



LDO Workplace:	Chain Valley Colliery		
Venue:	Chain Valley Colliery – Conference Room		
Date:	11 / 8 / 2015	Time:	10am
Meeting Topic:	Community Consultative Committee		
Participants:	<p>Margaret MacDonald-Hill (MM) – Chair</p> <p>Ian Carr (IC) – Community</p> <p>John Oakes (JO) – Community</p> <p>Paul Maky (PM) – Community</p> <p>Peter Cripps (PC) – Community</p> <p>Tanya O’Brien (TOB) – Wyong Shire Council (WSC)</p> <p>Jenny Mewing (JM) – Wyong Shire Council (WSC)</p> <p>Chris Ellis (CE) – LakeCoal</p> <p>Ben Johnston (BJ) – LakeCoal</p> <p>Apologies: Daniel Wallace, Grant Polwarth, Bart Vanderzee, Bob Corbett</p>		

Agenda Items

No	Item	Action Whom	By When
1.	MM opened meeting at 10:01am.	Note	
2.	MM noted apologies had been received from Bart Vanderzee, Grant Polwarth and Bob Corbett.	Note	
3.	MM declared interests (unchanged), i.e. appointment as Independent Chair of the committee and a member of Mine Subsidence Board.	Note	
4.	MM asked the committee for confirmation of previous minutes (19/5/15). Moved by PM, Seconded JO. <u>Action:</u> CE to upload final minutes to website.	CE	17/8/15
5.	MM noted business arising from previous minutes, which included a Clarification of dispute resolution process under Development Consent –	Note	

	provided in correspondence 20/5/15.		
6.	<p>CE gave an update on the now terminated sale process to Lake Macquarie Coal, it was also noted that LakeCoal's Managing Director intended to address the CCC however was unable to attend due to personal reasons.</p> <p>CE advised that the sale process did not proceed as conditions precedent to the sale were unable to be met.</p> <p>All members engaged in a general discussion on state of the coal industry, renewable energy, projects, targets and government uncertainty.</p>	Note	
7.	CE detailed correspondence since the last CCC meeting (19/5/2015).	Note	
8.	TOB and JM entered the meeting.	Note	
9.	TOB noted that JM is attending the meeting to better understand concerns around the VPA as she has been tasked with progressing its finalisation.	Note	
10.	MM welcomed JM to her first meeting with the CCC	Note	
11.	CE gave an update on the Linkage Project and that LakeCoal is committed to delivering coal to Vales Point Power Station via conveyor by the end of 2016 and is looking at all options to achieve this outcome.	Note	
12.	CE provided some details on the follow up undertaken in regards to the VPA, but that there was still no further timing / progress in regards to the exhibition of the VPA. CE also provided some additional background on the CCC and Chain Valley project approvals regarding the VPA for JM's understanding.	Note	
13.	<p>TOB advised that she will be giving a briefing to the executive within WSC in an attempt to progress the VPA following stalled progress for a significant period of time.</p> <p>MM enquired about the delays in Council and if it was appropriate to identify at which level in Council the VPA was being held up at.</p> <p>TOB replied that currently the VPA is with the General Counsel for legal review.</p>	Note	
14.	<p>CE gave an update on current mining activities.</p> <p>JO enquired if Vales Point Power Station used coal from other sources than CVC.</p> <p>CE replied that his understanding was that all coal requirements for Vales Point were currently being met by LakeCoal and Centennial (from Mandalong Colliery) which feeds coal to the power station via a conveyor drift adjacent to the coal unloading facility.</p>	Note	
15.	CE continued with explaining monitoring results to the CCC, noting a high total suspended solids result during May as a result of sediment dam cleaning activities.	Note	
16.	CE gave an update on a number of water management improvements made since the last CCC meeting.	Note	
17.	CE gave an update on air quality monitoring and explained that the high PM ₁₀ reading on 6 th May 2015 coincided with the Mallee dust storm that affected air quality across much of NSW and was therefore not reported to relevant authorities.	Note	
18.	CE gave an update on the current Modification to CVC Development Consent, noting that public exhibition occurred from 15/7/15 until 6/8/15 (as previously advised) and noted the number of public submissions received	Note	

	along with government and agency submissions. It was also noted that a number of responses are still yet to be received and once received the review and response process would commence.		
19.	CE gave a summary of the single complaint/enquiry received since the last CCC meeting. The complaint/enquiry related to a truck returning to site after 5:30pm. CE confirmed 5:30pm restriction relates to trucks being dispatched from site to public roads, as opposed to returning to site.	Note	
20.	<p>CE gave details of his resignation to enable the achievement of some personal goals and advised that of his successor, Wade Covey who will join LakeCoal in the first week of September.</p> <p>All committee members provided positive feedback on CE's role and involvement with the CCC and wished CE all the best. PM moved a vote of appreciation for CE, which carried with unanimous support.</p> <p>The absence of Peter Campbell was also noted at this time by CE, and CE explained that due to health complications Peter Campbell had taken 12 months long service leave.</p> <p>MM asked if CE or BJ still had current contact details for Peter Campbell, which was confirmed, and the committee resolved to pass on the best wishes for a speedy recovery to Peter on behalf of the CCC.</p> <p>Action: CE to contact Peter Campbell and pass on CCCs best wishes.</p>	CE	13/08/15
21.	<p>MM enquired if there were any items of general business.</p> <p>TOB offered her apologies in relation to the time the VPA is taking to be finalised.</p> <p>PM, JO raised concerns around the current draft VPA, identifying some key points of concern, including;</p> <ul style="list-style-type: none"> • independence of the Chair; • selection criteria for community applicants to the advisory panel or ambiguity thereof; • appointment process to the advisory panel; • how binding the recommendations made by the advisory panel would be to Council, i.e. that Council may be able to decide not to proceed with projects recommended by the advisory panel. <p>The committee discussed the above points in some detail with only some of the key points captured below.</p> <p>JM noted concerns, to be considered in progressing the VPA and associated documents.</p> <p>CE explained that management and administration costs should be kept as low as possible, and that an independent chairperson might not be most suitable in this instance.</p> <p>TOB, JM explained that selection criteria had been drafted and were quite broad, however did reference that community members would need to be from the local communities as defined within the relevant Development Consent condition relating to the contributions.</p> <p>CE and TOB were confident that previous exposure to community roles or committees would certainly be highly regarded during the selection process.</p> <p>TOB identified that the application for community advisory panel members would occur concurrently with exhibition of the VPA and related documents.</p> <p><u>Action:</u> TOB or JM to provide advice to the CCC once the dates for exhibition/advertisement for the VPA, associated documents and panel members was confirmed, or at commencement of exhibition/advertisement</p>	TOB or JM	Once exhibition or advertisement dates are confirmed
22.	PM raised concern over potential use of funds to undertake existing Council obligations in the region, as opposed to community enhancement projects.	Note	

	CE and TOB noted that the draft documents were specific to ensuring the funds were only used for the intents covered by the Development Consent conditions. MM also reassured the committee that occurrences of misuse for funds with specific purposes were few and far between in her experience.		
23.	<p>PM enquired as to how Council was advertising for the positions of the committee.</p> <p>TOB replied that this would likely be via newspaper advert, possibly the Newcastle Herald.</p> <p>MM asked if the CCC could be advised in advance, once approved and publication dates were known.</p> <p>TOB would endeavour to do so.</p>	<p>Note</p> <p>TOB</p>	Once known
24.	Next meeting scheduled for 11am, 10/11/2015 at the Chain Valley Colliery conference room.	Note	
25.	MM declared the meeting closed at 11:20am.	Note	