dust level</th><th>Maximum total$_1$ deposited dust level</th></tr>
<tr><td>$_c$ Deposited dust</td><td>Annual</td><td>$_b$ 2 g/m$_2$/month</td><td>$_a$ 4 g/m$_2$/month</td></tr>
</table>

Notes to Tables 9-11:

- [a] Total impact (i.e. incremental increase in concentrations due to the development plus background concentrations due to all other sources);
- [b] Incremental impact (i.e. incremental increase in concentrations due to the development on its own);
- [c] Deposited dust is to be assessed as insoluble solids as defined by Standards Australia, AS/NZS 3580.10.1:2003: Methods for Sampling and Analysis of Ambient Air - Determination of Particulate Matter - Deposited Matter - Gravimetric Method; and
- [d] Excludes extraordinary events such as bushfires, prescribed burning, dust storms, sea fog, fire incidents or any other activity agreed by the Secretary.

</td><td></td><td></td><td></td><td></td></tr>
<tr><td colspan="6">Operating Conditions</td></tr>
<tr><td>18.</td><td>

The Proponent shall:

a) implement best practice air quality management on site to minimise the off-site odour, fume and particulate matter emissions of the project, including the dust emissions associated with the transport coal produced on site by road or rail;

b) minimise any visible air pollution generated by the project;

c) minimise any surface disturbance on site; and

d) regularly assess the real-time air quality monitoring and meteorological forecasting data and relocate, modify and/or stop operations on site to ensure compliance with the relevant conditions of this approval, to the satisfaction of the Secretary.

</td><td>

- Site visit
- Air Quality and Greenhouse Gas Management Plan (AQGHGMP) dated 16 April 2014

</td><td>

a) – c)

- During the site visit, only rehabilitation activities are being conducted onsite. Minimal greenhouse gas emission was observed.
- The AQGHGMP Section 8 outlined the management strategies and measures to minimize odour, fume, particulate matters, air pollution and surface disturbance. During the reported audit period, various controls were implemented to manage dust including:
  - Use of water carts across the site with an additional contractor

</td><td>C</td><td>N/A</td></tr>
</table>

No	Project Approval 10_0059 Assessment Requirement Purple type represents the December 2024 modification	Reference/ Evidence	Comments	Compliance Status	Recommendations
			water cart also utilised during rehabilitation activities ◦ Blasting activities restricted to suitable weather conditions and include notification to key stakeholders and residents ◦ All personnel are instructed that all vehicles must utilise existing tracks on-site and must be driven to the conditions to minimize trafficable dust generation ◦ Water sprays are used on the coal feed hopper, crusher and at all conveyor transfer and discharge points d) Section 8.1.5 of the AQGHGMP described the real time monitoring response system onsite. This includes real time data from TEOM analyser were sent to the Environmental Officer following triggers. Operations will take action to mitigate dust emissions accordingly.		
Air Quality and Greenhouse Gas Management Plan					
19.	The Proponent shall prepare and implement an Air Quality and Greenhouse Gas Management Plan for the project to the satisfaction of the Secretary. This plan must: a) be prepared in consultation with EPA, and submitted to the Secretary by the end of April 2012; b) describe the measures that would be implemented to ensure compliance with the relevant conditions of this approval, including a real-time air quality management system that employs both reactive and proactive mitigation measures; c) describe the measures that would be implemented to minimise the release of greenhouse gas emissions from the site; and d) include an air quality monitoring program, that:	• Air Quality and Greenhouse Gas Management Plan (AQGHGMP) dated 16 April 2014	a) Outside of the audit period. b) Section 8.1.5 of the AQGHGMP described the real time monitoring response system onsite. c) Section 8.3 of the AQGHGMP described the greenhouse gas management controls. d) Section 9 of the AQGHGMP described the monitoring program. This includes the description of various monitors. Section 12 of the	C	N/A

No	Project Approval 10_0059 Assessment Requirement Purple type represents the December 2024 modification	Reference/ Evidence	Comments	Compliance Status	Recommendations
	– uses a combination of real-time monitors and supplementary monitors, to evaluate the performance of the project; – evaluates and reports on the effectiveness of the real-time air quality management system; and – includes a protocol for determining any exceedances of the relevant conditions of this approval.		AQGHGMP described the reporting processes. Section 8.1.5 of the AQGHGMP described the real time monitoring response system onsite in case of exceedances.		
METEOROLOGICAL MONITORING					
20.	For the life of the project, the Proponent shall ensure that there is a suitable meteorological station operating in the vicinity of the site that: (a) complies with the requirements in the Approved Methods for Sampling of Air Pollutants in New South Wales guideline; and (b) is capable of continuous real-time measurement of temperature lapse rate, in accordance with the NSW Industrial Noise Policy, or as otherwise approved by EPA.	• Air Quality and Greenhouse Gas Management Plan (AQGHGMP) dated 16 April 2014 • Site observations	• WCC maintains an onsite weather station identified as “M2” (EPL 12290 EPA ID #9) located on the top level of the overburden emplacement (at final rehabilitated landform surface RL445.5m) as well as “M3” (EPL 12290 EPA ID #31) lower level temperature sensor (base of overburden emplacement area at RL373.5m). Station M2 was visited by the auditor during the site visit. Station M3 had limited access and therefore was observed from distance during the site visit. • Meteorological monitoring records were sighted during the site visit with continuous real-time measurement. • Section 9.5 of the AQGHGMP stated that M2 operates in accordance with EPL 12290.	C	N/A
SOIL AND WATER					
Note: Under the Water Act 1912 and/or the Water Management Act 2000, the Proponent is required to obtain the necessary water licences for the project.					
Water Supply					

No	Project Approval 10_0059 Assessment Requirement **Purple type represents the December 2024 modification**	Reference/ Evidence	Comments	Compliance Status	Recommendations
21.	The Proponent shall ensure that it has sufficient water for all stages of the project, and if necessary, adjust the scale of mining operations to match its available water supply, to the satisfaction of the Secretary.	- Water Management Plan 2017 and 2026 - Annual Reviews 2023, 2024, 2025	- WMP 2017 Section 6.3.9 and 7.2 describes the site water usage, water level monitoring and use of surplus water during mining operations. - WMP 2026 Section 4 describes the post-mining water management and water balance. Section 6 describes the management strategies and measures. - Annual reviews reported on water management. No issues has been reported.	C	N/A
21A.	The Proponent must provide a compensatory water supply to any landowner of privately-owned land whose rightful water supply is predicted to be adversely impacted (other than an impact that is minor or negligible) as a result of the development, to the satisfaction of the Secretary. The burden of proof that any loss of surface water or groundwater access is not due to mining impacts rests with the Proponent.	- WHC internal email records (dated 17 January 2025) - Compensatory water agreement with: ∘ Michael John Lomax (Yandilla Partnership) ∘ Geoffrey John Currey ∘ Gernard Stephen (Zeolite Australia Pty Ltd)	- WHC internal email records noted three landholders potentially impacted under condition 21A and 21B. WHC/ WCC has reached an agreement with the three landowners by providing compensation.	C	N/A
21B.	If the Proponent is unable to provide an alternative long-term supply of water, then the Proponent must provide compensation, to the satisfaction of the Secretary.	- N/A	- See Condition 21A	C	N/A
Surface Water Discharges					
22.	The Proponent shall ensure that all surface water discharges from the site comply with the discharge limits (both volume and quality) set for the project in any EPL.	- N/A	- See Appendix A2	C	N/A
Void Water Irrigation					
22A.	The Proponent shall not provide any water for the purpose of irrigation or stock watering, unless the activity has been approved by the Secretary as part of the Water Management Plan.	- Water Management Plan 2017 and 2026 - EPL 12290	- WMP 2017 Section 6.3.3 and WMP 2026 Section 4.5 describes the	C	N/A

No	Project Approval 10_0059 Assessment Requirement Purple type represents the December 2024 modification	Reference/ Evidence	Comments	Compliance Status	Recommendations
			management of void water for agricultural uses. • EPL 12290 permits irrigation for agricultural uses. See Appendix A2 for details.		
Water Management Plan					
23.	The Proponent shall prepare and implement a Water Management Plan for the project to the satisfaction of the Secretary. This plan must be prepared in consultation with Water Group and EPA by suitably qualified and experienced persons whose appointment has been approved by the Secretary, and submitted to the Secretary by the end of April 2012. In addition to the standard requirements for management plans (see condition 2 of schedule 5), this plan must include: a) Site Water Balance that: ∘ includes details of: – sources of water supply; – water use on site; – water management on site; – reporting procedures, which provide for the update of the site water balance in each annual review; and ∘ describes what measures would be implemented to minimise potable water use on site;	• Water Management Plan 2017 and 2026	• The first draft of the WMP was approved prior to the current audit period. a) Site water balance was detailed in WMP 2017 and 2026 Section 4.	C	N/A
	b) a Surface Water Management Plan, that includes: ∘ detailed baseline data of the surface water flows and quality in the waterbodies that could be affected by the project; ∘ a detailed description of the water management system on site, including the: – clean water diversion systems; – erosion and sediment controls; and – water storages; ∘ a plan for identifying, extracting, handling, and the long-term storage of potentially acid forming material on site;		b) Surface water management strategies and measures are incorporated in the WMP (2017 and 2026): ∘ Baseline data: Section 3 ∘ Water management system: Section 6 ∘ Management plan: Section 6 ∘ Monitoring: Section 7 ∘ Contingency Plan: Section 10		

No	Project Approval 10_0059 Assessment Requirement Purple type represents the December 2024 modification	Reference/ Evidence	Comments	Compliance Status	Recommendations
	– detailed plans, including design objectives and performance criteria, for: – design and management of the final void; – reinstatement of drainage lines on the rehabilitated areas of the site; and – control of any potential water pollution from the rehabilitated areas of the site; ◦ a program to monitor the effectiveness of the water management system; ◦ a plan to respond to any exceedances of the performance criteria, and mitigate and/or offset any adverse surface water impacts of the project;				
	c) a Groundwater Management Plan, which includes: ◦ detailed baseline data of groundwater levels and quality surrounding the site; ◦ groundwater assessment criteria, including trigger levels for investigating any potentially adverse groundwater impacts; ◦ a program to monitor: – groundwater inflows to the open cut mining operations; – the impacts of the project on any groundwater bores on privately-owned land; – the seepage/leachate from water storages or backfilled voids on site; and ◦ a program to validate the groundwater model for the project, and calibrate it to site specific conditions; and ◦ a plan to respond to any exceedances of the performance criteria, and mitigate and/or offset any adverse groundwater impacts of the project; and		c) Groundwater management strategies and measures are incorporated in the WMP (2017 and 2026): ◦ Baseline data: Section 3.2 ◦ groundwater assessment criteria: Section 6.8.3, 6.8.4 and 7.4 ◦ groundwater monitoring: Section 7.4 ◦ Water modelling: Section 6.1 ◦ Groundwater quality and quantity contingency: Section 10.2		
	d) an Irrigation Management Plan, which includes: ◦ a detailed methodology for the transfer (including for pipeline and/or road transportation) and application of void water for each irrigation site; ◦ detailed consideration of the irrigation activities guided by the Environmental Guideline "Use of Effluent by Irrigation, DEC 2014", including site specific soil analysis and consideration of the short and long term impacts of salinity and sodicity on soils; ◦ parameters for the sustainable application of void water to maximise water uptake and minimise deep percolation to groundwater and/or run-off from the application site;		d) The Plainview Irrigation Management Plan is appended to the WMP (2017, 2026) ◦ detailed methodology for the transfer: WMP Appendix A Section 2 ◦ Section 1 of the Appendix stated: *This detailed assessment of the proposed irrigation activities has been conducted using the Environmental Guideline "Use of Effluent by Irrigation, DEC 2004",*		

No	Project Approval 10_0059 Assessment Requirement Purple type represents the December 2024 modification	Reference/ Evidence	Comments	Compliance Status	Recommendations
	◦ identification of the appropriate approvals held under the Water Management Act 2000; ◦ a program to monitor void water quality and soil characteristics; and ◦ a description of the procedures to be implemented to measure and report on the quantity of water supplied to each individual user and the quantity of void water used against the parameters identified.		*to assess the specific site characteristics of the Plainview Irrigation Area and the suitability of the use of void water for irrigation in the manner as described by the IMP.* ◦ Section 3 of the Appendix described the assessment of irrigation activities, including the suitability of the environment and void water for irrigation, and irrigation modelling. ◦ Section 5 of the Appendix described the approval required, which includes: – Water Supply Works approval – Water Access License (WAL32224) – Water Access Licence (WAL29506) ◦ Section 6 of the Appendix described the monitoring and reporting required for irrigation.		
Void Water Dam 1					
23A.	Within 2 months of the completion of construction works for the expanded Void Water Dam 1, the Proponent shall submit a “works as-executed” report to the Secretary and EPA, certified by a practising engineer, confirming that the expanded dam has been constructed to its design specifications.	• Interview with Environmental Superintendent	• Completion of void water dam 1 and works as executed report completed prior to this audit period.	NT	N/A
BIODIVERSITY					
Biodiversity Offset Strategy					
24.	The Proponent shall implement the biodiversity offset strategy for the project described in the EA, summarised in Table 12, and shown conceptually on the figure in Appendix 4 to the satisfaction of the Secretary.	• Biodiversity and Offset Management Plan 2013 • Biodiversity and Offset Management Plan 2016	• Biodiversity Offset Areas were secured prior to the current audit period as described by the previous	C	N/A

<table>
<tr><th>No</th><th>Project Approval 10_0059 Assessment Requirement
Purple type represents the December 2024 modification</th><th>Reference/ Evidence</th><th>Comments</th><th>Compliance Status</th><th>Recommendations</th></tr>
<tr><td></td><td>Table 12: Summary of the Biodiversity Offset Strategy
<table>
<tr><th>Offset Areas</th><th>Minimum Size (hectares)</th></tr>
<tr><td>Eurunderee</td><td>363.93</td></tr>
<tr><td>Hillview</td><td>57.32</td></tr>
<tr><td>Marengo</td><td>284.12</td></tr>
<tr><td>Railway View</td><td>243.69</td></tr>
<tr><td>Mine Site</td><td>215.86</td></tr>
<tr><td>Greenslopes/Banool</td><td>123</td></tr>
<tr><td>TOTAL</td><td>1,287.92</td></tr>
</table>
Notes:
• To identify the areas referred to in Table 12, see the applicable figure in Appendix 4;
• The strategy includes the enhancement of existing fauna habitat within these areas, and where necessary the targeted establishment of naturally scarce fauna habitat; and
• Greenslopes/Banool must have at least 74 hectares of Box Gum Woodland EEC.</td><td>(Submitted to but unapproved by DPE, OEH, DoEE)
• Werris Offset Management Plan (1/6/2026)
• Annual Review 2023, 2024, 2025
• Annual Report Werris Creek Coal Mine EPBC 2010/5571 (3/2026)
• Previous Independent Environmental Audit (ERM 2023)
• Site observation</td><td>IEA audit report and in the 2026 EPBC Annual Compliance Report
• Numerous stags and on the ground large woody debris were observed within rehabilitated areas. Stockpiles of woody debris were observed to be installed in areas currently being rehabilitated.</td><td></td><td></td></tr>
<tr><td>25.</td><td>By the end of June 2012, unless the Secretary agrees otherwise, the Proponent shall update the biodiversity offset strategy for the project, in consultation with BCS, and to the satisfaction of the Secretary. The updated strategy must include the specific details of the Additional Offset Area (see Table 12).</td><td>• Previous IEA (ERM 2023)</td><td>• Outside the current audit period. Details are provided in previous IEAs.</td><td>NT</td><td>N/A</td></tr>
<tr><td>26.</td><td>The Proponent shall ensure that the biodiversity offset strategy and/or rehabilitation strategy is focused on the re-establishment and/or enhancement of:
(a) the following endangered ecological communities:
∘ White Box-Yellow Box-Blakely's Red Gum Woodland EEC; and
∘ White Box-Yellow Box-Blakely's Red Gum Grassy Woodland and Derived Native Grassland CEEC; and
(b) habitat for threatened fauna species, including the:
∘ Regent Honeyeater, Swift Parrot, Brown Treecreeper, Hooded Robin, Little Lorikeet, and Barking Owl; and
∘ Eastern Bent-wing Bat, Eastern False pipistrelle, Yellow-bellied Bent-wing Bat and Greater Broad-nosed Bat.</td><td>• Biodiversity and Offset Management Plan 2013
• Biodiversity and Offset Management Plan 2016 (Submitted to but unapproved by DPE, OEH, DoEE)
• Werris Offset Management Plan (1/6/2026)
• Letter from the Department to WHC dated 5/6/2026
• Annual Review 2023, 2024, 2025</td><td>• Biodiversity Offset Management Plans (2013, 2016, 2026) scope aligns with the requirements of this Condition of Consent, as ascertained by the previous IEA.</td><td>C</td><td>N/A</td></tr>
</table>

No	Project Approval 10_0059 Assessment Requirement Purple type represents the December 2024 modification	Reference/ Evidence	Comments	Compliance Status	Recommendations
		• Annual Report Werris Creek Coal Mine EPBC 2010/5571 (3/2026) • Previous Independent Environmental Audit (ERM 2023)			
Long Term Security of Offsets					
27.	The Proponent shall make suitable arrangements to provide appropriate long-term security for the offset areas (excluding the rehabilitation areas) by December 2012, or other date agreed by the Secretary, to the satisfaction of the Secretary.	N/A	Outside period of this audit.	NT	N/A
Biodiversity Offset Management Plan					
28.	The Proponent shall prepare and implement a Biodiversity Management Plan for the project to the satisfaction of the Secretary. This plan must: a) be prepared in consultation with BCS, and submitted to the Secretary for approval by the end of December 2012; b) describe how the implementation of the biodiversity offset strategy would be integrated with the overall rehabilitation of the site; c) describe the short, medium, and long term measures that would be implemented to: ∘ manage the remnant vegetation and habitat on the site and in the offset area/s (if and when applicable); and ∘ implement the biodiversity offset strategy (if and when applicable), including detailed performance and completion criteria; d) include detailed performance and completion criteria for evaluating the performance of the biodiversity offset strategy, and triggering remedial action (if necessary); e) include a detailed description of the measures that would be implemented over the next 3 years, including the procedures to be implemented for: ∘ enhancing the quality of existing vegetation and fauna habitat; ∘ restoring native vegetation and fauna habitat on the biodiversity areas and rehabilitation area through focusing on assisted natural regeneration, targeted vegetation establishment and the introduction of naturally scarce fauna habitat features (where necessary);	• Biodiversity and Offset Management Plan (2013) • Biodiversity and Offset Management Plan (2016) • Werris Offset Management Plan (1/6/2026) • Letter from the Department to WHC dated 5/6/2026 • Annual Review 2023 and 2024, 2025 • Annual Report Werris Creek Coal Mine EPBC 2010/5571 (3/2026) • Previous Independent Environmental Audit (ERM 2023)	• Biodiversity Offset Management Plans were prepared prior to the current audit period. Compliance of these plans was ascertained during previous Independent Environmental Audit • Rev 5 of the Werris Offset Management Plan was approved by the Department on 5/6/2026. This documents was observed by the auditor generally to contain the elements required by this condition	C	N/A

No	Project Approval 10_0059 Assessment Requirement Purple type represents the December 2024 modification	Reference/ Evidence	Comments	Compliance Status	Recommendations
	∘ landscaping the land on site that faces public roads to minimise the visual and lighting impacts of the project; ∘ maximising the salvage of resources within the approved disturbance area - including vegetative, soil and cultural heritage resources – for beneficial reuse in the enhancement of the biodiversity areas or rehabilitation area; ∘ collecting and propagating seed; ∘ minimising the impacts on fauna on site, including undertaking pre-clearance surveys; ∘ managing any potential conflicts between the proposed restoration works in the biodiversity areas and any Aboriginal heritage values (both cultural and archaeological); ∘ managing salinity; ∘ controlling weeds and feral pests; ∘ controlling erosion; ∘ managing grazing and agriculture on site; ∘ controlling access; and ∘ bushfire management; f) include a seasonally-based program to monitor and report on the effectiveness of these measures, and progress against the detailed performance and completion criteria; g) identify the potential risks to the successful implementation of the biodiversity offset strategy, and include a description of the contingency measures that would be implemented to mitigate against these risks; and h) include details of who would be responsible for monitoring, reviewing, and implementing the plan.				
Conservation Bond					
29.	Within 6 months of the approval of the biodiversity offset strategy, the Proponent shall lodge a conservation bond with the Department to ensure that the biodiversity offset strategy is implemented in accordance with the performance and completion criteria of the Biodiversity Management Plan. The sum of the bond shall be determined by: a) calculating the full cost of implementing the offset strategy (other than land acquisition costs); and	• Letter from the Department to WHC dated 28/5/2026	• Original Conservation Bonds lodgment is outside audit period • Letter from the Department (28/5/2026) approves reduction of Conservation Bond for Werris Creek Offset on the basis of works undertaken in Year 8 of Biodiversity Management Plan	C	N/A

No	Project Approval 10_0059 Assessment Requirement Purple type represents the December 2024 modification	Reference/ Evidence	Comments	Compliance Status	Recommendations
	b) employing a suitably qualified quantity surveyor to verify the calculated costs, to the satisfaction of the Secretary. If the offset strategy is completed generally in accordance with the completion criteria in the Biodiversity Management Plan to the satisfaction of the Secretary, the Secretary will release the bond. If the offset strategy is not completed generally in accordance with the completion criteria in the Biodiversity Management Plan, the Secretary will call in all or part of the conservation bond, and arrange for the satisfactory completion of the relevant works. With the agreement of the Secretary, this bond may be combined with rehabilitation security deposit administered by Resources Regulator.				
HERITAGE					
Historic Heritage					
30.	By the end of April 2012, the Proponent shall: a) undertake primary historical investigations and provide a report prepared by an experienced heritage consultant approved by the Secretary on the archaeological potential of the former Werris Creek Colliery site, remaining buildings and surrounds; b) provide recommendations for the management, salvage or recording of any archaeological features on the site and a timetable for the implementation of these recommendations; c) include in this report detailed archival recording, including photographic recording and location plans of any structures relating to the former Werris Creek Colliery; and d) provide a copy of this report to the Department, Heritage Council of NSW and Council, to the satisfaction of the Secretary.	• N/A	• Outside period of this audit.	NT	N/A
Human Rights					
31.	This approval does not allow the Proponent to disturb any human remains found on the site.	• Interview with Environmental Superintendent	• This requirement is considered in the heritage management plan but has not been triggered during this Audit period.	NT	N/A
Heritage Management Plan					

No	Project Approval 10_0059 Assessment Requirement Purple type represents the December 2024 modification	Reference/ Evidence	Comments	Compliance Status	Recommendations
32.	The Proponent shall prepare and implement a Heritage Management Plan for the project to the satisfaction of the Secretary. This plan must: a) be prepared by suitably qualified and experienced persons whose appointment has been endorsed by the Secretary; b) be prepared in consultation with Heritage NSW and the Aboriginal stakeholders (in relation to the management of Aboriginal heritage values); c) be submitted to the Secretary for approval by the end of June 2012, unless the Secretary agrees otherwise; d) include the following for the management of Aboriginal Heritage: ∘ a description of the measures that would be implemented for: – protecting, relocating, monitoring and/or managing the axe-grinding grooves known as the "Narrawolga site"; – managing the discovery of any human remains or previously unidentified Aboriginal objects on site; – maintaining and managing reasonable access for Aboriginal stakeholders to heritage items on site and within any Aboriginal heritage conservation areas; – ongoing consultation with the Aboriginal stakeholders in the conservation and management of Aboriginal cultural heritage both on site and within any Aboriginal heritage conservation areas; and – ensuring any workers on site receive suitable heritage inductions and that suitable records are kept of these inductions; ∘ a strategy for the storage of any heritage items salvaged on site, both during the project and in the long-term; e) include the following for the management of historic heritage: ∘ a detailed plan for the implementation of any measures resulting from the further investigations into the former Werris Creek Colliery site and buildings; ∘ a description of the measures that would be implemented for: – managing the discovery of human remains or previously unidentified heritage items on site; and – ensuring any workers on site receive suitable heritage inductions and that suitable records are kept of these inductions. Note: It is accepted that the detailed plan for the implementation of any measures resulting from further investigations into the former Werris Creek Colliery site will not be	• Heritage Management Plan 2014 • 2023 IEA report	• The original Heritage Management Plan was sent to the DPE in October 2012 for approval. The Heritage Management Plan disclosed on the WHC website is dated July 2014. a) Appendix A is not included on the HMP published on the WCC website. Previous audit verified the endorsement of Advitech on December 2011 to prepare the Heritage MP. b) Appendix A is not included on the HMP published on the WCC website. Previous audit verified the Consultation records from 2012. c) Outside of the audit period d) Management measures described in Section 8 and 10. e) Section 8 and Section 10.	C	N/A

No	Project Approval 10_0059 Assessment Requirement Purple type represents the December 2024 modification	Reference/ Evidence	Comments	Compliance Status	Recommendations
	submitted with the initial Heritage Management Plan. They should be progressively added to the plan once they are completed.				
TRANSPORT					
Roadworks					
33.	Prior to the use of the Northern Site Access Road, the Proponent shall: a) construct the intersection of the Northern Site Access Road (see the figure in Appendix 2) to the satisfaction of Council; b) tar seal Escott Road from Werris Creek Road to the coal haul road to the satisfaction of Council; c) upgrade the intersection of Escott Road and Werris Creek Road to a CHR type intersection to the satisfaction of RMS and Council; d) install appropriate rail crossings at the rail loop on Escott Road; and e) install appropriate advance warning signs and lighting on Escott Road and at the intersection of the Northern Site Access Road to the satisfaction of Council.	• Interview with Environmental Superintendent	• Not Triggered. Environmental Superintendent stated that the Northern Site Access Road works was never undertaken.	NT	N/A
34.	Within 3 months of the commencement of coal transport from the Northern Site Access Road, the Proponent shall close the existing mine entrance on Werris Creek Road (see Figure 1 of Appendix 2) to coal transport (unless required in an emergency).	• Interview with Environmental Superintendent	• Not Triggered. Environmental Superintendent stated that the Northern Site Access Road works was never undertaken.	NT	N/A
Road Maintenance					
35.	For the life of the project, the Proponent shall continue to provide funding towards the maintenance of Taylors Lane, in accordance with the existing road maintenance contributions agreement with Council.	• Interview with Environmental Officer	• Environmental officer advised that the Northern Site Access Road works was never undertaken, and therefore this condition is not triggered.	NT	N/A
Monitoring of Coal Transport					
36.	The Proponent shall: (a) keep accurate records of the amount of coal transported from the site (on a monthly basis); and (b) make these records available on its website at the end of each calendar year.	• Werris Creek Coal Mine Rail and Truck Movements 2023-2024 • Werris Creek Mine - Whitehaven Coal	• ERM sighted the coal movement records 2023 and 2024 disclosed on the Werris Creek WHC website. • The WCC website stated the site shipped its last coal in June 2024 and	C	N/A

No	Project Approval 10_0059 Assessment Requirement Purple type represents the December 2024 modification	Reference/ Evidence	Comments	Compliance Status	Recommendations
			there has been no coal movement since then.		
VISUAL					
Visual Amenity					
37.	The Proponent shall: a) implement all reasonable and feasible measures to minimise the visual and off-site lighting impacts of the project, including: ∘ progressively rehabilitating overburden emplacement areas (particularly the outer batters), including partial rehabilitation of temporarily inactive areas and proposed topsoil storage stockpiles; ∘ constructing a 15 metre high visual/amenity bund along the northeastern perimeter of the northern extent of the open-cut pit, and ∘ planting trees at the foot of the overburden emplacement area along the eastern boundary of the site, in front of the visual/amenity bund, and to the north and east of the product coal stockpile and rail load-out facility; b) establish and maintain an effective vegetative screen along the boundary of the site adjoining public roads; c) ensure no outdoor lights shine above the horizontal; and d) ensure that all external lighting associated with the development complies with *Australian Standard AS4282 (INT) 1995 – Control of Obtrusive Effects of Outdoor Lighting*, to the satisfaction of the Secretary.	• Interview with Environmental Superintendent • Lighting management poster	• Environmental Superintendent advised that no formal lighting audit has been conducted during the audit period. It is noted that night operations ceased in April 2024 and a review of lighting complaints indicates no complaints relating to lighting was made during the audit period. • A lighting management poster was provided for review. Restrictions were in place for setting up lighting plants to ensure that this condition was complied with when night operations were still ongoing.	C	N/A
Additional Visual Impact Mitigation					
38.	Upon receiving a written request from the owner of any residence on privately-owned land which has, or would have, significant direct views of the mining operations on site during the project, the Proponent shall implement additional visual impact mitigation measures (such as landscaping treatments or vegetation screens) to reduce the visibility of these mining operations from the residences on their properties. These mitigation measures must be reasonable and feasible, and must be implemented within a reasonable timeframe.	• Interview with Environmental Superintendent	• Environmental Superintendent advised that no written request has been received during the audit period	NT	N/A

No	Project Approval 10_0059 Assessment Requirement Purple type represents the December 2024 modification	Reference/ Evidence	Comments	Compliance Status	Recommendations
	If the Proponent and the owner cannot agree on the measures to be implemented, or there is a dispute about the implementation of these measures, then either party may refer the matter to the Secretary for resolution. Notes: • The additional visual impact mitigation measures must be aimed at reducing the visibility of the mining operations on site from significantly affected residences, and do not require measures to reduce the visibility of the mining operations from other locations on the affected properties; • The additional visual impact mitigation measures do not necessarily have to include the implementation of measures on the affected property itself (i.e. the additional measures could involve the implementation of measures outside the affected property boundary that provide an effective reduction in visual impacts).				
WASTE					
39.	The Proponent shall: (a) implement all reasonable and feasible measures to minimise the waste generated by the project; (b) ensure that the waste generated by the project is appropriately stored, handled and disposed of; and (c) monitor and report on effectiveness of the waste minimisation and management measures in the annual review.	• Site Observations • Waste and Hydrocarbon Management Plan dated 7 March 2017	a) Waste management strategies and measures are outlined in the Waste and Hydrocarbon Management Plan Section 6. b) Waste was observed to be stored appropriately during the site visit. c) Section 9.1 of the Waste and Hydrocarbon Management Plan stated that WCC implements review of the waste management processes.	C	N/A
BUSHFIRE MANAGEMENT					
40.	The Proponent shall: (a) ensure that the project is suitably equipped to respond to any fires on site; and (b) assist the Rural Fire Service and emergency services as much as possible if there is a fire in the surrounding area.	• Bushfire Management Plan dated 5 December 2025 • Interview with Environmental Officer	a) Bushfire Management Plan outlined the bushfire management measures, which includes: ∘ Hot work permit procedure ∘ Flammable storage in accordance with Australian Standard ∘ Reduce fuel loads ∘ Fire fighting equipment located onsite	C	N/A

<table>
<tr><th>No</th><th>Project Approval 10_0059 Assessment Requirement
Purple type represents the December 2024 modification</th><th>Reference/ Evidence</th><th>Comments</th><th>Compliance Status</th><th>Recommendations</th></tr>
<tr><td></td><td></td><td></td><td>◦ Water dams made safely accessible by water cart
b) Environmental Officer advised that there has not been any fire in the surrounding area within the audit period, therefore Rural Fire Service and emergency services did not request for assistance.</td><td></td><td></td></tr>
<tr><td colspan="6">REHABILITATION</td></tr>
<tr><td colspan="6">Rehabilitation Objectives</td></tr>
<tr><td>41.</td><td>The Proponent shall rehabilitate the site in accordance with the conditions imposed on the mining lease(s) associated with the development under the Mining Act 1992. This rehabilitation must be generally consistent with the proposed rehabilitation strategy described in the EA (and shown conceptually in the figure in Appendix 5), and comply with the objectives in Table 13.
<i>Table 13: Rehabilitation objectives</i>
<table>
<tr><th><i>Feature</i></th><th><i>Objective</i></th></tr>
<tr><td>Mine Site (as a whole)</td><td>• Safe, stable and non-polluting;
• Constructed landforms sympathetic to natural landforms (including landform micro-relief) as far as practicable;
• Final land uses compatible with surrounding land uses; and
• Minimise visual impact of final landforms as far as reasonable and feasible.</td></tr>
<tr><td>Woodland areas and other vegetated land</td><td>• Establishment of at least 280 hectares of White Box-Yellow Box-Blakely’s Red Gum Woodland EEC; and
• Restore ecosystem function, including maintaining or establishing self-sustaining ecosystems that is comprised of:
- local native plant species; and
- at least 180 hectares of shrubby woodland.</td></tr>
<tr><td>Amenity Bunds and Overburden Emplacements</td><td>• Early revegetation and planting with local native woodland species; and
• Free draining.</td></tr>
<tr><td>Final Void</td><td>• Minimise to the greatest extent practicable:</td></tr>
</table></td><td>• Interview with Superintendent - Environment and Environment Officer - Secondment
• Rehabilitation Management Plan (4/9/2025)
• Annual Rehabilitation Reports for the years 2023, 2024, 2025
• Forward Programs for the years 2024-2026, 2025-2027, 2026-2028
• Approved Rehabilitation Objectives Statement (approved 15/7/2025)</td><td>• Rehabilitation at WCCM is undertaken according to the Rehabilitation Management Plan, and is reported on in Annual Rehabilitation Reports. The objectives of the rehabilitation are outlined in the Approved Rehabilitation Objectives Statement attached to the Rehabilitation Management Plan, which is broadly in agreement with this condition</td><td>C</td><td>N/A</td></tr>
</table>

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<thead>
<tr><th>No</th><th>Project Approval 10_0059 Assessment Requirement
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</thead>
<tbody>
<tr><td></td><td><table>
<tr><td></td><td>- the size and depth of the void
- the drainage catchment of the final void
- any void wall geotechnical and erosional instability risks
• All slopes within the final void to achieve a minimum factor of safety of
1.5, unless otherwise agreed by the Resources Regulator</td></tr>
<tr><td>Project infrastructure</td><td>• To be decommissioned and removed, unless the Executive Director, Resource Regulator agrees otherwise.</td></tr>
<tr><td>Community</td><td>• Minimise the adverse socio-economic effects associated with mine closure.</td></tr>
</table></td><td></td><td></td><td></td><td></td></tr>
<tr><td colspan="6">Progressive Rehabilitation</td></tr>
<tr><td>42.</td><td>The Proponent shall rehabilitate the site progressively, that is, as soon as reasonably practicable following disturbance.</td><td>• Interview with Superintendent - Environment and Officer - Environment
• Rehabilitation Management Plan, (4/9/2025)
• Annual Rehabilitation Reports for the years 2023, 2024, 2025
• Forward Programs for the years 2024-2026, 2025-2027, 2026-2028
• Site observations and management disclosures</td><td>• Rehabilitation progress is reported in the Annual Rehabilitation Reports and forecast in the Forward Programs.
• Coal extraction ceased in April 2024 and the entire site, apart from the MIA, has been, or is being, rehabilitated. The MIA (76.84ha) is retained for the meantime until beneficial use has been determined.</td><td>C</td><td>N/A</td></tr>
<tr><td colspan="6">Rehabilitation Management Plan</td></tr>
<tr><td>43.</td><td>Note: The Proponent must prepare and implement a Rehabilitation Management Plan in accordance with the conditions imposed on the mining lease(s) associated with the development under the Mining Act 1992.</td><td>• Rehabilitation Management Plan, (4/9/2025)</td><td>• A Rehabilitation Management Plan has been prepared. Implementation is reported on in Annual Rehabilitation Reports.
• Compliance against the Standard Conditions and other conditions</td><td>C</td><td>N/A</td></tr>
</tbody>
</table>

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		- Annual Rehabilitation Reports for the years 2023, 2024, 2025 - Forward Programs for the years 2024-2026, 2025-2027, 2026-2028	imposed by the mining leases is audited against in Appendix D3 of this audit report		
SCHEDULE 4 – ADDITIONAL PROCEDURES					
NOTIFICATION OF LANDOWNERS					
1.	By the end of December 2011, the Proponent shall: (a) notify in writing the owners of: - any residence on the land listed in Table 3 of schedule 3 that they are entitled to ask the Proponent to install additional noise mitigation measures at their residence at any stage during the project; and - any privately-owned land within 2 kilometres of the approved open cut mining pit that they are entitled to ask the proponent for a property inspection to establish the baseline condition of any buildings or structures on their land, or to have a previous property inspection report updated; and (b) send a copy of the NSW Health fact sheet entitled “Mine Dust and You” (as may be updated from time to time) to the owners of any land (including mine-owned land) where the predictions in the EA identify that dust emissions generated by the project are likely to be greater than the relevant air quality criteria in schedule 3 at any time during the life of the project.	Outside audit period	Outside audit period	NT	N/A
2.	As soon as practicable after obtaining monitoring results showing: (a) an exceedance of the relevant criteria in schedule 3, the Proponent shall notify the affected landowner in writing of the exceedance, and provide regular monitoring results to each of these parties until the project is complying with the relevant criteria again; and (b) an exceedance of the relevant air quality criteria schedule 3, the Proponent shall send a copy of the NSW Health fact sheet entitled “Mine Dust and You” (as may be updated from time to time) to the affected landowners.	- Interview with Superintendent - Environment and Environment Officer - Secondment - Annual Reviews 2023 and 2024, 2025 - Annual Returns 2023, 2024, 2025	- No exceedances due to mining activity were recorded during the audit period	C	N/A

No	Project Approval 10_0059 Assessment Requirement Purple type represents the December 2024 modification	Reference/ Evidence	Comments	Compliance Status	Recommendations
INDEPENDENT REVIEW					
3.	If an owner of privately-owned land considers the project to be exceeding the relevant criteria in schedule 3, then he/she may ask the Secretary in writing for an independent review of the impacts of the project on his/her land. If the Secretary is satisfied that an independent review is warranted, then within 2 months of the Secretary's decision the Proponent shall: (a) commission a suitably qualified, experienced and independent person, whose appointment has been approved by the Secretary, to: ∘ consult with the landowner to determine his/her concerns; ∘ conduct monitoring to determine whether the project is complying with the relevant criteria in schedule 3; and ∘ if the project is not complying with these criteria, then identify the measures that could be implemented to ensure compliance with the relevant criteria; and (b) give the Secretary and landowner a copy of the independent review.	• Interview with Superintendent - Environment and Environment Officer - Secondment	• The Officer – Environment stated that no requests to the Secretary for independent reviews have been received	NT	N/A
4.	If the independent review determines that the project is complying with the relevant criteria in schedule 3, then the Proponent may discontinue the independent review with the approval of the Secretary. If the independent review determines that the project is not complying with the relevant criteria in schedule 3, then the Proponent shall: (a) implement all reasonable and feasible mitigation measures, in consultation with the landowner and appointed independent person, and conduct further monitoring until the project complies with the relevant criteria; and (b) secure a written agreement with the landowner to allow exceedances of the relevant criteria; to the satisfaction of the Secretary. If the independent review determines that the project is not complying with the relevant acquisition criteria, and that the project is primarily responsible for this non-compliance, then upon receiving a written request from the landowner, the Proponent shall acquire all or part of the landowner's land in accordance with the procedures in condition 5-6 below.	Not applicable.	Not Triggered	NT	N/A
LAND ACQUISITION					

No	Project Approval 10_0059 Assessment Requirement Purple type represents the December 2024 modification	Reference/ Evidence	Comments	Compliance Status	Recommendations
5.	Within 3 months of receiving a written request from a landowner with acquisition rights, the Proponent shall make a binding written offer to the landowner based on: (a) the current market value of the landowner's interest in the land at the date of this written request, as if the land was unaffected by the project, having regard to the: • existing and permissible use of the land, in accordance with the applicable planning instruments at the date of the written request; and • presence of improvements on the land and/or any approved building or structure which has been physically commenced at the date of the landowner's written request, and is due to be completed subsequent to that date, but excluding any improvements that have resulted from the implementation of 'additional noise mitigation measures' in condition 4 of schedule 3;	Not applicable.	Not Triggered	NT	N/A
	(b) the reasonable costs associated with: • relocating within the Liverpool Plains Shire local government area, or to any other local government area agreed to by the Secretary; • obtaining legal advice and expert advice for determining the acquisition price of the land, and the terms upon which it is to be acquired; and				
	(c) reasonable compensation for any disturbance caused by the land acquisition process. However, if at the end of this period, the Proponent and landowner cannot agree on the acquisition price of the land and/or the terms upon which the land is to be acquired, then either party may refer the matter to the Secretary for resolution. Upon receiving such a request, the Secretary will request the President of the NSW Division of the Australian Property Institute to appoint a qualified independent valuer to: • consider submissions from both parties; • determine a fair and reasonable acquisition price for the land and/or the terms upon which the land is to be acquired, having regard to the matters referred to in paragraphs (a)-(c) above; • prepare a detailed report setting out the reasons for any determination; and • provide a copy of the report to both parties. Within 14 days of receiving the independent valuer's report, the Proponent shall make a binding written offer to the landowner to purchase the land at a price not less than the independent valuer's determination. However, if either party disputes the independent valuer's determination, then within 14 days of receiving the independent valuer's report, they may refer the matter to the				

No	Project Approval 10_0059 Assessment Requirement Purple type represents the December 2024 modification	Reference/ Evidence	Comments	Compliance Status	Recommendations
	Secretary for review. Any request for a review must be accompanied by a detailed report setting out the reasons why the party disputes the independent valuer’s determination. Following consultation with the independent valuer and both parties, the Secretary will determine a fair and reasonable acquisition price for the land, having regard to the matters referred to in paragraphs (a)-(c) above, the independent valuer’s report and any other relevant submissions. Within 14 days of this determination, the Proponent shall make a binding written offer to the landowner to purchase the land at a price not less than the Secretary’s determination. If the landowner refuses to accept the Proponent’s binding written offer under this condition within 6 months of the offer being made, then the Proponent's obligations to acquire the land shall cease, unless the Secretary determines otherwise.				
6.	The Proponent shall pay all reasonable costs associated with the land acquisition process described in condition 4 above, including the costs associated with obtaining Council approval for any plan of subdivision (where permissible), and registration of the plan at the Office of the Registrar-General.	Not applicable.	Not Triggered.	NT	N/A
SCHEDULE 5 – ENVIRONMENTAL MANAGEMENT, REPORTING AND AUDITING					
ENVIRONMENTAL MANAGEMENT					
Environmental Management Strategy					
1.	The Proponent shall prepare and implement an Environmental Management Strategy for the project to the satisfaction of the Secretary. This strategy must: (a) be submitted to the Secretary for approval by the end of April 2012; (b) provide the strategic framework for the environmental management of the project; (c) identify the statutory approvals that apply to the project; (d) describe the role, responsibility, authority and accountability of all key personnel involved in the environmental management of the project; (e) describe the procedures that would be implemented to: ◦ keep the local community and relevant agencies informed about the operation and environmental performance of the project; ◦ receive, handle, respond to, and record complaints; ◦ resolve any disputes that may arise during the course of the project; ◦ respond to any non-compliance;	• Environmental Management Strategy (3/2023)	• This condition was triggered outside of the audit period. • The Environmental Management Strategy was updated in November 2023 in general accordance with ISO:14001 2016 requirements.	NT	N/A

No	Project Approval 10_0059 Assessment Requirement Purple type represents the December 2024 modification	Reference/ Evidence	Comments	Compliance Status	Recommendations
	◦ respond to emergencies; and (f) include: • copies of any strategies, plans and programs approved under the conditions of this approval; and • a clear plan depicting all the monitoring required to be carried out under the conditions of this approval.				
Management Plan Requirements					
2.	The Proponent shall ensure that the management plans required under this approval are prepared in accordance with any relevant guidelines, and include: a) detailed baseline data; b) a description of: ◦ the relevant statutory requirements (including any relevant approval, licence or lease conditions); ◦ any relevant limits or performance measures/criteria; ◦ the specific performance indicators that are proposed to be used to judge the performance of, or guide the implementation of, the project or any management measures; c) a description of the measures that would be implemented to comply with the relevant statutory requirements, limits, or performance measures/criteria; d) a program to monitor and report on the: ◦ impacts and environmental performance of the project; ◦ effectiveness of any management measures (see (c) above); e) a contingency plan to manage any unpredicted impacts and their consequences; f) a protocol for managing and reporting any: ◦ incidents; ◦ complaints; ◦ non-compliances with statutory requirements; and ◦ exceedances of the impact assessment criteria and/or performance criteria; and g) a protocol for periodic review of the plan.	• Water Management Plan (8/5/2026) • Rehabilitation Management Plan (4/9/2025)	• Most management plans were prepared/revised prior to the current audit period. • Management plans required under this approval and prepared during the current audit period include the Rehabilitation Management Plan and the Water Management Plan. Both these plans have generally been prepared in accordance with the requirements of this condition and/or in accordance with the specific conditions relating to the contents of these plans both in this project approval and in the Standard Conditions (Appendix D3 of this audit)	C	N/A
Annual Review					

No	Project Approval 10_0059 Assessment Requirement Purple type represents the December 2024 modification	Reference/ Evidence	Comments	Compliance Status	Recommendations
3.	By the end of March each year, the Proponent shall review the environmental performance of the project to the satisfaction of the Secretary. This review must: (a) describe the development (including any rehabilitation) that was carried out in the past year, and the development that is proposed to be carried out over the next year; (b) include a comprehensive review of the monitoring results and complaints records of the project over the past year, which includes a comparison of these results against the: • relevant statutory requirements, limits or performance measures/criteria; • monitoring results of previous years; and • relevant predictions in the EA; (c) identify any non-compliance over the past year, and describe what actions were (or are being) taken to ensure compliance; (d) identify any trends in the monitoring data over the life of the project; (e) identify any discrepancies between the predicted and actual impacts of the project, and analyse the potential cause of any significant discrepancies; and (f) describe what measures will be implemented over the next year to improve the environmental performance of the project.	• Annual Reviews for the years: – 2023 (28/3/2024) – 2024 (26/3/2025) – 2025 (31/3/2026) • Emails from the Department to WHC dated 27/08/2024, 31/3/2025, 31/03/2026, 22/7/2026	• Annual Reviews were signed by the end of March each year. Emails from Department 27/08/2024, 31/3/2025 and 31/03/2026 acknowledge receipt of Annual Review for 2024 and 2025, respectively • Annual Reviews were observed to generally contain the information required by (a) to (f) of this condition • According to the email from the Department to WHC, the Annual Review for the year 2023 was submitted 3 April 2024, which is different from the compliant date stamp on the front page of the Annual Report (28/3/2024) and beyond the required period specified in this Condition (ie by the end of March each year). However, email from the Department 22/7/2026 confirms that the 2023 Annual Review was submitted on 28/3/2024, within the required time period: "The submission did not progress through the Portal workflow as expected due to a system issue and subsequently required manual intervention by Department staff. The Department is satisfied that the report was lodged before the 31 March 2024 deadline and considers the development to have complied with this requirement."	C	N/A
Revision of Strategies, Plans and Programs					

No	Project Approval 10_0059 Assessment Requirement Purple type represents the December 2024 modification	Reference/ Evidence	Comments	Compliance Status	Recommendations
4.	Within 3 months of: (a) the submission of an annual review under condition 3 above; (b) the submission of an incident report under condition 6 below; (c) the submission of an audit under condition 8 below; or (d) any modification to the conditions of this approval (unless the conditions require otherwise), the Proponent shall review, and if necessary revise, the strategies, plans, and programs required under this approval to the satisfaction of the Secretary. Where this review leads to revisions of any plan then within four weeks of the review the revised document must be submitted to the Secretary and any other relevant agencies for approval. Note: This is to ensure the strategies, plans and programs are updated on a regular basis, and incorporate any recommended measures to improve the environmental performance of the project.	• WHS Revision of Strategies, Plans and Programs spreadsheet • Management Plans required under these conditions • Letter from the Department to WCCM dated 24/6/2025 • Interview with Superintendent - Environment and Environment Officer - Secondment	• Spreadsheet observed provides review triggers and update entries (if any) for incidents, Annual Reviews, Project Approval modification, and Independent Environmental Audit for the audit period. Reviews were within the required time period. • Two Management Plans were revised during the audit period, including the Water Management Plan (as a result of the MOD5) and the Rehabilitation Management Plan (to include and update rehabilitation objectives, risk outcomes, reference MOD5, current closure status) • The revision for the 2025 Annual Review was dated 14/8/2025 after the 2025 Annual Review was approved by the Department by letter dated 24/6/2025 • The 2024 tab of the spreadsheet indicates document review undertaken in 2025 following the MOD5 approval in 2024 • The Rehabilitation Management Plan was reviewed following the 2025 Annual Review, as shown on the 2026 tab of the spreadsheet. The Superintendent Environment noted that the Rehabilitation Management Plan has various other triggers for review outside of this condition (eg. Proforma updates by NSW Resource Regulator and Risk Assessment Updates). It was updated four times during the audit period, including as:	C	N/A

No	Project Approval 10_0059 Assessment Requirement Purple type represents the December 2024 modification	Reference/ Evidence	Comments	Compliance Status	Recommendations
			- Rev 2.0 in 11/2023 to include the Rehabilitation Objectives - Rev 3.0 in 1/2025 for formatting - Rev 4.0 in 8/2025 to incorporate 2025 risk outcomes, reference 10_0059 MOD 5 and the new approved final landform, reflect current closure status, and include updated rehabilitation objectives - Rev 5.0 in 9/2025 for formatting and updating references		
Community Consultative Committee					
5.	The Proponent shall operate a Community Consultative Committee (CCC) for the Werris Creek Coal Mine for the life of the project, in general accordance with the *Guidelines for Establishing and Operating Community Consultative Committees for Mining Projects* (Department of Planning, 2007, or its latest version), and to the satisfaction of the Secretary. *Notes:* *• The CCC is an advisory committee. The Department and other relevant agencies are responsible for ensuring that the Proponent complies with this approval; and* *• In accordance with the guideline, the Committee should be comprised of an independent chair and appropriate representation from the Proponent, Council, recognised environmental groups and the local community.*	• WCC-CCC Meeting Minutes and Environmental Monitoring Report 2023-2025	• CCC minutes are available for review on the Whitehaven Coal website. The CCC has been set up to operate generally in accordance with the *Guidelines for Establishing and Operating Community Consultative Committees for Mining Projects*. The CCC has met approximately every four months up to the end of 2023 and half yearly thereafter. • The original approval of the CCC occurred outside of the audit period.	C	N/A
REPORTING					
Incident Reporting					
6.	The Proponent shall notify, at the earliest opportunity, the Secretary and any other relevant agencies of any incident that has caused, or threatens to cause, material harm to the environment. For any other incident associated with the project, the Proponent shall notify the Secretary and any other relevant agencies as soon as practicable after the Proponent becomes aware of the incident. Within 7 days of the date of the incident, the	• Interview with Superintendent - Environment and Officer – Environment	• Auditor observed letter from WHC to the Department (30/5/2025) outlining an exceedance of PM10 recorded at TEOM92 on 27/5/2025 attributed to a significant dust storm originating from south Australia.	C	N/A

No	Project Approval 10_0059 Assessment Requirement Purple type represents the December 2024 modification	Reference/ Evidence	Comments	Compliance Status	Recommendations
	Proponent shall provide the Secretary and any relevant agencies with a detailed report on the incident, and such further reports as may be requested.	• Letter from WHC to the Department dated 30/5/2025 • Email from the Department to WHC dated 30/5/2025 • Email from the Department to WHC dated 3/6/2025 •	Receipt of this letter was acknowledged by Department by email 30/5/2025 • Email from the Department 3/6/2025 agrees that exceedance would have been an extraordinary event and that no breach was recorded and no further action required.		
Regular Reporting					
7.	The Proponent shall provide regular reporting on the environmental performance of the project on its website, in accordance with the reporting arrangements in any plans or programs approved under the conditions of this approval.	• Annual Reviews 2023-2025 • Coal movement records 2023, 2024 • Monthly EPL monitoring reports 2023 - 2026 • Independent Environmental Audit (ERM 2023) • WCCM website: https://whitehavencoal.com.au/our-business/our-assets/werris-creek-mine/	• Regular reporting on the environmental performance of the project during the audit period has been published, as observed on the company website.	C	N/A
INDEPENDENT ENVIRONMENTAL AUDIT					
8.	By the end of June 2014, and every 3 years thereafter, unless the Secretary directs otherwise, the Proponent shall commission and pay the full cost of an Independent Environmental Audit of the project. This audit must: (a) be conducted by a suitably qualified, experienced and independent team of experts whose appointment has been endorsed by the Secretary; (b) include consultation with the relevant agencies; (c) assess the:	• Independent Environmental Audit (ERM 2023)	• The Independent Environmental Audit 2023 was conducted as required as evidenced by reports published on the WCCM website. • The audit report fulfilled requirements of (a) to (d) as stipulated by this condition	C	N/A

No	Project Approval 10_0059 Assessment Requirement Purple type represents the December 2024 modification	Reference/ Evidence	Comments	Compliance Status	Recommendations
	• environmental performance of the project; and • whether it is complying with the requirements in this approval, any relevant EPL or Mining Lease (including any assessment, plan or program required under these approvals); and (d) recommend appropriate measures or actions to improve the environmental performance and rehabilitation of the project. *Note: This audit team must be led by a suitably qualified auditor and include experts in any fields specified by the Secretary.*				
9.	Within 6 weeks of the completion of this audit, or as otherwise agreed by the Secretary, the Proponent shall submit a copy of the audit report to the Secretary, together with its response to any recommendations contained in the audit report.	• Independent Environmental Audit (ERM 2023) • Email from the Department to WHC (16/8/2023)	• The previous IEA report stated the audit occurred on 5 July 2023, and the report was issued on 16 August 2023 • Email from the Department acknowledges receipt of Independent Audit Report, Action Plan, and three yearly Independent Noise Audit on 16/8/2023, within the required period	C	N/A
ACCESS TO INFORMATION					
10.	The Proponent shall: (a) make copies of the following publicly available on its website: • the EA; • current statutory approvals for the project; • approved strategies, plans and programs required under the conditions of this approval; • a comprehensive summary of the monitoring results of the project, which have been reported in accordance with the conditions of this approval or any approved plans or programs; • a complaints register, which is to be updated on a monthly basis; • minutes of any CCC meetings; • the last five annual reviews;	• WCCM website: https://whitehavencoal.com.au/our-business/our-assets/werris-creek-mine/	• All required documentation is disclosed on the website	C	N/A

No	Project Approval 10_0059 Assessment Requirement Purple type represents the December 2024 modification	Reference/ Evidence	Comments	Compliance Status	Recommendations
	• any independent environmental audit of the project, and the Proponent's response to the recommendations in any audit; • any other matter required by the Secretary; and (b) keep this information up-to-date, to the satisfaction of the Secretary.				

<table>
<tr><th>Item</th><th>Environment Protection Licence 12290: Assessment Requirement</th><th>Reference/ Evidence</th><th>Comments</th><th>Compliance</th><th>Recommendations</th></tr>
<tr><td colspan="6">1 ADMINISTRATIVE CONDITIONS</td></tr>
<tr><td colspan="6">A1 What the licence authorises and regulates</td></tr>
<tr><td>A1.1</td><td>This licence authorises the carrying out of the scheduled development work listed below at the premises specified in A2.

Construct mine entrance/ access/ rail load out roads; site preparation; (clearing/ soil removal) including mining activities, earthworks for processing plant, coal loading & office facility installation; install water management controls.</td><td>• Site observations
• EPL 12290
• Annual Returns 2022-2024
• Annual Reviews 2023-2025</td><td>• The Site does not undertake any scheduled activities other than those permitted by its EPL.</td><td>C</td><td>N/A</td></tr>
<tr><td>A1.2</td><td>This licence authorises the carrying out of the scheduled activities listed below at the premises specified in A2. The activities are listed according to their scheduled activity classification, fee-based activity classification and the scale of the operation.

Unless otherwise further restricted by a condition of this licence, the scale at which the activity is carried out must not exceed the maximum scale specified in this condition.

<table>
<tr><th>Scheduled Activity</th><th>Fee Based Activity</th><th>Scale</th></tr>
<tr><td>Coal works</td><td>Coal works</td><td>> 2,000,000 – 5,000,000 T annual handing capacity</td></tr>
<tr><td>Mining for coal</td><td>Mining for coal</td><td>> 2,000,000 T – 3,500,000 of annual production capacity</td></tr>
</table></td><td>• Annual Coal Movements 2023, 2024
• Interview with Environmental Superintendent</td><td>• The site’s production capacity has remained within the scheduled limits.
• Annual Coal Movements (in tonnes):
∘ 2023:
– Rail: 1,759,431.93
– Road: 151.98
∘ 2024:
– Rail: 702,570.86
– Note that no coal was transported by road in 2024, and no coal was transported since August 2024
∘ 2025-2026: no coal was transported from the site.</td><td>C</td><td>N/A</td></tr>
<tr><td>A1.3</td><td>The licensee must not carry on any scheduled activities until the scheduled development works are completed, except as elsewhere provided in this licence.</td><td>• Site observations</td><td>• Mining operations have been completed within the audit period. The site is continuing rehabilitation work and exploring other beneficial uses at the location. No other scheduled activity is being conducted onsite.</td><td>C</td><td>N/A</td></tr>
<tr><td colspan="6">A2 Premises or plant to which this licence applies</td></tr>
</table>

<table>
<tr><th>Item</th><th><u>Environment Protection Licence 12290</u>: Assessment Requirement</th><th>Reference/ Evidence</th><th>Comments</th><th>Compliance</th><th>Recommendations</th></tr>
<tr><td>A2.1</td><td>The licence applies to the following premises:
Premises Details
WERRIS CREEK COAL
1435 WERRIS CREEK ROAD
WERRIS CREEK
NSW 2341

THE LAND BOUND WITHIN THE “PROJECT SITE BOUNDARY” IDENTIFIED IN THE MAP TITLED “FIGURE 1: SCHEDULE OF LAND” OF APPENDIX 1
SCHEDULE OF LAND OF PROJECT APPROVAL 10_0059, DATED 25 OCTOBER 2011 (DOC16/111799).</td><td>• Site observations</td><td>Noted</td><td>N/A</td><td>N/A</td></tr>
<tr><td colspan="6">A3 Information supplied to the EPA</td></tr>
<tr><td>A3.1</td><td>Works and activities must be carried out in accordance with the proposal contained in the licence application, except as expressly provided by a condition of this licence.
In this condition the reference to "the licence application" includes a reference to:
(a) the applications for any licences (including former pollution control approvals) which this licence replaces under the Protection of the Environment Operations (Savings and Transitional) Regulation 1998; and
the licence information form provided by the licensee to the EPA to assist the EPA in connection with the issuing of this licence.</td><td>Note</td><td>N/A</td><td>N/A</td><td>N/A</td></tr>
<tr><td colspan="6">2 DISCHARGES TO AIR AND WATER AND APPLICATIONS TO LAND</td></tr>
<tr><td colspan="6">P1 Location of monitoring, discharge points and areas</td></tr>
<tr><td>P1.1</td><td>The following points referred to in the table below are identified in this licence for the purposes of monitoring and/or the setting of limits for the emission of pollutants to the air from the point.
<i>Air</i>
<table>
<tr><th>EPA ID no.</th><th>Type of monitoring point</th><th>Type of discharge point</th><th>Location description</th></tr>
<tr><td>9</td><td>Ambient Weather Monitoring</td><td></td><td>Weather station located on the top level of the overburden emplacement at RL 445m and identified as “EPL9” on the figure titled “EPL 12290 Licenced Monitoring Points”, received by the EPA via email on 17 December 2015 (DOC16/111380).</td></tr>
</table></td><td>• Interviews with Environmental Superintendent
• Site observations</td><td>• WCCM stated no monitoring locations have moved since the EPL was granted and as observed during site visit.</td><td>C</td><td>N/A</td></tr>
</table>

<table>
<tr><th>Item</th><th><u>Environment Protection Licence 12290</u>: Assessment Requirement</th><th>Reference/ Evidence</th><th>Comments</th><th>Compliance</th><th>Recommendations</th></tr>
<tr><td></td><td>
<table>
<tr><td>28</td><td>Ambient Air Monitoring/ Air Discharge Quality</td><td>Ambient Air Monitoring/ Air Discharge Quality</td><td>Within 100m of the residence “Kyooma” identified as “EPL 28” on the figure titled “EPL 12290 Licenced Monitoring Points”, received by the EPA via email on 17 December 2015 (DOC16/111380).</td></tr>
<tr><td>29</td><td>Ambient Air Monitoring/ Air Discharge Quality</td><td>Ambient Air Monitoring/ Air Discharge Quality</td><td>Within 100 metres of the residence "Glenara" identified as "EPL29" on the figure titled "EPL 12290 Licensed Monitoring Points", received by the EPA via email on 17 December 2015 (DOC16/111380).</td></tr>
<tr><td>30</td><td>Ambient Air Monitoring/ Air Discharge Quality</td><td>Ambient Air Monitoring/ Air Discharge Quality</td><td>Within 100m of the location known as property number 92 identified as "EPL30" on the figure titled "EPL 12290 Licensed Monitoring Points", received by the EPA via email on 17 December 2015 (DOC16/111380).</td></tr>
<tr><td>31</td><td>Ambient Weather Monitoring</td><td></td><td>Lower level temp. sensor at the toe of the SE rehabilitation area at RL 373.5m AHO and identified as "EPL31" on the figure titled "EPL 12290 Licensed Monitoring Points", received by the EPA via email on 17 December 2015 (DOC16/111380).</td></tr>
</table>
(b)</td><td></td><td></td><td></td><td></td></tr>
<tr><td>P1.2</td><td>The following points referred to in the table are identified in this licence for the purposes of the monitoring and/or the setting of limits for discharges of pollutants to water from the point.

<i>Water and land</i>
<table>
<tr><th>EPA ID no.</th><th>Type of monitoring point</th><th>Type of discharge point</th><th>Location description</th></tr>
<tr><td>10</td><td>Wet Weather Discharge / Discharge Water Quality Monitoring</td><td>Wet Weather Discharge / Discharge Water Quality Monitoring</td><td>Point known as "SB2" and identified as "EPL10" on the figure titled "EPL 12290 Licensed Monitoring Points", received by the EPA via email on 17 December 2015 (DOC16/111380).</td></tr>
<tr><td>12</td><td>Wet Weather Discharge / Discharge Water Quality Monitoring</td><td>Wet Weather Discharge / Discharge Water Quality Monitoring</td><td>Point known as "SB9" and identified as "EPL12" on the figure titled "EPL 12290 Licensed Monitoring Points", received by the EPA via email on 17 December 2015 (DOC16/111380).</td></tr>
<tr><td>14</td><td>Wet Weather Discharge / Discharge Water Quality Monitoring</td><td>Wet Weather Discharge / Discharge Water Quality Monitoring</td><td>Point known as "SB10" and identified as "EPL14" on the figure titled "EPL 12290 Licensed Monitoring Points", received by the EPA via email on 17 December 2015 (DOC16/111380).</td></tr>
<tr><td>16</td><td>Water Quality Monitoring</td><td></td><td>Point known as "VWD1" and identified as "EPL16" on the figure titled "EPL 12290 Licensed Monitoring Points", received by the EPA via email on 17 December 2015 (DOC16/111380).</td></tr>
</table></td><td>• Interviews with site Environmental Superintendent
• Site observations</td><td>• WCCM stated that the following monitoring locations have been removed due to rehabilitation work removing the corresponding dams:
◦ EPA ID 27 (VWD2) was decommissioned in September 2023, when water pumping into the dam was ceased. Dewatering of the dam and removal of dam management infrastructure were undertaken within a few months after decommissioning.
◦ EPA ID 34 (VWD3) was removed in May 2026. Last discharge at this location was dated in September 2023.
• No other monitoring locations have moved since the EPL was granted and as observed during</td><td>C</td><td>N/A</td></tr>
</table>

<table>
<tr><th>Item</th><th><u>Environment Protection Licence 12290</u>: Assessment Requirement</th><th>Reference/ Evidence</th><th>Comments</th><th>Compliance</th><th>Recommendations</th></tr>
<tr><td></td><td>
<table>
<tr><td>17</td><td>Groundwater Quality Monitoring</td><td></td><td>Point known as "GW966036/MW1" and identified as "EPL17" on the figure titled "EPL 12290 Licensed Monitoring Points", received by the EPA via email on 17 December 2015 (DOC16/111380).</td></tr>
<tr><td>18</td><td>Groundwater Quality Monitoring</td><td></td><td>Point known as "GW966127/MW2" and identified as "EPL18" on the figure titled "EPL 12290 Licensed Monitoring Points", received by the EPA via email on 17 December 2015 (DOC16/111380).</td></tr>
<tr><td>19</td><td>Groundwater Quality Monitoring</td><td></td><td>Point known as "GW965729/MW3" and identified as "EPL19" on the figure titled "EPL 12290 Licensed Monitoring Points", received by the EPA via email on 17 December 17 December 2015 (DOC16/111380).</td></tr>
<tr><td>20</td><td>Groundwater Quality Monitoring</td><td></td><td>Point known as “MW4b” and identified as "EPL20" on the figure titled "EPL 12290 Licensed Monitoring Points", received by the EPA via email on 17 December 2015 (DOC16/111380).</td></tr>
<tr><td>21</td><td>Groundwater Quality Monitoring</td><td></td><td>Point known as "GW968728/MW5" and identified as "EPL21" on the figure titled "EPL 12290 Licensed Monitoring Points", received by the EPA via email on 17 December 2015 (DOC16/111380).</td></tr>
<tr><td>22</td><td>Groundwater Quality Monitoring</td><td></td><td>Point known as "MW6" and identified as "EPL22" on the figure titled "EPL 12290 Licensed Monitoring Points", received by the EPA via email on 17 December 2015 (DOC16/111380).</td></tr>
<tr><td>23</td><td>Ambient / Discharge Water Quality Monitoring</td><td></td><td>Point known as WC-U on Werris Creek and identified as "EPL23" on the figure titled "EPL 12290 Licensed Monitoring Points", received by the EPA via email on 17 December 2015 (DOC16/111380).</td></tr>
<tr><td>24</td><td>Ambient / Discharge Water Quality Monitoring</td><td></td><td>Point known as WC-D on Werris Creek and identified as "EPL24" on the figure titled "EPL 12290 Licensed Monitoring Points", received by the EPA via email on 17 December 2015 (DOC16/111380).</td></tr>
<tr><td>25</td><td>Ambient / Discharge Water Quality Monitoring</td><td></td><td>Point known as QC-U on Quipolly Creek and identified as "EPL25" on the figure titled "EPL 12290 Licensed Monitoring Points", received by the EPA via email on 17 December 2015 (DOC16/111380).</td></tr>
<tr><td>26</td><td>Ambient / Discharge Water Quality Monitoring</td><td></td><td>Point known as QC-D on Quipolly Creek and identified as "EPL26" on the figure titled "EPL 12290 Licensed Monitoring Points", received by the EPA via email on 17 December 2015 (DOC16/111380).</td></tr>
<tr><td>27</td><td>Water Quality Monitoring</td><td></td><td>Point known as "VWD2" and identified as "EPL27" on the figure titled "EPL 12290 Licensed Monitoring Points", received by the EPA via email on 17 December 2015 (DOC16/111380).</td></tr>
</table>
</td><td></td><td>site visit. All monitoring locations were observed with signs posted on-site.</td><td></td><td></td></tr>
</table>

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<tr><td></td><td>
<table>
<tr><td>32</td><td>Wet Weather Discharge / Discharge Water Quality Monitoring</td><td>Wet Weather Discharge / Discharge Water Quality Monitoring</td><td>Point known as "S818" and identified as "EPL32" on the figure titled "EPL 12290 Licensed Monitoring Points", received by the EPA via email on 17 December 2015 (DOC16/111380).</td></tr>
<tr><td>33</td><td>Discharge Water Quality Monitoring
Discharge for off-site agricultural use</td><td>Discharge Water Quality Monitoring
Discharge for off-site agricultural use</td><td>Point known as "VWD1" and identified as "EPL33" on the figure titled "EPL 12290 Licensed Monitoring Points", received by the EPA via email on 17 December 2015 (DOC16/111380).</td></tr>
<tr><td>34</td><td>Discharge Water Quality Monitoring
Discharge for off-site agricultural use</td><td>Discharge Water Quality Monitoring
Discharge for off-site agricultural use</td><td>Point known as "VWD3" and identified as "EPL34" on the figure titled "EPL 12290 Licensed Monitoring Points", received by the EPA via email on 17 December 2015 (DOC16/111380).</td></tr>
<tr><td>35</td><td>Discharge Water Quality Monitoring
Discharge for off-site agricultural use</td><td>Discharge Water Quality Monitoring
Discharge for off-site agricultural use</td><td>Point known as "VWD4" and identified as "EPL35" on the figure titled "EPL 12290 Licensed Monitoring Points", received by the EPA via email on 17 December 2015 (DOC16/111380).</td></tr>
</table>
</td><td></td><td></td><td></td><td></td></tr>
<tr><td colspan="6">3 LIMIT CONDITIONS</td></tr>
<tr><td colspan="6">L1 Pollution of Waters</td></tr>
<tr><td>L1.1</td><td>Except as may be expressly provided in any other condition of this licence, the licensee must comply with section 120 of the Protection of the Environment Operations Act 1997.</td><td>• Refer to L2 and L3</td><td>• As discussed in conditions L2 and L3 below, no pollution of waters was identified in this audit.</td><td>C</td><td>N/A</td></tr>
<tr><td colspan="6">L2 Concentration Limits</td></tr>
<tr><td>L2.1</td><td>For each monitoring/discharge point or utilisation area specified in the table\s below (by a point number), the concentration of a pollutant discharged at that point, or applied to that area, must not exceed the concentration limits specified for that pollutant in the table.</td><td>• N/A</td><td>• Refer to condition L2.4</td><td>C</td><td>N/A</td></tr>
<tr><td>L2.2</td><td>Where a pH quality limit is specified in the table, the specified percentage of samples must be within the specified ranges.</td><td>• N/A</td><td>• Refer to condition L2.4</td><td>C</td><td>N/A</td></tr>
<tr><td>L2.3</td><td>To avoid any doubt, this condition does not authorise the pollution of waters by any pollutant other than those specified in the table/s.</td><td>• N/A</td><td>• Noted</td><td>Note</td><td>N/A</td></tr>
</table>

<table>
<thead>
<tr><th>Item</th><th><u>Environment Protection Licence 12290</u>: Assessment Requirement</th><th>Reference/ Evidence</th><th>Comments</th><th>Compliance</th><th>Recommendations</th></tr>
</thead>
<tbody>
<tr>
<td>L2.4</td>
<td>Water and/or Land Concentration Limits
Point 10, 12, 14, 32
<table>
<tr><th>Pollutant</th><th>Unit of measure</th><th>50 percentile concentration limit</th><th>90 percentile concentration limit</th><th>3DGM concentration limit</th><th>100 percentile concentration limit</th></tr>
<tr><td>Oil and grease</td><td>Milligrams per litre</td><td>-</td><td>-</td><td>-</td><td>10</td></tr>
<tr><td>pH</td><td>pH</td><td>-</td><td>-</td><td>-</td><td>6.5 - 8.5</td></tr>
<tr><td>Total suspended solids</td><td>Milligrams per litre</td><td>20</td><td>35</td><td>-</td><td>50</td></tr>
</table>
Point 33, 34, 35
<table>
<tr><th>Pollutant</th><th>Unit of measure</th><th>50 percentile concentration limit</th><th>90 percentile concentration limit</th><th>3DGM concentration limit</th><th>100 percentile concentration limit</th></tr>
<tr><td>Electrical conductivity</td><td>Microsiemens per centimetre</td><td>-</td><td>-</td><td>-</td><td>2000</td></tr>
<tr><td>Oil and grease</td><td>Milligrams per litre</td><td>-</td><td>-</td><td>-</td><td>10</td></tr>
<tr><td>pH</td><td>pH</td><td>6.5 - 8.5</td><td></td><td>-</td><td>9</td></tr>
</table>
</td>
<td>
EPL Monitoring Report 2023, 2024, 2025, 2026 (Jan-Apr)
Interview with Environmental Superintendent
Annual Returns 2022-2023, 2023-2024, 2024-2025
</td>
<td>Point 10, 12, 14, 32

Discharge was recorded on the following dates:

4 January 2024: Point 12
22 January 2024: Point 14
3 June 2024: Point 14
6 August 2024: Point 10, 14
29-30 March 2025: Point 10, 14
3 August 2025: Point 14
21 August 2025: Point 14

Oil and grease and pH recorded are all within limit.
TSS exceedance was recorded on the following dates:

29-30 March 2025:

Point 10: 75 mg/L
Point 14: 134 mg/L
Rainfall of 123.6 mm was recorded on 28-29 March. Therefore, TSS limits may be exceeded as per L2.5.

21 August 2025

Point 14: 86 mg/L
Rainfall of 46.4 mm was recorded on 20-21 August. Therefore, TSS limits may be exceeded as per L2.5.

Point 33, 34, 35

Supplying water for agricultural purposes was recorded on the following dates (special frequency 4):

Point 34

9, 17, 25 August 2023

</td>
<td>C</td>
<td>N/A</td>
</tr>
</tbody>
</table>

Item	Environment Protection Licence 12290: Assessment Requirement	Reference/ Evidence	Comments	Compliance	Recommendations
			– 4, 14 September 2023 ◦ Point 35: – 27 September 2023 – 23, 30 October 2023 – 13, 19 December 2023 – 15 January 2024 – 5, 15 February 2024 – 14, 26 March 2024 ◦ All electrical conductivity measurements were recorded below 2000 ◦ All pH values were recorded to be within 6.5-8.5 • **Oil and Grease** As per condition M2.3, oil and grease are sampled at special frequency 3 (3 monthly) until no mine void water is planned to be provided for agricultural purposes within the three months following scheduled sampling. ◦ Environmental Superintendent advised that the last irrigation (discharge) was conducted on 26 March 2024. ◦ Sampling dates published in the monitoring data on the WCC website are noted as below: – 8 August 2023: Point 34 and 35 – 21 November 2023: Point 35 – 27 February 2024: Point 35 – Point 33 result was reported as Point 16 as both EPL ID locations are		

Item	**Environment Protection Licence 12290**: Assessment Requirement	Reference/ Evidence	Comments	Compliance	Recommendations
			at VWD 1. Point 16 oil and grease were sampled on the following dates: ▪ 2023: 8 August, 21 November ▪ 2024: 27 February, 22 May, 21 August, 19 November ▪ 2025: 19 February, 29 May, 26 August, 26 November ▪ 2026: 16 February, 6 May ◦ Annual Returns 2022-2023, 2023-2024, 2024-2025 noted the following: – Point 33 was sampled four times in 2023-2024 and 2024-2025 period respectively – Note that the anniversary date for the annual returns is 1 April ◦ Since there has not been any discharge at Point 34 and 35, sampling under special frequency 3 at these locations are not required.		
L2.5	The Total Suspended Solids concentration limits specified for Points 10, 12, 14 and 32 may be exceeded for water discharged from the sediment basins provided that: a) the discharge occurs solely as a result of rainfall measured at the premises that exceeds 39.2 millimetres over any consecutive 5 day period immediately prior to the discharge occurring; and b) all practical measures have been implemented to dewater all sediment dams within 5 days of rainfall such that they have sufficient capacity to store run off from a 39.2 millimetre, 5 day rainfall event.	• N/A	• Noted. Refer to condition L2.4	C	N/A
L3 Waste					

Item	**Environment Protection Licence 12290**: Assessment Requirement	Reference/ Evidence	Comments	Compliance	Recommendations
L3.1	The licensee must not cause, permit or allow any waste generated outside the premises to be received at the premises for storage, treatment, processing, reprocessing or disposal or any waste generated at the premises to be disposed of at the premises, except as expressly permitted by the licence.	• Interview with Environmental Superintendent	• Environmental Superintendent advised that no waste generated outside the premises is received at the site except for the reject material described in condition L3.3.	C	N/A
L3.2	This condition only applies to the storage, treatment, processing, reprocessing or disposal of waste at the premises if those activities require an environment protection licence.	• Note	• Noted	C	N/A
L3.3	The licensee may dispose of up to 150 end-of-life mining heavy plant tyres on the premises in each annual return year period up until 31 March 2023. Should the report, provided in accordance with condition R3.5: 1. Be submitted to the EPA's satisfaction at intervals of 2 years; and 2. Find that recycling options are not feasible; and 3. The EPA provides written advice that onsite disposal of end-of-life heavy plant tyres may continue for a subsequent two (2) annual reporting periods; Only waste tyres generated at the premises may be disposed of in accordance with this condition.	• Annual Heavy Plant-Tyre Disposal Report dated 13 March 2024 and 17 June 2024 • Tarrawonga Coal Mine, Werris Creek Coal Mine, And Maules Creek Coal Mine End-Of-Life Heavy Plant Mining Tyre Review – February 2025 • Interview with Environmental Superintendent • Email from NSW EPA dated 18 June 2025	• The tyre disposal reports show that WCC disposed 150 tyres on 13 March 2024 and 73 tyres on 17 June 2024. Noting that the anniversary date is 1 April, 150 tyres were disposed per reporting period. • NSW EPA permitted the continued burial of waste heavy plant tyres at WCC in accordance with the EPL for another 2 years on 18 June 2025. • Environmental Superintendent advised that the heavy tyre disposal reports are submitted with the annual return as per condition R3.5. Due to the recent changes to the annual return submission portal, WCC is unable to provide submission evidence. • The 2025 End-Of-Life Heavy Plant Mining Tyre Review has been completed. It concluded that there are currently limited feasible recycling options or facilities available to receive heaving mining tyres at the scale that is required.	C	N/A

<table>
<tr><th>Item</th><th>Environment Protection Licence 12290: Assessment Requirement</th><th>Reference/ Evidence</th><th>Comments</th><th>Compliance</th><th>Recommendations</th></tr>
<tr><td colspan="6">L4 Noise Limits</td></tr>
<tr><td>L4.1</td><td>Noise generated from the premises must not exceed the noise limits in the table below.
<table>
<tr><th>Locality and location</th><th>Day LAeq (15 minute)</th><th>Evening LAeq (15 minute)</th><th>Night LAeq (15 minute)</th><th>Night LA1 (1 minute) -</th></tr>
<tr><td>The residence on the property "Talavera" marked as location "R96 Talavera" on the figure titled "EPL 12290 Licensed Monitoring Points", received by the EPA via email on 17 December 2015 (DOC16/111380).</td><td>38</td><td>38</td><td>38</td><td>45</td></tr>
<tr><td>The residence known as Quipolly Railway Cottage" marked as location "R12 Quipolly Railway Cottage" on the figure titled "EPL 12290 Licensed Monitoring Points", received by the EPA via email on 17 December 2015 (DOC16/111380).</td><td>38</td><td>38</td><td>38</td><td>45</td></tr>
<tr><td>The residence on the property "Hazeldene" marked as location "R24 Hazeldene" on the figure titled "EPL 12290 Licensed Monitoring Points", received by the EPA via email on 17 December 2015 (DOC16/111380).</td><td>37</td><td>37</td><td>37</td><td>45</td></tr>
<tr><td>'The residence on the property "Kyooma" marked as location"R98 Kyooma" on the figure titled "EPL 12290 Licensed Monitoring points", received by the EPA via email on 17 December 2015 (DOC16/111380).</td><td>36</td><td>38</td><td>38</td><td>45</td></tr>
<tr><td>Any other affected residence not owned by the licensee or its related companies.</td><td>35</td><td>35</td><td>35</td><td>45</td></tr>
</table></td><td>• EPL Monitoring Report 2023, 2024, 2025, 2026 (Jan-Apr)
• Interview with Environmental Superintendent</td><td>• Attended noise monitoring results for the audit period up to January 2026 are available on the WCC website for review. Note that condition M9.1 was varied on 10 February 2026. Monthly attended noise monitoring is no longer required since then. Attended noise monitoring is only required at the request of the EPA. Environment Superintendent advised that EPA has not requested noise monitoring at the site since the variation of the licence.
• Attended noise monitoring results recorded a number of noise exceedances during the audit period but none of the exceedances were attributed to WCC operations. WCC operations maintained to be under 20 LA for most monitoring. Exceedances were noted to be environmental noises in the surroundings such as birds, frogs, dogs, traffics etc. Therefore, WCC is considered compliant to the noise limit.
• It is also noted that there was a typographical error in the monthly noise monitoring summary published on WCC website for November 2024 results. A result for location “R24” was listed as “R23”. The attended noise monitoring report was sighted to confirm the monitoring was conducted in compliance with this condition.</td><td>C</td><td>N/A</td></tr>
</table>

Item	<u>Environment Protection Licence 12290</u>: Assessment Requirement	Reference/ Evidence	Comments	Compliance	Recommendations
L4.2	For the purpose of the condition above; a) Day is defined as the period from 7am to 6pm on any day. b) Evening is defined as the period 6pm to 10pm on any day. c) Night is defined as the period from 10pm to 7am on any day. Note: For the purpose of the noise criteria for this condition, 5dBA must be added to the measurement level if the noise is substantially tonal or impulsive in character.	• EPL Monitoring Report 2023, 2024, 2025, 2026 (Jan-Apr) • Spectrum Acoustics compliance reports	• Noise reports consider the appropriate daytime, evening and night-time periods. • Auditor noted a typographical error for the record from 2024 September at R12 on the EPL monitoring data published on the WCC website. The daytime measurement was recorded as 12:20am. Auditor sighted the Spectrum Acoustics compliance report and confirmed that it was measured at 12:20pm.	C	N/A
L4.3	The noise limits set out in the Noise Limits table apply under all meteorological conditions except for the following: a) Wind speeds greater than 3 metres/second at 10 metres above ground level; or b) Temperature inversion conditions up to 12°C/100m and wind speeds greater than 2 metres/second at 10 metres above ground level; or c) Temperature inversion conditions greater than 12°C/100m. Note: For the purposes of this condition, data recorded by the meteorological station identified as EPA Identification Point No. 9 and the lower level temperature sensor identified as EPA Identification Point No. 31 must be used to determine meteorological conditions. Note: Temperature inversion conditions (vertical temperature gradient in degrees C/1OOm) are to be determined as [(TM2 - TM3 - 0.7) * 1.25], where TM2 is the temperature from sensor M2 (1Om weather station at top of rehabilitated overburden emplacement) and TM3 is the temperature from sensor M3 (lower weather station at base of rehabilitated overburden emplacement). Reference: Spectrum Acoustics letter report Ref: 04035/4580 of 7 November 2012 to Werris Creek Coal.	• Spectrum Acoustics compliance reports • EPL Monitoring Report 2023, 2024, 2025, 2026 (Jan-Apr)	• Noise monitoring results are analysed in conjunction with weather data monitored at the WCC Mine. • Noise monitoring reports state that the Meteorological data used is supplied by the mine from the automatic weather station M2 located on top of the overburden emplacement. • As per condition L4.1, noise monitoring did not record noise level from site operations to be over the noise limit. Therefore, this condition was not triggered.	NT	N/A
L4.4	Noise impacts where wind speed exceeds 3 metres per second at 10 metres above the ground must be addressed by: a) documenting noise complaints received to identify any higher level of impacts or wind patterns;	• Complaints Register 2023 - 2026	• No noise complaints received within audit period that meet stated criteria.	NT	N/A

Item	**Environment Protection Licence 12290**: Assessment Requirement	Reference/ Evidence	Comments	Compliance	Recommendations
	b) where levels of noise complaints indicate a higher level of impact then actions to quantify and ameliorate any enhanced impacts where wind speed exceeds 3 metres per second at 10 metres above the ground must be developed and implemented.				
L4.5	The noise limits set by condition L4.1 of the licence do not apply where a current legally binding agreement exists between the proponent and the occupant of a residential property that: a) agrees to an alternative noise limit for that property; or b) provides an alternative means of compensation to address noise impacts from the premises. A copy of any agreement must be provided to the EPA before the proponent can take advantage of the agreement.	- Refer to condition L4.1	- As per condition L4.1, noise monitoring did not record noise level from site operations to be over the noise limit. Therefore, this condition was not triggered.	NT	N/A
L4.6	**Determining Compliance** To determine compliance: a) with the Leq (15 minute) noise limits in the Noise Limits table, the noise measurement equipment must be located: i. approximately on the property boundary, where any dwelling is situated 30 metres or less from the property boundary closest to the premises; or ii. within 30 metres of a dwelling facade, but not closer than 3m, where any dwelling on the property is situated more than 30 metres from the property boundary closest to the premises; or, where applicable iii. within approximately 50 metres of the boundary of a National Park or a Nature Reserve. b) with the LA 1(1 minute) noise limits in the Noise Limits table, the noise measurement equipment must be located within 1 metre of a dwelling facade. c) With the noise limits in the Noise Limits table, the noise measurement equipment must be located: i. At the most affected point at a location where there is no dwelling at the location; or ii. at the most affected point within an area at a location prescribed by part (a) or part (b) of this condition. Note: A non-compliance of the Noise Limits table will still occur where noise generated from the premises in excess of the appropriate limits measured: i. at a location other than an area prescribed in part (a) and part (b); and/or	- EPL Monitoring Reports 2023-2026 January - Site observations - Spectrum Acoustics compliance reports	- A summary of the attended noise monitoring program has been provided. All locations are monitored on a monthly basis until the change of condition M9.1 was varied on 10 February 2026. - The sighted noise monitoring reports detail this condition and state that monitoring is undertaken in accordance with these requirements. - ERM observed during site visit that noise measurement equipment located in accordance with stated criteria.	C	N/A

Item	**Environment Protection Licence 12290: Assessment Requirement**	Reference/ Evidence	Comments	Compliance	Recommendations
	ii. at a point other than the most affected point at a location.				
L5	**Blasting**				
L5.1	The overpressure level from blasting operations at the premises must not exceed 120dB (Lin Peak) at any time. Error margins associated with any monitoring equipment used to measure this are not to be taken into account in determining whether or not the limit has been exceeded.	• EPL Monitoring Report 2023, 2024, 2025, 2026 (Jan-Apr) • Internal Blast Database	• No exceedances of overpressure levels from blasting occurred during the reported audit period. The maximum overpressure was recorded in November 2023 with 113 dB at location R11.	C	N/A
L5.2	The airblast overpressure level from blasting operations at the premises must not exceed 115dB (Lin Peak) at any noise sensitive locations for more than five per cent of the total number of blasts over each reporting period. Error margins associated with any monitoring equipment used to measure this are not to be taken into account in determining whether or not the limit has been exceeded.	• EPL Monitoring Report 2023, 2024, 2025, 2026 (Jan-Apr) • Internal Blast Database	• Only one blast with overpressure levels measured exceeding 115 dB within the audit period in October 2023 with 116.7 dB at location R92.	C	N/A
L5.3	Ground vibration peak particle velocity from the blasting operations at the premises must not exceed 10mm/sec at any time at any noise sensitive locations. Error margins associated with any monitoring equipment used to measure this are not to be taken into account in determining whether or not the limit has been exceeded.	• EPL Monitoring Report 2023, 2024, 2025, 2026 (Jan-Apr) • Internal Blast Database	• Auditor reviewed blast monitoring records. No exceedances of ground vibration of 10mm/s. The maximum ground vibration peak particle velocity was recorded in August 2023 with 0.97 mm/s at location R98.	C	N/A
L5.4	Ground vibration peak particle velocity from the blasting operations at the premises must not exceed 5mm/sec at any noise sensitive locations for more than five per cent of the total number of blasts over each reporting period. Error margins associated with any monitoring equipment used to measure this are not to be taken into account in determining whether or not the limit has been exceeded.	• EPL Monitoring Report 2023, 2024, 2025, 2026 (Jan-Apr) • Internal Blast Database	• Auditor reviewed blast monitoring records. No exceedances of ground vibration of 5mm/s. The maximum ground vibration peak particle velocity was recorded in August 2023 with 0.97 mm/s at location R98.	C	N/A
L5.5	Blasting operations at the premises may only take place between 9:00am-5:00pm Monday to Saturday. Blasting is not permitted on public holidays. Blasting outside the hours specified above can only take place with the written approval of the EPA.	• Internal Blast Database	• Auditor reviewed blast monitoring records, no blasts occurred on Sunday. Time of blast was recorded for all blast events. Noted that last production blast	C	N/A

Item	**Environment Protection Licence 12290**: Assessment Requirement	Reference/ Evidence	Comments	Compliance	Recommendations
			was reported to be 20 February 2024.		
L5.6	The hours during which blasting is permitted may be varied by the EPA upon consideration of the impact any variation may have on the amenity of the residents in the locality.	• Note	• Noted	Note	N/A
L5.7	Blasting at the premises is limited to 1 blast on each day on which blasting is permitted. Note: Additional blasts are permitted where the EPA and neighbours have been notified of the intended blast prior to the additional blast being fired; and • it is demonstrated to be necessary for safety reasons; or • the previous blast generated ground vibration levels of less than 0.5 mm per second at all non-project related residences.	• Internal Blast Database	• Auditor reviewed blast monitoring records, blasts were limited to one per day.	C	N/A
L5.8	To determine compliance with condition(s) L5.1, L5.2, L5.3 and L5.4 a) Airblast overpressure and ground vibration levels must be measured and electronically recorded at any point within 30 metres of any non-project related residential building or other sensitive locations such as schools or hospitals for all blasts carried out in or on the premises; and b) Instrumentation used to measure the airblast overpressure and ground vibration must meet the requirements of Australian Standard AS 2187.2-2006. Note: A breach of the licence will still occur where airblast overpressure or ground vibration levels from the blasting operations at the premises exceeds the limit specified in this licence at any "noise sensitive locations" other than the locations identified in the above condition.	• EPL Monitoring Report 2023, 2024, 2025, 2026 (Jan-Apr) • Blast Management Plan BMP (dated 30 August 2019)	• All the monitoring locations are at least 3 km distant from the properties. • BMP Section 7.2.1 outlined the Monitoring Locations: ∘ Four privately owned properties have been selected to monitor potential blasting impacts against compliance criteria and are representative of the most affected community locations in proximity to Werris Creek. • BMP Section 7.2.3 described the Blast Monitoring Equipment: ∘ The permanent blast monitors are fixed units installed at each community location and are installed in compliance with Australian Standard AS2187.2-2006. Monitoring is recorded via a website interface which enables blast results to be reported (by SMS and email), with the complete waveform/trace	C	N/A

Item	Environment Protection Licence 12290: Assessment Requirement	Reference/ Evidence	Comments	Compliance	Recommendations
			available via the website for detailed analysis) in near real time. - Note that WCC has ceased blasting operations onsite.		
L6 Hours of Operation					
L6.1	Activities at the premises, other than blasting (which is subject to the limits applied by condition LS.5), may be carried out 24 hours a day, 7 days per week.	Noted	Noted	Note	N/A
L7 Potentially offensive odour					
L7.1	No condition in this licence identifies a potentially offensive odour for the purposes of section 129 of the Protection of the Environment Operations Act 1997. Note: Section 129 of the Protection of the Environment Operations Act 1997 provides that the licensee must not cause or permit the emission of any Offensive odour from the premises but provides a defence if the emission is identified in the relevant environment protection licence as a potentially offensive odour and the odour was emitted in accordance with the conditions of a licence directed at minimising odour.	- Complaints Registers 2023-2026	- No evidence to suggest this condition is not being complied with was noted.	C	N/A
4 Operating Conditions					
O1	**Activities must be carried out in a competent manner**				
O1.1	Licenced activities must be carried out in a competent manner This includes: a) the processing, handling, movement and storage of materials and substances used to carry out the activity; and b) the treatment, storage, processing, reprocessing, transport and disposal of waste generated by the activity.	- Site Observations - Interview with Environmental Superintendent	- Since the site is currently in rehabilitation phase, only minimal activities are conducted onsite. - Good housekeeping was observed. At the workshop area, materials appeared to be appropriately stored and secondary containment was provided as required. The waste storage area appeared well maintained. - There is a requirement for all personnel and visitors to complete a general induction, which includes safety and environmental information.	C	N/A

Item	Environment Protection Licence 12290: Assessment Requirement	Reference/ Evidence	Comments	Compliance	Recommendations
O2	**Maintenance of plant and equipment**				
O2.1	All plant and equipment installed at the premises or used in connection with the licensed activity: a) must be maintained in a proper and efficient condition; and b) must be operated in a proper and efficient manner.	• Work order report 2023, 2024, 2025 • Emeco preventative Maintenance record 2023-2025 • Site observations	• Work order reports show that various plant and equipment have been serviced when mining activities were being conducted onsite. • The site engages Emeco for operating the water carts and dozers onsite. Emeco preventative maintenance record was also provided for review. • Majority of the site plant and equipment had been removed from site during site visit. Remaining equipment appeared to be in proper condition.	C	N/A
O3	**Dust**				
O3.1	All operations and activities occurring at the premises must be carried out in a manner that will minimise the emission of dust from the premises.	• Interview with Environmental Superintendent • Site Observations • Air Quality and Greenhouse Gas Management Plan (dated 16 April 2014)	• The Air Quality and Greenhouse Gas Management Plan outlines the measures the site carries out to suppress dust which includes water application to increase soil moisture, use of water cart on unsealed roads, and chemical dust suppressant when needed. • Water cart at active haul circuit and haul road during active haulage time. Water supply from onsite water storages. • Spray and micro spray system on crushing plant • Automated alert based on wind speed and wind direction will trigger TARP during active mining. “Sentinex” warning system • Note that mining operations ceased at WCC. Only	C	N/A

Item	<u>Environment Protection Licence 12290</u>: Assessment Requirement	Reference/ Evidence	Comments	Compliance	Recommendations
			rehabilitation work is currently ongoing and creates minimal dust.		
O3.2	Trucks transporting coal from the premises must be covered immediately after loading to prevent wind blown emissions and spillage. The covering must be maintained until immediately before unloading the trucks.	• Site Observations • Air Quality and Greenhouse Gas Management Plan (dated 16 April 2014)	• AQGGMP Section 8.1.13 addressed this requirement. • Note that mining operations ceased at WCC. No truck movement was observed during the site visit.	C	N/A
O4	**Effluent application to land** **Irrigation of Mine Void Water from Void Water Dam 1**				
O4.1	Prior to the Licensee providing Irrigation water from Void Water dam 1, all necessary state and local government approvals must be obtained.	• Water Management Plan – November 2017 • 2023 IEA report	• Approval is as per WMP. • As noted in the 2023 IEA report, on 27th June 2016 a water use application was rejected to WCCM from the DPI. In the response from DPIE Water the letter said "*The application will not be required if the amendment to the current Water Management Plan is approved".*	C	N/A
O4.2	Pollution events associated with any aspect of the recipient's and or Licensees void water reuse program for irrigation, must be reported to the EPA in accordance with section 148 of the Act as soon as is practicable after the Licensee becomes aware of an incident.	• EPL Monitoring Report 2023, 2024, 2025, 2026 (Jan-Apr)	• Not Triggered. No exceedances were reported at VWD 1 in the audit period.	C	N/A
O4.3	The licensee must cease the supply of void water for irrigation as soon as the licensee becomes aware of a misuse of effluent or failure to implement any aspect of the irrigation management plan.	• EPL Monitoring Report 2023, 2024, 2025, 2026 (Jan-Apr)	• Not Triggered. No exceedances were reported at VWD 1 in the audit period.	C	N/A
O4.4	The Licensee must review, with an annual inspection, the recipients use of the void water on an annual basis, to identify any corrective actions required to comply with or update the irrigation management plan. The supplier must keep records of sites visits, observations and corrective actions for at least four years.	• Irrigation Letter Reports 2023, 2024, 2025, 2026	• Annual irrigation reports from 2022-2026 are provided for review. The reports describe the inspections, findings and recommendations as per required.	C	N/A
O4.5	The licensee must engage a suitably qualified person to make an annual assessment of the irrigation scheme and this report must be submitted to the EPA with the annual return.	• Irrigation Letter Reports 2023, 2024, 2025, 2026	• SLR Consulting Australia were engaged to conduct the annual	C	N/A

Item	Environment Protection Licence 12290: Assessment Requirement	Reference/ Evidence	Comments	Compliance	Recommendations
		- CV of suitably qualified person - Interview with Environmental Superintendent	assessment. Consultants engaged are as follows: ◦ 2024, 2025: Michelle Papenfus (Principal Soil Scientist) ◦ 2026: Michelle Papenfus and Ashraf Khalifa (Principal Soil Scientist) - Environmental Superintendent advised that the reports are submitted with the annual return. Due to the recent changes to the annual return submission portal, WCC is unable to provide submission evidence.		
O5	**Waste Management**				
O5.1	The Licensee is authorised to dispose of heavy plant-tyre waste generated on the premises, in the waste rock/overburden emplacements. The Licensee must: 1. ensure that heavy plant waste tyres are re-used on the premises as much as practical; 2. ensure that any surplus heavy plant waste tyres can be emplaced by being spread out within the waste rock/overburden emplacement and buried as deep as practical, but covered by at least 20m of inert material beneath any final rehabilitated surface; 3. place heavy plant waste tyres at least 15 metres away from coarse reject material or tailings emplacement areas.; 4. not emplace any heavy plant waste tyres directly on the pit floor or in a location that is likely to impede or contaminate saturated aquifers; 5. not emplace any heavy plant waste tyres in a position that compromises the stability of the final rehabilitation landform; 6. not emplace any heavy plant waste tyres within 15m of heated or potentially acid forming materials; 7. not place any heavy plant waste tyres in an area likely to leach to any watercourse; and	- Annual Heavy Plant-Tyre Disposal Report dated 13 March 2024 and 17 June 2024 - Interview with Environmental Superintendent	- The 2024 tyre disposal reports include details and coordinates of tyre disposal (burial) on site, including photos of burial within overburden dumps as per the criteria list of this condition. - Environmental Superintendent advised that all tyres onsite have nee buried or removed from site. No heavy plant waste tyres were observed during the site visit.	C	N/A

Item	Environment Protection Licence 12290: Assessment Requirement	Reference/ Evidence	Comments	Compliance	Recommendations
	8. record the co-ordinates (easting, northing and elevation) of each disposal location.				
O5.2	Stockpiles of any heavy plant waste tyres stored at the premises awaiting disposal must; 1. be less than 3 metres height and; 2. not over an area of more than 200 square metres; and 3. not be located within 10 metres of any other flammable or combustible materials.	• Site observations • Site aerial imagery dated 31 March 2026 • Interviews with Environmental Superintendent	• No tyre stockpile was observed onsite or on the aerial imagery. Environment superintendent advised that all tyres were either disposed in the pit as per this EPL or removed from site.	C	N/A
O6 Other operating conditions					
O6.1	Reversing beepers fitted to vehicles on the premises must be a low frequency broadband type, unless it can be demonstrated that operations will not contribute to off-site noise impacts.	• Observations on-site.	• Observed on-site (audible broadband reversing).	C	N/A
O6.2	**Blast Fume** Offensive blast fume must not be emitted from the premises. Definition: Offensive blast fume means post-blast gases (whether visible or invisible, odorous or odourless) from the detonation of explosives at the premises that by reason of their nature, duration, character or quality, or the time at which they are emitted, or any other circumstances: (i) are harmful to (or is likely to be harmful to) a person that is outside the premises from which it is emitted, or (ii) interferes unreasonably with (or is likely to interfere unreasonably with) the comfort or repose of a person who is outside the premises from which it is emitted.	• Complaints Registers 2023 to 2026 • Interviews with Environmental Superintendent	• No blast fume complaints in audit period. • None in the period	C	N/A
O6.3	**Pollution Incident Response Management Plan** The licensee must maintain, and implement as necessary, a current Pollution Incident Response Management Plan (PIRMP) for the premises. The PIRMP must document systems and procedures to deal with all types of incidents (e.g. spills, explosions, fire) that may occur at the premises or that may be associated with activities that occur at the premises and which are likely to cause harm to the environment.	• PIRMP dated 15 September 2025	• The scope and content of the PIRMP complies with the requirements of this condition.	C	N/A
O6.4	The licensee must keep the PIRMP on the premises at all times.	• Site observations	• A copy of the PIRMP was available for review with at the site office, sighted by ERM.	C	N/A
M1 Monitoring and Recording Conditions					

<table>
<tr><th>Item</th><th><u>Environment Protection Licence 12290</u>: Assessment Requirement</th><th>Reference/ Evidence</th><th>Comments</th><th>Compliance</th><th>Recommendations</th></tr>
<tr><td>M1.1</td><td>The results of any monitoring required to be conducted by this licence or a load calculation protocol must be recorded and retained as set out in this condition.</td><td>• EPL Monitoring Report 2023, 2024, 2025, 2026 (Jan-Apr)</td><td>• WCCM retains its records as required by condition.</td><td>C</td><td>N/A</td></tr>
<tr><td>M1.2</td><td>All records required to be kept by this licence must be:
a) jn a legible form, or in a form that can readily be reduced to a legible form;
b) kept for at least 4 years after the monitoring or event to which they relate took place; and
c) produced in a legible form to any authorise officer of the EPA who asks to see them.</td><td>• EPL Monitoring Report 2012-2026 (April)
• Interviews with Environmental Superintendent</td><td>• All monitoring data since 2012 are available on the WCC website for review. The data was observed to be in a legible form, maintain for at least 4 years and available in a legible form to be provided to EPA officers upon request.
• Environmental Superintendent advised that no EPA officer has asked to see them within the audit period.</td><td>C</td><td>N/A</td></tr>
<tr><td>M1.3</td><td>The following records must be kept in respect of any samples required to be collected for the purposes of this licence:
a) the date(s) on which the sample was taken;
b) the time(s) at which the sample was collected;
c) the point at which the sample was taken; and
d) the name of the person who collected the sample.</td><td>• Sampling field sheets, chain of custody, certificate of analysis</td><td>ERM reviewed a sample of sampling field sheets, chain of custody, certificate of analysis for water, air, groundwater in emails retained on record. Samples were compliant.</td><td>C</td><td>N/A</td></tr>
<tr><td colspan="6">M2 Requirement to monitor concentration of pollutants discharged</td></tr>
<tr><td>M2.1</td><td>For each monitoring/discharge point or utilisation area specified below (by a point number), the licensee must monitor (by sampling and obtaining results by analysis) the concentration of each pollutant specified in Column 1. The licensee must use the sampling method, units of measure, and sample at the frequency, specified opposite in the other columns:</td><td>• EPL Monitoring Report 2023, 2024, 2025, 2026 (Jan-Apr)</td><td>• WCCM has undertaken the sampling of all the monitoring points during the reported audit period as required.</td><td>C</td><td>N/A</td></tr>
<tr><td>M2.2</td><td>Air Monitoring Requirements

POINT 28, 29, 30
<table>
<tr><th>Pollutant</th><th>Units of measure</th><th>Frequency</th><th>Sampling method</th></tr>
<tr><td>PM10</td><td>micrograms per cubic metre</td><td>Every 6 days</td><td>AM-18</td></tr>
<tr><td>Solid particles</td><td>Grams per square metre per month</td><td>Continuous</td><td>AM-19</td></tr>
</table></td><td>• Internal air quality monitoring records
• Point 30 validation data
• Air Quality Greenhouse Gas Management Plan
• Dust gauge sampling collection records</td><td>• PM10
  ◦ Dates of sampling are recorded in the internal monitoring records, which shows that PM10 were sampled every 6 days for Point 28 and 29.</td><td>C</td><td>N/A</td></tr>
</table>

<table>
<tr><th>Item</th><th><u>Environment Protection Licence 12290</u>: Assessment Requirement</th><th>Reference/ Evidence</th><th>Comments</th><th>Compliance</th><th>Recommendations</th></tr>
<tr><td></td><td></td><td></td><td>◦ Point 30 PM10 are sampled by a TEOM which is continuous. Validation has been provided for review to confirm.
• Solid Particles
◦ Dust Gauges are located at the three locations:
– EPL 28 DG 98
– EPL 29 DG 11
– EPL 30 DG 92
◦ Dust gauge sampling collection records were provided for review, showing that dust gauges were monitored continuous with monthly sample collection.</td><td></td><td></td></tr>
<tr><td>M2.3</td><td>Water and/ or Land Monitoring Requirements
POINT 10, 12, 14, 32
<table>
<tr><th>Pollutant</th><th>Units of measure</th><th>Frequency</th><th>Sampling method</th></tr>
<tr><td>Conductivity</td><td>Microsiemens per litre</td><td>Special Frequency 1</td><td>Grab sample</td></tr>
<tr><td>Nitrate</td><td>Milligrams per litre</td><td>Special Frequency 1</td><td>Grab sample</td></tr>
<tr><td>Nitrogen (total)</td><td>Milligrams per litre</td><td>Special Frequency 1</td><td>Grab sample</td></tr>
<tr><td>Oil and Grease</td><td>Milligrams per litre</td><td>Special Frequency 1</td><td>Grab sample</td></tr>
<tr><td>pH</td><td>pH</td><td>Special Frequency 1</td><td>Grab sample</td></tr>
<tr><td>Phosphorus (total)</td><td>Milligrams per litre</td><td>Special Frequency 1</td><td>Grab sample</td></tr>
<tr><td>Reactive phosphorus</td><td>Milligrams per litre</td><td>Special Frequency 1</td><td>Grab sample</td></tr>
<tr><td>Total suspended solids</td><td>Milligrams per litre</td><td>Special Frequency 1</td><td>Grab sample</td></tr>
</table></td><td>• EPL Monthly Monitoring Reports 2023, 2024, 2025, 2026 (Jan-Apr)
• Interview with Environmental Superintendent
• WCCM Discharge Register 2023-2025</td><td>• Concentration limits for oil and grease, pH and total suspended solids are assessed under condition L2.4
• Environmental Superintendent advised that the site undertakes pre- and post-rainfall event inspections for discharge monitoring. All samples were undertaken at the earliest opportunity following observation that a discharge has commenced. Site coverage is between 5am – 5pm each weekday (24/7 coverage up until cessation of Night shift in April 2024). During wet weather, discharge points are a routine inspection point following rainfall commencement, with sampling only possible during daylight hours for safety purposes when working around water. Sampling time for each sample is</td><td>Obs</td><td>It is recommended that the site review and update the Discharge Register to include record of the discharge start time. Train relevant personnel in the updated data collection.</td></tr>
</table>

<table>
<tr><th>Item</th><th><u>Environment Protection Licence 12290</u>: Assessment Requirement</th><th>Reference/ Evidence</th><th>Comments</th><th>Compliance</th><th>Recommendations</th></tr>
<tr><td></td><td></td><td></td><td>recorded on the COC and COA lab reports. The Discharge Register records the start and finish date of the finish date of the discharge but does not record the actual time that the discharge commenced. All samples are recorded as having been collected on the same day as the discharged commenced. Review of OCE inspections, field sampling sheets and COC records indicate that all samples were collected within 12 hours of the discharge commencing.</td><td></td><td></td></tr>
<tr><td></td><td>POINT 16, 27
<table>
<tr><th>Pollutant</th><th>Units of measure</th><th>Frequency</th><th>Sampling method</th></tr>
<tr><td>Conductivity</td><td>Microsiemens per litre</td><td>Every 3 months</td><td>Grab sample</td></tr>
<tr><td>Nitrate</td><td>Milligrams per litre</td><td>Every 3 months</td><td>Grab sample</td></tr>
<tr><td>Nitrogen (total)</td><td>Milligrams per litre</td><td>Every 3 months</td><td>Grab sample</td></tr>
<tr><td>Oil and Grease</td><td>Milligrams per litre</td><td>Every 3 months</td><td>Grab sample</td></tr>
<tr><td>pH</td><td>pH</td><td>Every 3 months</td><td>Grab sample</td></tr>
<tr><td>Phosphorus (total)</td><td>Milligrams per litre</td><td>Every 3 months</td><td>Grab sample</td></tr>
<tr><td>Reactive phosphorus</td><td>Milligrams per litre</td><td>Every 3 months</td><td>Grab sample</td></tr>
<tr><td>Total suspended solids</td><td>Milligrams per litre</td><td>Every 3 months</td><td>Grab sample</td></tr>
</table></td><td></td><td>Samples were taken from Point 16 as required during the audit period:
Point 27 was only sampled in August 2023 and decommissioned since then.</td><td></td><td></td></tr>
<tr><td></td><td>POINT 17, 18, 19, 20, 22, 21
<table>
<tr><th>Pollutant</th><th>Units of measure</th><th>Frequency</th><th>Sampling method</th></tr>
<tr><td>Conductivity</td><td>Microsiemens per litre</td><td>Every 6 months</td><td>Representative sample</td></tr>
<tr><td>Nitrate</td><td>Milligrams per litre</td><td>Every 6 months</td><td>Representative sample</td></tr>
<tr><td>Nitrogen (total)</td><td>Milligrams per litre</td><td>Every 6 months</td><td>Representative sample</td></tr>
<tr><td>Oil and Grease</td><td>Milligrams per litre</td><td>Every 6 months</td><td>Representative sample</td></tr>
</table></td><td></td><td>These locations were sampled in the following months in the audit period: September 2023, March 2024, August 2024, February 2025, August 2025, February 2026. Exceptions are listed below:
March 2024 Point 17 – lab error was reported for reactive Phosphorus. Additional sampling was conducted in</td><td></td><td></td></tr>
</table>

<table>
<thead>
<tr><th>Item</th><th><u>Environment Protection Licence 12290</u>: Assessment Requirement</th><th>Reference/ Evidence</th><th>Comments</th><th>Compliance</th><th>Recommendations</th></tr>
</thead>
<tbody>
<tr>
<td></td>
<td>
<table>
<tr><td>pH</td><td>pH</td><td>Every 6 months</td><td>Representative sample</td></tr>
<tr><td>Phosphorus (total)</td><td>Milligrams per litre</td><td>Every 6 months</td><td>Representative sample</td></tr>
<tr><td>Reactive phosphorus</td><td>Milligrams per litre</td><td>Every 6 months</td><td>Representative sample</td></tr>
<tr><td>Standing water level</td><td>Milligrams per litre</td><td>Every 6 months</td><td>Representative sample</td></tr>
</table>
</td>
<td></td>
<td>
April to satisfy the requirement

March 2024 Point 18 and August 2024 Point 18 – no sample was taken due to the absence of power at the pump, as reported in the EPL Annual Return and Monthly Summary
February 2025 Point 18 – no sample was taken due to absence of water

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<td>
POINT 23, 24, 25, 26
<table>
<tr><th>Pollutant</th><th>Units of measure</th><th>Frequency</th><th>Sampling method</th></tr>
<tr><td>Conductivity</td><td>Microsiemens per litre</td><td>Special Frequency 2</td><td>Special Method 1</td></tr>
<tr><td>Nitrate</td><td>Milligrams per litre</td><td>Special Frequency 2</td><td>Special Method 1</td></tr>
<tr><td>Nitrogen (total)</td><td>Milligrams per litre</td><td>Special Frequency 2</td><td>Special Method 1</td></tr>
<tr><td>Oil and Grease</td><td>Milligrams per litre</td><td>Special Frequency 2</td><td>Special Method 1</td></tr>
<tr><td>pH</td><td>pH</td><td>Special Frequency 2</td><td>Special Method 1</td></tr>
<tr><td>Phosphorus (total)</td><td>Milligrams per litre</td><td>Special Frequency 2</td><td>Special Method 1</td></tr>
<tr><td>Reactive phosphorus</td><td>Milligrams per litre</td><td>Special Frequency 2</td><td>Special Method 1</td></tr>
<tr><td>Total suspended solids</td><td>Milligrams per litre</td><td>Special Frequency 2</td><td>Special Method 1</td></tr>
</table>
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Overflow and sampling was recorded as required during the audit period:
Similar to Point 10, 12, 14, 32, the site does not have records accurately documenting the commencement time of the discharge for Point 23, 24, 25, 26.

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<td>
POINT 33, 34, 35
<table>
<tr><th>Pollutant</th><th>Units of measure</th><th>Frequency</th><th>Sampling method</th></tr>
<tr><td>Aluminium (dissolved)</td><td>Milligrams per litre</td><td>Special Frequency 3</td><td>Grab sample</td></tr>
<tr><td>Arsenic (dissolved)</td><td>Milligrams per litre</td><td>Special Frequency 3</td><td>Grab sample</td></tr>
<tr><td>Barrium (dissolved)</td><td>Milligrams per litre</td><td>Special Frequency 3</td><td>Grab sample</td></tr>
<tr><td>Beryllium (dissolved)</td><td>Milligrams per litre</td><td>Special Frequency 3</td><td>Grab sample</td></tr>
<tr><td>BOD</td><td>Milligrams per litre</td><td>Special Frequency 3</td><td>Grab sample</td></tr>
<tr><td>Cadmium (dissolved)</td><td>Milligrams per litre</td><td>Special Frequency 3</td><td>Grab sample</td></tr>
<tr><td>Chromium (dissolved)</td><td>Milligrams per litre</td><td>Special Frequency 3</td><td>Grab sample</td></tr>
<tr><td>Cobalt (dissolved)</td><td>Milligrams per litre</td><td>Special Frequency 3</td><td>Grab sample</td></tr>
<tr><td>Copper (dissolved)</td><td>Milligrams per litre</td><td>Special Frequency 3</td><td>Grab sample</td></tr>
</table>
</td>
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Concentration limits for oil and grease, pH and total suspended solids are assessed under condition L2.4

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</tbody>
</table>

<table>
<tr><th>Item</th><th><u>Environment Protection Licence 12290</u>: Assessment Requirement</th><th>Reference/ Evidence</th><th>Comments</th><th>Compliance</th><th>Recommendations</th></tr>
<tr><td></td><td>
<table>
<tr><td>Electrical conductivity</td><td>Microsiemens per centimetre</td><td>Special Frequency 4</td><td>Grab sample</td></tr>
<tr><td>Iron (dissolved)</td><td>Milligrams per litre</td><td>Special Frequency 3</td><td>Grab sample</td></tr>
<tr><td>Lead (dissolved)</td><td>Milligrams per litre</td><td>Special Frequency 3</td><td>Grab sample</td></tr>
<tr><td>Magnesium</td><td>Milligrams per litre</td><td>Special Frequency 3</td><td>Grab sample</td></tr>
<tr><td>Manganese (dissolved)</td><td>Milligrams per litre</td><td>Special Frequency 3</td><td>Grab sample</td></tr>
<tr><td>Nickel (dissolved)</td><td>Milligrams per litre</td><td>Special Frequency 3</td><td>Grab sample</td></tr>
<tr><td>Oil and grease</td><td>Milligrams per litre</td><td>Special Frequency 3</td><td>Grab sample</td></tr>
<tr><td>pH</td><td>pH</td><td>Special Frequency 4</td><td>Grab sample</td></tr>
<tr><td>Potassium</td><td>Milligrams per litre</td><td>Special Frequency 3</td><td>Grab sample</td></tr>
<tr><td>Selenium (dissolved)</td><td>Milligrams per litre</td><td>Special Frequency 3</td><td>Grab sample</td></tr>
<tr><td>Sodium</td><td>Milligrams per litre</td><td>Special Frequency 3</td><td>Grab sample</td></tr>
<tr><td>Total dissolved solids</td><td>Milligrams per litre</td><td>Special Frequency 3</td><td>Grab sample</td></tr>
<tr><td>Vanadium (dissolved)</td><td>Milligrams per litre</td><td>Special Frequency 3</td><td>Grab sample</td></tr>
<tr><td>Zinc (dissolved)</td><td>Milligrams per litre</td><td>Special Frequency 3</td><td>Grab sample</td></tr>
</table>
</td><td rowspan="2"></td><td></td><td rowspan="2"></td><td rowspan="2"></td></tr>
<tr><td></td><td>Note:

For the purposes of this condition, Special Frequency 1 means as soon as practicable after overflow commences and in any case not more than 12 hours after any overflow commencing.
For the purposes of this condition, Special Frequency 2 means within 12 hours after any overflow from a storage dam(s) on the premises occurring.
For the purposes of this condition, Special Frequency 3 means every three months. If no mine void water is planned to be provided for agricultural purposes within the three months following scheduled sampling, then sampling is not required.
For the purposes of this condition, Special Frequency 4 mean prior to, but not more than 24 hours prior to providing mine void water for agricultural purposes and then weekly thereafter, until the provision of water ceases. Samples are only required to be taken from the void water dam that is supplying water for agricultural purposes.
For the purposes of this condition, Special Method 1 means that grab samples must be taken from those ambient/discharge water quality monitoring points (i.e. points 23-26) locate d in same drainage catchment (Werris Creek and/or Quipolly Creek) as those wet weather discharge points (i.e. points 10, 12, 14 and/or 32) overflowing in any individual discharge event.

</td><td>Noted for the above.</td></tr>
</table>

Item	<u>Environment Protection Licence 12290</u>: Assessment Requirement	Reference/ Evidence	Comments	Compliance	Recommendations
	Note: The frequency of monitoring and the pollutant/s to be monitored may be varied by the EPA once the variability of the water quality and ground water quality is established.				
M2.4	For the purposes of the table(s) above, monitoring at points 16 and 27 is not required in the three month period if the monitoring site is dry or inadequate water is available to collect a sample.	• N/A	• Noted. See M2.3.	Note	N/A
M2.5	For the purposes of the table(s) above, monitoring at points 17, 18, 19, 20, 21 and 22 is not required in the six month period if the monitoring site is dry or inadequate water is available to collect a sample.	• N/A	• Noted. See M2.3.	Note	N/A
M3 Testing Methods – Concentration Limits					
M3.1	Monitoring for the concentration of a pollutant emitted to the air required to be conducted by this licence must be done in accordance with: a) any methodology which is required by or under the Act to be used for the testing of the concentration of the pollutant; or b) if no such requirement is imposed by or under the Act, any methodology which a condition of this licence requires to be used for that testing; or c) if no such requirement is imposed by or under the Act or by a condition of this licence, any methodology approved in writing by the EPA for the purposes of that testing prior to the testing taking place. Note: The Protection of the *Environment Operations (Clean Air) Regulation 2010* requires testing for certain purposes to be conducted in accordance with test methods contained in the publication 'Approved Methods for the Sampling and Analysis of Air Pollutants in NSW'.	• Air Quality and Greenhouse Gas Management Plan (AQGHGMP) dated 16 April 2014.	• According to the AQGHGMP, monitoring is undertaken in accordance with EPL 12290 and PA 10_0059 conditions, which specify required methods of sampling, analysis and frequency of monitoring. • Various HVAS, TOEM and dust gauges are installed onsite and offsite for testing. • Sample collection, changeover and analysis, and unit maintenance are undertaken by ALS. HVAS monitors PM10 concentrations in accordance with AS/NZS 3580.9.6:2003; dust gauges are in accordance with AS/NSS 3580.10.1:2003; TEOM monitors PM10 are in accordance with AS/NZS 3580.9.8: 2008.	C	N/A
M3.2	Subject to any express provision to the contrary in this licence, monitoring for the concentration of a pollutant discharged to waters or applied to a utilisation area must be done in accordance with the Approved Methods Publication unless another method has been approved by the EPA in writing before any tests are conducted.	• Water Management Plan May 2026 • Example of a Certificate of Analysis dated 29 September 2025	• Water Management Plan referenced the Department of Environment and Conservation, "Approved Methods for the Sampling and Analysis of Water Pollutants in NSW", March 2004	C	N/A

<table>
<tr><th>Item</th><th>Environment Protection Licence 12290: Assessment Requirement</th><th>Reference/ Evidence</th><th>Comments</th><th>Compliance</th><th>Recommendations</th></tr>
<tr><td></td><td></td><td></td><td>An example of a certificate of analysis for discharge water sampling were provided for review.</td><td></td><td></td></tr>
<tr><td colspan="6">M4 Weather Monitoring</td></tr>
<tr><td>M4.1</td><td>Weather Monitoring Requirements

POINT 9:
<table>
<tr><th>Parameter</th><th>Units of Measure</th><th>Frequency</th><th>Averaging Period</th><th>Sampling method</th></tr>
<tr><td>Rainfaill</td><td>Millimetres per hour</td><td>Continuous</td><td>1 hour</td><td>AM-4</td></tr>
<tr><td>Wind speed @ 10 metres</td><td>Metres per second</td><td>Continuous</td><td>15 minute</td><td>AM-2 & AM-4</td></tr>
<tr><td>Wind direction @ 10 metres</td><td>Degrees clockwise from true north</td><td>Continuous</td><td>15 minute</td><td>AM-2 & AM-4</td></tr>
<tr><td>Temperature @ 2 metres</td><td>Degrees Celsius</td><td>Continuous</td><td>15 minute</td><td>AM-4</td></tr>
<tr><td>Temperature @ 10 metres</td><td>Degrees Celsius</td><td>Continuous</td><td>15 minute</td><td>AM-4</td></tr>
<tr><td>Sigma theta @ 10 metres</td><td>Degrees clockwise from true north</td><td>Continuous</td><td>15 minute</td><td>AM-2 & AM-4</td></tr>
<tr><td>Solar radiation</td><td>Watts per square metre</td><td>Continuous</td><td>15 minute</td><td>AM-4</td></tr>
<tr><td>Additional requirements – siting</td><td>-</td><td>-</td><td>-</td><td>AM-1, AM-4 & special method 2</td></tr>
<tr><td>Additional requirements – measurement</td><td>-</td><td>-</td><td>-</td><td>AM-1, AM-4 & special method 2</td></tr>
</table></td><td>Air Quality and Greenhouse Gas Management Plan (AQGHGMP).
Site observations</td><td>Auditor sighted the online dashboard that WCC uses to monitor the weather. Auditor visited the weather station at the top level of the overburden emplacement and it was observed to be in good condition. The weather station at the base of the overburden emplacement area was not accessible during the site visit.</td><td>C</td><td>N/A</td></tr>
<tr><td>M4.2</td><td>POINT 31
<table>
<tr><th>Parameter</th><th>Units of Measure</th><th>Frequency</th><th>Averaging Period</th><th>Sampling method</th></tr>
<tr><td>Temperature @ 2 metres</td><td>Degrees celcius</td><td>Continuous</td><td>15 minute</td><td>AM-4 & special method 2</td></tr>
</table></td><td>Air Quality and Greenhouse Gas Management Plan (AQGHGMP).
Site observations
Sentinex weather station calibration</td><td>Point 31 – compliance assessed as per condition M4.1.
Meteorological monitoring equipment must be calibrations were conducted on the following dates by Novecom:
1 February 2023</td><td>C</td><td>N/A</td></tr>
</table>

Item	Environment Protection Licence 12290: Assessment Requirement	Reference/ Evidence	Comments	Compliance	Recommendations
	Note: For the purposes of conditions M4.1 & M4.2, Special Method 2 means that the location of the meteorological monitoring equipment and details of that equipment, the equipment operation and maintenance/service procedures and schedules must be submitted in writing and approved in writing by the EPA before any sampling or analysis is carried out. The meteorological monitoring equipment must be calibrated at least once every 12 months. Any proposed changes to the meteorological monitoring equipment location, operating and maintenance/service procedures and schedules, or to the monitoring hardware itself must also be submitted in writing and approved in writing by the EPA. The EPA is to be provided with the monitoring data on request in a Microsoft® Office software compatible format.	report conducted by Novecom	◦ 12 September 2023 ◦ 24 April 2024 ◦ 28 November 2024 ◦ 30 July 2025		
M5 Recording of pollution complaints					
M5.1	The licensee must keep a legible record of all complaints made to the licensee or any employee or agent of the licensee in relation to pollution arising from any activity to which this licence applies.	• Complaints registers 2005 to 2025 • Werris Creek Mine - Whitehaven Coal	Complaints registers from 2005 to the present are available on WCC website	C	N/A
M5.2	The record must include details of the following: a) the date and time of the complaint; b) the method by which the complaint was made; c) any personal details of the complainant which were provided by the complainant or, if no such details were provided, a note to that effect; d) the nature of the complaint; e) the action taken by the licensee in relation to the complaint, including any follow-up contact with the complainant; and f) if no action was taken by the licensee, the reasons why no action was taken.	• Complaints registers 2005 to 2025 • WHC internal complaint records	• There have been no complaints reported in the audit period. Auditor sighted the internal complaint register which satisfied the requirements listed in this condition.	C	N/A
M5.3	The record of a complaint must be kept for at least 4 years after the complaint was made.	• Complaints registers 2005 to 2023 • Werris Creek Mine - Whitehaven Coal	• Complaints registers from 2005 to the present are available on WCC website	N/A	N/A
M5.4	The record must be produced to any authorised officer of the EPA who asks to see them.	• Interview with Environmental Superintendent	• Environmental Superintendent advised that they are not aware of any EPA officer asked to see the record.	NT	N/A
M6 Telephone complaints line					

<table>
<tr><th>Item</th><th>Environment Protection Licence 12290: Assessment Requirement</th><th>Reference/ Evidence</th><th>Comments</th><th>Compliance</th><th>Recommendations</th></tr>
<tr><td>M6.1</td><td>The licensee must operate during its operating hours a telephone complaints line for the purpose of receiving any complaints from members of the public in relation to activities conducted at the premises or by the vehicle or mobile plant, unless otherwise specified in the licence.</td><td>- Werris Creek Mine - Whitehaven Coal</td><td>- The site has a 24 hour complaints line in place to receive complaints from members of the public. The phone number is available on the WCC website (1800 942 836).</td><td>C</td><td>N/A</td></tr>
<tr><td>M6.2</td><td>The licensee must notify the public of the complaints line telephone number and the fact that it is a complaints line so that the impacted community knows how to make a complaint.</td><td>- Werris Creek Mine - Whitehaven Coal
- Test complaint record</td><td>- ERM tested the complaints number published on the Werris Creek Mine Whitehaven Coal website. The complaints number was functional. Email notification of the test call was provided review, which showed that the site Environmental Manager, and Community Relations Manager were notified.</td><td>C</td><td>N/A</td></tr>
<tr><td>M6.3</td><td>The preceding two conditions do not apply until 3 months after: the date of the issue of this licence.</td><td>Noted</td><td>The licence was first issued in 2005. This condition does not apply to the audit period.</td><td>NT</td><td>N/A</td></tr>
<tr><td colspan="6">M7 Requirement to monitor volume or mass</td></tr>
<tr><td>M7.1</td><td>For each discharge point or utilisation area specified below, the licensee must monitor:
a) the volume of liquids discharged to water or applied to the area;
b) the mass of solids applied to the area;
c) the mass of pollutants emitted to the air;
at the frequency and using the method and units of measure, specified below.
POINT 33, 34, 35
<table>
<tr><th>Frequency</th><th>Units of Measure</th><th>Sampling method</th></tr>
<tr><td>Daily during any discharge</td><td>Kilolitres per day</td><td>By Calculation (volume flow rate or pump capacity multiplied by operating time)</td></tr>
</table></td><td>- Irrigation Monitoring Spreadsheet
- Interview with Environmental Superintendent</td><td>- Environmental Superintendent advised discharge was only conducted at Point 33 during the audit period under this condition. No discharge was conducted at Point 34 and 35.
a) The volume of liquid discharged is recorded on the irrigation spreadsheet.
b, c) Environmental officer advised that only water has been discharged to the area. No solid or pollutants were applied.</td><td>C</td><td>N/A</td></tr>
<tr><td colspan="6">M8 Blasting</td></tr>
</table>

<table>
<tr><th>Item</th><th>Environment Protection Licence 12290: Assessment Requirement</th><th>Reference/ Evidence</th><th>Comments</th><th>Compliance</th><th>Recommendations</th></tr>
<tr><td>M8.1</td><td>To assess compliance with the blast limits presented at L5, blast monitoring must be undertaken in accordance with L5 at the following locations:
Within 30 metres of the residences at the locations marked as "R98 Kyooma", "R11 Glenara" and "R62 43 Kurrara St, Werris Ck", and within 30 metres of the location marked as "R92 Werris Creek Middle" on the figure titled "EPL 12290 Licensed Monitoring Points", received by the EPA via email on 17 December 2015 (DOC16/111380).
<table><tr><th>Parameter</th><th>Units of Measure</th><th>Frequency</th><th>Sampling method</th></tr><tr><td>Blast noise</td><td>dB (Lin Peak)</td><td>Every blast</td><td>Type 1 Noise/Blast</td></tr><tr><td>Blast vibration</td><td>Mm/s</td><td>Every blast</td><td>Geophone logger or similar</td></tr></table></td><td>• EPL Monitoring Report 2023, 2024, 2025, 2026 (Jan-Apr)
• Blast Management Plan.</td><td>• WCC undertakes blast monitoring at the listed receptors as assessed in condition L5.
• WCC published the monitoring records on its website.
• Note that WCC has ceased blasting operations onsite.</td><td>C</td><td>N/A</td></tr>
<tr><td colspan="6">M9 Other monitoring and recording conditions
Noise monitoring</td></tr>
<tr><td>M9.1</td><td>To assess compliance with the noise limits presented in the Noise Limits table, attended noise monitoring must be undertaken in accordance with the condition titled Determining Compliance, outlined above, and:
a) at the locations labelled "R24 Hazeldene", "R12 Quipolly Railway Cottage", "R96 Talavera", "R98 Kyooma" and "R57 33 Kurrara St, Werris Ck" (non project related residence number 57) on the figure titled "EPL 12290 Licensed Monitoring Points", received by the EPA via email on 17 December 2015 (DOC16/111380);
b) at the request of the EPA; *
c) occur during each day, evening and night period as defined in the NSW Industrial Noise Policy for a minimum of:
i. 1 hour during the day; and
ii. 1 hour during the evening or night.
Note: The frequency of monitoring may be varied by the EPA once the variability of the noise impact is established.

* Auditor’s note: condition M9.1b was varied on 10 February 2026.
Previous version reads: b) occur monthly in a reporting period
Current version reads: b) at the request of the EPA;</td><td>• N/A</td><td>• See Conditions L4.1 and L4.2</td><td>C</td><td>N/A</td></tr>
<tr><td colspan="6">6 Reporting Conditions</td></tr>
<tr><td>R1</td><td colspan="5">Annual return documents</td></tr>
<tr><td>R1.1</td><td>The licensee must complete and supply to the EPA an Annual Return in the approved form comprising:</td><td>• Annual Returns 2023-2024, 2024-2025</td><td>• Annual returns were completed in full in the approved forms for</td><td>C</td><td>N/A</td></tr>
</table>

Item	<u>Environment Protection Licence 12290</u>: Assessment Requirement	Reference/ Evidence	Comments	Compliance	Recommendations
	1. a Statement of Compliance, 2. a Monitoring and Complaints Summary, 3. a Statement of Compliance - Licence Conditions, 4. a Statement of Compliance - Load based Fee, . 5. a Statement of Compliance - Requirement to Prepare Pollution Incident Response Management Plan, 6. a Statement of Compliance - Requirement to Publish Pollution Monitoring Data; and 7. a Statement of Compliance - Environmental Management Systems and Practices. At the end of each reporting period, the EPA will provide to the licensee a copy of the form that must be completed and returned to the EPA.	• Email correspondences between WHC and NSW EPA dated 12-29 May 2026 • Interview with Environmental Superintendent	2023-2024 and 2024-2025 reporting period. • 2025-2026 Annual Return ∘ EPA advised through email that there has been a change in licence conditions regarding the Annual Return and there was an issue on the EPA portal to submit reports in late May. Therefore, EPA advised that WCC has 60 days from date of the licence variation to submit the monitoring summary and report required under the new licence conditions. ∘ Environmental Superintendent advised that the licence variation was published during the site visit. Therefore the 60-day period is outside of the audit period.		
R1.2	An Annual Return must be prepared in respect of each reporting period, except as provided below. Note: The term "reporting period" is defined in the dictionary at the end of this licence. Do not complete the Annual Return until after the end of the reporting period.	• NSW EPA POEO register	• NSW EPA POEO register recorded the date when annual returns were received: ○ 2023-2024: 23 May 2024 ○ 2024-2025: 30 May 2025 ○ 2025-2026 see comments in R1.1	C	N/A

Item	<u>**Environment Protection Licence 12290**</u>**: Assessment Requirement**	**Reference/ Evidence**	**Comments**	**Compliance**	**Recommendations**
R1.3	Where this licence is transferred from the licensee to a new licensee: a) the transferring licensee must prepare an Annual Return for the period commencing on the first day of the reporting period and ending on the date the application for the transfer of the licence to the new licensee is granted; and b) the new licensee must prepare an Annual Return for the period commencing on the date the application for the transfer of the licence is granted and ending on the last day of the reporting period. Note: An application to transfer a licence must be made in the approved form for this purpose.	- Interview with Environmental Superintendent	- Environmental Superintendent advised that the licence has not been transferred during the audit period.	NT	N/A
R1.4	Where this licence is surrendered by the licensee or revoked by the EPA or Minister, the licensee must prepare an Annual Return in respect of the period commencing on the first day of the reporting period and ending on: a) in relation to the surrender of a licence - the date when notice in writing of approval of the surrender is given; or b) in relation to the revocation of the licence - the date from which notice revoking the licence operates.	- Not applicable	- Not Triggered. The licence was not surrendered by the licensee or revoked by the EPA or Minister in the audit period.	NT	N/A
R1.5	The Annual Return for the reporting period must be supplied to the EPA via eConnect EPA or by registered post not later than 60 days after the end of each reporting period or in the case of a transferring licence not later than 60 days after the date the transfer was granted (the 'due date').	- NSW EPA POEO register	- NSW EPA POEO register recorded the date when annual returns were received ○ 2024: 23 May 2024 (52 days since 1 April 2024) ○ 2025: 30 May 2025 (59 days since 1 April 2025) ○ 2025-2026 see comments in R1.1	C	N/A
R1.6	The licensee must retain a copy of the Annual Return supplied to the EPA for a period of at least 4 years after the Annual Return was due to be supplied to the EPA.	- Annual returns 2022-2023, 2023-2024, 2024-2025	- Copies of annual returns are maintained as required.	C	N/A
R1.7	Within the Annual Return, the Statements of Compliance must be certified and the Monitoring and Complaints Summary must be signed by: a) the licence holder; or b) by a person approved in writing by the EPA to sign on behalf of the licence holder.	- Annual returns 2023-2024, 2024-2025	- Annual returns are submitted through eConnect portal. The process requires approved person to submit which constitutes signature.	C	N/A

Item	<u>Environment Protection Licence 12290</u>: Assessment Requirement	Reference/ Evidence	Comments	Compliance	Recommendations
R1.8	The licensee must provide the EPA with an Annual Heavy Plant-Tyre Disposal Report. The report must be submitted with the Licence Annual Return each year. The Annual Heavy Plant Disposal Report must include and not be limited to: 1. Each tyre serial number. 2. Supplier of each tyre. 3. Purchase date of each tyre 4. Disposal date of each tyre. 5. Co-ordinates (easting and northings) of the locations where each tyre was disposed of by burial in accordance with condition O4.1. 6. The real level (RL) in metres *AHD* of each tyre emplacement location. 7. The number of tyres buried within each emplacement location, and 8. The cumulative total number and tonnage of tyres disposed of at the premises each year.	• Annual Heavy Plant-Tyre Disposal Report dated 13 March 2024 and 17 June 2024	• The tyre disposal reports show that WCC disposed 150 tyres on 13 March 2024 and 73 tyres on 17 June 2024. Requirements 1-8 listed in this condition are satisfied in both reports. • Environmental Superintendent advised that the heavy tyre disposal reports are submitted with the annual return as per condition R3.5. Due to the recent changes to the annual return submission portal, WCC is unable to provide submission evidence.	C	N/A
R2 Notification of environmental harm					
R2.1	Note: The licensee or its employees must notify all relevant authorities of incidents causing or threatening material harm to the environment immediately after the person becomes aware of the incident in accordance with the requirements of Part 5.7 of the Act. Notifications must be made by telephoning the Environment Line service on 131 555.	• Annual returns 2023-2024, 2024-2025 • Annual reviews 2023-2025 • Interviews with Environmental Superintendent	• WCC stated no incidents causing or threatening material harm to environment within audit period.	C	N/A
R2.2	The licensee must provide written details of the notification to the EPA within 7 days of the date on which the incident occurred.	• NT	• As above for R2.1	NT	N/A
R3 Written report					
R3.1	Where an authorised officer of the EPA suspects on reasonable grounds that: a) where this licence applies to premises, an event has occurred at the premises; or b) where this licence applies to vehicles or mobile plant, an event has occurred in connection with the carrying out of the activities authorised by this licence, and the event has caused, is causing or is likely to cause material harm to the environment (whether the harm occurs on or off premises to which the licence applies), the authorised officer may request a written report of the event.	• Interviews with Environmental Superintendent	• Environmental Superintendent advised that no such request has been made in the audit period.	NT	N/A

Item	Environment Protection Licence 12290: Assessment Requirement	Reference/ Evidence	Comments	Compliance	Recommendations
R3.2	The licensee must make all reasonable inquiries in relation to the event and supply the report to the EPA within such time as may be specified in the request.	• Not applicable	• Not Triggered as per R3.1	NT	N/A
R3.3	The request may require a report which includes any or all of the following information: a) the cause, time and duration of the event; b) the type, volume and concentration of every pollutant discharged as a result of the event; c) the name, address and business hours telephone number of employees or agents of the licensee, or a specified class of them, who witnessed the event; d) the name, address and business hours telephone number of every other person (of whom the licensee is aware) who witnessed the event, unless the licensee has been unable to obtain that information after making reasonable effort; e) action taken by the licensee in relation to the event, including any follow-up contact with any complainants; f) details of any measure taken or proposed to be taken to prevent or mitigate against a recurrence of such an event; and g) any other relevant matters.	• Not applicable	• Not Triggered as per R3.1	NT	N/A
R3.4	The EPA may make a written request for further details in relation to any of the above matters if it is not satisfied with the report provided by the licensee. The licensee must provide such further details to the EPA within the time specified in the request.	• Interviews with Environmental Superintendent	• Environmental Superintendent advised that no such request has been made in the audit period.	NT	N/A
R3.5	The licensee must undertake a review of available recycling options for end of life heavy plant tyres at least once every two (2) years and provide a report to the EPA that contains and is not limited to the following: 1. analysis of the current capacity of recycling facilities that can accept end of life mining heavy plant tyres for processing in NSW and other neighbouring states; 2. evidence of enquiries made by the proponent in the previous 24 months to actively seek recycling options for end of life heavy mining plant tyres generated at the premises; 3. analysis of any pre-treatment options that can be performed at the premises to reduce costs associated with the transport and recycling of end of life mining heavy plant tyres 4. analysis of the specific costs to the licensee associated with the transport and delivery/acceptance of site generated end of life mining heavy plant tyres at the nearest capable recycling facilities; 5. the current costs associated with the continued on site burial of end of life mining heavy plant tyres;	• Tarrawonga Coal Mine, Werris Creek Coal Mine, And Maules Creek Coal Mine End-Of-Life Heavy Plant Mining Tyre Review – February 2025 • Interview with Environmental Superintendent	• The 2025 End-Of-Life Heavy Plant Mining Tyre Review has been completed. It concluded that there are currently limited feasible recycling options or facilities available to receive heaving mining tyres at the scale that is required. • Environmental Superintendent advised that the heavy tyre disposal reports are submitted with the annual return as per condition R3.5. Due to the recent changes to the annual return	C	N/A

Item	Environment Protection Licence 12290: Assessment Requirement	Reference/ Evidence	Comments	Compliance	Recommendations
	6. A full cost benefit analysis of continued on-site burial of end of life mining tyres compared to their transportation from the site and their recycling/reprocessing. Report submission date: Every two (2) years, as part of the Annual Return, with the first report to be submitted with the Annual Return for the 2022-23 reporting period.		submission portal, WCC is unable to provide submission evidence. • The requirements of this condition were satisfied in various sections of the review report: 1. Section 2 2. Section 3 3. Section 4 4. Section 5.2 5. Section 5.1 6. Section 5.4		
R4 Other reporting conditions					
R4.1	A noise compliance assessment report must be submitted to the EPA within 30 days of the completion of the monthly monitoring. The assessment must be prepared by a suitably qualified and experienced acoustical consultant and include: a. an assessment of compliance with noise limits presented in the Noise Limits table; and b. an outline of any management actions taken within the monitoring period to address any exceedances of the limits contained in the Noise Limits table.	• Emails from WCC to EPA, including: ◦ 2023 July results submitted on 10 August 2023 ◦ 2023 November results submitted on 28 November 2023 ◦ 2024 April results submitted on 7 May 2024 ◦ 2024 September results submitted on 9 October 2024 ◦ 2025 January results submitted on 5 February 2025 ◦ 2025 June results submitted on 15 July 2025	• WCC provided email submission records for review. A sample of the records was reviewed. The emails included the monthly attended noise monitoring report from Spectrum Acoustics which includes the assessment of compliance against the limit in table form and management actions taken. The emails were sent to Armidale@epa.nsw.gov.au and info@epa.nsw.gov.au. Emails are dated within 30 days of the monthly monitoring.	C	N/A

<table>
<tr><th>Item</th><th>Environment Protection Licence 12290: Assessment Requirement</th><th>Reference/ Evidence</th><th>Comments</th><th>Compliance</th><th>Recommendations</th></tr>
<tr><td>R4.2</td><td>The licensee must report any exceedance of the licence blasting limits to the regional office of the EPA as soon as practicable after the exceedance becomes known to the licensee or to one of the licensee's employees or agents.</td><td>• EPL Monitoring Report 2023, 2024, 2025, 2026 (Jan-Apr)</td><td>• Not triggered in audit period</td><td>NT</td><td>N/A</td></tr>
<tr><td colspan="6">7 General conditions</td></tr>
<tr><td colspan="6">G1 Copy of licence kept at the premises or plant</td></tr>
<tr><td>G1.1</td><td>A copy of this licence must be kept at the premises to which the licence applies.</td><td>• Site observations</td><td>• A copy of the licence was available at the premise however it was not the latest version of the licence. The copy was 2 September 2022.</td><td>NC</td><td>Ensure an up-to-date version of the licence is kept onsite.</td></tr>
<tr><td>G1.2</td><td>The licence must be produced to any authorised officer of the EPA who asks to see it.</td><td>• Interviews with Environmental Superintendent</td><td>• Environmental Superintendent advised that no such request has been made in the audit period.</td><td>NT</td><td>N/A</td></tr>
<tr><td>G1.3</td><td>The licence must be available for inspection by any employee or agent of the licensee working at the premises.</td><td>• WCCM website: https://whitehavencoal.com.au/our-business/our-assets/werris-creek-mine/</td><td>• A copy of the licence was available on the WMMC website and intranet for any employee or agent.</td><td>C</td><td>N/A</td></tr>
<tr><td colspan="6">G2 Other general conditions</td></tr>
<tr><td>G2.1</td><td>Completed programs
<table>
<tr><th>Program</th><th>Description</th><th>Completed Date</th></tr>
<tr><td>PRP 1: Noise Monitoring and Assessment Program</td><td>This PRP requires the licensee to undertake a noise monitoring and assessment of the impacts of typical construction and mining activities on the premises.</td><td>15-May-2008</td></tr>
<tr><td>PRP 2: Coal Mine Particulate Matter Control Best Practice</td><td>Requires licensee to conduct a site specific best management practice (BMP) determination to identify ways to reduce particulate emissions.</td><td>27-June-2012</td></tr>
<tr><td>Particulate Matter Control Best Practice</td><td>Implementation of particulate matter best management practices to address wheel-generated dust.</td><td>13-August-2014</td></tr>
</table></td><td>N/A</td><td>Noted</td><td>Note</td><td>N/A</td></tr>
</table>

<table>
<tr><th>Item</th><th><u>Environment Protection Licence 12290</u>: Assessment Requirement</th><th>Reference/ Evidence</th><th>Comments</th><th>Compliance</th><th>Recommendations</th></tr>
<tr><td></td><td>
<table>
<tr><td>Implementation - Wheel Generated Dust</td><td></td><td></td></tr>
<tr><td>Particulate Matter Control Best Practice Implementation - Disturbing and Handling Overburden under Adverse Weather Conditions</td><td>Implementation of particulate matter best management practices to address the handling of overburden during adverse weather.</td><td>13-August-2014</td></tr>
<tr><td>Particulate Matter Control Best Practice Implementation - Trial of Best Practice Measures for Disturbing and Handling Overburden</td><td>Investigation to establish best practice measures for the handling of overburden.
Investigation to establish best practice measures for the handling of overburden.</td><td>14-April-2014</td></tr>
<tr><td>Coal Mine Wind Erosion of Exposed Land Assessment</td><td>Calculate the stabilised and disturbed· surface areas (in hectares) within the premises as of 30 June 2014, against the predictions within the licensee's Environmental Assessment or Environmental Impact Statement for the premises.</td><td>28-August-2015</td></tr>
<tr><td>Void Water Dam 1</td><td>Complete repairs to VWD 1 at erosion points and clean up hydrocarbon spills</td><td>27 July 2022</td></tr>
</table>
</td><td></td><td></td><td></td><td></td></tr>
<tr><td>8</td><td colspan="5">Pollution Studies and Reduction Programs</td></tr>
<tr><td>U1.1</td><td>Oil Water Separator
By no later than 5PM on 31 October 2022, the licensee must decommission the current inground oil water separator and replace it with an above ground system that:
1. Is roofed and bunded (roof can be mobile); and
2. Provides for stormwater bypass if required; and
3. The type of separator selected is based volume generation needs (Coalescing plate separator or Hydrocyclone oil separator) and the best possible treatment for that volume generation available; and
4. Is capable of pre-treating oil, grease, silt, detergents, NFR (Suspended solids), COD (chemical oxygen demand) and pH prior to collection for disposal.
The Decommissioned inground unit must be removed and lawfully disposed of, at a lawful waste facility by 5pm on 31 October 2022</td><td>• 2023 IEA report</td><td>The requirement was due in 2022 and noted as completed in the 2023 audit report.</td><td>NT</td><td>N/A</td></tr>
</table>

Item	Environment Protection Licence 12290: Assessment Requirement	Reference/ Evidence	Comments	Compliance	Recommendations
U1.2	By no later than 5PM on 31 October 2022, the licensee must provide written advice to info@epa.nsw.gov.au confirming the completion of actions required by Condition U1.1.	• 2023 IEA report	The requirement was due in 2022 and noted as completed in the 2023 audit report.	NT	N/A
9	**Special Conditions** **E1 Three Yearly Independent Noise Audit**				
E.1	The licensee must provide the EPA with a copy of any Noise Audit and Independent Environmental Audit Report required by condition 4 of Schedule 3 and conditions 8 and 9 of Schedule 5 of the Werris Creek Mine Extension Project Approval (No. 10_0059). If the Noise Audit and Independent Environmental Audit Report do not incorporate the following information or assessments, then the licensee must also provide a separate report to the EPA that incorporates the following: a) An assessment of noise emissions from the premises against the noise limits established by the Project Approval (No. 10_0059), as well as against the long term noise goal and noise acquisition criteria established within Project Approval No. 10_0059 that has been completed in accordance with the procedures defined in the *NSW Industrial Noise Policy* and any relevant Application Notes published by the EPA; b) An evaluation of current mine noise impacts at all non-project related receptors and the noise mitigation practices that have been implemented at the premises against the best available economically achievable technology and current best practice principles for minimising noise emissions; and c) Where noise impacts at any affected non-project related receptor exceeds the long term noise goal established by condition 4 of Schedule 3 of Project Approval 10_0059, the licensee must provide documented evidence that demonstrates that reasonable attempts have been made to reach a negotiated agreement with all relevant affected receptors within the last 3 years. The reports required by this condition must be submitted to the EPA's Armidale office **within 6 weeks of the 30 June 2014, and every three years thereafter.** Note: For the purposes of this condition, a privately owned property that is subject to a current and legally biding negotiated agreement between the licensee and the relevant property owner, is considered project related, as is any property or residence held in the ownership of the licensee or its associated companies.	• Submission email for Independent Noise Audit and Independent Environmental Audit for 2023, dated 16 August 2023 • Independent Noise Audit 2023 • Interview with Environmental Superintendent	• The Independent Noise Audit, Independent Environmental Audit (IEA) and the IEA Action Plan Response were emailed to info@epa.nsw.gov.au and NSW EPA Armidale Armidale@epa.nsw.gov.au. • 2023 Independent Noise Audit concluded that noise limits were in general compliant with the Project Approval and EPL. Two Exceedances were recorded in the 2021-2023 audit period but monthly operator attended noise monitoring results demonstrated noise management and mitigation strategies were effective. • This condition was met for last audit period 2023 reports. WCC advised that Independent Noise Audit will be conducted in later months of 2026.	C	N/A
E1.2	If the reports required by E1.1 above indicate that non-project related receptors continue to receive impacts that exceed the long term noise goal established by condition 4 of Schedule 3 of Project Approval 10_0059, then the licensee must provide the EPA with a report detailing	• N/A	• As per E1.1	C	N/A

Item	Environment Protection Licence 12290: Assessment Requirement	Reference/ Evidence	Comments	Compliance	Recommendations
	the actions it will take during the next three year period, to further reduce noise impacts from the mine. The report must: a) Provide details of any trials, tests or research that it will commission in an attempt to develop new or innovative noise mitigation technologies or management practices; b) Detail the nature of any works that will be carried out at the premises or at the relevant receptor locations to further reduce noise impacts; c) Provide timelines and provisional costings for the proposed actions or works; d) Provide an analysis where possible of the potential noise reductions that the proposed actions are likely to achieve; and e) Define any additional noise monitoring programs that might be required to measure/validate the performance of the proposed mitigation actions. The report required by this condition must be submitted to the EPA by 31 August 2014 and every three years thereafter until noise emissions from the premises meet the long term noise goal established by condition 4 of Schedule 3 of Project Approval 10_0059.				

Action No	Statement of Commitments: Action	Timing	Reference/Evidence	Comments	Compliance Status	Recommendations
1. Environmental Management System						
Desired Outcome: A systematic set of documents are in place to guide the planning and implementation of all environmental management strategies						
1.1	Incorporate the environmental procedures in an on-site management system.	As required.	• Various management systems, plans and strategies which make up the Whitehaven Coal Environmental Management System	• ERM sighted evidence that Whitehaven has developed and implemented an environmental management system that manages the key environmental aspects of the mine.	C	N/A
1.2	Implement the following management plans; • Mining Operations Plan (Rehabilitation Management Plan) • Heritage Management Plan • Site Water Management Plan • Noise Management Plan • Blast Management Plan • Air Quality and Greenhouse Gas Management Plan • Biodiversity and Offset Management Plan • Waste and Hydrocarbon Management Plan	Ongoing	• Rehabilitation Management Plan (4/9/2025) • Heritage Management Plan (2/7/2014) • Water Management Plan (May 2026) • Noise Management Plan (16/4/2014) • Blast Management Plan (30/8/2019) • Air Quality and Greenhouse Gas Management Plan (16/4/2014) • Biodiversity and Offset Management Plan (29/9/2016) • Waste and Hydrocarbon Management Plan (7/3/2017)	• ERM sighted all of the plans detailed in this condition and evidence of their implementation during the site walkover.	C	N/A
1.3	Incorporate relevant environmental data / information in Annual Environmental Management Reports.	Annually	• Annual Reviews (2023, 2024, 2025)	• ERM reviewed the Annual Reviews for the audit period.	C	N/A
2. Groundwater						
Desired Outcome: Effective management of the potential contamination and/or reduction in availability of groundwater resources.						

Action No	**Statement of Commitments**: Action	Timing	Reference/Evidence	Comments	Compliance Status	Recommendations
2.1	Implement impact mitigation measures in accordance with an approved Site Water Management Plan.	As defined by the Site Water Management Plan.	• Water Management Plan (WMP) (May 2026).	• Section 10 of the WMP outlined the contingency plan for unpredicted impacts and consequences.	C	N/A
2.2	Undertake groundwater monitoring in accordance an approved Site Water Management Plan.	As defined by the Site Water Management Plan.	• Water Management Plan (WMP) (May 2026).See Appendix A2	• Groundwater monitoring program is outlined in Section 7.4 of the WMP. • Appendix A2 of this audit report assessed the compliance of groundwater monitoring against EPL12290, which aligns with the WMP.	C	N/A
2.3	Implement additional assessment, land owner notification and contingency or compensatory measures in accordance with an approved Site Water Management Plan.	As defined by the Site Water Management Plan.	• Water Management Plan (WMP) (May 2026). • See Appendix A2	• Compensatory measures were provided to land owners as per EPL12290 conditions 21A. See Appendix A2.	C	N/A
Desired Outcome: Prevent Accumulation of void water within the final landform which may impact on final land form and land use.						
2.4	Backfill overburden into the final void above the equilibrium water level.	Following the cessation of mining.	• WCCM Final Landform Modification – Modification Report (May 2022)	• Final land form and void approved in Mod 5, allowing for pit lake.	C	N/A
3. Surface Water						
Desired Outcome: Effective management of the potential contamination and/or reduction in availability of surface water resources.						
3.1	Construct and maintain surface water management infrastructure of the Mine in accordance with an approved *Site Water Management Plan.*	Ongoing.	• Water Management Plan (WMP) (May 2026). • Site observations	• Surface water management was observed during site visit as per WMP.	C	N/A
3.2	Implement impact mitigation measures in accordance with an approved *Site Water Management Plan.*	As defined by the Site Water Management Plan.	• Water Management Plan (WMP) (May 2026).	• Section 10 of the WMP outlined the contingency plan for unpredicted impacts and consequences.	C	N/A
3.3	Undertake surface water monitoring in accordance an approved Site Water Management Plan.	As defined by the Site Water Management Plan.	• Water Management Plan (WMP) (May 2026). • See Appendix A1 and A2	• Section 7 of the WMP outlined the monitoring requirement and monitoring program.	C	N/A

Action No	Statement of Commitments: Action	Timing	Reference/Evidence	Comments	Compliance Status	Recommendations
				• Surface water monitoring is assessed against the Project Approval and EPL conditions in Appendix A1 and A2.		
Desired Outcome: Prevention of void water discharge off site.						
3.4	Operate void water dams with sufficient freeboard to prevent discharge during high rainfall events.	Ongoing.	• Water Management Plan (WMP) (May 2026). • Site observations	• The following sections of the WMP address this condition: ◦ 6.3.7 Void Water Dam Storage Management ◦ 6.3.8 Pipelines and Valves ◦ 6.3.9 High Water Level Alarms • Void water dams were observed to be well managed during the site visit.	C	N/A
3.5	Complete an irrigation assessment for specific irrigation campaigns in accordance with EPA requirements.	Prior to commencement of off-site irrigation.	• Water Management Plan (WMP) (May 2026). • Interview with Environmental Superintendent • See Appendix A2	• Irrigation monitoring and reporting are assessed in Appendix A2. Note that irrigation ceased in 2024 • Should irrigation re-commence, further assessment will be conducted	C	N/A
3.6	Provide each irrigation assessment to the EPA for review and approval.	Prior to commencement of off-site irrigation.	• Water Management Plan (WMP) (May 2026). • See Appendix A2	• Irrigation monitoring and reporting are assessed in Appendix A2.	C	N/A
4. Rehabilitation						
Desired Outcome: Avoid, minimise, mitigate or offset impacts (in that hierarchical order) on native vegetation (including the two identified EECs), native fauna (including threatened species) and their habitat.						
4.1	Implement the impact avoidance, minimisation, mitigation and offset measures of an approved Biodiversity Offset Strategy and Biodiversity and Offset Management Plan (BOMP) for the Mine in consultation with the OEH, DPE and DoE.	Ongoing.	• Biodiversity and Offset Management Plan 2013 • Biodiversity and Offset Management Plan 2016 (Submitted to but unapproved by DPE, OEH, DoEE)	• Biodiversity Offset Areas were secured prior to the current audit period as described by the previous IEA audit report and in the 2026 EPBC Annual Compliance Report • Numerous stags and on the ground large woody debris were observed within rehabilitated areas. Stockpiles	C	N/A

Action No	<u>Statement of Commitments</u>: Action	Timing	Reference/Evidence	Comments	Compliance Status	Recommendations
			• Werris Offset Management Plan (1/6/2026) • Annual Review 2023, 2024, 2025 • Annual Report Werris Creek Coal Mine EPBC 2010/5571 (3/2026) • Previous Independent Environmental Audit (ERM 2023) • Site observation	of woody debris were observed to be installed in areas currently being rehabilitated.		
4.2	Include detail on the following activities in the BOMP. • Identification and demarcation of areas to be cleared. • Retention of felled trees for subsequent use during rehabilitation activities • Identification of biological resources within the disturbance area including habitat resources such as hollows, stag trees and coarse woody debris, and the availability of endemic seed. • Seed collection. • Monitoring and inspection programs. • Noxious weed management.	As defined within the BOMP.	• Biodiversity and Offset Management Plan (2013) • Biodiversity and Offset Management Plan (2016) • Werris Offset Management Plan (1/6/2026) • Letter from the Department to WHC dated 5/6/2026 • Annual Review 2023 and 2024, 2025 • Annual Report Werris Creek Coal Mine EPBC 2010/5571 (3/2026) • Previous Independent Environmental Audit (ERM 2023)	• Biodiversity Offset Management Plans were prepared prior to the current audit period. Compliance of these plans was ascertained during previous Independent Environmental Audit. • Rev 5 of the Werris Offset Management Plan was approved by the Department on 5/6/2026. This documents was observed by the auditor generally to contain the elements required by this condition.	C	N/A
Desired outcome: The creation of a stable final landform on the Pit Top Area (and surrounding long-term disturbance areas, ie, ventilation shaft areas, Reject Emplacement Area and brine storage ponds), available for the proposed future uses(s) of agriculture, and/or nature conservation.						
4.3	Complete rehabilitation in accordance with an approved Rehabilitation Management Plan (RMP) or Mining Operations Plan (MOP).	Ongoing.	• Rehabilitation Management Plan, (4/9/2025) • Annual Rehabilitation Reports 2023, 2024, 2025	• Rehabilitation at WCCM is undertaken according to the Rehabilitation Management Plan, and is reported on in Annual Rehabilitation Reports.	C	N/A
5. Heritage						

Action No	Statement of Commitments: Action	Timing	Reference/Evidence	Comments	Compliance Status	Recommendations
Desired Outcome: Maintain Aboriginal heritage values on site.						
5.1	Implement the Heritage Management Plan for the Mine in consultation with OEH and DPE.	Ongoing.	• Heritage Management Plan 2014	• The HMP was not updated in the audit period. • The original Heritage Management Plan was sent to the DPE in October 2012 for approval. The Heritage Management Plan disclosed on the WHC website is dated July 2014. • The only significant amendment to the heritage management plan between the version issued in 2012 and the current plan relate to the relocation of the Narrawolga Axe Grinding Groove Rocks to the Willow Tree Visitor Information Centre on 15th April 2015. • The project involved detailed consultation with the Liverpool Plains Shire Council and Nungaroo Local Aboriginal Lands Council, with assistance provided by a geotechnical engineer and archaeologists to minimise the risk of damage to the Groove Rocks and meet regulatory and documentation requirements.	C	N/A
5.2	Relocate the Narrawolga Axe Grinding Grooves to the Willow Tree Visitor Information Centre (at Willow Tree), as nominated in the Mine Heritage Management Plan, and in accordance with a care agreement transferring the responsibility from Werris Creek Coal to Nungaroo LALC.	Completed 15 April 2015.	• N/A	• Completed prior to the audit period.	NT	N/A
6. Transport Aspects						
Desired Outcome: Product haulage by public road is conducted in an appropriate and safe manner.						
6.1	Adhere to the restricted hours of operation.	Ongoing.	• WCC Rail and Truck Movements 2023 and 2024	• Note that only 38.1 tonnes of coal was transported by road in July 2023 and	C	N/A

Action No	<u>Statement of Commitments</u>: Action	Timing	Reference/Evidence	Comments	Compliance Status	Recommendations
			• Interviews with environmental personnel.	no coal was transported by road since then. • Less than 1000T of coal has left the site by road per year during the audit period. No evidence to suggest that shipments have occurred outside of restricted hours was noted during this assessment.		
6.2	Prevent spillage from the trucks through the continuation of a 'covered load' policy.	Ongoing.	• WHC Gunnedah Basin Haulage Load, Haul & Dump Procedure	• The use of tarp is described in the Load, Haul & Dump Procedure for trucks.	C	N/A
6.3	Consult with DPE prior to undertaking any haulage of coal to the Gunnedah CHPP (to confirm compliance with PA 10_0059).	Prior to commencement of haulage to the Gunnedah CHPP.	• Interview with Environmental Superintendent	• Environmental Superintendent advised that no coal was transported to the Whitehaven CHPP.	C	N/A
7. Noise						
Desired Outcome: Attenuate mining noise sources to ensure compliance with Project Specific Noise Criteria.						
7.1	Construct an Acoustic and Visual Amenity Bund at the northern extent of mining operations.	Prior to mining through the "Old Colliery" Hill	• N/A	• Prior to the audit period.	NT	N/A
7.2	Implement noise mitigation and management measures in accordance with an approved Noise Management Plan (NMP).	Ongoing.	• EPL Monitoring Report 2023, 2024, 2025, 2026 (Jan-Apr)	• No noise criteria exceedance was recorded during the audit period, therefore no noise mitigation measure was required during the reported audit period.	NT	N/A
7.3	Employ a dedicated Noise Control Operator (NCO) to continually monitor real time noise levels and inform the Open Cut Examiner (OCE) if the dominant noise source is mining.	Ongoing.	• Noise Management Plan (16/4/2014) • EPL Monitoring Report 2023, 2024, 2025, 2026 (Jan-Apr)	• According to the NMP an NCO commenced in March 2012. • Noise monitoring records show that minimal noise was recorded from mining operations.	C	N/A
7.4	Modify or partially suspend mining operations to achieve the nominated noise criteria when elevated noise levels a result of mining noise.	On advice from NCO of elevated mining noise.	• EPL Monitoring Report 2023, 2024, 2025, 2026 (Jan-Apr)	• No noise criteria exceedance was recorded during the audit period,	NT	N/A

Action No	Statement of Commitments: Action	Timing	Reference/Evidence	Comments	Compliance Status	Recommendations
				therefore this condition was not triggered.		
Desired outcome: Monitor and manage noise generated by the LOM Project.						
7.5	Implement noise monitoring in accordance with an approved NMP for the Mine.	As defined within the NMP.	• Noise Management Plan (16/4/2014) • Appendix A1 and A2 • Site observations • EPL Monitoring Report 2023, 2024, 2025, 2026 (Jan-Apr)	• WCC has implemented noise monitoring in accordance to the NMP and as per the requirements in the Project Approval and EPL.	C	N/A
8. Blasting						
Desired Outcome: Minimise impacts from blasting on surrounding receptors and infrastructure.						
8.1	Undertake blasting in accordance with an approved Blast Management Plan (BMP).	Ongoing.	• WCC internal blast records • Blast Management Plan (30/8/2019) • Appendix A1 and A2 • Site observations • EPL Monitoring Report 2023, 2024, 2025, 2026 (Jan-Apr)	• Blasts undertaken during the audit period were recorded in the internal record and appeared to be in accordance with the approved BMP. • Blast monitoring results show that blasts were compliant to EPL and PA requirement, which form the basis of the BMP.	C	N/A
8.2	Continue to monitor blasting impacts in accordance with BMP.	All blasts.	• WCC internal blast records • Blast Management Plan (30/8/2019) • Appendix A1 and A2 • Site observations • EPL Monitoring Report 2023, 2024, 2025, 2026 (Jan-Apr)	• Blast monitoring results show that blasts were compliant to EPL and PA requirement, which form the basis of the BMP.	C	N/A
9. Air Quality						
Desired Outcome: Minimise impacts to air quality relating to the Project.						

Action No	Statement of Commitments: Action	Timing	Reference/Evidence	Comments	Compliance Status	Recommendations
9.1	Undertake all surface disturbance, mining, processing, transportation and other air emissions activities in accordance with an approved Air Quality and Greenhouse Gas Management Plan (AQGHGMP) for the Mine.	Ongoing.	• Air Quality and Greenhouse Gas Management Plan (16/4/2014) (AQGHGMP) • Annual Reviews (2023, 2024, 2025) • Site observations	• Annual Reviews reported air emission controls applied during the audit period in accordance with the approved AQGHGMP. • Minimal surface disturbance, mining, processing, transportation was observed during the site visit.	C	N/A
Desired Outcome: Monitor and manage dust emissions generated by the LOM Project.						
9.2	Undertake air quality monitoring in accordance with an approved AQGHGMP for the Mine.	As defined within the AQGHGMP.	• Air Quality and Greenhouse Gas Management Plan (16/4/2014) (AQGHGMP)	• Air quality monitoring results show that the results were compliant to EPL and PA requirement, which form the basis of the AQGHGMP.	C	N/A
10. Visibility						
Desired Outcome: Screen the operation visually from the surrounding local area.						
10.1	Construct an Acoustic and Visual Amenity Bund at the northern extent of mining operations.	Prior to mining through the 'Old Colliery' Hill	• N/A	• Prior to current audit period.	NT	N/A
10.2	Maintain screening vegetation and constructed landforms in accordance with an approved RMP (or MOP).	Ongoing.	• Annual Review 2024 • Site observations	• Coal mining operations ceased in 2024 • Site observations confirmed landform vegetated or in process of being revegetated.	C	N/A
10.3	Continue to position and direct floodlights visible offsite to not shine above horizontal and generally orientated in a westerly direction away from Werris Creek Road and adjacent communities.	During night-time operations.	• Observations made during the site visit	• Footage of the lighting camera was sighted during the site visit. Minimal lights were visible from the camera.	C	N/A
10.4	Ensure fixed lights visible from offsite locations will comply with Australian Standard AS4282 (INT) 1995 – Control of Obtrusive Effects of Outdoor Lighting.	During night-time operations.	• Interview with Environmental Superintendent • Lighting management poster	• Environmental Superintendent advised that no formal lighting audit has been conducted during the audit period. It is noted that night operations ceased in April 2024 and a review of lighting complaints indicates no complaints relating to lighting was made during the audit period.	C	N/A

Action No	<u>Statement of Commitments</u>: Action	Timing	Reference/Evidence	Comments	Compliance Status	Recommendations
				• A lighting management poster was provided for review. Restrictions were in place for setting up lighting plants to ensure that this condition was complied with when night operations were still ongoing.		
10.5	Maintain a lighting camera located adjacent to R62 on southern edge of Werris Creek orientated towards the Mine.	Ongoing (or until advised by resident)	• Observations made during the site visit	• ERM sighted the lighting camera during the audit.	C	N/A
10.6	Maintain the Mine Site in a clean and tidy condition at all times.	Ongoing.	• Observations made during the site visit	• Housekeeping at the mine was excellent.	C	N/A
11. Soils, Land Capability and Agricultural Suitability						
Desired outcome: Create a final landform that is safe, stable and is amenable to a combination of agricultural and native flora/fauna conservation activities						
11.1	Undertake final landform construction and rehabilitation in accordance with an approved RMP or MOP.	Ongoing.	• PA 10_0059 Mod 5 • Rehabilitation Management Plan, (4/9/2025) • Site observations	• PA 10_0059 Mod 5 encompassed approval of final landform • Rehabilitation Management Plan includes rehabilitation objectives and final landuse and rehabilitation plan • Final landform had been installed and is being rehabilitated/revegetated as evident during site visit for this audit	C	N/A
12. Waste						
Desired outcome: Manage waste appropriately on site.						
12.1	Prepare and implement waste management activities in accordance with an approved Waste and Hydrocarbon Management Plan (WHMP).	Ongoing.	• Waste and Hydrocarbon Management Plan (7/3/2017) • Interviews with environmental personnel. • Observations made during the site visit.	• WHC undertake waste management activities in accordance with WHMP.	C	N/A
13. Hazards						

Action No	<u>Statement of Commitments</u>: Action	Timing	Reference/Evidence	Comments	Compliance Status	Recommendations
Desired Outcome: Manage bushfire hazards appropriately.						
13.1	Prepare and implement fire prevention, management and suppression measures in accordance with a Fire Management Strategy which forms part of an approved BOMP.	Ongoing.	• Annual Reviews (2023, 2024, 2025) • Biodiversity and Offset Management Plan (29/9/2016)	• Bushfire management across the site includes: ◦ Annual fuel load monitoring was undertaken in September and November ◦ Water storage in water dams; ◦ 79.6km of fire trails to a zero-fuel barrier standard ◦ maintains regular communications throughout the reporting period with the Liverpool Range Zone RFS team around planning of ecological burn programs as well as maintaining contact points in case of emergency	C	N/A
Desired Outcome: The storage and handling of hazardous materials is appropriately managed.						
13.2	Prepare and implement hydrocarbon management activities in accordance with an approved WHMP.	Ongoing.	• Waste and Hydrocarbon Management Plan (7/3/2017) • Interviews with environmental personnel. • Observations made during the site visit.	• WHC undertaken hydrocarbon management activities in accordance with WHMP.	C	N/A
14. Community Contributions						
Desired Outcome: Provide for ongoing support to the Werris Creek local community and Liverpool Plains Shire Council.						
14.1	Maintain the Community Consultative Committee or similar and include local community representatives.	Ongoing.	• CCC minutes 2005 to 2025	• CCC minutes have been published online throughout the audit period. Most recent minutes published was from the meeting dated 17 September 2025.	C	N/A

Action No	<u>Statement of Commitments</u>: Action	Timing	Reference/Evidence	Comments	Compliance Status	Recommendations
14.2	Complete and distribute regular newsletters regarding project progress and operations.	Ongoing.	• CCC minutes 2005 to 2025 • Newsletters and Fact sheets • EPL Monitoring Report 2023, 2024, 2025, 2026 (Jan-Apr)	• CCC minutes, monitoring reports, newsletters and fact sheets are published on WCC website.	C	N/A
14.3	Continue to provide funding towards maintenance of Taylors Lane through Section 94 contributions.	Ongoing.	• Interview with Environmental Officer	• Environmental officer advised that the Northern Site Access Road works was never undertaken, and therefore this condition is not triggered.	NT	N/A
14.4	Implement the Community Enhancement Fund with the Liverpool Plains Shire Council and Community Consultative Committee.	Ongoing.	• Annual Reviews (2023, 2024, 2025)	• Annual Reviews reported that WHC donated to local Gunnedah groups and Liverpool Plains during the audit period. Groups and activities received contributions were listed in the Annual Reviews.	C	N/A

Item	SCHEDULE B Standard Conditions Assessment Requirement	Reference/ Evidence	Comments	Compliance	Recommendations
Division 1 – Protection of the environment and rehabilitation					
4	**Must prevent or minimise harm to environment** (1) The holder of a mining lease must take all reasonable measures to prevent, or if that is not reasonably practicable, to minimise, harm to the environment caused by activities under the mining lease. (2) In this clause— **harm** to the environment has the same meaning as in the Protection of the Environment Operations Act 1997.	• This audit	• Refer to the findings of this audit.	C	N/A
5	**Rehabilitation to occur as soon as reasonably practicable after disturbance** The holder of a mining lease must rehabilitate land and water in the mining area that is disturbed by activities under the mining lease as soon as reasonably practicable after the disturbance occurs.	• Interview with Superintendent - Environment and Environment Officer - Secondment • Annual Reviews 2023, 2024, 2025 • Rehabilitation Management Plan, (4/9/2025) • Annual Rehabilitation Reports for the years 2023, 2024, 2025 • Forward Programs for the years 2024-2026, 2025-2027, 2026-2028 • Site observations	• As of April 2024, coal extraction at the WCCM ceased, marking the beginning of the closure execution phase. All operational activities are now focused on decommissioning infrastructure and equipment, constructing the final landform, and progressive rehabilitation. Final landform is complete and seeding and planting completion will be within 2026, according to Forward Program. An area of 76.84ha representing the Mining Infrastructure Area is retained at this stage to explore beneficial use options. The rail loop is used for train storage by third parties. • Activities per the Annual Rehabilitation Reports during the audit period have included land form shaping to a geomorphic design, installation of rock-lined drains, topsoiling, seeding, ripping, harrowing and tubestock planting and infill planting. Filling and desilting of dames was undertaken in accordance with decommissioning plans.	C	N/A

Item	SCHEDULE B Standard Conditions Assessment Requirement	Reference/ Evidence	Comments	Compliance	Recommendations
			- Maintenance activities included erosion repair, monthly inspections, weed and pest management, and ecological monitoring.		
6	**Rehabilitation must achieve final land use** (1) The holder of a mining lease must ensure that rehabilitation of the mining area achieves the final land use for the mining area. (2) The holder of the mining lease must ensure any planning approval has been obtained that is necessary to enable the holder to comply with subclause (1). (3) The holder of the mining lease must identify and record any reasonably foreseeable hazard that presents a risk to the holder's ability to comply with subclause (1). **Note—** Clause 7 requires a rehabilitation risk assessment to be conducted whenever a hazard is identified under this subclause. (4) In this clause— ***final land use*** for the mining area means the final landform and land uses to be achieved for the mining area— (a) as set out in the rehabilitation objectives statement and rehabilitation completion criteria statement, and (b) for a large mine—as spatially depicted in the final landform and rehabilitation plan, and (c) if the final land use for the mining area is required by a condition of development consent for activities under the mining lease—as stated in the condition. ***planning approval*** means— (a) a development consent within the meaning of the *Environmental Planning and Assessment Act 1979*, or (b) an approval under that Act, Division 5.1.	- Annual Reviews 2023, 2024 - Rehabilitation Management Plan, (4/9/2025) - Annual Rehabilitation Reports for the years 2023, 2024, 2025 - Forward Programs for the years 2024-2026, 2025-2027, 2026-2028 - Site observations - PA 10_0059	(1) WCCM is undertaking rehabilitation in line with the Rehabilitation Plan to achieve final land use. (2) PA 10_0059 (3) Rehabilitation Management Plan contains the risk assessment as required. (4) Note	C	N/A
Division 2 – Risk assessment					
7	**Rehabilitation risk assessment**	- Interview with Superintendent - Environment and	(1) The Rehabilitation Management Plan (RMP) includes the requirements for (1 a and b).	C	N/A

Item	SCHEDULE B Standard Conditions Assessment Requirement	Reference/ Evidence	Comments	Compliance	Recommendations
	(1) The holder of a mining lease must conduct a risk assessment (a ***rehabilitation risk assessment***) that— (a) identifies, assesses and evaluates the risks that need to be addressed to achieve the following in relation to the mining lease— (i) the rehabilitation objectives, (ii) the rehabilitation completion criteria, (iii) for large mines—the final land use as spatially depicted in the final landform and rehabilitation plan, and (b) identifies the measures that need to be implemented to eliminate, minimise or mitigate the risks. (2) The holder of the mining lease must implement the measures identified. (3) The holder of a mining lease must conduct a rehabilitation risk assessment— (a) for a large mine—before preparing a rehabilitation management plan, and (b) for a small mine—before preparing the rehabilitation outcome documents for the mine, and (c) whenever a hazard is identified under clause 6(3)—as soon as reasonably practicable after it is identified, and (d) whenever given a written direction to do so by the Secretary.	Environment Officer - Secondment • Rehabilitation Management Plan, (4/9/2025)	Note, (1a-ii) rehabilitation completion criteria to be prepared and submitted once rehabilitation objectives are approved. (2) Implementation of measures to eliminate, minimise or mitigate the risks are, for example, reported in the Rehabilitation sections of Annual Reviews. (3) Section 3 of the Rehabilitation Management Plan provides a list of dates when risk assessments were undertaken. The first was in June 2015, before the current audit period. During the audit period, a risk assessment was conducted in 2025 for a risk assessment update to reflect the status of the project including but not limited to, moving into a closure phase and the outcomes of PA 10_0059 MOD 5.		
Division 3 - Rehabilitation documents					
8	**Application of Division** This Division does not apply to a mining lease unless— (a) the security deposit required under the mining lease is greater than the minimum deposit prescribed under the Act, section 261BF in relation to that type of mining lease, or (b) the Secretary gives a written direction to the holder of the mining lease that this Division, or a provision of this Division, applies to the mining lease.	• Title Summary Report on NSW Resources website (Head Title Mining Lease 1671 and Mining Lease 1563), accessed 2 June 2026	• Security deposits required under the mining leases are greater than minimum deposits prescribed under the Act, section 261BF. Therefore, the Division (for Rehabilitation documents) applies. • Title Summary Report lists Financial Details, including group security held, which add up to a total equal to the security required.	C	N/A
9	**General requirements for documents** A document required to be prepared under this Division must—	• Interview with Superintendent - Environment and	• All documents sighted as evidence were in the approved form, submitted in the approved way	C	N/A

Item	SCHEDULE B Standard Conditions Assessment Requirement	Reference/ Evidence	Comments	Compliance	Recommendations
	(a) be in a form approved by the Secretary, and **Note—** The approved forms are available on the Department's website. (b) include any matter required to be included by the form, and (c) if required to be given to the Secretary—be given in a way approved by the Secretary.	Environment Officer - Secondment - Rehabilitation Management Plan, (4/9/2025) - Annual Rehabilitation Reports for the years 2023, 2024, 2025 - Forward Programs for the years 2024-2026, 2025-2027, 2026-2028	and appeared to include all required matters. - The Final Land Use and Rehabilitation Plan is included in Section 5 of the Rehabilitation Management Plan. - The Rehabilitation Objectives Statement is attached to the Rehabilitation Management Plan.		
10	**Rehabilitation management plans for large mines** (1) The holder of a mining lease relating to a large mine must prepare a plan (a ***rehabilitation management plan***) for the mining lease that includes the following— (a) a description of how the holder proposes to manage all aspects of the rehabilitation of the mining area, (b) a description of the steps and actions the holder proposes to take to comply with the conditions of the mining lease that relate to rehabilitation, (c) a summary of rehabilitation risk assessments conducted by the holder, (d) the risk control measures identified in the rehabilitation risk assessments, (e) the rehabilitation outcome documents for the mining lease, (f) a statement of the performance outcomes for the matters addressed by the rehabilitation outcome documents and the ways in which those outcomes are to be measured and monitored. (2) If a rehabilitation outcome document has not been approved by the Secretary, the holder of the mining lease must include a proposed version of the document. (3) A rehabilitation management plan is not required to be given to the Secretary for approval. (4) The holder of the mining lease— (a) must implement the matters set out in the rehabilitation management plan, and (b) if the forward program specifies timeframes for the implementation of the matters—must implement the matters within those timeframes.	- Interview with Superintendent - Environment and Environment Officer - Secondment - Rehabilitation Management Plan, (4/9/2025) - Annual Rehabilitation Reports for the years 2023, 2024, 2025 - Forward Programs for the years 2024-2026, 2025-2027, 2026-2028 - Approved Rehabilitation Objectives Statement (approved 15/7/2025) - Final Land Use and Rehabilitation Plan (approved 17/11/2023)	(1) Rehabilitation Management Plan covers the current listed requirements for (a) to (f). (2) The approved Rehabilitation Objectives Statement is included in the Appendix of the Rehabilitation Management Plan. The approved Final Land Use and Rehabilitation Plan is included as Figures 6 and 7 in Section 5. Provisional completion criteria are included. (3) Noted (4) WCCM is implementing the matters set out in the rehabilitation management plan and forward program as per (a) and (b).	C	N/A

Item	SCHEDULE B Standard Conditions Assessment Requirement	Reference/ Evidence	Comments	Compliance	Recommendations
11	**Amendment of rehabilitation management plans** The holder of a mining lease must amend the rehabilitation management plan for the mining lease as follows— (a) to substitute the proposed version of a rehabilitation outcome document with the version approved by the Secretary—within 30 days after the document is approved, (b) as a consequence of an amendment made under clause 14 to a rehabilitation outcome document—within 30 days after the amendment is made, (c) to reflect any changes to the risk control measures in the prepared plan that are identified in a rehabilitation risk assessment—as soon as practicable after the rehabilitation risk assessment is conducted, (d) whenever given a written direction to do so by the Secretary—in accordance with the direction.	• Interview with Superintendent - Environment and Environment Officer - Secondment • Rehabilitation Management Plan, (4/9/2025) • Approved Rehabilitation Objectives Statement (approved 15/7/2025)	(a) The original Rehabilitation Management Plan was approved prior to the audit period. It was updated four times during the audit period, including as: - Rev 2.0 in 11/2023 to include the Rehabilitation Objectives - Rev 3.0 in 1/2025 for formatting - Rev 4.0 in 8/2025 to incorporate 2025 risk outcomes, reference 10_0059 MOD 5 and the new approved final landform, reflect current closure status, and include updated rehabilitation objectives - Rev 5.0 in 9/2025 for formatting and updating references (b) NT as no amendment made under Condition 14. (c) NT as no changes to risk control measures within audit period. (d) NT as not been directed to do so by Secretary.	C	N/A
12	**Rehabilitation outcome documents** (1) The holder of a mining lease must prepare the following documents (the ***rehabilitation outcome documents***) for the mining lease and give them to the Secretary for approval— (a) the ***rehabilitation objectives statement***, which sets out the rehabilitation objectives required to achieve the final land use for the mining area, (b) the ***rehabilitation completion criteria statement***, which sets out criteria, the completion of which will demonstrate the achievement of the rehabilitation objectives, (c) for a large mine, the ***final landform and rehabilitation plan***, showing a spatial depiction of the final land use. (2) If the final land use for the mining area is required by a condition of development consent for activities under the mining lease, the holder of the mining	• Interview with Superintendent - Environment and Environment Officer - Secondment • Rehabilitation Management Plan, (4/9/2025) • Approved Rehabilitation Objectives Statement • Final Land Use and Rehabilitation Plan	(1a) Rehabilitation objectives statement was approved during the audit period and is attached to the Rehabilitation Management Plan (1b) Rehabilitation completion criteria statement not yet required for submission as rehabilitation completion is not scheduled within the current Forward Program. Completion criteria are currently in draft form, as presented in the Rehabilitation Management Plan	NC	Historic NC. No further action required.

Item	SCHEDULE B Standard Conditions Assessment Requirement	Reference/ Evidence	Comments	Compliance	Recommendations
	lease must ensure the rehabilitation outcome documents are consistent with that condition.	- PA 10_0059	(1c) The Final Land Use and Rehabilitation Plan is included in the Rehabilitation Management Plan as Figures 6 and 7 in Section 5. (2) Final land use is generally consistent with Appendix 5 of PA 10_0059. On 27 March 2025 the Resources Regulator issued a caution letter for the 'Failure to submit a rehabilitation outcome statement and final landform rehabilitation plan within the required timeframe.' These were submitted on 11 April 2025 and the matter is closed with no further action taken.		
13	**Forward program and annual rehabilitation report** (1) The holder of a mining lease must prepare a program (a ***forward program***) for the mining lease that includes the following— (a) a schedule of mining activities for the mining area for the next 3 years, (b) a summary of the spatial progression of rehabilitation through its various phases for the next 3 years, (c) a requirement that the rehabilitation of land and water disturbed by mining activities under the mining lease must occur as soon as reasonably practicable after the disturbance occurs. (2) The holder of a mining lease must prepare a report (an ***annual rehabilitation report***) for the mining lease that includes— (a) a description of the rehabilitation undertaken over the annual reporting period, (b) a report demonstrating the progress made through the phases of rehabilitation provided for in the forward program applying to the reporting period, (c) a report demonstrating progress made towards the achievement of the following— (i) the objectives set out in the rehabilitation objectives statement, (ii) the criteria set out in the rehabilitation completion criteria statement, (iii) for large mines—the final land use as spatially depicted in the final landform and rehabilitation plan.	- Annual Rehabilitation Reports for the years 2023, 2024, 2025 - Forward Programs for the years 2024-2026, 2025-2027, 2026-2028	(1) Forward Program includes: (a) 3-year schedule for mining activities (mining has ceased in 2024) (b) a summary of spatial progression for phases in the 3-year period (c) no statement to the effect of this requirement could be found in the Forward Programs by the auditor. However, apart from the MIA, all of the site has been, or is being, rehabilitated. (2) Annual Rehabilitation Reports cover requirements of (a) to (c) (3) the Rehabilitation Management Plan includes approved Rehabilitation objectives and Land Use and Rehabilitation Plan, and relies on draft completion criteria (4) Forward Programs and Annual Rehabilitation Reports have been	C	Statement as required in 1 (c) to be included in future Forward Programs. It is recommended that this question be incorporated into the Forward Program Form

Item	SCHEDULE B Standard Conditions Assessment Requirement	Reference/ Evidence	Comments	Compliance	Recommendations
	(3) If a rehabilitation outcome document has not been approved by the Secretary, the holder of the mining lease must rely on a proposed version of the document. (4) The holder of the mining lease must give the forward program and annual rehabilitation report to the Secretary. (5) In this clause— ***annual reporting period*** means each period of 12 months commencing on— (a) the date on which the mining lease is granted, or (b) if the Secretary approves another date in relation to the mining lease—the other date.		submitted to Secretary by the dates stamped in the documents (5) Noted		
14	**Amendment of rehabilitation outcome documents and forward program** (1) This clause applies to— (a) a rehabilitation outcome document if it has been approved by the Secretary, and (b) a forward program if it has been given to the Secretary. (2) The holder of a mining lease must not amend a document to which this clause applies that relates to the mining lease unless— (a) the Secretary gives the holder a written direction to do so, or (b) the Secretary, on written application by the holder, gives a written approval of the amendment. (3) The holder of the mining lease must amend the document in accordance with the Secretary's direction or approval. (4) Nothing in this clause prevents the holder of a mining lease preparing a draft amendment for submission to the Secretary for approval.	• Forward Programs for the years 2024-2026, 2025-2027, 2026-2028 • Approved Rehabilitation Objectives Statement • Final Land Use and Rehabilitation Plan	(1) (a)&(b) Noted (2) (a)&(b) NT (3) NT (4) Noted	NT	N/A
15	**Times at which documents must be prepared and given** (1) The holder of a mining lease must do the following before the end of the initial period— (a) prepare a rehabilitation management plan, and (b) prepare rehabilitation outcome documents and give them, other than the rehabilitation completion criteria statement, to the Secretary for approval, and (c) prepare a forward program and give it to the Secretary. (2) The holder of the mining lease must prepare a forward program and annual rehabilitation report and give them to the Secretary before—	• Interview with Superintendent - Environment and Environment Officer - Secondment • Annual Reviews 2023, 2024, 2025 • Rehabilitation Management Plan, (4/9/2025)	(1) (a)-(c) The initial period is outside the current audit period. The Rehabilitation Objectives Statement and final landform rehabilitation plan were submitted 11/4/2025, see Condition 18 (2) Forward Programs and Annual Rehabilitation Reports prepared and submitted within stated period. Email chain between Resources Regulator	C	N/A

Item	SCHEDULE B Standard Conditions Assessment Requirement	Reference/ Evidence	Comments	Compliance	Recommendations
	(a) 60 days after the last day of each annual reporting period, commencing with the annual reporting period in which the forward program was given to Secretary under subclause (1)(c), or (b) a later date approved by the Secretary. (3) A rehabilitation completion criteria statement relating to completion of rehabilitation during a period covered by a forward program must be given to the Secretary for approval when the forward program is required to be given to the Secretary. (4) The holder of the mining lease must prepare updated rehabilitation outcome documents for the mining lease and give them to the Secretary for approval before— (a) 60 days after a development consent is modified following an application referred to in clause 20(1)(b), or (b) a later date approved by the Secretary. (5) A rehabilitation completion criteria statement is not required to be given to the Secretary under subclause (4) unless a rehabilitation completion criteria statement has already been given to the Secretary under subclause (3). (6) The Secretary may, by written notice, direct the holder of a mining lease to prepare, or give to the Secretary, a document required to be prepared under this Division at a time other than that specified in this clause. (7) The holder of the mining lease must comply with the direction. (8) In this clause— ***initial period*** means the period commencing when the mining lease is granted and ending— (a) 30 days, or other period approved by the Secretary, after this Division first applies to the mining lease, or (b) if this Division applies to the mining lease because of an increase in the required security deposit— (i) when the surface of the mining area is disturbed by activities under the mining lease, or (ii) at a later date approved by the Secretary.	• Annual Rehabilitation Reports - 1 January 2023 to 31 December 2023 (submitted 11/3/2024) - 1 January 2024 to 31 December 2024 (submitted 21/3/2025) - 1 January 2025 to 31 December 2025 (submitted 28/2/2026) • Forward Program - 1 January 2024 – 31 December 2026 (submitted 29/2/2024) - 1 January 2025 – 31 December 2027 (submitted 28/2/2025) - 1 January 2026 – 31 December 2028 (submitted 27/2/2026) • Approved Rehabilitation Objectives Statement (approved 15/7/2025) • Final Land Use and Rehabilitation Plan (approved 17/11/2023) • Email from Resources Regulator to WMMC dated 28/2/2025 • Email chain between Resources Regulator and WHC dated 28/2/2024	and WHC dated 28/2/2024 showing that there were uploading issues on that day, resulting in a date stamp of 11/3/2024 for the Annual Report for the year 2023. Similarly, while the Annual Rehabilitation Report for the year 2024 is time stamped as 21/3/2025, email from Resources Regulator on 28/2/2025 indicates that report was submitted originally on 27/2/2025, but needed re-tagging (3) Rehabilitation completion criteria statement not yet required for submission as rehabilitation completion is not scheduled within the current Forward Program (4) PA10_0059 was modified last prior to the approval of any outcome documents (5) Noted (6) NT (7) Noted (8) Noted		
16	**Certain documents to be publicly available**	• Review of the WCCM website:	1)(a, b, c) Noted	C	N/A

Item	SCHEDULE B Standard Conditions Assessment Requirement	Reference/ Evidence	Comments	Compliance	Recommendations
	(1) This clause applies to the following documents— (a) a rehabilitation management plan, (b) a forward program, (c) an annual rehabilitation report. (2) The holder of a mining lease must make a document to which this clause applies publicly available by— (a) publishing it on its website in a prominent position, or (b) if the holder does not have a website— providing a copy of it to a person— (i) on the written request of a person, and (ii) without charge, and (iii) within 14 days after the request is received. (3) If a document is published on the website of the holder of the mining lease, the holder must ensure that it is published— (a) for a rehabilitation management plan—within 14 days after it is prepared or amended, or (b) for a forward program or an annual rehabilitation report—within 14 days after it is given to the Secretary or amended, (4) Personal information within the meaning of the *Privacy and Personal Information Protection Act 1998* is not required to be included in a document made available to a person under this clause.	https://whitehavencoal.com.au/our-business/our-assets/werris-creek-mine/	(2) The documents listed in (1)(a, b, c) were observed on the WCCM website by the auditor, as per condition requirements. (3) Noted (4) Noted		
Division 4 - Records, reporting and notification					
17	**Records demonstrating compliance** The holder of a mining lease must create and maintain records of all actions taken that demonstrate compliance with each of the conditions set out in this Part. **Note—** (a) The Act, sections 163D and 163E provide for the form in which records must be kept and the period for which they must be retained.	• Interview with Superintendent - Environment and Officer – Environment • Annual Reviews 2023, 2024 • CMO Compliance Management Software screenshots • Monthly Inspection Records examples 13/1/2026, 19/6/2026	• Compliance is reported through Annual reviews. • Internal CMO compliance management software is used for creating and maintaining records of actions to demonstrate. compliance observed by auditor during audit. • Records demonstrate control and prevention activities relating to weeds, pests, erosion are undertaken at WCCM.	C	N/A

Item	SCHEDULE B Standard Conditions Assessment Requirement	Reference/ Evidence	Comments	Compliance	Recommendations
		- Quarterly Weed Control Report example 3/2025			
18	**Report on non-compliance** (1) The holder of a mining lease must provide the Minister with a written report detailing any non-compliance with— (a) a condition of the mining lease, or **Note—** The Act, section 364A contains provisions relating to the use and disclosure of information provided under this condition. (b) a requirement of the Act or this Regulation relating to activities under the mining lease. (2) The holder of the mining lease must provide the report within 7 days after becoming aware of the non-compliance. (3) The holder of the mining lease must ensure the report— (a) identifies the condition of the mining lease, or the requirement of the Act or this Regulation, to which the non-compliance relates, and (b) describes the non-compliance and specifies the date or dates on which, or the period during which, the non-compliance occurred, and (c) describes the causes or likely causes of the non-compliance, and **(d)** describes the action that has been taken, or will be taken, to mitigate the effects, and to prevent any recurrence, of the non-compliance.	- Interview with Superintendent - Environment and Officer – Environment - Annual Reviews 2023, 2024, 2025	- The 2025 Annual Review notes a Non-compliance on 27/3/2025 for “failure to submit a plan rehabilitation objective statement and final landform rehabilitation plan within the required timeframe” (the required timeframe being before the end of the initial period, as per Condition 15). - As per the 2025 Annual Review, on 27/3/2025 WCCM received a Written Notice from the Resource Regulator. WCCM was directed to prepare an updated rehabilitation objective statement and updated final landform and rehabilitation plan as defined in Clause 12 of Schedule 8A of the Mining Regulation 2016 and provide it to the Secretary for approval by 9/5/2025. - The updated rehabilitation objective statement and updated final landform rehabilitation plan was provided to the Secretary on the 11 April 2025 before the due date of 9 May 2025.	C	N/A
19	**Nominated contact person** (1) The holder of a mining lease must nominate a natural person to be the contact person with whom the Secretary can communicate in relation to the mining lease for the purposes of the Act. **Note—** The Act, section 383 sets out the ways in which notices or other documents may be issued or	- Interview with Superintendent - Environment and Officer – Environment - Previous Independent Environmental Audit - Forward Program 1 January 2026 – 31	- Until May 2026, the contact person was Mr. Daryl Robinson, as confirmed during previous audit and as noted in Forward Program. - From May 2026, contact person is Ms. Megan Martin	C	N/A

Item	SCHEDULE B Standard Conditions Assessment Requirement	Reference/ Evidence	Comments	Compliance	Recommendations
	given to, or served on, a person for the purposes of the Act. (2) The holder of the mining lease must give written notice to the Secretary of— (a) the full name and contact details of the nominated person—within 28 days after the date on which the standard conditions apply to the mining lease under clause 31A of this Regulation, and (b) any change in nomination or in the nominated person's contact details—within 28 days after the change occurs. (3) The holder of the mining lease must ensure that the contact details for the nominated person include the person's phone number and postal and email addresses.	December 2028 (submitted 27/2/2026)			
Division 5 – Applications relating to development consent					
20	**Additional requirements—application for or to modify development consent** (1) The holder of a mining lease must give written notice to the Secretary within 10 days after— (a) making an application for development consent that relates to the mining area, or (b) making an application for modification of a development consent— (i) under the *Environmental Planning and Assessment Act 1979*, section 4.55(2), and (ii) that proposes to modify a condition of the consent that relates to rehabilitation of the mining area in a way that may affect an obligation under the mining lease relating to rehabilitation of the mining area. (2) This clause does not apply if the development is State significant development.	• Interview with Superintendent - Environment and Officer – Environment • PA 10_0059	• The development is State significant development. As per (2), this clause does not apply	NT	N/A
General Conditions					
1	**1. Notice to Landholders** (a) Within 90 days from the date of grant or renewal of this mining lease, the lease holder must give each landholder notice in writing: (i) that this mining lease has been granted or renewed; and (ii) whether the lease includes the surface. The notice must include a plan identifying the lease area and each landholder and individual land parcel within the lease area.	• Interview with Superintendent - Environment and Officer – Environment	• Superintendent Environment stated all land within these Werris Creek Mining Leases is owned by Whitehaven Coal.	C	N/A

Item	SCHEDULE B Standard Conditions Assessment Requirement	Reference/ Evidence	Comments	Compliance	Recommendations
	(b) If there are ten or more landholders to which notice must be given, the lease holder will be taken to have complied with condition 1(a) if a notice complying with condition 1(a) is published in a newspaper circulating in the region where the lease area is situated.				
2	**Group Security** The security deposit to be provided and maintained for this mining lease is part of a group security deposit. The lease holder is required to provide and maintain a security deposit to secure funding for the fulfilment of obligations under the mining leases covered by the group security deposit, including obligations under each mining lease that may arise in the future. The amount of the security deposit to be provided as a group security deposit has been assessed at **$14,294,000**. The leases covered by the group security include this **ML 1563 (1992)** and: **ML 1671 (Act year 1992) & ML 1672 (1992)**	• Title Summary Report on NSW Resources website for ML 1563, ML 1671 and ML 1672, accessed 2 June 2026	• Sighted Title Summary Report, showing security deposits of $14,294,000 is held, as prescribed under this Condition.	C	N/A
3	**Cooperation Agreement** The lease holder must make every reasonable attempt, and be able to demonstrate its attempts to the satisfaction of the Secretary, to enter into a cooperation agreement with the holder(s) of any overlapping authorisations issued under the *Mining Act 1992* and petroleum titles issued under the *Petroleum (Onshore) Act 1991*. The cooperation agreement should address but not be limited to: • access arrangements • operational interaction procedures • dispute resolution • information exchange • well location • timing of drilling • potential resource extraction conflicts; and • rehabilitation issues.	• Interview with Superintendent - Environment and Environment Officer - Secondment • Minview	• A review of Minview confirmed that EL8393 overlaps part of both ML1671 and ML1672. • As the landowner, WCCM has a land access agreement with the title holder of EL8393, and an agreement regarding access to subsurface coal seams. WCCM environmental personnel advised that discussions on a draft agreement with the title holder of EL8393 are ongoing between the parties.	C	N/A
4	**Assessable Prospecting Operations** (a) The lease holder must not carry out any assessable prospecting operation on land over which this lease has been granted unless:	• Interview with Superintendent - Environment and Officer – Environment	WHC stated no prospecting operations have been carried out within the audit period.	NT	N/A

Item	SCHEDULE B Standard Conditions Assessment Requirement	Reference/ Evidence	Comments	Compliance	Recommendations
	(i) it is carried out in accordance with any necessary development consent; or (ii) if development consent is not required, the prior written approval of the Minister has been obtained. (b) The Minister may require the lease holder to provide such information as required to assist the Minister to consider an application for approval. (c) An approval granted by the Minister under this condition may be granted subject to terms. (d) The lease holder must comply with the approval granted to the holder under this condition.	• PA 10_0059			
Special Conditions					
	Nil				

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Department of Planning, Housing and Infrastructure

Reference: MP10_0059-PA-62 and MP10_0059-PA-63

[redacted]
Superintendent - Environment
Werris Creek Coal Pty Ltd
21/09/2026

Sent via the Major Projects Portal only

Subject: Werris Creek Coal - 2026 IEA Report and RAR

Dear [redacted]

I refer to your Independent Environmental Audit (IEA) report, Independent Noise Audit (INA) report and Response to Audit Recommendations (RAR) for the period 6 July 2023 to 12 June 2026, submitted as required by Schedule 5, Condition 8 and Schedule 3, Condition 4(e) of MP10_0059 as modified (the consent) to the NSW Department of Planning, Housing and Infrastructure (the Department) on 24 July 2026.

The Department considers the IEA report , INA report and RAR to generally satisfy the reporting requirements of the consent and the Department's *Independent Audit Post Approval Requirements* (2026).

Nil non-compliances with the consent were identified by the endorsed Lead Auditor in the IEA report or INA report.

Please note:

- The Department's acceptance of the IEA report and INA report is not an endorsement of the compliance status of the project.
- In accordance with Schedule 5, Condition 10 of the consent, please publish the IEA report, INA report and RAR on the project website. Please also notify the stakeholders consulted as part of the audit process, as identified in Section 2.2.2 of the IEA report, when the documents are published and provide them with a link to the published reports.
- A status update for all actions provided in the RAR is to be reported in the next IEA report and the next Annual Review, until all actions are completed.
- Following submission of the IEA report you are required to review, and if necessary, revise the strategies, plans, and programs required under this consent, in accordance with Schedule 5, Condition 4 of the consent.

Should you wish to discuss the matter further, please contact me on 02 65753401 or email compliance@planning.nsw.gov.au

Yours sincerely

[redacted]

Team Leader - Hunter
Compliance

As nominee of the Planning Secretary