

Williamtown Sand Syndicate Pty Limited
C/- Mr Jonathon Berry
Senior Advisor
Kleinfelder Australia Pty Ltd
95 Mitchell Road
CARDIFF NSW 2285

By email: JBerry@kleinfelder.com

Dear Mr Berry

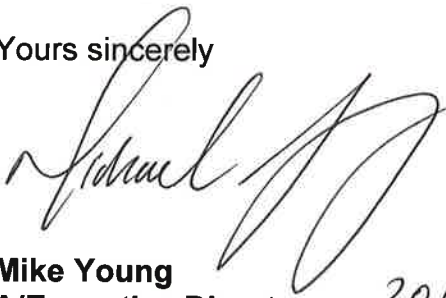
Hunter Water Regulation 2015 Clause 15(1) Approval
Cabbage Tree Road Quarry

I wish to advise that on 20 August 2019 approval was granted under clause 15(1) of the *Hunter Water Regulation 2015* for Williamtown Sand Syndicate Pty Limited's Cabbage Tree Road Quarry operations in the Tomago Sandbeds Catchment Area.

A copy of the approval is enclosed.

If you have any more questions, please contact Mr Colin Phillips, Team Leader, Coal and Quarry Assessments, on 9274 6483.

Yours sincerely



Mike Young
A/Executive Director
Energy and Resources
As delegate of the Secretary

20/8/19.

Encl: *Hunter Water Regulation 2015* clause 15(1) approval.

**Approval under clause 15(1) of the *Hunter Water Regulation*
2015 for engaging in extractive industry in the Tomago
Sandbeds Catchment Area.**

A. Date of Issue.

The 20th day of *AUGUST* 2019.

B. Approval.

For the term of this Approval the Secretary hereby permits the Approval Holder to undertake the Extractive Operations within that part of the Tomago Sandbeds Catchment Area described in this Approval, subject to the terms and conditions set out below.

C. Term of Approval.

This Approval shall commence on the Date of Issue.

The Extractive Industry authorised by this Approval may continue until 31 December 2033, unless revoked earlier.

D. Approval Holder.

Williamtown Sand Syndicate Pty Limited (ABN 56 606 820 875).

E. Extractive Industry.

Sand Extraction.

F. Extraction Area.

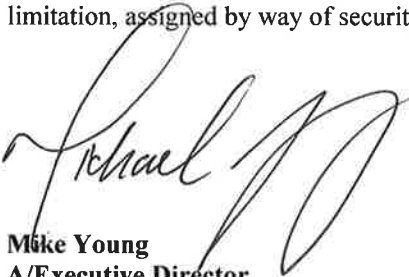
The Approval Holder is permitted to undertake the Extractive Industry in such parts of the Land shown as the "Extraction Area" in Figure 1 of Appendix 1.

G. Terms and Conditions of Approval.

The Definitions, Schedule and Appendix have effect and form part of this Approval.

H. Approval not Transferable.

This Approval may not be transferred or assigned by the Approval Holder (including, without limitation, assigned by way of security).



Mike Young
A/Executive Director
Energy and Resources
As delegate for the Secretary
Department of Planning, Industry and Environment

Approval under clause 15(1) of the *Hunter Water Regulation 2015* for engaging in extractive industry in the Tomago Sandbeds Catchment Area.

DEFINITIONS

In this Approval:

Approval Holder has the same meaning as in clause D.

Extraction Area has the same meaning as in clause F.

Extractive Industry has the same meaning as in clause E.

Extractive Operations means the operations done under this Approval or works done as part of or associated with those operations, including without limitation undertaking the Extractive Industry, the loading of vehicles and transportation away of sand, and the rehabilitation of the landform and vegetation on the land.

HWC means the Hunter Water Corporation (ABN 46 228 513 446) and where the context permits its servants, employees and agents.

Land means the Land to which this Approval applies, described as Lot 1012 DP 814078, Lot 11 DP 629503, Lot 121 DP 556403, Lot 1 DP 224587, Williamtown.

Secretary means the Secretary, Department of Planning, Industry and Environment, or nominee.

Regulation means the *Hunter Water Regulation 2015* (NSW)

**Approval under clause 15(1) of the *Hunter Water Regulation*
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SCHEDULE

CLAUSE 1 OPERATION OF HWC

Interference with HWC functions

- (1) Nothing in this Approval allows the Approval Holder to interfere with or prevent HWC from performing its statutory functions in relation to the Tomago Sandbeds Catchment Area.

HWC access and infrastructure

- (2) In carrying out Extractive Operations the Approval Holder must not, unless with written consent of HWC:
- (a) damage or interfere with any improvements, monitoring bores, water supply infrastructure or portable operating assets of HWC situated in the Land;
 - (b) limit or impede HWC's access to any improvements, monitoring bores, water supply infrastructure or portable operating assets of HWC situated in the Land; or
 - (c) limit or impede the manner or timing of HWC in the performance of its statutory functions including installation and operation of any new improvements, monitoring bores, water supply infrastructure or portable operating assets of HWC within the Tomago Sandbeds Catchment Area.

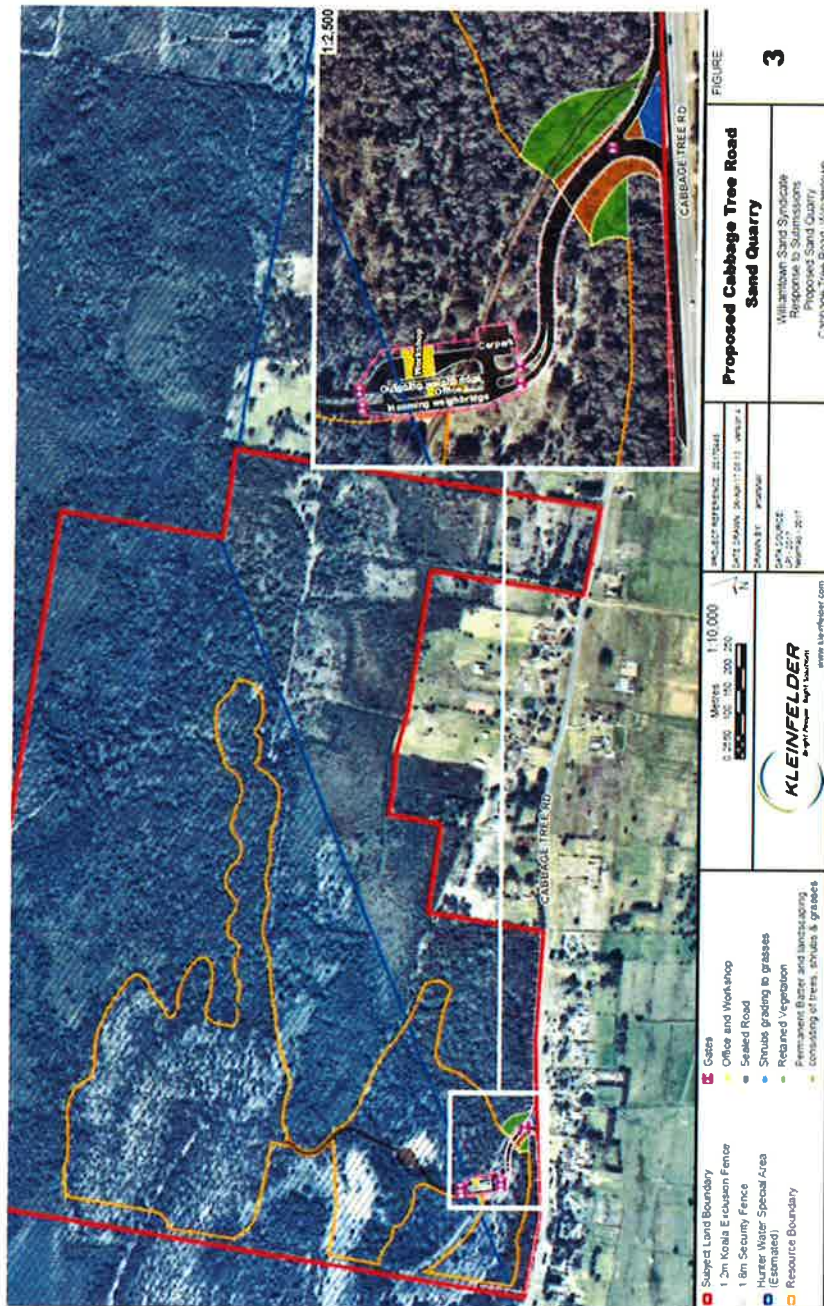
CLAUSE 2 REVOCATION OF APPROVAL

If, in the opinion of the Secretary, the groundwater located within the Tomago Sandbeds Catchment Area is becoming polluted or contaminated, or is at risk of becoming polluted or contaminated, as a result of the Extractive Operations, the Secretary may revoke this Approval by notice in writing to the Approval Holder.

Approval under clause 15(1) of the *Hunter Water Regulation 2015* for engaging in extractive industry in the Tomago Sandbeds Catchment Area.

APPENDIX 1 EXTRACTION AREA

FIGURE 1 EXTRACTION AREA



Note: Figure 1 in the *Appendix* shows the *Extraction Area* – denoted as the land within the *Resource Boundary*

Approval under clause 15(1) of the *Hunter Water Regulation 2015* for engaging in extractive industry in the Tomago Sandbeds Catchment Area.

APPENDIX 2 CONTACT DETAILS

- (1) For the purpose of notifying the Secretary under this Approval, the contact details are:
The Secretary
Department of Planning, Industry and Environment
GPO Box 39
Sydney NSW 2001
Email: compliance@planning.nsw.gov.au
- (2) For the purpose of notifying HWC under this Approval, the contact details are:
Hunter Water Corporation
Attn: Manager Water Resources
PO Box 5171
HRMC NSW 2310
Email: enquiries@hunterwater.com.au
- (3) The contact details in (1) and (2) may be amended from time to time by notice in writing to the Approval Holder.