



2 October 2019

Mr Matthew Sprott
Director Resource Assessments
Department of Planning, Industry and Environment
By Email: matthew.sprott@planning.nsw.gov.au

Dear Mr Sprott

Re: Rix's Creek South Continuation of Mining Project SSD 6300

I refer to my earlier letter to you of 2 October 2019. The Commission would like to table one further amendment to the revised conditions recommended by the Department to seek the Department's feedback on workability, and compliance implementation.

The Commission's adjustments are:

- Note to Condition A15: proposed addition to the second sentence of the note to read "*The surrender should not **necessarily** be understood as implying that works legally constructed under a valid consent or approval can no longer be legally maintained or used*".

The Commission is still considering the application, and in doing so would like to seek the Department's comment on workability and compliance implementation of the Commission's adjustments to the revised conditions of consent.

The Department's comment on these draft conditions is requested to be returned to the Commission by CoB **3 October 2019** or as soon as practicable.

Yours sincerely

Troy Deighton
A/Executive Director – Secretariat