



FN14-15410P2
TSUB18-00450

Lend Lease
ATTN: Richard Boers
Rich.boers@lendlease.com

Dear Richard

**RE PROPOSED 138 LOT SUBDIVISION - BINGARA GORGE – FAIRWAYS NORTH (2) Stages
9A – 9C AT FAIRWAY DRIVE WILTON; LOT 31 DP 270536; TSUB18-00450**

NOTICE OF DETERMINATION

I refer to the application detailed above. Subsidence Advisory NSW has determined to grant approval under section 22 of the *Coal Mine Subsidence Compensation Act 2017*.

Approval has been granted, subject to the conditions set out in the attached determination under Schedule 2. The stamped approved plans are attached.

Once relevant documentation to meet the conditions in Schedule 2 are available, please email through to SA-Risk@finance.nsw.gov.au quoting reference **TSUB18-00450**.

Should you have any questions about the determination I can be contacted by phone on 02 4908 4300 or via email at melanie.fityus@finance.nsw.gov.au.

Yours faithfully,

Melanie Fityus
Senior Risk Engineer

15 November 2018

DETERMINATION

Issued in accordance with section 22 of the *Coal Mine Subsidence Compensation Act 2017*

As delegate for Subsidence Advisory NSW under delegation executed 15 November 2018 approval is for the development described in Schedule 1, subject to the conditions attached in Schedule 2.

Determination Date: 15 November 2018

Approval to Lapse on: 15 November 2023

The conditions of approval are imposed for the following reasons:

- a) To confirm and clarify the terms of Subsidence Advisory NSW approval.
- b) To minimise the risk of damage to surface development from mine subsidence.



Melanie Fityus
Senior Risk Engineer

15 November 2018

SCHEDULE 1

Application No: **TSUB18-00450**
Applicant: **LEND LEASE**
Site Address: **FAIRWAY DRIVE WILTON**
Lot and DP: **LOT 31 DP 270536**
Proposal: **138 LOT SUBDIVISION - BINGARA GORGE – FAIRWAYS NORTH**
(2) Stages 9A – 9C
Mine Subsidence District: **WILTON**

SCHEDULE 2
CONDITIONS OF APPROVAL

GENERAL	
Plans, standards and guidelines	
1.	<p>The development being undertaken strictly in accordance with the details set out on the application form, any information submitted with the application and the plans submitted, as amended or as modified by the conditions of this approval.</p> <p>Note: Any proposal to modify the terms or conditions of this approval, whilst still maintaining substantially the same development to that approved, will require the submission of formal advice for consideration by Subsidence Advisory NSW. If amendments to the design result in the development not remaining substantially the same as that approved by this approval, a new application must be submitted to Subsidence Advisory NSW.</p>
2.	<p>This approval expires 5 years after the date the approval was granted if subdivision works have not physically commenced.</p>
3.	<p>Subsidence Advisory NSW is to be notified of any changes to lot numbering and the registered DP number.</p>
4.	<p>Approval under section 22 of the Coal Mine Subsidence Compensation Act 2017 is also required for the erection of all improvements on the land. As a guide, improvements shall comply with Subsidence Advisory NSW nominated Surface Development Guidelines, or otherwise assessed on merit.</p>

Dispute Resolution

If you are dissatisfied with the determination of this application an appeal may be formally submitted with the Chief Executive Officer for an independent internal review. The application must be made in writing and must provide reasons why the determination should be changed.