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

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].

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.

Date of effect: This variation has effect on the date the instrument is signed.

Person authorised to make decision

name and position: Shane Gaddes  
Assistant Secretary  
Compliance & Enforcement Branch

Signature:  

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.