



VARIATION TO CONDITIONS ATTACHED TO APPROVAL

Werris Creek Life of Mine Extension Project, NSW (EPBC No 2010/5571)

This decision to vary a condition of approval is made under section 143 of the *Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act).

Approved action

Person to whom the approval is granted	Whitehaven Coal Ltd ACN 124 425 396
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Approved action	To extend existing open cut mining operations and associated infrastructure at the Werris Creek Coal mine, near Werris Creek New South Wales [see EPBC Act Referral 2010/5571]
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Variation

Variation of conditions of approval	The variation is: Delete varied condition 1 dated 10 June 2014 and substitute the condition specified below. Note: All other conditions including the definitions and Appendices attached to the approval dated 21 December 2011 remain unchanged.
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Date of effect	This variation has effect on the date the instrument is signed
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Person authorised to make decision

name and position	Shane Gaddes Assistant Secretary Compliance and Enforcement Branch
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Signature	<i>S. Gaddes</i>
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Date of decision	21 January 2015
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Conditions attached to the approval

1. To offset the impact to the White Box-Yellow Box-Blakely's Red Gum Grassy Woodland and Derived Native Grassland Ecological Community foraging habitat of the Regent Honeyeater and Swift Parrot the person taking the action must register a legally binding conservation mechanism over the Werris Creek Life of mine (LOM) Extension Project Biodiversity Offset Strategy (BOS) sites identified in the map at Appendix 1 and an additional area of at least 74 hectares of White Box-Yellow Box-Blakely's Red Gum Grassy Woodland and Derived Native Grassland Ecological Community (together, the Offset Areas). The mechanism/s must provide enduring protection for the Offset Areas and must be registered by 21 December 2015.

Written notification of registration must be provided to the **department** within 2 weeks of registration of the Offset Areas.

Appendix 1 – Proposed Werris Creek LOM Extension Project BOS sites



