



Planning Services

Resource Assessments

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Mr Geoff Hender
Perilya Broken Hill Limited
PO Box 5001
BROKEN HILL NSW 2880

Dear Mr Hender

**Broken Hill North Mine Recommencement Project (SSD 7538)
Notice of Determination**

The purpose of this letter is to advise you that the Broken Hill North Mine Recommencement Project was approved on 22 December 2017 by the Executive Director, Resource Assessments and Business Systems, as delegate for the Minister for Planning, under Section 89E of the *Environmental Planning and Assessment Act 1979* (EP&A Act).

The Executive Director approved the development application subject to a range of conditions. The conditions and the Secretary's assessment report can be accessed on the Department's website (<http://www.majorprojects.planning.nsw.gov.au>).

The development consent operates from 28 days from the date on which the notice of the determination is given to the objector, that being today, and lapses in five years' time, unless the development has physically commenced before that date.

As the applicant, if you are dissatisfied with the determination of the development application, you have the right to appeal the determination under Section 97 of the EP&A Act within 6 months of the date of this notice.

However, you do not have the right to request a review of the determination under Section 82A of the EP&A Act.

As less than 25 objections were received, the development application was not referred to the Planning Assessment Commission and no public hearing was conducted by the Commission. As such, merit appeal rights are available to objectors to the development application under Section 98(5) of the EP&A Act within 28 days after the date of this notice.

Additionally, the right to a judicial review of the decision, pursuant to Section 123 of the EP&A Act, is available to any person within 3 months of the date of public notification of the decision.

If you would like to discuss this matter further, please contact Elle Donnelley on the above details.

Yours sincerely

Clay Preshaw
Director
Resource and Energy Assessments