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IN REPLY PLEASE QUOTE
OUR REF D80004/018
(2)/106
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WOLLONDILLY SHIRE COUNCIL

Administration Centre, 62-64 Menangle Street, Picton, N.S.W. 2571

16 December 1986

The Manager,
BP Coal Development Australia
Pty Limited,
Middleton Centre,
Menangle Street,
PICTON N.S.W. 2571

ATTENTION: MR. R.L. SMART

Dear Sir,

DEVELOPMENT APPLICATION NO. 44/86 - PORTION 16 REMEMBRANCE
DRIVEWAY, BARGO

I refer to your development application for surface civil and mechanical work on upgrading facilities for long wall mining at Tahmoor Colliery and advise that advice has now been received from the Director of Environment and Planning amending Condition 1 of the original consent granted on the 23 August 1979.

Please find enclosed a copy of the Department's letter dated 5 November 1986 and attached modifications of details of consent also dated the 5 November 1986.

If you require any further information in the matter please contact Mr. R. Cheetham from the Department of Environment and Planning at Campbelltown.

Yours faithfully,

G.T. CLARKE
SHIRE CLERK

Encl.



Department of Environment and Planning



MACARTHUR REGIONAL OFFICE

The Shire Clerk,
Wollondilly Shire Council,
P.O. Box 21,
PICTON. 2571

288 Queen Street, Campbelltown 2560
P.O. Box 645, Campbelltown 2560

Telephone (046) 26-4400

Contact Mr. R. Cheetham

Our reference: 76/20188 Pt.3

Your reference: D80004/018(2/101)

Dear Sir,

PORTION 16, REMEMBRANCE DRIVEWAY, BARGO.

Reference is made to previous correspondence involving a development application submitted by BP Coal Development Australia Pty. Limited to upgrade surface civil and mechanical work on facilities for long wall mining at Tahmoor Colliery.

Following examination of the proposal the Director of Environment and Planning pursuant to Section 102 of the Environmental Planning and Assessment Act, 1979, as amended has consented to the amendment of Condition 1 of the original consent granted on 23rd August, 1979, in the manner as set out in the attached Instrument of Consent.

Yours faithfully,

R.L. Pincini,
Secretary.

D80004/018(2) / 103-104
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GTP

ENVIRONMENTAL PLANNING AND ASSESSMENT ACT, 1979

MODIFICATIONS OF DETAILS OF CONSENT DATED 23 AUGUST, 1979 IN ACCORDANCE WITH THE PROVISIONS OF SECTION 102 OF THE ENVIRONMENTAL PLANNING AND ASSESSMENT ACT, 1979.

APPLICANT'S NAME AND ADDRESS: Clutha Development Pty. Ltd.
19-29 Queen Street
NARELLAN. 2567

WHEREAS:

- (a) The then New South Wales Planning and Environment Commission (hereinafter called "the Commission") gave a direction (hereinafter called "the direction") in writing in accordance with Section 342V(3) of the Local Government Act, 1919 to the Council of the Shire of Wollondilly (hereinafter called "the Council") to refer to the Commission for determination by it all development applications of the kind referred to in the direction;
- (b) A development application (hereinafter called "the application") for the development of a coal preparation plant and ancillary washery and reject area (hereinafter called "the development") on certain land and being an application to which the direction applied was received by the Council and referred to the Commission;
- (c) The application was determined by the Commission on 23 August, 1979, by granting consent subject to conditions (hereinafter called "the consent") which was amended under Section 102 on 16 September, 1985 and on 15 August, 1986;
- (d) By letter dated 19 June, 1986, the applicant has sought a modification of the details of the consent;
- (e) In accordance with Clause 8C of the Miscellaneous Acts (Planning) Savings and Transitional Provisions Regulation, 1980, the Director of Environment and Planning (hereinafter called "the Director") is the consent authority for the purposes of Section 102 of the Environmental Planning and Assessment Act, 1979;
- (f) The Director is satisfied that the development to which the consent as modified relates is substantially the same development as described in the application.

Now, I, the Director of Environment and Planning pursuant to Section 102 of the Environmental Planning and Assessment Act, 1979, do hereby modify the details of the Consent by amending Condition 1 by inserting after the words "April 1979" the following words "as amended by plans contained in the Development Application submitted by B.P. Coal Development Australia Pty. Ltd. on 13th March, 1986" subject to

- (a) all landscaping works necessary to adequately screen the proposed coal stockpile from Remembrance Driveway are to conform to a formal landscape plan prepared by the applicant and approved by Wollondilly Shire Council.

Signed at Sydney 5. 11. 86

