

ARR0001019

WERRIS CREEK COAL MINE ANNUAL REHABILITATION REPORT

Saturday 1 January 2022 to Saturday 31 December 2022

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Summary table

DETAIL

Mine	Werris Creek Coal Mine
Reference	ARR0001019
Annual report period commencement date	Saturday 1 January 2022
Annual report period end date	Saturday 31 December 2022
Forward program	FWP0001048
Mining leases	ML 1672 (1992), ML 1671 (1992), ML 1563 (1992)
Lease holder(s)	WERRIS CREEK COAL PTY LTD, BETALPHA PTY LTD, CREEK RESOURCES PTY LTD
Contact	Daryl Robinson
Date of submission	

Important

The department may make the information in your report and any supporting information available for inspection by members of the public, including by publication on its website or by displaying the information at any of its offices. If you consider any part of your report to be confidential, please communicate this to the department via the message function on this submission within the NSW Resources Regulator Portal.

Mine details

Project description

In 2011 WCCM received Project Approval PA 10_0059 from the Deputy Director-General (as delegate of the Minister for Planning and Infrastructure) under Part 3A of the EP&A Act for the Werris Creek Mine Extension Project. PA 10_0059 provides for an open cut mining sequence as a series of East-West oriented benches, with access to the lower sections of the open cut obtained by haul ramps developed on the low wall of the open cut (where overburden is progressively placed within the mined-out sections of the open cut).

PA 10_0059 has been modified on four (4) occasions. WCCM is approved under PA 10_0059 to carry out mining operations at a maximum rate of 2.5 million tonnes per annum (Mtpa) using open cut methods until December 2032.

Life of mine

2 years

Current development consents, leases and licences

Development consents granted under the *Environmental Planning and Assessment Act 1979*

Authorisations covering the mining area granted under the *Mining Act 1992*

ML 1672 (1992), ML 1671 (1992), ML 1563 (1992)

Any other approvals, licences, or authorities issued by government agencies that are relevant to the progress of mining operation and rehabilitation activities

EA MOD3 2020
EA MOD4 2021

Summary of the scope and/or purpose of the new applications or modifications to existing approvals (if applicable)

No change to the status of these approvals during the reporting period.

Changes to land ownership and land use

Nil

Surface disturbance and rehabilitation activities during the reporting period

Surface disturbance and rehabilitation activities that were conducted and an analysis of the progress against the rehabilitation schedule

The 2022 calendar year disturbance had already been completed when the forward program was submitted. Therefore the CY 2022 disturbance activities were already submitted in July 2022.

No more clearing is propose to be undertaken at Werris Creek Mine site.

Rehabilitation targets were achieved in 2022 despite increased rainfall.

Rehabilitation planning activities that were conducted, including any specialist studies

Landform design was conducted throughout 2022 with a landform design being approved for northern side of the emplacement area. Werris Creek landform design in 2022 has been based on a geomorphic landform design using 'Geo-fluv' modelling software to ensure that the final landform blends in with the surrounding topography.

No demolition, heritage or contamination planning activities were conducted in 2022.

Overview of subsidence repair and/or remediation works undertaken

No major repair works were undertaken on the Rehabilitation areas during 2022. It is noted that grassy vegetation and canopy growth boomed in 2022 increasing slope stability.

Overview of rehabilitation management and maintenance activities

Due to the large rainfall totals in 2022 feral animal management was undertaken in a large campaign. This campaign targets primarily Feral Pigs and Feral Fox.

Along with an increase in feral animal activity was an increase in some weed populations. Prickly pear, St Johns Wart and Fleabane were targeted in 2022

Details of any rehabilitation actions taken as required by any letters, notices or directions issued by government agencies, including the NSW Resources Regulator

No actions were required by notice or direction by government agencies during the reporting period.

Details of any rehabilitation areas that have achieved the final land use

Not Applicable

Key production milestones

MATERIAL	UNIT	FWP0001048 YEAR 1	THIS REPORT
Stripped topsoil (if applicable)	(m ³)	0	0
Rock/overburden	(m ³)	10.4	11,950,355
Ore	(Mt)	0	0
Reject material¹	(Mt)	0	0
Product	(Mt)	2.5	1.66

¹ This includes coarse rejects, tailings and any other wastes resulting from beneficiation.

Disturbance and rehabilitation statistics

Current disturbance and rehabilitation progression

ELEMENT	UNIT	FWP0001048 YEAR 1	THIS REPORT
A Total surface disturbance footprint	(ha)	587.19	587.19
B Total active disturbance	(ha)	356.04	324.64
C Land prepared for rehabilitation	(ha)	43.65	0
D Ecosystem and land use establishment	(ha)	249.12	237.13
E Ecosystem and land use development	(ha)	N/A	0
F Rehabilitation completion	(ha)	N/A	0

Rehabilitation key performance indicators (KPIs)

ELEMENT	UNIT	FWP0001048 YEAR 1	THIS REPORT
G Total new active disturbance area	(ha)	0	0
H New rehabilitation commenced during annual reporting period	(ha)	61.62	0
J Annual rehabilitation to disturbance ratio	%	0	0
I Established rehabilitation	(ha)	N/A	0
K Rehabilitated land to total mine footprint	%	N/A	0

Progressive achievement of established rehabilitation

ELEMENT		UNIT	THIS REPORT
L	Established rehabilitation - agricultural final land uses	%	0
M	Established rehabilitation - native ecosystem final land uses	%	0
N	Established rehabilitation - other/non-vegetated final land uses	%	0

Variation to the rehabilitation schedule

Identify the components of the most recent forward program that were not achieved

Wet Weather - high rainfall year resulted in lower landform rates. Rehab achieved in the calendar year as follows:

C Land Rehabilitation - 31.69ha

D ECOSYSTEM AND LAND USE ESTABLISHMENT - 21.7ha

Key factors that delayed progressive rehabilitation

High Rainfall year - Flooding

Outline actions that will be included in the forward program and carried out to minimise disturbance and undertake progressive rehabilitation as far as reasonably practical

Continuation of the WHC Annual Rehabilitation Management Plan

Rehabilitation monitoring and research findings

Rehabilitation monitoring

The rehabilitation monitoring carried out in the annual reporting period

Werris Creek Rehabilitation is generally progressing towards achieving the proposed rehabilitation objectives.

Aspect Ecology 2022 -

In general, observations indicate that the rehabilitation frequently exhibits a good diversity of groundcover species, especially native grassland species typical of cracking clay communities.

Status of performance against rehabilitation objectives and rehabilitation completion criteria

The monitoring program that has been implemented

A detailed annual ecological assessment of rehabilitated areas and analogue sites was undertaken by Aspect Ecology Pty Ltd during October/November 2022 which compares progression of site against closure criteria.

Are all rehabilitation areas in Landform Establishment phase or higher represented in the monitoring program to assess performance against the rehabilitation objectives and approved or, if not yet approved rehabilitation completion criteria and final landform and rehabilitation plan?

NO

Year rehabilitation areas will be included as part of the monitoring program

N/A

An appraisal of whether rehabilitation is moving towards achieving the proposed rehabilitation objectives, approved or, if not yet approved, rehabilitation completion criteria and final landform and rehabilitation plan as soon as reasonably practicable.

Werris Creek Rehabilitation is generally progressing towards achieving the proposed rehabilitation objectives.

Aspect Ecology 2022 -

In general, observations indicate that the rehabilitation frequently exhibits a good diversity of groundcover species, especially native grassland species typical of cracking clay communities.

Appraisal description

Rehabilitation is moving towards achieving the final land use as soon as reasonably practicable.

Rehabilitation monitoring program findings

A detailed annual ecological assessment of rehabilitated areas and analogue sites was undertaken by Aspect Ecology Pty Ltd during October/November 2022. Monitoring was undertaken using the Whitehaven Annual Rehabilitation Monitoring Methodology (WARMM—Aspect Ecology 2022).

Monthly Rehabilitation inspections - Environmental Officer

Rehabilitation Quality Assurance Process - Site Environment Team

Weed Inspections - Pinnacle Agriculture

Performance issues and their causes including identification of any knowledge gaps that must be addressed

Nil

Outcomes of rehabilitation research and trials

RRT NUMBER	PROJECT/TRIAL NAME	OBJECTIVE OF TRIAL/PROJECT	METHODOLOGY	EXPECTED DATE OF COMPLETION	UPDATEDDATE OF COMPLETION	STATUS	ON TRACK?	ON TRACK UPDATE
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Outcomes of completed trials and research

N/A

Attachment 1 – Reporting Definitions

REPORTING CATEGORY		DEFINITION
A1	Total disturbance footprint – surface disturbance	<p>All areas within a mining lease that either have at some point in time or continue to pose a rehabilitation liability due to surface disturbance activities.</p> <p>The total disturbance footprint is the sum of the total active disturbance, decommissioning, landform establishment, growth medium development, ecosystem and land use establishment, ecosystem and land use development and rehabilitation completion (see definitions below).</p> <p>Underground mining operations should not include the footprint of underground mining areas/subsidence management areas in the total disturbance footprint.</p>
A2	Underground Mining Area	Underground mining operations areas/subsidence management areas.
B	Total active disturbance	Includes on-lease exploration areas, stripped areas ahead of mining, infrastructure areas, water management infrastructure, sewage treatment facilities, topsoil stockpile areas, access tracks and haul roads, active mining areas, waste rock emplacements (active/unshaped/in or out-of-pit), tailings dams (active/unshaped/uncapped) and temporary stabilised areas (e.g. areas sown with temporary cover crops for dust mitigation and temporary rehabilitation).
C	Rehabilitation – land preparation	<p>Includes the sum of all disturbed land within a mining lease that have commenced any, or all, of the following phases of rehabilitation– decommissioning, landform establishment and growth medium development.</p> <p>Refer to the glossary of terms in this document for the definition of these phases of rehabilitation.</p>

REPORTING CATEGORY	DEFINITION
D Ecosystem and land use establishment	<p>Includes the area which has been seeded/planted with the target vegetation species for the intended final land use. However, vegetation has not matured to a stage where it can be demonstrated that it will be sustainable for the long term and or require only a maintenance regime consistent with target reference/analogue sites.</p> <p>Typically, rehabilitation areas would be in this phase for at least two years (and usually more) before rehabilitation can be classified as being in the ecosystem and land use development phase. This phase does not apply to infrastructure areas that are being retained as part of final land use for the site.</p>
E Ecosystem and Land Use Development	<p>Rehabilitation has matured to a level where target revegetation outcomes are on a trajectory towards meeting the final rehabilitation objectives and rehabilitation completion criteria (as verified by monitoring).</p> <p>This phase includes infrastructure areas that are to be retained for an approved post mining land use, following completion of all necessary measures to render the infrastructure fit for this purpose (for example structural integrity).</p>
F Rehabilitation Completion	<p>The NSW Resources Regulator has determined in writing that the mining area has achieved the approved rehabilitation objectives and approved rehabilitation completion criteria and final landform and rehabilitation plan following the submission of <i>Form: ESF2 Rehabilitation completion and/or review of rehabilitation cost estimate and/or notification of mine or petroleum site closure</i>.</p>
G New active disturbance area	<p>The area of any new active disturbance that has been created during the annual reporting period (definition A1 in Table 5).</p>
H New rehabilitation commenced during annual reporting period	<p>The sum of any new rehabilitation commenced in the annual reporting period. These areas may be in the rehabilitation land preparation phase or the ecosystem & land use establishment phase (definitions C and D in Table 5).</p>
I Established rehabilitation (hectares)	<p>The total area of land that is verified to be within either the ecosystem and land use development phase or the rehabilitation completion phase (definitions E & F in Table 5).</p>

REPORTING CATEGORY		DEFINITION
J	Annual rehabilitation to disturbance ratio	The rehabilitation to disturbance ratio (H/G) indicates how many hectares of new rehabilitation are undertaken for each hectare of land disturbed during the year. A ratio of 1/1 indicates that the area of new rehabilitation and disturbance in that year are the same.
K	% Rehabilitated land to total mine footprint	The proportion of the total mine footprint (area of land that has been disturbed by past or present surface disturbance activities) that has established rehabilitation ($I/A1 \times 100$). For open cut mining, the proportion of the total mine footprint verified to be “established rehabilitation” should substantially increase as an operation progresses towards mine closure.
L	Established rehabilitation for agricultural final land uses (hectares)	The percentage of total area of land that is verified to be within either the ecosystem and land use development phase or the rehabilitation completion phase (definitions E & F in Table 5) that have been returned to an agricultural final land use.
M	Established rehabilitation for native ecosystem final land uses (hectares)	The percentage of total area of land that is verified to be within either the ecosystem and land use development phase or rehabilitation completion phase (definitions E & F in Table 5) that have been returned to native ecosystem final land use.
N	Established rehabilitation for other/non-vegetated final land uses (hectares)	The percentage of total area of land that is verified to be within either the ecosystem and land use development phase or the rehabilitation completion phase (definitions E & F in Table 5) that have been returned to other/non-vegetated final land use.

Attachment 2 – Definitions

WORD	DEFINITION
Active	In the context of rehabilitation, land associated with mining domains is considered ‘active’ for the period following disturbance until the commencement of rehabilitation.
Active mining phase of rehabilitation	In the context of rehabilitation, the active mining phase of rehabilitation constitutes the rehabilitation activities undertaken during mining operations such as salvaging and managing soil resources, salvaging habitat resources, and native seed collection. This phase also includes management actions taken during operations to manage risks to rehabilitation and enhance rehabilitation outcomes such as selective handling of waste rock and management of tailings emplacements.
Analogue site	In the context of rehabilitation, an analogue site is a ‘reference site’ that represents an example of the defining characteristics (such as vegetation composition and structure or agricultural productivity) of the final land use. Characteristics of analogue sites can be assessed to develop the rehabilitation objectives and completion criteria for final land use domains.
Annual rehabilitation report and forward program	As described in the Mining Regulation 2016.
Annual reporting period	As defined in the Mining Regulation 2016.
Closure	A whole-of-mine-life process, which typically culminates in the relinquishment of the mining lease. It includes decommissioning and rehabilitation to achieve the approved final land use(s).
Decommissioning	The process of removing mining infrastructure and removing contaminants and hazardous materials.
Decommissioning Phase of Rehabilitation	Activities associated with the removal of mining infrastructure and removal and/or remediation of contaminants and hazardous materials. In the context of the rehabilitation management plan this phase of rehabilitation may also include studies and assessments associated with decommissioning and demolition of infrastructure or works carried out to make safe or ‘fit for purpose’ built infrastructure to be retained for future use(s) following lease relinquishment.

WORD	DEFINITION
Department	The Department of Regional NSW.
Disturbance	See Surface Disturbance.
Disturbance area	<p>An area that has been disturbed and that requires rehabilitation.</p> <p>This may include areas such as on-licence exploration areas, stripped areas ahead of mining, infrastructure areas, water management infrastructure, sewage treatment facilities, topsoil stockpile areas, access tracks and haul roads, active mining areas, waste emplacements (active/unshaped/in or out-of-pit), tailings dams (active/unshaped/uncapped), and areas requiring rehabilitation that are temporarily stabilised (i.e. managed to minimise dust generation and/or erosion).</p>
Domain	<p>An area (or areas) of the land that has been disturbed by mining and has a specific operational use (mining domain) or specific final land use (final land use domain). Land within a domain typically has similar geochemical and/or geophysical characteristics and therefore requires specific rehabilitation activities to achieve the associated final land use.</p>
Ecosystem and Land Use Development	<p>This phase of rehabilitation consists of the activities to manage maturing rehabilitation areas on a trajectory to achieving the approved rehabilitation objectives and completion criteria.</p> <p>For vegetated land uses this phase may include processes to develop characteristics of functional self-sustaining ecosystems, such as nutrient recycling, vegetation flowering and reproduction, and increasing habitat complexity, and development of a productive, self-sustaining soil profile.</p> <p>This phase of rehabilitation may include specific vegetation management strategies and maintenance such as tree thinning, supplementary plantings and weed management.</p>
Ecosystem and Land Use Establishment	<p>This phase of rehabilitation consists of the processes to establish the approved final land use following construction of the final landform.</p> <p>For vegetated land uses this rehabilitation phase includes establishing the desired vegetation community and implementing land management activities such as weed control. This phase of rehabilitation may also include habitat augmentation such as installation of nest boxes.</p>
Exploration	Has the same meaning as that term under the State Environmental Planning Policy (Mining, Petroleum Production and Extractive Industries) 2007.

WORD	DEFINITION
Final landform and rehabilitation plan	As defined in the Mining Regulation 2016.
Final land use	As defined in the Mining Regulation 2016.
Form and way	Means the form and way approved by the Secretary. Approved form and way documents are available on the Department's website.
Growth Medium Development	<p>This phase of rehabilitation consists of activities required to establish the physical, chemical and biological components of the substrate required to establish the desired vegetation community (including short lived pioneer species).</p> <p>This phase may include spreading the prepared landform with topsoil and/or subsoil and/or soil substitutes, applying soil ameliorants to enhance the physical, chemical and biological characteristics of the growth media, and actions to minimise loss of growth media due to erosion.</p>
Habitat	Has the same meaning as that term under the <i>Biodiversity Conservation Act 2016</i> and the <i>Fisheries Management Act 1994</i> (as relevant).
Indicator	An attribute of the biophysical environment (e.g. pH, topsoil depth, biomass) that can be used to approximate the progression of a biophysical process. It can be measured and audited to demonstrate (and track) the progress of an aspect of rehabilitation towards a desired completion criterion (i.e. defined end point). It may be aligned to an established protocol and used to evaluate changes in a system.
Land	As defined in the <i>Mining Act 1992</i> .
Landform Establishment	<p>This phase of rehabilitation consists of the processes and activities required to construct the final landform.</p> <p>In addition to profiling the surface of rehabilitation areas to the approved final landform profile this phase may include works to construct surface water drainage features, encapsulate problematic materials such as tailings, and prepare a substrate with the desired physical and chemical characteristics (e.g. rock raking or ameliorating sodic materials).</p>
Large mine	As defined in the Mining Regulation 2016.
Lease holder	The holder of a mining lease.

WORD	DEFINITION
Life of mine	The timeframe of how long a mine is approved to mine, from commencement to closure.
Mine rehabilitation portal	<p>Means the NSW Resources Regulator's online portal that lease holders must use (via a registered account) to:</p> <ul style="list-style-type: none"> ■ upload rehabilitation geographical information system (GIS) spatial data ■ develop rehabilitation GIS spatial data (using online tracing functions) ■ generate rehabilitation plans and rehabilitation statistics using the map viewer and Rehabilitation Key Performance Indicator functionalities. <p>Data submitted to the mine rehabilitation portal is collated in a centralised geodatabase for use by the NSW Resources Regulator to regulate rehabilitation performance of lease holders.</p>
Mining area	As defined in the <i>Mining Act 1992</i> .
Mining domain	A land management unit with a discrete operational function (e.g. overburden emplacement), and therefore similar geophysical characteristics, that will require specific rehabilitation treatments to achieve the final land use(s).
Mining land	As defined in the <i>Mining Act 1992</i> .
Native vegetation	Has the same meaning as that term under section 60B of the <i>Local Land Services Act 2013</i> .
Overburden	Material overlying coal or a mineral deposit.
Performance indicator	An attribute of the biophysical environment (for example pH, slope, topsoil depth, biomass) that can be used to demonstrate achievement of a rehabilitation objective. It can be measured and audited to demonstrate (and track) the progress of an aspect of rehabilitation towards a desired completion criterion, that is, a defined end point. It may be aligned to an established protocol and used to evaluate changes in a system.

WORD	DEFINITION
Phases of rehabilitation	<p>The stages and sequences of actions required to rehabilitate disturbed land to achieve the final land use. The phases of rehabilitation are:</p> <ul style="list-style-type: none"> ■ active mining ■ decommissioning ■ landform Establishment ■ growth medium development ■ ecosystem and land use establishment ■ ecosystem and land use development.
Progressive rehabilitation	<p>The progress of rehabilitation towards achieving the approved rehabilitation completion criteria. This may be described in terms of domains, phases, performance indicators and rehabilitation completion criteria.</p>
Rehabilitation Completion	<p>The final phase of rehabilitation when a rehabilitation area has achieved the approved rehabilitation objectives and rehabilitation completion criteria for the final land use. Rehabilitation areas may be classified as complete when the NSW Resources Regulator has determined in writing that the relevant rehabilitation obligations have been fulfilled following submission of <i>Form ESF2 Rehabilitation completion and/or review of rehabilitation cost estimate</i> application by the lease holder.</p>
Rehabilitation Completion criteria	<p>As defined in the Mining Regulation 2016.</p>
Rehabilitation cost estimate	<p>As defined in the Mining Regulation 2016.</p>
Rehabilitation management plan	<p>As defined in the Mining Regulation 2016.</p>
Rehabilitation objectives	<p>As defined in the Mining Regulation 2016.</p>
Rehabilitation risk assessment	<p>As defined in the Mining Regulation 2016.</p>
Rehabilitation schedule	<p>The defined timeframes for progressive rehabilitation set out in the forward program.</p>

WORD	DEFINITION
Relevant stakeholders	Means any persons or bodies who may be affected by the mining operations, including rehabilitation, carried out on the lease land, and includes: <ul style="list-style-type: none"> ■ the relevant development consent authority ■ the local council ■ the relevant landholder(s) ■ community consultative committee (if required under the development consent) or equivalent consultative group ■ affected land holder(s) ■ government agencies relevant to the final land use ■ affected infrastructure authorities (electricity, telecommunications, water, pipeline, road, rail authorities) ■ local Aboriginal communities, and ■ any other person or body determined by the Minister to be a relevant stakeholder in relation to a mining lease.
Risk	The effect of uncertainty on objectives. It is measured in terms of consequences and likelihood (AS/NZS ISO 31000:2009).
Secretary	The Secretary of the Department.
Security deposit	An amount that a mining lease holder is required to provide and maintain under a mining lease condition, to secure funding for the fulfilment of obligations under the lease (including obligations that may arise in the future).
Surface disturbance	Includes activities that disturb the surface of the mining area, including mining operations, ancillary mining activities and exploration.
Tailings	A combination of the fine-grained solid material remaining after the recoverable metals and minerals have been extracted from the mined ore, and any process water ² .
Waste	Has the same meaning as that term under the <i>Protection of the Environment Operations Act 1997</i> .

² Commonwealth of Australia (DITR), 2007. *Tailings Management*.

Attachment 2 – Rehabilitation Complaints

DATE	COMPLAINANT	COMPLAINT DETAILS	RESPONSE DETAILS	STATUS OF RESPONSE	DATE RESPONSE COMPLETED (IF APPLICABLE)
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Attachment 3 – Stakeholder consultation

DATE	STAKEHOLDER	CONSULTATION ACTIVITIES AND FORMS	MATTERS SUBJECT TO CONSULTATION	ACTIONS TAKEN
9 Mar 2022	WERRIS CREEK COAL COMMUNITY CONSULTATIVE COMMITTEE	Werris Creek Community Consulting Committee - Community members	Environmental Monitoring Report LOM update Rehab Update	No Matters Raised at CCC
13 Jul 2022	WERRIS CREEK COAL COMMUNITY CONSULTATIVE COMMITTEE	Werris Creek Coal Community Consulting Committee - Community Members	Water Management Environmental Monitoring Report Rehabilitation Update LOM Update Staffing Update	No Actions raised by CCC
9 Nov 2022	WERRIS CREEK COAL COMMUNITY CONSULTATIVE COMMITTEE	Werris Creek Coal Community Consulting Committee - Community Members	Environmental Monitoring Report Rehabilitation Management Plan Sponsorship	No Actions Raised by CCC
11 May 2022	NSW Resource Regulator	Site Visit By the NSW Resource Regulator to : Planned visit via email notification.	Areas inspected/visited: - Pit lookout/inspection of pit - 445 rehabilitation Plateau 2020/2021 rehab and sprouting late 2021 rehab. - Western rehabilitation batter, looking at a mid-storey species emerging. - Inspection of the western erosion scour that had been remediated in 2021.	- Provided Images of North Eastern rehabilitation and Eastern scours - Provide a document outlining how the recommendations from the 2021 audit have been followed/accepted - Provide an understanding of material movements/ shortages involved in MOD 5 vs Approved MOP landform - Provide Copy of Slides presented

Attachment 4 – Plans

MRC157_WCM_Plan1A_DomainsDec2023.pdf

MRC158_WCM_Plan1B_Contours.pdf

Annual Report (LARGE MINE) v1.3