



VARIATION TO CONDITIONS ATTACHED TO APPROVAL

Werris Creek Life of Mine Extension Project (EPBC 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 Limited 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 condition 1 attached to the approval dated 21 December 2011, subsequently varied on 10 June 2014 and 21 January 2015, and substitute the condition specified below.
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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 & Enforcement Branch
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Signature

S. Gaddes

Date of decision

21 December 2015

Condition 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 and 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 unless otherwise agreed to in writing by the **Minister** must be registered by 31 December 2016.

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