



Planning

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Our ref: MP 10_0215

Mr Lindsay Crutch
General Manager Terminal 4 Project
Port Waratah Coal Services
PO Box 57 Carrington
NEWCASTLE NSW 2294

Dear Mr Crutch

Subject: Port Waratah Coal Services Terminal 4 (MP 10_0215) – Clause 6 opinion

I refer to your correspondence dated 8 December 2010, seeking confirmation that the above proposal is a project to which Part 3A of the *Environmental Planning and Assessment Act 1979* (the Act) applies.

On 20 December 2010, the Minister formed the opinion under clause 6 of the *State Environmental Planning Policy (Major Development) 2005* (the Major Development SEPP) that the above proposal is development of a kind that is described in Schedule 1 of the Major Development SEPP. The project is therefore subject to determination by the Minister for Planning under Part 3A of the Act.

A copy of the clause 6 opinion is attached for your records.

The Major Project Application number for this project is MP 10_0215. Please use this number in all correspondence with the Department.

Should you have any enquiries about this matter, please do not hesitate to contact the undersigned on the above contact details.

Yours sincerely

Rebecca Newman 24.1.10
**Senior Environmental Officer
Infrastructure Projects**