



Moolarben Coal Mines Pty Limited

ABN 82 108 601 672

Moolarben Coal Mines – Community Consultative Committee Meeting 3

Date: 28 October 2008
Time: 5.00-7.00pm
Location: 129 Cope Road, Ulan
Attendees: Noel O’Brien OAM (Independent Chairperson)
Ian Callow, Edwina White (Moolarben Coal Mines)
Vicky Tapp, Ken Mayberry, Julia Imrie,
Annette Riley, Lyn Syme, Kevin Williams (Community Members)
Esme Martens (Mid Western Regional Council – Councilor)
Apologies: Helen Swords, Malcolm Swords (Community Members)
Absent: David Stokes (Community Member)
Guests: Colin Imrie

Meeting Items

1. Noel O’Brien OAM opened the meeting and welcomed all attendees at 5.10pm
 - Apologies noted
 - Julia Imrie noted Councilor John Webb’s relationship to the CCC. Esme Martins noted that all CCC members must be approved by Department of Planning. It was noted that Councilor John Webb could be an observer or as an alternate delegate in Councilor Esme Martins absence. Julia Imrie moved and Annette Riley seconded. This motion was carried
 - Noel O’Brien welcomed the two new members Lyn Syme and Kevin Williams as Aboriginal representation on the CCC
 - Lyn Syme requested that both she and Kevin not be aligned to any one particular Aboriginal Group rather as members of the general community. This was noted.
 - Julia Imrie introduced Colin Imrie as an observer
 - Noel O’Brien noted that as an observer, no input is allowed. This was accepted.
2. Noel O’Brien requested any matters arising out of the CCC Minutes Number 2.
 - JI noted several matters arising including:
 - Declaration of pecuniary interests as per CCC Guidelines
 - Minutes were a draft until accepted by CCC have been shown on the website prior to finalization
 - According to the June meeting, minutes were to be distributed within 7 days
 - Question of true record of meeting, correction of minutes and setting agenda items. JI had sent comments on the draft minutes and suggested agenda items via email.
 - There was a lot of unnecessary detail and a lack of necessary detail
 - The complaints summary was inaccurate
 - There is no recording of internal correspondence (ie. between CCC members) sent/received
 - Noel O’Brien responded:
 - There shall be no Pecuniary Interests declared at the commencement of meetings

- Minutes in the future will have DRAFT noted on them until finalised
 - Every attempt will be made to distribute the minutes within 7 days
 - Changes suggested to the Meeting Number 2 minutes shall be made. This was moved by Julia Imrie and seconded by Ken Mayberry. Noel O'Brien carried it forward.
 - There will always be conjecture over the minutes. In future a lot of the detail will be removed from the minutes recorded. The minutes will only record outcomes and decisions came to by consensus
 - Complaints reported in the CCC shall be done so differently in the future. The detail from the complaints will not be confused with the Complaints Register.
 - There is no need to record internal correspondences sent as the minutes record the meeting content.
- Julia Imrie raised the role of the CCC in the Moolarben Stage 2 application and requested that this be noted in the minutes. She noted that the Preliminary Environmental Assessment was on the website and that anything Part 3A requires CCC input. Julia's advice from David Kitto is that this CCC is that forum.
 - Ian Callow responded that this CCC was formed as an outcome of the Stage 1 Project Approval. The Stage 2 Environmental Assessment is currently going through an adequacy review and when finalised will be added on to the Moolarben website. It was noted that Moolarben is happy to discuss the Stage 2 proposal however, Moolarben will not be making the draft EA available to the CCC for comment
 - Julia Imrie noted that the Stage 1 proposal had a CCC
 - Ian Callow stated that this was an Exploration CCC. He went on to say that we are here to discuss the impacts and management of the Stage 1 Project
 - Julia Imrie requested that the CCC be kept up to date on the Stage 2 Project
 - Notifications to the CCC regarding approved Management Plans, Monitoring Programs and/or publicly available information relating to the Project will be provided as they are posted onto the website via email using links.
 - Noel O'Brien requested that if anyone's details are to be changed that they notify the CCC members of the change. Esme Martins noted that her email address was about to change. In the interim, please use her fax number.
3. Ian Callow was invited to provide an update regarding commencement of activities. Points noted
- Activities have been delayed as Moolarben is still discussing various matters with Ulan Coal Mines
 - Access Agreements are in place. We are ironing out some details regarding the Mining Lease access
 - Moolarben is still completing detailed designs and tenders are being prepared
 - Geotechnical work is being scheduled.
 - Moolarben is still working toward coal production at the end of the first quarter of 2010 to coincide with the NCIG port facilities. Scheduling for a 15 month construction period
 - Open cut equipment is ordered and delivery is anticipated September 2009
 - No orders have been handed down from the Appeals Court
 - There have been changes to the Mining Act resulting from the Appeal court decision. The Mining leases remain valid.
4. Edwina White provided update on the progress of the Management Plans and Monitoring Programs. All the Management Plans and Monitoring Programs have been developed in consultation with the relevant Government Departments. All documents are still before the Department of Planning awaiting approval, with the exception of the Water Management Plans where consultation with DWE is ongoing. As documents are approved, they will be posted on to the Moolarben website and provided to the CCC.
- Vicki Tapp noted that the Cooyal community was concerned about noise from the operation. This concern was based on noise at Cooyal from other mining operations and why would Cooyal not hear noise from Moolarben. This comment was taken on notice.
 - Julia Imrie noted that the DoP CCC Guidelines stipulates that Annual Environmental Management Reports, monitoring reports be provided to the CCC at the same time as the agencies.

- This does not include draft management plans or monitoring programs. Following relevant Government Department consultation and approval, approved management plans and monitoring programs will be distributed to the CCC. Moolarben is happy to walk the CCC through the components of the relevant Management Plan/Monitoring Programs
- Julia Imrie then noted that a noise level demonstration was to be presented
- It was noted that the equipment was ordered, but was not available in time
- There was some discussion regarding the Offset areas and the management of the Offset areas
- Edwina White noted that the management of the Offset strategy will be a part of the Rehabilitation and Offset Management Plan that is currently being prepared. This Management Plan is due for approval prior to mining activities.
- JI asked what provisions have been made for the long term protection of all the offset areas (as per conditions of approval).
- Julia Imrie noted her position on the Hunter CR Catchment Management Authority (CMA) and as a Board Member of the CMA she was concerned about the clearing of Endangered Ecological Communities, the “like for like” EEC offset provided, and the transparency of the process.
- Noel O’Brien noted that Moolarben is not at liberty to discuss matters with the CMA without formal application, correspondence or questions.

5. Edwina White provided an update on the background environmental monitoring

- Continuous air quality monitors had been installed and are currently logging data
- Aquatic ecology monitoring is to commence in November
- Surface water and ground water monitoring is ongoing
- Dust gauges and the meteorological station are still collecting data
- Sub-surface archaeological works commencing in accordance with the approved Aboriginal Heritage Management Plan

6. Other Matters

- Ken Mayberry asked about the southern extension area
- Ian Callow noted that we need to establish a community consultation program and noted that Edwina White had been out talking to the stakeholders in the area.
- Ken Mayberry asked if the equipment ordered was as noisy as the equipment used at other mines
- Ian Callow noted that the equipment was ordered to comply with the noise levels used within the noise modeling which was included in the Environmental Assessment. Ian noted that he cannot speak for other mines in the area however, the noise levels of the ordered vehicles should equate to those used in the noise modeling. The requirements of the equipment is attenuated mufflers and alternate reversing alarms. The wheel motors will be electric
- There was no other business from the floor
- Noel O’Brien mentioned that he will be receiving no payment for his time on this Committee. Under the Guidelines, he is entitled to a fee and on behalf of the CCC that fee will be donated to the Breast Cancer Foundation.
- All agreed that this was a very generous gesture
- Next meeting date was scheduled for the first or second week in December. Notification will be made at least three weeks in advance.
- CD’s of the Annual Environmental Management Report and the Aboriginal Heritage Management Plan were distributed to all members

Meeting closed at 6.55pm