



# Wilpinjong Coal Mine Community Consultative Committee



## Extra-ordinary Meeting Minutes

### WILPINJONG SOCIAL IMPACT MANAGEMENT PLAN CONSULTATION

#### 1. PRESENT

<b>Chairperson:</b>	Lisa Andrews (LA)	<b>Time:</b>	10:10 am – 23 April 2018
<b>Venue:</b>	Wollar Store	<b>Minute Taker:</b>	Kellie Smith (KS)
<b>Committee Members:</b>	Kieren Bennetts (KB), Brian McDermott (BM), Lisa Menke (LM), Ian Flood (IF) Bev Smiles (BV), Gail Ratcliffe (GR), Bruce Hughes (BH), Colin Faulkner (CF).		
<b>Invited Guests:</b>	Alison Smiles-Schmidt (ASS), Denise Williams (DW), Aleshia Lonsdale (AL), Bob Clarke (BC), Theresa Audretsch (TA), Simone Miller (SM), Susan Schneider (SS), Tane Schmidt (TS).		
<b>Observers:</b>	Kellie Schneider and Megan Cannon – Peabody Communications team		

#### 2. APOLOGIES/ABSENT

<b>Apologies:</b>	Blair Jackson (BJ), Cr Des Kennedy (DK), Kim Peach (KP), Scott Lillis (SL), Guy Luck (GL), Mick Fetch (MF) – noting that Guy and Mick were invited Guests.
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#### 3. DECLARATIONS OF INTEREST

Lisa Andrews – Independent Chair approved by Director General of Department of Planning and Environment (DP&E), paid by Peabody Energy

Kieren Bennetts – Environment & Community Manager, Wilpinjong Coal

Ian Flood – Manager Project Development and Approvals, Wilpinjong Coal

Col Faulkner – Community Member (Resident)

Brian McDermott – Community Member (Lessee of Peabody Pastoral land and Former Resident)

Lisa Menke – National Parks & Wildlife

Bev Smiles – Community Member (Resident)

Bruce Hughes – Community Member (Resident)

Gail Ratcliffe – Native Title Liaison Officer

Alison Smiles-Schmidt – Wollar Resident

Denise Williams – Wollar Progress Association

Aleisha Lonsdale – Mudgee Local Aboriginal Land Council

Theresa Audretsch – Wollar Progress Association

Simone Miller – Wollar Resident (Lessee of Peabody Pastoral housing through Minnamurra)

Susan Schneider – Wollar Progress Association

Tane Schmidt – Wollar Progress Association

Bob Clarke – Wollar Progress Association

#### 4. CONFIRMATION OF PREVIOUS MINUTES

Nil

#### 5. CORRESPONDENCE IN AND OUT

- 9/4/18 – Meeting notice and agenda emailed to members for this extra-ordinary meeting
- 16/4/18 - Distribution of draft Social Impact Management Plan (SIMP) for review
- 17/4/18 – Invitation to WPA members to attend this briefing

LA moved that the correspondence be received. Seconded by BM.

#### 6. SUMMARY / OVERVIEW OF THE DRAFT SOCIAL IMPACT MANAGEMENT PLAN

IF provided a summary and overview of the draft Social Impact Management Plan (SIMP) for Wilpinjong Coal Mine (WCM) and explained that the CCC and WPA have a 4 week review period from Monday 16 April to COB Monday 14 May, 2018.

#### 7. COMMENTS ON THE DRAFT SOCIAL IMPACT MANAGEMENT PLAN

Discussions whilst reviewing the draft SIMP are recorded below.

##### Clause 2.3 – Statutory Requirements - Voluntary Planning Agreement (VPA)

- BS queried whether the 2 sections of the Ulan-Wollar Road realignment were a requirement of the VPA or whether it was separate due to there being a requirement for WCM to provide \$50,000 worth of gravel to the Mid-Western Regional Council (MWRC). IF advised that the costs of the 2 sections of road being re-aligned and sealed were separate to any requirement of the VPA and that WCM will pay for the design and construction, however, MWRC will undertake the construction. This is an additional cost to WCM outside of the VPA.

##### Clause 3.1 .2 – Social Impacts, Opportunities and Significance – Regional Level

- BS sought confirmation that the Wilpinjong Extension Project (WEP) construction phase will be shorter than originally estimated under the Social Impact Assessment (SIA) and queried whether that meant a reduced number of people employed also.
- IF confirmed that the 3 main projects (powerline relocation, road realignment and Pit 8 infrastructure to service Slate Gully) had all been refined as part of ongoing detailed design process, however, the number of people required to perform those tasks remained reasonably the same.

##### Clause 3.2.3 – Social Impacts, Opportunities and Significance – Mine Closure and Decommissioning – Village of Wollar

- BS requested that the following be considered:
  - WCM have approximately 60 workers living in Wollar, but only ever 30-40 at one time which shows ‘drive in drive out’. Suggests defining ‘drive in drive out’ more.
  - When referring to “Wollar Community” does that include WCM workers or only private residents. Needs clarity.

##### Clause 4.1.1 – Social Impact Management Measures – Wollar Village – Mitigation upon request

- BS believes this clause is irrelevant as it is a condition of the consent already and that acquisition rights is actually a negative impact.
- LA noted there are conditions of consent to manage acquisitions. IF noted that acquisition rights being considered a “negative impact” is a matter of perspective.
- SM disputed the use of the word “request” in this clause and believed that it should be clearly defined. IF noted it is used in the same context as in the Development Consent as granted by the Department of Planning and Environment and cannot be changed.

##### Clause 4.1.2 – Social Impact Management Measures – Wollar Village – Property Inspections and Dilapidation Surveys

- BS requested a demolition plan that will include the number of houses to be demolished and their locations. BH queried whether any of the houses in Araluen Road would be included or is it just in the immediate village. IF confirmed that demolition is planned for all houses owned by Peabody requiring demolition – if they are currently vacant.
- SM suggested the plan should also include heritage listing status of properties. IF confirmed this was already covered by the approved Historic Heritage Management Plan.

##### Clause 4.1.3 – Social Impact Management Measures – Wollar Village – Maintain amenity and character

- BS believes that the commitments referred to under this section regarding the VPA are irrelevant.

- SM queried whether the money paid under the VPA to the MWRC is monitored by WCM to ensure correction allocation. IF advised that once the payment has been made, WCM have no input on how MWRC spend the money. SM suggested the clause be amended to say that the MWRC is accountable for using the money paid by WCM under the VPA towards maintenance and amenity of Wollar. IF reiterated that WCPL cannot be held accountable for such in the SIMP document.
- LA advised that the VPA document is a registered document that should be available on the MWRC website. LA advised that she would email the link.

#### Clause 4.1.4 – Social Impact Management Measures – Wollar Village - Local Service Retention

- BS queried where WCM was up to in fulfilling the commitments of the VPA regarding the toilets at the Wollar General Store. IF advised that the light and signage had been finalised.
- SM raised concerns around security and suggested installing a camera system. She also advised she was currently working on a business plan for the Wollar General Store to make it more viable and extend the trading hours.
- IF confirmed he is working with the lessee of the Wollar General Store regarding the lighting and security and is happy to consider the security camera option.
- BS reiterated that the WPA wanted a new toilet block built in the park but they did not get that and have concerns about the toilet facilities when Peabody is no longer in the area.
- BM queried who is responsible for the maintenance and cleaning of the toilets. IF advised that WCM is responsible and that access beyond closure can be dealt with when relevant.

#### Clause 4.1.6 – Social Impact Management Measures – Village of Wollar Summary – Table 9

- BS queried what it meant regarding liaising with the Department of Education and queried whether the Department of Education had given an indication on the future of the school. IF confirmed that prior to the Wilpinjong Extension Project being approved, he and BJ had discussions with the Department of Education in Dubbo who could not provide any information, however, said that any decision to close the school had nothing to do with numbers and they appreciated the update regarding the WEP plans.

#### Clause 4.2.1 Local employment and workforce development

- BS queried whether the last paragraph referred to anything that is above and beyond the current conditions and noted that if it did not, then in her opinion the paragraph is irrelevant.

#### Clause 4.3 – Community and Stakeholder Engagement – Table 11 – NSW RFS

- SM queried whether the 10 members was a fact. IF confirmed there are more than 10 WCM employees involved in the RFS. ASS noted that was the Cooks Gap brigade and others, not actually in the Wollar Village and suggested the clause be reworded because cannot definitely say 10.
- BH queried if WCM could pay employees to be involved. IF noted that the NSW RFS is a volunteer organisation and you cannot force people to be volunteers. Participation is strongly encouraged by WCM.
- SM queried WCM taking care of Peabody land first in the case of a fire.
- BS noted that the RFS provides more than fire-fighting services to the community, they provide emergency services such as dealing with car accidents, etc and the lack of volunteers in Wollar makes the community feel unsafe.

#### Clause 4.3 – Community and Stakeholder Engagement – Table 11 – Health

- BH queried if WCM could support health services through sponsorship. IF advised that discussions will be taking place with the stakeholders to understand how WCM can provide support.
- SM believed this should be a priority in Wollar because the limited mobile phone service and distance of an ambulance to travel.

#### Clause 4.4.1 – Social Impact Management Measures – Community Investment Partnership – Access to community investment

- BS queried whether increasing community awareness and accessibility to the community investment program was a new process through the Community Consultative Committee (CCC) meetings and requested that a workshop be held with the CCC to be involved. KB and IF both confirmed this suggestion would be taken on board, however is unlikely, to be resolved by the next meeting in June.

#### Clause 4.4.4 – Social Impact Management Measures – Table 12 – Community Investment and Partnership Actions

- AL queried whether Wollar village was given priority over Mudgee when considering sponsorship or donation requests due to being an impacted area. IF confirmed that Wollar is a priority area depending on the request.
- SM noted that it was not clear from this document who to approach to make complaints or seek donations. IF confirmed that the complaints information is on the website, however, would take on board the donations contact details not being there.

#### Clause 4.5 – Social Impact Management Measures – Mine Closure and Decommissioning

- BH queried how it was possible to assess mine closure when Peabody were potentially about to commence more exploration. IF confirmed this SIMP only refers to current approvals and does not consider any future exploration but includes commitments regarding the development of a mine closure management plan.

#### Clause 4.5 – Social Impact Management Measures – Mine Closure and Decommissioning – Table 12 – Mine Closure Planning Actions

- BS queried which community ‘Community Functionality’ referred to. IF confirmed that the ‘community’ was the local and regional community as per the guidelines.

#### Clause 5 – Monitoring – Table 14 – SIMP Management and Monitoring Measures Summary

- BS commented that there is no clear commitment to maintain buildings and that a building management plan is required.
- BS believes that the performance measures are loose around the ‘Surroundings – residential amenity Community – sense of place’ and nothing really to report against. She noted that whilst there is a commitment to maintain buildings not being demolished she believes that something like a building management plan needs to be created that also provides an option to buy back at the conclusion of mining.
- BS queried if the Peabody owned properties were managed by a real estate like most rentals. IF confirmed that not all are standard leasing arrangements due to some being agricultural leases, however, the rest are managed by First National Real Estate in Mudgee and all normal rules are complied with.
- BS queried whether weeds and feral animal management requirements were included in the agricultural leases. IF confirmed that they were.
- BS queried whether the 2 x former church buildings were included in the property management plan. IF confirmed that the Catholic Church maintained rights of removal under the sale agreement.

## **8. GENERAL BUSINESS**

#### Relationship between Peabody and the Wollar School House

- BS queried if there was a relationship between the mine and the Wollar School house. IF advised that Peabody had previously held a lease over the property due to employee demand to rent properties in Wollar, and limited house availability. KS confirmed that their lease ended in October on the request of the Department of Education. IF understands that the school house remains vacant.

#### Rural Fire Service (RFS) presence in Wollar

- ASS noted that the lack of RFS members in Wollar was an important and unresolved issue. LA suggested that ASS provide a submission to Peabody regarding her thoughts.

#### Social Impact Management Plan (SIMP) consultation process

- BC queried the next steps in the consultative process for the draft SIMP. LA advised that the document will become a formal document that WCM will be required to report against.

#### Structure and format of the SIMP

- BS noted that she believed there was too much information in the document that is already required under the consent conditions. She believes that it is irrelevant to the operation of the SIMP and that information should be in the appendices, with only ‘new’ information in the body of the document. LA noted that all the information is important to create the structure of the document. IF confirmed he would pass the comments of BS onto the Elliot Whiteing – the consultants approved to create the document, for their consideration.

#### Social interaction between private and rental Wollar residents

- CF queried how this would operate. IF confirmed that the intention is for WCM to hold a community social event i.e. tennis or cricket day with a BBQ etc participation would determine continuation.

#### Painting of new powerline towers

- DW queried if the new powerlines would be painted green like the old ones. BS said the information available from the powerline company was that WCM would need to pay for it as WCM triggered the relocation. IF explained Transgrid had been engaged to perform the work, and that he would again take the request to Transgrid. On the last discussion Transgrid indicated that they have no requirement to paint the towers and they have similar towers constructed all over the state.

#### Determination of the buffer zone around the mining operation

- BH queried who made the decision of the 3 kilometre buffer zone around the mine in respect to acquisition or compensation rights for landholders. He advised that himself, DW, TS, and ASS and BS are outside of that boundary and therefore not eligible for acquisition or compensation. He stated that he often gets woken up at night and does not know what is waking him. IF advised that the distance of the buffer zone boundary around the mining operations is a condition applied to the project approval by the Government and that mitigation and acquisition rights are separately determined by impact level.

<b>Meeting Closed:</b>		12:25 pm
<b>Next CCC Meetings:</b>		<ul style="list-style-type: none"> <li>Monday, 4 June 2018 – 2:00 pm at Wollar Store</li> <li>Monday, 10 September 2018 – 2:00 pm at Wilpinjong and include site visit</li> <li>Monday, 10 December 2018 – 3:00 pm (Mudgee / Christmas dinner) with venue to be advised</li> </ul>

## ACTION LIST

Number	Action	Whom	By When
1.	Send link to the VPA to the WPA and CCC.	LA	Next meeting
2.	Pass on the comments of BS regarding the structure of the report to the consultants for their consideration.	IF	ASAP
3.	Discuss with Transgrid the community's request to have the powerline towers painted green and advise response.	IF	Next meeting