



**PEABODY ENERGY
POLLUTION INCIDENT RESPONSE MANAGEMENT PLAN**

WI-ENV-MNP-0036

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General Description of Changes from Previous Version					
Document No.	Version	Date	Prepared/ Reviewed By	Distribution	Description of Change
WI-ENV-MNP-0036	9	31 October 2019	WCPL	SAWOL MS, Peabody website	Update of EPA contact details and inclusion of document tracking table.
WI-ENV-MNP-0036	10	15 July 2020	WCPL	SAWOL MS, Peabody website	Update of management plan in alignment with adjusted EPA guidelines. Pollution incident stakeholder details updated.
WI-ENV-MNP-0036	11	31 October 2021	WCPL	SAWOL MS, Peabody website	Update of NSW Health contact details, removal of SafeWork as a relevant authority, inclusion of the Resource Regulator as a relevant authority.
WI-ENV-MNP-0036	12	15 March 2023	WCPL	S&SMS, Peabody website	Update to include Dams Safety NSW for tailings related incidents & administrative updates

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INTRODUCTION

The Wilpinjong Coal Mine (“the Mine”) is owned and operated by Wilpinjong Coal Pty Limited (WCPL), a wholly owned subsidiary of Peabody Energy Australia Pty Ltd (PEA).

The Mine is an existing open cut coal mining operation situated approximately 40 kilometres (km) north-east of Mudgee, near the Village of Wollar, within the Mid-Western Regional Local Government Area, in central New South Wales (NSW) (**Figure 1**). The mine produces thermal coal products which are transported by rail to domestic customers for use in electricity generation and to port for export. Open cut mining operations are undertaken 24 hours per day, seven days per week.

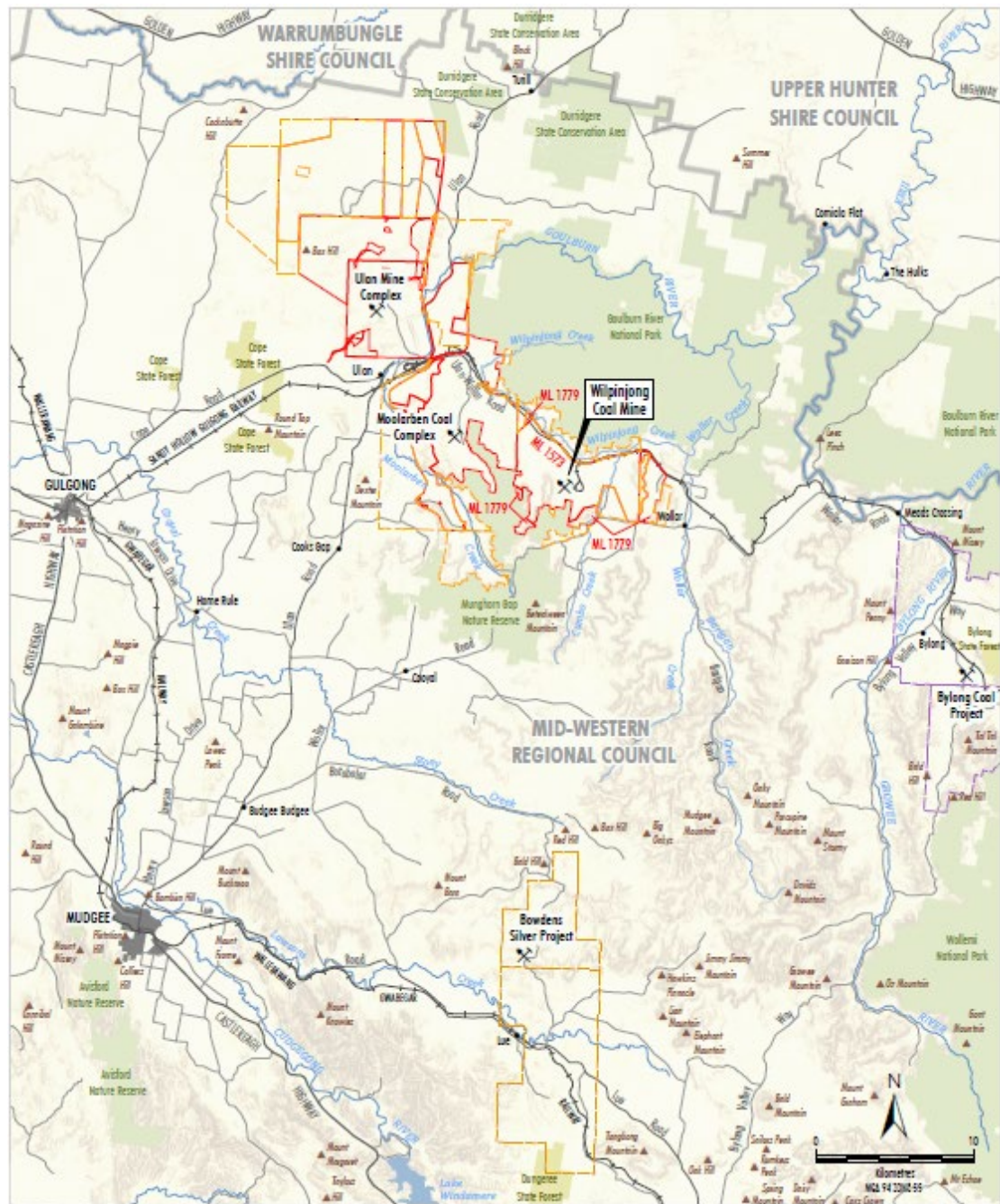
PEA and its subsidiaries, WCPL and Peabody Pastoral Holdings Pty Ltd is a major landholder owning adjacent rural properties and land to the east and south-east of the mine. Land to the west of the mine is owned by adjacent mining companies, whilst the National Parks and Wildlife Service estate own significant land to the north and south-west of the Mine.

Private properties are located predominantly in and around the Wollar Village approximately 1.5 km to the east of the Mine, along Mogo Road to the north of the mine.

The Mine originally operated under Project Approval (PA 05-0021) that was granted by the Minister for Planning under Part 3A of the NSW *Environmental Planning and Assessment Act 1979* (EP&A Act) on 1 February 2006.

On 24 April 2017, WCPL was granted Development Consent (SSD-6764) for the Wilpinjong Extension Project (WEP) that provides for the continued operation of the Mine at rates of up to 16 million tonnes per annum (Mtpa) of run-of-mine (ROM) out to 2033, and access to approximately 800 hectares (ha) of open cut extensions. Development Consent (SSD-6764) has superseded the Project Approval (Project Approval 05-0021).¹

¹ PA05-0021 was surrendered on the 28 April 2020 as required by Condition 9, Schedule 2 of SSD-6764.



- LEGEND**
- Mining Lease Boundary
 - Exploration Licence Boundary
 - Authorisation Boundary
 - Local Government Boundary
 - NSW State Forest
 - National Park, Nature Reserve or State Conservation Area
 - ✕ Coal Mining Operation

Source: MCPL (2019); Office of Environment & Heritage NSW (2019); NSW Land & Property Information (2017); NSW Dept of Industry (2019); Geoscience Australia (2011)

Peabody
WILPINJONG COAL MINE
 Regional Location

Figure 1: Locality Plan

1.1 Definitions

Word or Acronym	Definition
Development Consent	means Development Consent (SSD-6764) granted by the Minister for Planning under Section 89E of the Environmental Planning and Assessment Act 1979 (EP&A Act) on 24 April 2017. Development Consent (SSD-6764) has superseded Project Approval PA 05-0021.
EL	means exploration licences 6169, 7091 and 9399 granted by the Minister for Resources and Energy under the Mining Act 1992 on 22 December 2003, 3 March 2008 and 3 May 2022 respectively. EL 6169 was renewed on 14 October 2013 and EL 7091 was renewed on 12 March 2013.
EPA	means the NSW Environment Protection Authority.
EPL	means Environment Protection Licence 12425 granted by the EPA under the Protection of the Environment Operations Act 1997 (POEO Act).
Management Plan	means this Pollution Incident Response Management Plan (or PIRMP) prepared by WCPL and as amended from time to time.
Material Harm to the Environment	<p>is defined in s147 of the POEO Act i.e. "Harm to the environment is material if:</p> <p>It involves actual or potential harm to the health or safety of human beings or to ecosystems that is not trivial, or</p> <p>It results in actual or potential loss or property damage of an amount, or amounts in aggregate, exceeding \$10,000 (or such other amount as is prescribed by the regulations)" (loss includes the reasonable costs and expenses that would be incurred in taking all reasonable and practicable measures to prevent, mitigate or make good harm to the environment.)</p> <p>For the purposes of this Part, it does not matter that harm to the environment is caused only in the premises where the pollution incident occurs".</p>
MIA	means Mine Infrastructure Area
POEO(G) Regulation	means the Protection of the Environment Operations (General) Regulation 2009
Pollution	as defined by the POEO Act, means water pollution or air pollution or noise pollution or land pollution.
Pollution Incident	as defined by the POEO Act, means an incident or set of circumstances during or as a consequence of which there is or is likely to be a leak, spill or other escape or deposit of a substance, as a result of which pollution has occurred, is occurring or is likely to occur. It includes an incident or set of circumstances in which a substance has been placed or disposed of on premises, but it does not include an incident or set of circumstances involving only the emission of any noise.
Project Approval	means Project Approval (05-0021) granted by the Minister for Planning under Part 3A of the Environmental Planning and Assessment Act 1979 (EP&A Act) on 1 February 2006 (as amended). Development Consent (SSD-6764) has superseded Project Approval PA 05-0021.

Word or Acronym	Definition
RO Plant	means the reverse osmosis water treatment plant.
WCPL	means Wilpinjong Coal Pty Limited.

1.2 Purpose

The purpose of this Pollution Incident Response Management Plan (PIRMP or Management Plan) is to ensure that operational activities at WCPL that have the potential to cause harm or pose a threat to the environment are clearly identified and that adequate response processes are identified and implemented in the event of an incident.

1.3 Scope

This Management Plan has been prepared to assist in the management of all pollution incidents that occur in the course of WCPL's activities that have the potential to cause or threaten material harm to the environment (within the meaning of section 147 of the POEO Act).

This Management Plan has been developed to meet WCPL's obligations under Part 5.7A of the Protection of the Environment Operations Act 1997 (POEO Act) and Chapter 7, Part 3A of the Protection of the Environment Operations (General) Regulation 2009 (POEO(G) Regulation).

This Management Plan applies to the WCPL Mine site and buffer lands, as shown in **Figure 2**.

1.4 Objectives

The objectives of this Management Plan are to:

- Ensure comprehensive and timely communication about a pollution incident to staff at the Mine, the Environment Protection Authority (EPA), other relevant authorities (such as Mid-Western Regional Council (MWRC), NSW Ministry of Health, Dam Safety NSW and Fire and Rescue NSW) and people outside the Mine who may be affected by the impacts of the pollution incident;
- Minimise and control the risk of a pollution incident at the Mine by requiring identification of risks and the development of planned actions to minimise and manage those risks; and
- Ensure that the plan is properly implemented by trained staff, identifying persons responsible for implementing it, and ensuring that the plan is regularly tested for accuracy, currency and suitability.

1.5 Communication

This Management Plan has been communicated to relevant stakeholders, including:

- NSW Environment Protection Authority (EPA);
- NSW Department of Planning and Environment (DPIE);
- WCPL Community Consultative Committee (CCC); and
- Mid-Western Regional Council (MWRC)

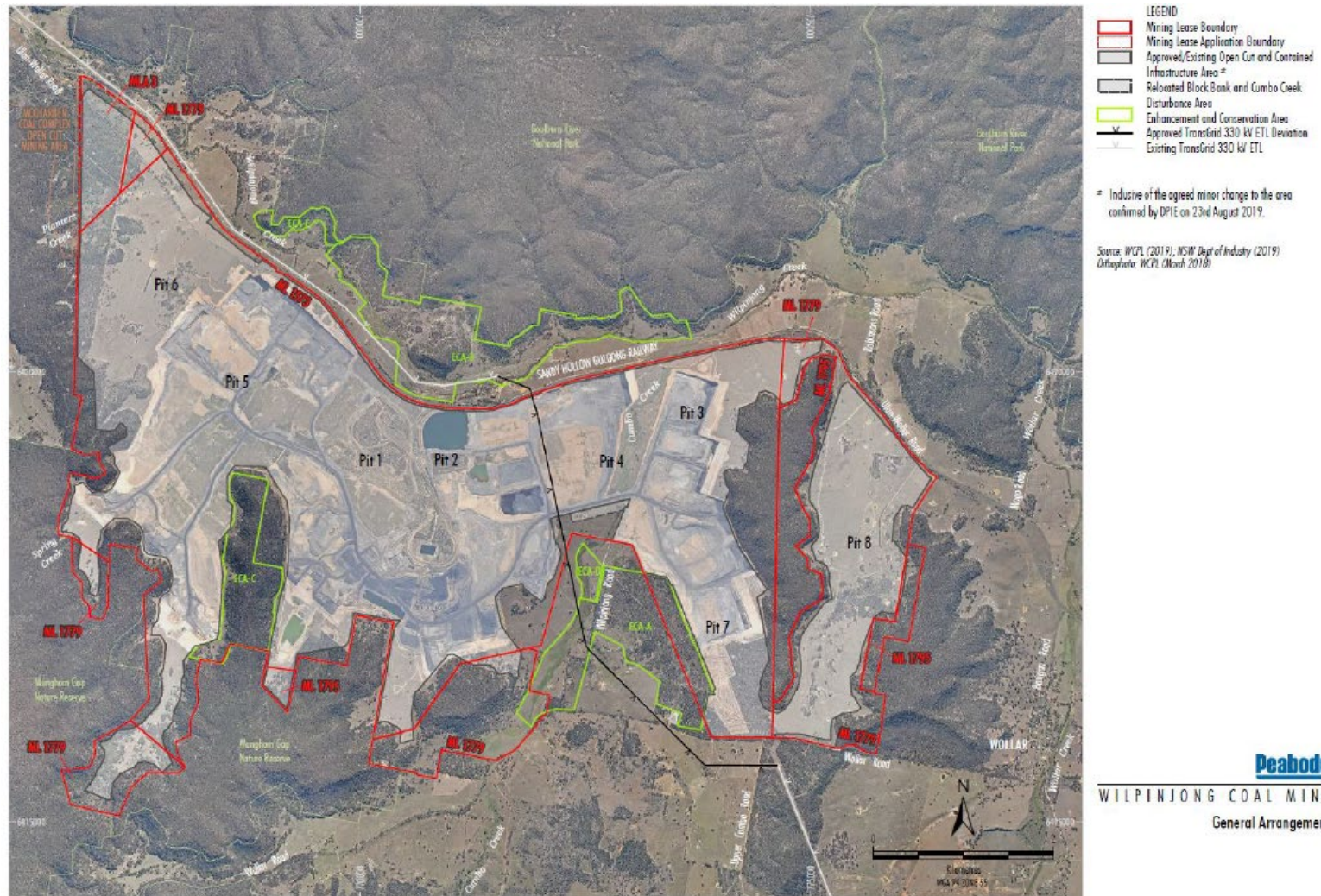


Figure 2: Map of Wilpinjong Coal Mine

2 STATUTORY REQUIREMENTS

Part 5.7A of the POEO Act and Chapter 7, Part 3A of the POEO(G) Regulation set out the requirements for the preparation of a PIRMP (**Appendix 1**). In summary the provision requires the following:

- All holders of environment protection licences (EPLs) must prepare a PIRMP (section 153A, POEO Act);
- The PIRMP must include the information detailed in the POEO Act (section 153C) and be in the form required by the POEO(G) Regulation (clause 98B);
- Licensees must keep the PIRMP at the premises to which the EPL relates (section 153D, POEO Act);
- Licensees must test the plan in accordance with the POEO(G) Regulation (clause 98E); and
- If a pollution incident occurs in the course of an activity so that material harm to the environment is caused or threatened, licensees must immediately implement the PIRMP (section 153F, POEO Act).

2.1 Protection of the Environment Operations Act 1997

The EPA issued EPL 12425 on 8 February 2006 under the POEO Act. EPL 12425 covers the following scheduled activities; coal works and mining for coal. The EPL requires WCPL to report incidents causing or threatening material environmental harm to the environment, as set out in Part 5.7A of the POEO Act (**Appendix 1**).

2.2 Protection of the Environment Operations (General) Regulation 2009

The POEO(G) Regulation contains a range of provisions including those relating to EPLs, the definition of water pollution, issuing of penalty notices and notifications for pollution incidents. Provisions specifically relating to PIRMPs are covered under Section 98 of the POEO(G) Regulation (**Appendix 1**).

3 RELATIONSHIP TO OTHER MANAGEMENT PLANS

3.1 Environmental Management System

This PIRMP forms part of WCPL's Environmental Management System (EMS), in which the following Management Plans have been prepared to manage environmental aspects and impacts of WCPL's operations:

- Environmental Management Strategy;
- Rehabilitation Management Strategy;
- Rehabilitation Management Plan;
- Aboriginal Cultural Heritage Management Plan;
- Air Quality Management Plan (incorporating a Spontaneous Combustion Management Plan)
- Noise Management Plan;
- Blast Management Plan;
- Social Impact Management Plan;
- Biodiversity Management Plan;
- Site Water Management Plan, including:
 - Site Water Balance;
 - Surface Water Management Plan; and
 - Groundwater Management Plan.

Apart from Cumbo Creek Relocation Plan, copies of the above plans are available on WCPL's website (<https://www.peabodyenergy.com/Operations/Australia-Mining/New-South-Wales-Mining/Wilpinjong-Mine/Approvals,-Plans-Reports>).

3.2 Emergency Procedures Manual

WCPL has developed an Emergency Procedures Manual (WI-SAH-PRO-0007), which contains procedures for dealing with a range of health and safety emergency scenarios, including fire, flooding and hazardous substances and chemical spills. The actions for hazardous substances and chemical spills are detailed in Procedure 13, and include:

- Raising the alarm (notification);
- Identifying the substance and consulting the Safety Data Sheet (SDS) for advice;
- Rendering medical assistance, where required;
- Evacuating the immediate area and limiting further access by site personnel (not involved in emergency response);
- Controlling/containing the spill (if safe to do so);
- If possible, isolating the spill e.g. constructing earth bund etc.;
- Formulating and implementing an action plan to clean up the spill; and
- Investigating the cause of the incident.

4 RELATIONSHIP TO OTHER MANAGEMENT PLANS GENERAL HAZARDS TO HUMAN HEALTH OR THE ENVIRONMENT

The following potential hazards to human health and the environment are generally associated with an open cut coal mining operation (relevant to the PIRMP):

- Pollution of waters as a result of failure of water management structures;
- Pollution of air arising from the carrying out of mining activities such as blasting (fumes), or rehandle of spontaneous combustion affected material;
- Pollution of land and/ or site water as a result of uncontrolled runoff from disturbed areas, spills and leaks of chemicals (including diesel) as a result of a failure of diversion or containment structures;
- Pollution of land and/or waters from waste materials as a result of a failure to adequately capture and dispose of waste; and
- Radiation exposure.

4.1 Risk Assessment

The Risk Assessment in **Appendix 2** evaluates the likelihood of an environmental hazard occurring and the severity (or likely harm) it may cause.

In preparing the Risk Assessment, the following steps were undertaken.

1. Environmental hazards were identified for the Mine site;
2. Each hazard was evaluated, using the Peabody Risk Assessment Matrix (**Appendix 2**);
3. For each hazard the current or required controls were identified; and
4. The environmental hazards were then re-evaluated using the Risk Assessment Matrix to determine if acceptable controls were in place.

The Risk Assessment for this PIRMP was reviewed in November 2020, as part of the PIRMP review. The major hazards identified in the Risk Assessment were:

1. Chemical storage and onsite transfer (uncontrolled release);
2. Hydrocarbon storage and onsite transfer (uncontrolled release);
3. Mine water and tailings storage and onsite transfer (uncontrolled release);
4. Hazardous waste storage (uncontrolled release);
5. Hazardous waste and hydrocarbon transport (uncontrolled release);
6. Use of radiation devices (uncontrolled release of gas);
7. Disturbed areas (uncontrolled surface water runoff); and
8. Overburden removal using explosives (excessive blast fume).

4.2 Pre-emptive Actions to Minimise or Prevent Any Risk of Harm

In addition to identifying environmental hazards the Risk Assessment also describes pre-emptive actions ('controls') that have been identified to reduce the likelihood of a particular environmental hazard occurring. In addition to the pre-emptive actions specified in the Risk Assessment, WCPL also implements the following general pre-emptive actions to reduce the risk of harm occurring as a result of a Pollution Incident:

1. All WCPL personnel (employees and contractors) receive training as outlined in Section 6;
2. All WCPL personnel (employees and contractors) are trained in the appropriate use of safety equipment and devices to minimise possible incidents;
3. Risk assessments are completed prior to all work to identify and mitigate all health, safety and environmental hazards;
4. Regular monitoring of noise, dust, air quality and water is undertaken in accordance with the Mine's EPL and environmental management plans;
5. Regular checks and maintenance of equipment is carried out by site personnel;
6. All new equipment is inspected thoroughly prior to its use on site to ensure that it meets safety and environmental standards;
7. Regular site meetings are held to ensure site personnel are aware of all activities currently underway on the Mine;
8. Environmental management at the Mine site is internally audited on a regular basis;
9. All incidents are investigated, and corrective actions are developed and implemented to prevent a reoccurrence;
10. Incidents are communicated to ensure personnel are aware of the hazards and take appropriate steps to prevent a reoccurrence; and
11. All management plans that apply to the site are periodically reviewed.

4.3 Safety Equipment/Devices Used to Minimise Risk and Contain/Control Incident

All activities occurring at the Mine site will be carried out in a competent and responsible manner. This includes the processing, handling, movement and storage of material and substances used to carry out the activity and the treatment, storage, processing, reprocessing, transport and disposal of waste generated by the activity. All plant and equipment installed at the Mine site or used in connection with the activity must be maintained in a proper and efficient condition and operated in a proper and efficient manner.

4.4 Inventory of Potential Pollutants

Almost any substance has the potential to become a pollutant if it is of a sufficient quantity and is able to pollute the environment. WCPL has employed a risk-based approach in the development of the PIRMP to ensure that particular emphasis is given to substances that have the potential to cause material harm. On this basis the major chemicals stored at the Mine site are listed in **Appendix 3**.

Figure 3 shows the main storage locations for chemicals/substances listed in **Appendix 3** as well as the direction of surface water flow, water collection areas, and the location of spill response equipment. All chemicals (including fuels) are stored in accordance with statutory requirements and relevant Australian Standards. Water run-off from disturbed and/or operational areas is contained on site. All captured water is treated at the Reverse Osmosis (RO) Plant before being discharged from an EPL licenced discharge point into Wilpinjong Creek.



Figure 3: Map of Surface Water Flow, Chemical (including Fuel) Storage Areas and On-Site Spill Kits

5 IMPLEMENTATION OF THIS PIRMP

5.1 Pollution Incident Response Key Contacts

The contact details of the key individuals who are responsible for activating this plan - including notifying authorities and managing the response to a Pollution Incident - are provided in **Table 1**.

Table 1: Key WCPL Contacts

Person	Role	Daytime phone number	Mobile phone number	Availability
Kieren Bennetts	Environment and Community Manager	(02) 6370 2520	0488 103 807	24hrs/day, 7days/week
Clark Potter	Senior Environmental Advisor	(02) 6370 2527	0458 076 206	24hrs/day, 7days/week
Jacques du Toit	General Manager	(02) 6370 2436	0427 028 273	24hrs/day, 7days/week

For the avoidance of doubt, the above individuals are listed in the order to be contacted and only one person needs to be contacted for any one Pollution Incident.

5.2 Pollution Incident Response Process

If a Pollution Incident occurs in the course of an activity at the Mine so that material harm to the environment is caused or threatened (i.e. likely to be caused), WCPL must immediately implement this PIRMP (refer to Section 1.1 as to the meaning of Pollution Incident).

All Pollution Incidents are to be immediately notified in accordance with the Pollution Incident Response Process shown in **Figure 4: Pollution Incident Response Process** and described in Sections 5.3 to 5.6. This section does not extend to a Pollution Incident involving only the emission of an odour (Section 147(7) of POEO Act).

Following a pollution incident, an investigation is to be initiated in accordance with the Incident Investigation and Reporting Management Plan (WI-SAH-MNP-0019). Refer to Section 5.5

Note: If you are unsure as to whether material harm to the environment has been caused or threatened, you should immediately notify the incident in accordance with Pollution Incident Response Process in **Figure 4**.

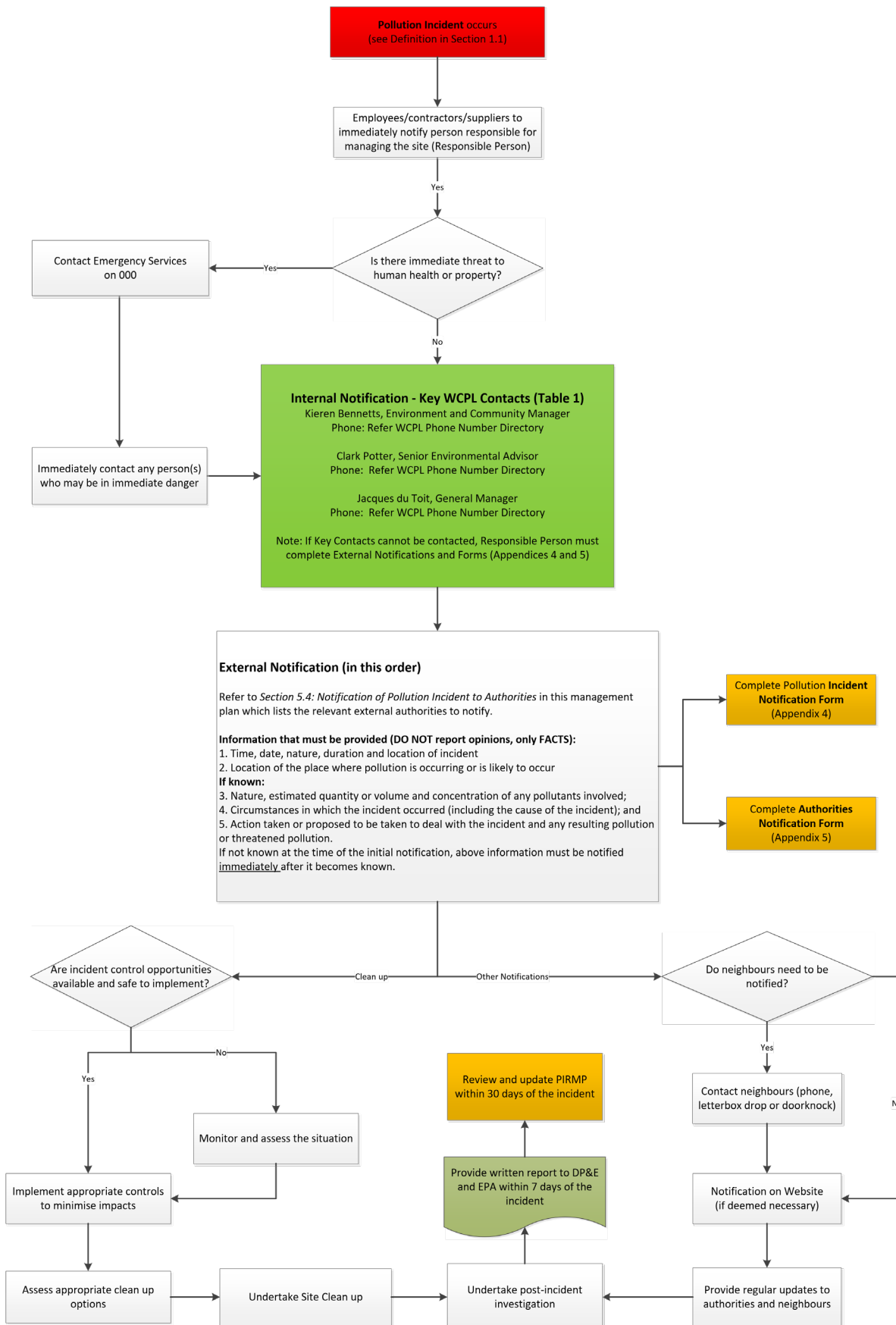


Figure 4: Pollution Incident Response Process

5.3 Immediate Internal Incident Notification Process

The following process is to be followed by all employees, contractors and suppliers of WCPL in the event that a Pollution Incident occurs on site:

1. Immediately notify the person responsible for managing the site i.e. the Responsible Person;
2. If there is an immediate threat to human health or property, then the Responsible Person must call 000 IMMEDIATELY;
3. Contact should also be made with any members of the community who may be directly impacted by the incident;
4. The Responsible Person must then contact one of the Key Contacts listed in **Table 1**; and provide the following details:
 - Exact location of the incident;
 - Nature and extent of the incident; and
 - Whether First Aid or Emergency Services were called.

If the Responsible Person cannot contact one of the Key Contacts listed in **Table 1** then they must complete the External Incident Notifications, in accordance with **Figure 4**.

5.4 Notification of Pollution Incident to Authorities

The Key Contact (or Responsible Person) is responsible for providing the External Notifications to relevant authorities, IMMEDIATELY after they become aware of the Pollution Incident. These notifications must be undertaken in the order described in **Figure 4**, i.e.

1. EPA (131 555 – Press 1 once the automatic answering system begins).
2. Mid-Western Regional Council (02 6378 2850 – number diverts to call centre after hours).
3. NSW Health - Public Health Officer (Dubbo branch) (1300 066 055 and press '7 – Other' once the automatic answering system begins).
4. NSW Resource Regulator (1300 814 609).
5. Fire and Rescue NSW (02 4902 3183).
6. NSW Department of Planning and Environment – Maitland Administration (02 4931 6590).
7. Dams Safety NSW (for tailings related incidents only) - 0403 681 645 (*note*: incident must also provide a written incident report using the online [Incident Reporting Form](#) no more than 72 hours after the incident, even if an oral report has already been lodged).

The following information must be provided to the relevant authorities:

1. Time, date, nature, duration and location of incident;
2. Location of the place where pollution is occurring or is likely to occur; and

If known:

3. Nature, estimated quantity or volume and concentration of any pollutants involved;
4. Circumstances in which the incident occurred (including the cause of the incident); and
5. Action taken or proposed to be taken to deal with the incident and any resulting pollution or threatened pollution.

If any of the above information is not known at the time the Pollution Incident is reported to any of the Authorities, then that information should be notified to the Authorities immediately after it becomes known. Only details that are confirmed to be accurate are to be reported.

5.4.1 Incidents not required to be reported

In accordance with Section 151 of the POEO Act, a person is not required to notify a Pollution Incident under section 148 of the POEO Act if the person is aware that the incident has already come to the notice of each person or authority required to be notified (Section 5.4). Notifications to relevant authorities should be documented in the Authorities Notification Form (**Appendix 5**) by the person making the notifications.

In addition, a person is not required to notify a Pollution Incident under section 148 of the POEO Act if the incident is an ordinary result of action required to be taken to comply with an EPL, an environment protection notice or other requirement of or made under the POEO Act.

5.4.2 EPA directive to require other notifications

In accordance with Section 151A of the POEO Act, where a Pollution Incident has been notified to the EPA, the EPA may direct a person to notify such other persons of the incident as the EPA requires. This direction is not required to be given in writing.

The direction may specify the manner or form of notifying the Pollution Incident and the information that must be provided. The direction may require that an initial verbal notification be followed by written notification. A person must not fail to comply with a direction given under this section. This section does not extend to a Pollution Incident involving only the emission of an odour.

If a direction under this section is given, the obligations under this section are in addition to the obligations under section 148 of the POEO Act (i.e. Sections 5.1 to 5.4 above).

5.4.3 Incriminating information

Section 153 of the POEO Act states that; “a person is required to notify a Pollution Incident under this Part even though to do so might incriminate the person or make the person liable to a penalty. Any notification given by a person under this Part is not admissible in evidence against the person for an offence or for the imposition of a penalty”, however this does not apply to evidence obtained following or as a result of the notification.

5.5 Incident Response and Post-Notification Procedures

Once all authorities have been notified the appropriate response for the particular hazard must be immediately implemented (refer to the Risk Assessment in **Appendix 2**). Should the incident not be described in **Appendix 2**, the following general procedure is to be followed:

1. Assessment - Assess best clean up procedures for each incident based on the pollutant and site issues.
2. Remedial Action - Remove contaminated soil, wastewater and used spill equipment to an appropriate place within the licensed premises for licensed waste disposal and/or remediation. For Spontaneous combustion events, place an inert cover over hot material.
3. Ongoing Actions - Following an incident the following must be undertaken:
 - I. Undertake further monitoring/ testing if required;
 - II. Complete incident report;
 - III. Organise restocking of spill equipment;
 - IV. Complete reports to Authorities, as necessary; and
 - V. Implement corrective actions to avoid reoccurrence.
4. Reporting - provide written details of the incident to the EPA and DP&E within 7 days of the date on which the incident occurred.

The detailed report to the EPA and DP&E will:

- Describe the date, time, and nature of the incident;
- Identify the cause (or likely cause) of the incident;
- Describe what action has been taken to date; and
- Describe the proposed measures to address the incident.

If any of the information identified in the flowchart in **Figure 1** was not known at the time of initial reporting of the Pollution Incident to any of the Authorities, that information should be notified to the Authorities immediately after it becomes known.

All communications with any of the Authorities following the incident are to be made through the Environment and Community Manager or one of the other people specified in **Table 1**. Following the initial notification of the incident, these personnel will ensure that regular contact is made with all Authorities, and persons who have been notified of the incident, in relation to ongoing actions taken to combat the pollution caused by the incident. In particular these personnel will:

- Liaise with the EPA regarding appropriate actions to be taken to control, manage and mitigate the pollution;
- Work co-operatively with the EPA and any other relevant authorities to clean-up any pollution;
- Notify the community of the results of ongoing monitoring of the pollution; and
- Consult any owners or occupiers in the vicinity of the site regarding any off-site actions to be taken which may impact on their properties.

5.6 Notification of Pollution Incident to Community/Local Landholders

The Mine is located near the village of Wollar (**Figure 1**). The Mine is also located within the catchment of the Hunter River and more specifically the Wilpinjong Creek catchment. Runoff from disturbed areas of the Mine site is contained on site. Runoff from undisturbed areas of the Mine site is diverted by bunds to Cumbo Creek and Planters Creek, both within the Wilpinjong Creek catchment.

Any Pollution Incident causing or threatening material harm to the environment in these areas will be communicated to all people likely to be adversely affected by the incident. Communication with these people will be made as soon as practicable following a Pollution Incident as well as on an ongoing basis until the incident has been fully controlled and any harm caused as a result of the incident has been rectified.

WCPL will contact people affected by a Pollution Incident either by telephone, letterbox drop or 'doorknocking'. Notifications will also be made, if deemed necessary, on the WCPL website. The method and content of any communication will depend on the Pollution Incident and the actions required to protect human health. For example, advice may be given to avoid the use of water in creeks affected by the discharge of a pollutant to a waterway.

6 STAFF TRAINING PROGRAMS

Employees and contractors will be made aware of this PIRMP:

- Initially, as part of induction training;
- Then, by periodic refresher training; and
- If there are amendments to the PIRMP.

The principal objective of the training is to create an understanding by staff and contractors of the requirements of the PIRMP including specifically the following matters:

- Awareness of the potential for harm to people and the environment from the materials held on-site;
- Information on the sensitivity of the environment surrounding the site;
- The environmental responsibilities of WCPL personnel;
- Use of the correct personal protective equipment and any appropriate and/or necessary health and safety training;
- Reporting procedures if there is a risk of surface water, groundwater, air or land contamination;
- Safe and correct use of all spill clean-up equipment or pollution prevention structures and/or devices on site; and

- Safe handling and legal disposal of contaminated materials and wastes resulting from an incident, including:
 - arrangements for using specialist contractors and services; and
 - appropriate and safe decontamination.

Records of training will be kept in accordance with WCPL's training record management system.

7 MANNER IN WHICH THE PIRMP IS TO BE TESTED AND MAINTAINED

7.1 Availability of PIRMP

Within 14 days of being prepared, WCPL will make the PIRMP publicly available on the WCPL website. On completion of the annual testing and review process (Section 7.2), or following a test in response to an incident, WCPL will review and if necessary amend the PIRMP and make the reviewed or amended version available on the WCPL website.

A hard copy of the PIRMP will also be available at the Mine office (1434 Ulan-Wollar Road, Wilpinjong NSW 2850) and will be provided to all personnel responsible for implementing the PIRMP. The PIRMP will be made available to an Authorised Officer on request.

7.2 Testing, Review and Update

This PIRMP will be tested and reviewed every 12 months, and within one month of any Pollution Incident to ensure the PIRMP is accurate and up-to-date and capable of being implemented in a workable and effective manner.

Testing will be undertaken in accordance with the POEO(G) Regulation. The results of the test will be communicated to relevant staff identifying any non-compliance during the testing procedure. Non-compliances are to be followed up immediately and rectified.

The PIRMP should be tested in accordance with the PIRMP Testing Procedure (**Figure 5**).

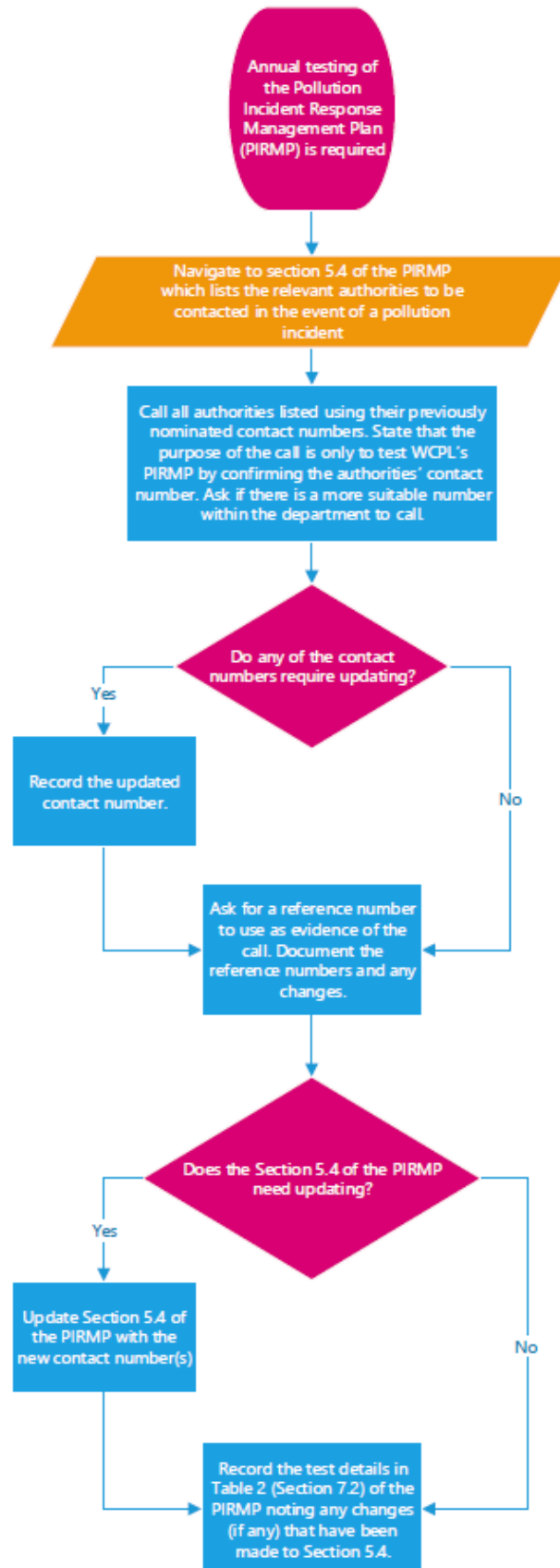


Figure 5: PIRMP Testing Process

The results of tests and reviews conducted on the PIRMP are detailed in **Table 2**.

Table 2: PIRMP Test Record

Date Test Was Performed	Purpose	Responsible Person	Description
18 October 2012	Test following incident on 16 October 2012 - odour from spontaneous combustion of coal (counted as Annual test)	Kieren Bennetts	Test completed successfully. Minor changes were made to the PIRMP (refer to table at front of document).
18 December 2013	Test following incident on 18 December 2013 - unauthorised discharge into Cumbo Creek (counted as Annual test)	Kieren Bennetts	Test completed successfully. Minor changes were made to the PIRMP (refer to table at front of document).
31 July 2014	Test following a potential blast fume event that was reported in accordance with: WCPL Blast Fume Management Strategy	Kieren Bennetts	Test completed successfully. Minor changes were made to the PIRMP (refer to table at front of document).
3 November 2014	Test following preparation of Keylah Dump Removal Management Plan (WI-ENV-MNP-0010), and approval by EPA and DP&E.	Kieren Bennetts	PIRMP updated with potential incidents specific to Keylah Dump rehandle.
9 October 2015	Annual testing of external notification contact details and review of PIRMP content.	Clark Potter	External notification contact details tested and updated as well as PIRMP reviewed to ensure content is accurate and capable of being implemented in an effective manner.
29 April 2016	Test following incident on 28 April 2016 – Emission of ash from Keylah Dump Rehandle (counted as Annual test)	Kieren Bennetts	Test completed successfully. Minor change made to contact details for WorkCover NSW –

Date Test Was Performed	Purpose	Responsible Person	Description
			Now SafeWork NSW and contact number for NSW Department of Planning and Environment.
31 October 2017	Annual testing of external notification contact details and review of PIRMP content.	Kieren Bennetts	External notification contact details tested and updated for Fire & Rescue NSW as well as PIRMP reviewed to ensure content is accurate and capable of being implemented in an effective manner.
31 October 2018	Annual testing of external notification contact details and review of PIRMP content.	James Heesterman	External notification contact details tested and updated for SafeWork, Fire & Rescue NSW and the Department of Planning and Environment. The PIRMP has been reviewed to ensure content is accurate and capable of being implemented in an effective manner.
31 October 2019	Annual testing of external notification contact details and review of PIRMP content.	James Heesterman	External notification contact details tested and updated for EPA as well as PIRMP reviewed to ensure content is accurate and capable of being implemented in an effective manner.
15 July 2020	Annual testing of external notification contact details and review of PIRMP content.	James Heesterman	External notification contact details

Date Test Was Performed	Purpose	Responsible Person	Description
			updated for Fire and Rescue NSW. Stakeholder descriptions updated for Public Health Officer (Dubbo branch) and NSW Department of Planning, Industry and Environment.
29 October 2021	Annual testing of external notification contact details and review of PIRMP content.	James Heesterman	External notification contact details updated for NSW Health – Public Health Officer, removed SafeWork NSW as a relevant authority, included the NSW Resource Regulator as a relevant authority.
11 April 2022	Test following incident on 11 April 2022 – Generation of fume from blasting event		Updated external notification to include Dams Safety NSW for tailings related incidents

8 FAILURE TO COMPLY

WCPL takes its responsibilities under the POEO Act seriously. All employees and contractors will be made aware of the maximum penalties prescribed under the POEO Act relating to Pollution Incidents (**Table 3**).

Table 3: Maximum Penalties for Offences

Offence	Maximum penalty (corporation)	Maximum penalty (individual)
Polluting water/air/land/ noise	\$1,000,000 plus \$120,000 for each day the offence continues	\$250,000 plus \$60,000 for each day the offence continues
Failure to report pollution incident immediately (where material harm to the environment caused or threatened) and provide all relevant information and to all authorities provided in the Act	\$2,000,000 plus \$240,000 for each day the offence continues	\$500,000 plus \$120,000 for each day the offence continues
Failure to maintain control equipment in an efficient condition and operate control equipment in a proper and efficient manner	\$1,000,000 plus \$120,000 for each day the offence continues	\$250,000 plus \$60,000 for each day the offence continues
Failure to comply with condition of Environment Protection Licence	\$1,000,000 plus \$120,000 for each day the offence continues	\$250,000 plus \$60,000 for each day the offence continues
Failure to prepare pollution incident response management plan – from 30 August 2012	\$1,000,000 plus \$120,000 for each day the offence continues	\$250,000 plus \$60,000 for each day the offence continues
Failure to implement a pollution incident response management plan following a pollution incident where material harm to the environment caused or threatened – from 30 August 2012	\$2,000,000 plus \$240,000 for each day the offence continues	\$500,000 plus \$120,000 for each day the offence continues
Failure to keep a pollution incident management plan on the licensed premises and make plan available when required by authorities – from 30 August 2012	\$1,000,000 plus \$120,000 for each day the offence continues	\$250,000 plus \$60,000 for each day the offence continues.

Offence	Maximum penalty (corporation)	Maximum penalty (individual)
Failure to test a pollution incident response plan every 12 months and within 1 month of a pollution incident – from 30 August 2012	\$1,000,000 plus \$120,000 for each day the offence continues	\$250,000 plus \$60,000 for each day the offence continues

9 Roles and Responsibilities

Role	Responsibility	Timing
General Manager	Ensure that adequate resources are available to effectively implement requirements of this PIRMP	During budget planning
	If required to implement this PIRMP: <ol style="list-style-type: none"> 1. IMMEDIATELY implement this PIRMP when notified that a Pollution Incident has occurred onsite, including External Notifications to relevant authorities in accordance with Figure 4 Complete appropriate forms (Appendix 4 and 5)	IMMEDIATELY
Environmental and Community Manager	If required to implement this PIRMP: <ul style="list-style-type: none"> • IMMEDIATELY implement this PIRMP when notified that a Pollution Incident has occurred onsite, including External Notifications to relevant authorities in accordance with Figure 4 • Complete appropriate forms (Appendix 4 and 5) 	IMMEDIATELY
	Ensure this PIRMP is kept up to date and that the current version is displayed on the WCPL website and a hard copy is kept at the Mine office (in a prominent, readily accessible location)	At all times
	Ensure that all employees and contractors are given adequate training in identifying and responding to Pollution Incidents, in accordance with Section 6, and ensure they are aware of the penalties for failing to comply (Section 8)	As required (Section 6)
	Ensure this PIRMP is tested annually and that the results of this testing are included in the PIRMP Test Register and summarised in Table 2	Annually
	Ensure this PIRMP is tested within one month of any Pollution Incident and that the results of this testing are included in the PIRMP Test Register and summarised in Table 2	Within one month of any Pollution Incident
	Coordinate the review and update of this PIRMP (including Risk Assessment) following each test and record changes in the table at the front of this PIRMP	Following completion of a test
	Provide written Pollution Incident report to EPA and DP&E in accordance with Section 5.5.	Within 7 days of incident

<p>Senior Environmental Advisor</p>	<p>If required to implement this PIRMP:</p> <ul style="list-style-type: none"> • IMMEDIATELY implement this PIRMP when notified that a Pollution Incident has occurred onsite, including External Notifications to relevant authorities in accordance with Figure 4 • Complete appropriate forms (Appendix 4 and 5) 	<p>IMMEDIATELY</p>
	<p>Undertake regular inspections of the site, including all areas where hazardous waste, chemicals and hydrocarbon products are stored and handled</p>	<p>As possible</p>
	<p>Ensure PIRMP Pollution Incident Response Process (Figure 4: Pollution Incident Response Process) is communicated to all employees and contractors and displayed in prominent places around site e.g. crib rooms, muster areas</p>	<p>At least annually</p>
	<p>Assess and approve requests for new chemicals to be brought onsite (i.e. Chemical Approval forms)</p>	<p>Prior chemicals/hazardous substances being brought to site</p>
	<p>Ensure that tasks relevant to this PIRMP and contained in other WCPL Management Plans are completed as required.</p>	<p>As specified in the respective Management Plan.</p>
<p>Responsible Person e.g. OCE</p>	<p>If required to implement this PIRMP:</p> <ol style="list-style-type: none"> 1. IMMEDIATELY implement this PIRMP when notified that a Pollution Incident has occurred onsite, including External Notifications to relevant authorities in accordance with Figure 4. 2. Complete appropriate forms (Appendix 4 and 5) 	<p>IMMEDIATELY</p>

All employees and contractors (including suppliers and delivery drivers)	Report all Pollution Incidents to the person responsible for the site i.e. the Responsible Person	IMMEDIATELY
	Ensure all chemicals, hydrocarbons and hazardous substances are stored and handled appropriately	At all times
	Report any potential hazards to supervisor	As soon as practicable
	Complete Chemical Approval form prior to bringing new chemicals/hazardous substances to site	Prior to bringing new chemicals/hazardous substances to site
	Evacuate area and/or assist in clean-up operations	If/when instructed to do so
	Adhere to speed limits around site and on access roads	At all times

10 References

Protection of the Environment Operations Act 1997 (POEO Act)

Protection of the Environment Operations (General) Regulation 2009 (POEO(G) Regulation)

Appendices 1.PIRMP Legal Requirements

Instrument	Part/Section	Requirement	Section
POEO Act	5.7/147	<p>Meaning of material harm to the environment</p> <p>(1) For the purposes of this Part:</p> <p>(a) harm to the environment is material if:</p> <p>(i) it involves actual or potential harm to the health or safety of human beings or to ecosystems that is not trivial, or</p> <p>(ii) it results in actual or potential loss or property damage of an amount, or amounts in aggregate, exceeding \$10,000 (or such other amount as is prescribed by the regulations), and</p> <p>(b) loss includes the reasonable costs and expenses that would be incurred in taking all reasonable and practicable measures to prevent, mitigate or make good harm to the environment.</p> <p>(2) For the purposes of this Part, it does not matter that harm to the environment is caused only in the premises where the pollution incident occurs.</p>	1.1
POEO Act	5.7/148	<p>Pollution incidents causing or threatening material harm to be notified</p> <p>(1) Kinds of incidents to be notified - This Part applies where a pollution incident occurs in the course of an activity so that material harm to the environment is caused or threatened.</p> <p>(2) Duty of person carrying on activity to notify - A person carrying on the activity must, immediately after the person becomes aware of the incident, notify each relevant authority of the incident and all relevant information about it.</p> <p>(3) Duty of employee engaged in carrying on activity to notify - A person engaged as an employee in carrying on an activity must, immediately after the person becomes aware of the incident, notify the employer of the incident and all relevant information about it. If the employer cannot be contacted, the person is required to notify each relevant authority.</p>	5.2 5.4 and Figure 4 5.4 and Figure 4

Instrument	Part/Section	Requirement	Section
		(3A) Duty of employer to notify - Without limiting subsection (2), an employer who is notified of an incident under subsection (3) or who otherwise becomes aware of a pollution incident which is related to an activity of the employer, must, immediately after being notified or otherwise becoming aware of the incident, notify each relevant authority of the incident and all relevant information about it.	5.4 and Figure 4
		(4) Duty of occupier of premises to notify - The occupier of the premises on which the incident occurs must, immediately after the occupier becomes aware of the incident, notify each relevant authority of the incident and all relevant information about it.	5.4 and Figure 4
		(5) Duty on employer and occupier to ensure notification - An employer or an occupier of premises must take all reasonable steps to ensure that, if a pollution incident occurs in carrying on the activity of the employer or occurs on the premises, as the case may be, the persons engaged by the employer or occupier will, immediately, notify the employer or occupier of the incident and all relevant information about it.	5.3, 5.4 and Figure 4
		(6) Extension of duty to agents and principals - This section extends to a person engaged in carrying on an activity as an agent for another. In that case, a reference in this section to an employee extends to such an agent and a reference to an employer extends to the principal.	5.4 and Figure 4
		(7) Odour not required to be reported - This section does not extend to a pollution incident involving only the emission of an odour.	5.2
		(8) Meaning of “relevant authority” - In this section: "relevant authority" means any of the following: (a) the appropriate regulatory authority, (b) if the EPA is not the appropriate regulatory authority-the EPA, (c) if the EPA is the appropriate regulatory authority-the local authority for the area in which the pollution incident occurs, (d) the Ministry of Health, (e) the WorkCover Authority, (f) Fire and Rescue NSW.	5.4

Instrument	Part/Section	Requirement	Section
POEO Act	5.7/149	<p>Manner and form of notification</p> <p>(1) If the regulations prescribe the manner or form of notifying pollution incidents under section 148, the notification is to conform to the requirements of the regulations.</p> <p>(2) Without limiting subsection (1), the regulations:</p> <p>(a) may require that verbal notification be followed by written notification, and</p> <p>(b) may provide that notification to a designated person or authority is taken to be notification to the relevant person or authority under section 148.</p>	5.4 and Figure 4
POEO Act	5.7/150	<p>Relevant information to be given</p> <p>(1) The relevant information about a pollution incident required under section 148 consists of the following:</p> <p>(a) the time, date, nature, duration and location of the incident,</p> <p>(b) the location of the place where pollution is occurring or is likely to occur,</p> <p>(c) the nature, the estimated quantity or volume and the concentration of any pollutants involved, if known,</p> <p>(d) the circumstances in which the incident occurred (including the cause of the incident, if known),</p> <p>(e) the action taken or proposed to be taken to deal with the incident and any resulting pollution or threatened pollution, if known,</p> <p>(f) other information prescribed by the regulations.</p> <p>(2) The information required by this section is the information known to the person notifying the incident when the notification is required to be given.</p> <p>(3) If the information required to be included in a notice of a pollution incident by subsection (1) (c), (d) or (e) is not known to that person when the initial notification is made but becomes known afterwards, that information must be notified in accordance with section 148 immediately after it becomes known.</p>	5.4 and Figure 4
POEO Act	5.7/151	<p>Incidents not required to be reported</p> <p>(1) A person is not required to notify a pollution incident under section 148 if the person is aware that the incident has already come to the notice of each person or authority required to be notified.</p>	5.4.1


Instrument	Part/Section	Requirement	Section
		(2) A person is not required to notify a pollution incident under section 148 if the incident is an ordinary result of action required to be taken to comply with an environment protection licence, an environment protection notice or other requirement of or made under this Act.	
POEO Act	5.7/151A	<p>EPA may require other notification of pollution incidents</p> <p>(1) This section applies to the occupier of premises where a pollution incident has occurred in the course of an activity so that material harm to the environment is caused or threatened.</p> <p>(2) The EPA may direct a person to whom this section applies to notify such other persons of the incident as the EPA requires.</p> <p>(3) The direction is not required to be given in writing.</p> <p>(4) The direction may specify the manner or form of notifying the pollution incident and the information that must be provided.</p> <p>(5) The direction may require that an initial verbal notification be followed by written notification.</p> <p>(6) A person must not fail to comply with a direction given under this section.</p> <p>(7) This section does not extend to a pollution incident involving only the emission of an odour.</p> <p>(8) If a direction under this section is given to a person who is carrying out an activity, is engaged as an employee in carrying out an activity, or is the employer of such a person, the obligations under this section are in addition to, and not in derogation of, the obligations under section 148 (except as provided by section 151 (1)).</p>	5.4.2
POEO Act	5.7/152	<p>Offence</p> <p>A person who contravenes this Part is guilty of an offence.</p> <p>Maximum penalty:</p> <p>(a) in the case of a corporation-\$2,000,000 and, in the case of a continuing offence, a further penalty of \$240,000 for each day the offence continues, or</p> <p>(b) in the case of an individual-\$500,000 and, in the case of a continuing offence, a further penalty of \$120,000 for each day the offence continues.</p>	8

Instrument	Part/Section	Requirement	Section
		<p>Note: An offence against this section committed by a corporation is an offence attracting special executive liability for a director or other person involved in the management of the corporation-see section 169.</p>	
POEO Act	5.7/153	<p>Incriminating information</p> <p>(1) A person is required to notify a pollution incident under this Part even though to do so might incriminate the person or make the person liable to a penalty.</p> <p>(2) Any notification given by a person under this Part is not admissible in evidence against the person for an offence or for the imposition of a penalty.</p> <p>(3) Subsection (2) does not apply to evidence obtained following or as a result of the notification.</p>	5.4.3
POEO Act	5.7A/153A	<p>Duty of licence holder to prepare pollution incident response management plan</p> <p>The holder of an environment protection licence must prepare a pollution incident response management plan that complies with this Part in relation to the activity to which the licence relates.</p> <p>Maximum penalty:</p> <p>(a) in the case of a corporation-\$1,000,000 and, in the case of a continuing offence, a further penalty of \$120,000 for each day the offence continues, or</p> <p>(b) in the case of an individual-\$250,000 and, in the case of a continuing offence, a further penalty of \$60,000 for each day the offence continues.</p> <p>Note: An offence against this section committed by a corporation is an executive liability offence attracting executive liability for a director or other person involved in the management of the corporation-see section 169A.</p>	0 8
POEO Act	5.7A/153B	<p>EPA may direct other persons to prepare pollution incident response management plan</p>	N/A to this plan

Instrument	Part/Section	Requirement	Section	
POEO Act	5.7A/153C	<p>Information to be included in plan</p>		
		<p>A pollution incident response management plan must be in the form required by the regulations and must include the following:</p>		
		<p>(a) the procedures to be followed by the holder of the relevant environment protection licence, or the occupier of the relevant premises, in notifying a pollution incident to:</p> <p>(i) the owners or occupiers of premises in the vicinity of the premises to which the environment protection licence or the direction under section 153B relates, and</p>		5.6 and Figure 4
		<p>(ii) the local authority for the area in which the premises to which the environment protection licence or the direction under section 153B relates are located and any area affected, or potentially affected, by the pollution, and</p>		5.4 and Figure 4
		<p>(iii) any persons or authorities required to be notified by Part 5.7,</p>		5.4 and Figure 4
		<p>(b) a detailed description of the action to be taken, immediately after a pollution incident, by the holder of the relevant environment protection licence, or the occupier of the relevant premises, to reduce or control any pollution,</p>		5.5
POEO Act	5.7A/153D	<p>(c) the procedures to be followed for co-ordinating, with the authorities or persons that have been notified, any action taken in combating the pollution caused by the incident and, in particular, the persons through whom all communications are to be made,</p>	5.5	
		<p>(d) any other matter required by the regulations.</p>	This Plan	
POEO Act	5.7A/153D	<p>Keeping of plan</p> <p>A person who is required to prepare a pollution incident response management plan under this Part must ensure that it is kept at the premises to which the relevant environment protection licence relates, or where the relevant activity takes place, and is made available in accordance with the regulations.</p> <p>Maximum penalty:</p>	7.1	

Instrument	Part/Section	Requirement	Section
		<p>(b) in the case of an individual-\$500,000 and, in the case of a continuing offence, a further penalty of \$120,000 for each day the offence continues.</p> <p>Note: An offence against this section committed by a corporation is an executive liability offence attracting executive liability for a director or other person involved in the management of the corporation-see section 169A.</p>	
POEO(G) Regulation	3A/98A	<p>Definition</p> <p>In this Part:</p> <p>"plan" means a pollution incident response management plan required to be prepared under Part 5.7A of the Act.</p>	This plan
POEO(G) Regulation	3A/98B	<p>Form of plan</p> <p>(1) A plan is to be in written form.</p> <p>(2) A plan may form part of another document that is required to be prepared under or in accordance with any other law so long as the information required to be included in the plan is readily identifiable as such in that other document.</p>	This Plan
POEO(G) Regulation	3A/98C	<p>Additional matters to be included in plan</p> <p>Note: See also section 153C (a)-(c) of the Act.</p> <p>(1) General - The matters required under section 153C (d) of the Act to be included in a plan are as follows:</p> <p>(a) a description of the hazards to human health or the environment associated with the activity to which the licence relates (the "relevant activity"),</p>	4
		<p>(b) the likelihood of any such hazards occurring, including details of any conditions or events that could, or would, increase that likelihood,</p>	4.1
		<p>(c) details of the pre-emptive action to be taken to minimise or prevent any risk of harm to human health or the environment arising out of the relevant activity,</p>	4.2

Instrument	Part/Section	Requirement	Section
		(d) an inventory of potential pollutants on the premises or used in carrying out the relevant activity,	4.4
		(e) the maximum quantity of any pollutant that is likely to be stored or held at particular locations (including underground tanks) at or on the premises to which the licence relates,	4.4
		(f) a description of the safety equipment or other devices that are used to minimise the risks to human health or the environment and to contain or control a pollution incident,	4.3
		(g) the names, positions and 24-hour contact details of those key individuals who: (i) are responsible for activating the plan, and (ii) are authorised to notify relevant authorities under section 148 of the Act, and (iii) are responsible for managing the response to a pollution incident,	5.1
		(h) the contact details of each relevant authority referred to in section 148 of the Act,	Figure 4 and 5.4
		(i) details of the mechanisms for providing early warnings and regular updates to the owners and occupiers of premises in the vicinity of the premises to which the licence relates or where the scheduled activity is carried on,	Figure 4 and 5.4
		(j) the arrangements for minimising the risk of harm to any persons who are on the premises or who are present where the scheduled activity is being carried on,	4.2
		(k) a detailed map (or set of maps) showing the location of the premises to which the licence relates, the surrounding area that is likely to be affected by a pollution incident, the location of potential pollutants on	

Instrument	Part/Section	Requirement	Section
		<p>the premises and the location of any stormwater drains on the premises,</p>  <p>The map shows the regional location of the Wilpinjong Coal Mine. It covers parts of Warrumbungle Shire Council, Upper Hunter Shire Council, and Mid-Western Regional Council. Key features include the Wilpinjong Coal Mine (ML 1779), the Upper Hunter Coal Complex, and the Souders Silver Project. The map also shows various boundaries such as Mining Lease, Registration License, and Local Government boundaries. A legend in the bottom left corner explains the symbols used on the map. The map includes a scale bar and a north arrow.</p> <p>Source: MCR (2019); Office of Environment & Heritage NSW (2019); NSW Land & Property Information (2017); NSW Dept of Industry (2019); Resource Australia (2017)</p> <p>Peabody WILPINJONG COAL MINE Regional Location</p>	

Instrument	Part/Section	Requirement	Section
			Figure 1, Figure 2 and Figure 3
		(l) a detailed description of how any identified risk of harm to human health will be reduced, including (as a minimum) by means of early warnings, updates and the action to be taken during or immediately after a pollution incident to reduce that risk,	4 and Figure 4
		(m) the nature and objectives of any staff training program in relation to the plan,	6
		(n) the dates on which the plan has been tested and the name of the person who carried out the test,	7.2
		(o) the dates on which the plan is updated,	Table at front of plan
		(p) the manner in which the plan is to be tested and maintained.	
POEO(G) Regulation	3A/98D	<p>Availability of plan</p> <p>(1) A plan is to be made readily available:</p> <p>(a) to an authorised officer on request, and</p> <p>(b) at the premises to which the relevant licence relates, or where the relevant activity takes place, to any person who is responsible for implementing the plan.</p> <p>(2) A plan is also to be made publicly available in the following manner within 14 days after it is prepared:</p> <p>(a) in a prominent position on a publicly accessible website of the person who is required to prepare the plan,</p> <p>(b) if the person does not have such a website-by providing a copy of the plan, without charge, to any person who makes a written request for a copy.</p> <p>(3) Subclause (2) applies only in relation to that part of a plan that includes the information required under:</p> <p>(a) section 153C (a) of the Act, and</p>	

Instrument	Part/Section	Requirement	Section
		<p>(b) clause 98C (1) (h) and (i) or (2) (b) and (c) (as the case requires).</p> <p>(4) Any personal information within the meaning of the <i>Privacy and Personal Information Protection Act 1998</i> is not required to be included in a plan that is made available to any person other than a person referred to in subclause (1).</p>	
POEO(G) Regulation	3A/98E	<p>Testing of plan</p> <p>(1) The testing of a plan is to be carried out in such a manner as to ensure that the information included in the plan is accurate and up to date and the plan is capable of being implemented in a workable and effective manner.</p> <p>(2) Any such test is to be carried out:</p> <p>(a) routinely at least once every 12 months, and</p> <p>(b) within 1 month of any pollution incident occurring in the course of an activity to which the licence relates so as to assess, in the light of that incident, whether the information included in the plan is accurate and up to date and the plan is still capable of being implemented in a workable and effective manner.</p>	7.2
POEO(G) Regulation	3A/98F	Transitional period for existing licence holders	N/A to this plan

Appendices 2.Risk Assessment (reviewed November 2020)

Description	Work area or exposure group	Consequence category (use a separate row if multiple reasonable consequences of the same threat as shown in example)	Current controls in place	Hierarchy of Control	Risk evaluation (with current control measures)			Proposed additional controls (if required)	Hierarchy of proposed Control	Proposed Control Risk Reduction method	Risk level acceptable considering intended additional controls?
					Maximum reasonable consequence	Likelihood	Risk score				
Dust from mining, processing, exposed surfaces and stockpiling operations	Onsite workers	Harm to People	<p>The following methods are utilised to minimise the generation of dust. All active haul roads and traffic areas are watered on an ongoing basis using water carts with the option of utilising additional dust suppressant agents. Water spray is used on transfer points throughout CHPP. Topsoil stripped areas and topsoil stockpiles are also watered when required (during construction and reclamation).</p> <p>In addition, the area disturbed by active mining is minimised as far as is practicable. To ensure controls are effective dust levels are regularly monitored around the mine site. The relevant air quality parameters recorded are: (i) Deposited dust; (ii) particulate matter less than 10 microns in size (real time: PM10 and PM2.5); and total suspended particulates. Mine spoil is also progressively reshaped behind active mining for rehabilitation.</p> <p>Personal Specific Exposure Group Hygiene monitoring as per relevant standards.</p>	Engineering	3 Moderate	2 Unlikely	10				
	Nearby residents	Compliance / regulatory									
Surface water runoff from or around mining, processing and stockpiling operations	Offsite residents	Compliance / regulatory	<p>Runoff from areas undisturbed by active mining are isolated and diverted around disturbance areas through the construction of water diversion bunds.</p> <p>Runoff from construction and operational areas is diverted to the mine water system and contained on site. Erosion and sediment controls (permanent and temporary) are also undertaken to limit water contamination and soil movement/loss. Surface water monitoring triggers are specified for the primary onsite water storages.</p> <p>A Reverse Osmosis (RO) Plant is available to treat the discharge from the primary onsite water storage dams to Wilpinjong Creek. Two (2) flow rate and EC gauging stations are also located upstream and downstream of the Mine site on Wilpinjong Creek. An additional two (2) gauging stations are located upstream and downstream of the mine site along Cumbo Creek.</p> <p>Ground Disturbance Permits including erosion and sediment control plans are developed prior to ground disturbance occurring.</p> <p>Surface water monitoring program as per the Surface Water Management Plan.</p> <p>Significant / strategic pumps utilise a built in autostart feature to reduce potential of water run off.</p> <p>A review of the GDP process defining stringent controls around approval process.</p> <p>Site Water Balance updated weekly and external annual review conducted. Sediment fence around site included an inspection routine valid pre and post significant rainfall events.</p>	Engineering	3 Moderate	4 Likely	20	<p>Implement pipeline and pump commissioning inspection form prior to water transfer activities / potential on the mine site.</p> <p>Review remote telemetry information from site critical pumps.</p> <p>Ongoing review of designs through GDP approvals, focusing on surface water catchments and runoff.</p> <p>Review incidents and high potential areas for water run off for additional controls.</p>			

Unwanted Event	Hazard Type	Description	Work area or exposure group	Consequence category (use a separate row if multiple reasonable consequences of the same threat as shown in example)	Current controls in place	Hierarchy of Control	Risk evaluation (with current control measures)			Proposed additional controls (if required)	Hierarchy of proposed Control	Proposed Control Risk Reduction method	Risk level acceptable considering intended additional controls?
							Maximum reasonable consequence	Likelihood	Risk score				
Groundwater Pollution	Water	Contaminated groundwater runoff from mining operations	Offsite residents	Compliance / regulatory	Groundwater quality is monitored on a regular basis. Impact assessment triggers are included in the GWMP. If an exceedance is detected the groundwater impact investigation protocol is implemented. Hydrocarbons are stored in locations dedicated to the prevention of groundwater contamination. Introduction to site chemical approval process.	Engineering	4 Moderate	2 Unlikely	10				
Noise Pollution	Noise	Noise generated from activities on site	Nearby residents	Compliance / regulatory	Remote noise monitoring is carried out on a continuous and regular basis. As specified in the NMP, control strategies are implemented to minimise noise emissions from mining activities. For example, fixed plant and mobile equipment are operated to remain below the specified maximum operating equivalent continuous noise level (LAeq) sound power levels. Complaints regarding noise are investigated and responded to in accordance with the Mine Complaint Response Protocol. Periodic sound testing conducted which is added to the site noise model. Property acquisition program ongoing. Individual noise agreements with nearby residents. Monthly attended noise monitoring conducted. Dedicated personnel monitoring real time noise levels and adjust mining activities accordingly. Temperature inversion monitoring.	Engineering	2 Minor	3 Possible	6				
Cultural Heritage	Land	Impacts to Aboriginal heritage from site activities	Community	Impact on reputation	An archaeological clearance survey must be carried out for all new mining areas. Aboriginal artefacts if found are 'salvaged' by members of the local Aboriginal community in association with archaeologists and in accordance with the ACHMP. The artefacts are stored in a 'keeping place' until they can be returned once site rehabilitated. In terms of rock art sites these are managed by monitoring dust deposition and ground vibration at these areas. (Refer AQMP, BMP and ACHMP - sections 3.4, 3.8 and 3.10 respectively, Ground Disturbance Permit process, cultural heritage education session through the induction process).	Administration	4 Significant	3 Possible	30	Review technical services blast engineer handover documentation. Include blast monitor locations on future blast notification maps.			
Spontaneous Combustion	Thermal	Spontaneous combustion of coal and waste material resulting in ash and/or fume emissions	Nearby residents	Compliance / regulatory	Reporting of spontaneous combustion events is included in the daily OCE inspection reports. Management measures to reduce the risk of, or manage spontaneous combustion events are implemented in accordance with the SCMP. In brief, this includes smothering an outbreak area with inert overburden material to remove available oxygen, whereas for coal stockpiles these are processed through the CHPP.	Engineering	3 Moderate	3 Possible	15	Review dumping and ramping strategy / design to identify suitable placement of spon com prone material			

Unwanted Event	Hazard Type	Description	Work area or exposure group	Consequence category (use a separate row if multiple reasonable consequences of the same threat as shown in example)	Current controls in place	Hierarchy of Control	Risk evaluation (with current control measures)			Proposed additional controls (if required)	Hierarchy of proposed Control	Proposed Control Risk Reduction method	Risk level acceptable considering intended additional controls?
							Maximum reasonable consequence	Likelihood	Risk score				
Threatened Species	Biological	Risk to threatened and endangered fauna and flora from site activities	Community	Environmental	Control measures for managing and monitoring threatened species are found in the MDP and BdMFP. These include Vegetation Clearance Protocol (VCP) and specific fauna management strategies. The VCP includes delineation of areas to be cleared of remnant vegetation, pre-clearance surveys, management of impacts on fauna, and vegetation clearance procedures. The latter includes habitat tree mapping and inspection of felled trees for evidence of trapped or injured animals. Where animals are found they are either taken into care with a wildlife rescue organisation or released. Refer to the Threatened Species Management Protocol (TSMP) and Ground Disturbance Perim process.	Administration	2 Minor	2 Unlikely	4				
Weed and Animal Pests (proliferation)	Biological	Weed growth and increased numbers of animal pests on mine site	Nearby residents	Environmental	Regular surveys carried out of Wilpinjong owned land to identify areas requiring herbicide treatment. Feral animal control strategies undertaken include the use of poison baits and habitat (i.e. burrow) destruction to control populations of rabbits and foxes. Wilpinjong Coal also provides financial assistance to the Wild Dog Destruction Board, whose role is to initiate actions aimed at the eradication of wild dogs. Operational procedures include maintaining a clean rubbish-free environment to discourage scavenging and to reduce the potential for the colonisation of these areas by non-endemic fauna such as rodents and birds. Collaboration with Local Land Services/ local government agencies with their feral animal control programs. Lids on waste and recyclable skips are also kept closed to prevent scattering of materials by vermin.	Administration	2 Minor	2 Unlikely	4				

Unwanted Event	Hazard Type	Description	Work area or exposure group	Consequence category (use a separate row if multiple reasonable consequences of the same threat as shown in example)	Current controls in place	Hierarchy of Control	Risk evaluation (with current control measures)			Proposed additional controls (if required)	Hierarchy of proposed Control	Proposed Control Risk Reduction method	Risk level acceptable considering intended additional controls?
							Maximum reasonable consequence	Likelihood	Risk score				
Wastes (release and/or spill)	Waste	Sewerage treatment from the mine site results in overland flow entering waterway	Compliance with regulations	Compliance / regulatory	Runoff from disturbed/operational areas is contained on site. The mine site utilises five (5) aerated sewage and pumping systems which discharge via an irrigation sprinkler or gravel trench system to: (i) within the rail loop and vegetated areas near (ii) the remote crib hut and (iii) CHPP (iv) Pit 3 MIA (v) Remote crib huts in Pit 5 and Pit 3. These systems are serviced by a licensed contractor on a 6 monthly basis or as required.	Engineering	3 Moderate	2 Unlikely	10				
	Waste	Oil and grease disposal from mine site (Pit 3 MIA not included)	off site residents	Compliance / regulatory	Runoff from disturbed/operational areas is contained on site. An oil/water separator is located downstream of the workshop area and a manually operated oil/water separator is located at the heavy vehicle wash down area. Oil water separators are maintained by the Maintenance Dept. in conjunction with approved contractors. Any sediment trapped in the oil water separator sump is removed and placed in the site landform for rehabilitation. All waste hydrocarbons collected via the separators are disposed of via a licensed waste disposal company on a 'needs-as-basis'.	Engineering	3 Moderate	2 Unlikely	10	Review how and where sediment from oil water separator sump is removed and dumped on site?			
	Waste	Oil and grease disposal from PIT 3 MIA	off site residents	Compliance / regulatory	Run-off from disturbed/operational areas are contained on site. An oil/water separator is located at the light vehicle washdown facility at Pit 3 MIA. Oil water separators are maintained by the Maintenance Dept. in conjunction with approved contractors. Any sediment trapped in the oil water separator sump is removed and placed in the site landform for rehabilitation. All waste hydrocarbons collected via the separators are disposed of via a licensed waste disposal company when necessary.	Engineering	3 Moderate	3 Possible	15	Determine inspection regime for Pit 3 facilities, with pumping out activities as required. Review requirement for additional pump OR Review opportunity to redirect haul road seepage to reclaim dam to not impact oil water separator??			

Unwanted Event	Hazard Type	Description	Work area or exposure group	Consequence category (use a separate row if multiple reasonable consequences of the same threat as shown in example)	Current controls in place	Hierarchy of Control	Risk evaluation (with current control measures)			Proposed additional controls (if required)	Hierarchy of proposed Control	Proposed Control Risk Reduction method	Risk level acceptable considering intended additional controls?
							Maximum reasonable consequence	Likelihood	Risk score				
	Waste	Offsite contamination due to general waste disposal from mine site	Offsite contamination	Environmental	Run-off from disturbed/operational areas is contained on site. Waste is categorised according to its recyclable material type such as paper, cardboard, plastics and metal. Lids on waste and recyclable skips are also kept closed to prevent scattering of materials by wind and occupation by vermin. Site employees receive training as part of their induction on appropriate waste management practices. A licensed contractor manages transportation of general waste offsite. Waste is taken to a licensed waste facility. Weekly inspection.	Administration	2 Minor	2 Unlikely	4				
Hazardous Materials (release and/or spill) - not including Pit 3 MIA		Hydrocarbons used and stored on site (excluding Pit 3 MIA)	On site spill	Environmental	Run-off from disturbed/operational areas are contained on site. Bunded and/or double skinned storage tanks are used for the holding of large quantities of oil and diesel. On site (excluding Pit 3 MIA) there are: Two (2) 28,000 L self-bunded double-skinned oil storage tanks, one (1) multi-compartment 110,000 L self-bunded double-skinned oil and coolant storage tank, one (1) 110,000 L and two (2) 88,000 L bunded diesel tanks. Two (2) shipping containers are used for the storage of grease pods. Storage facilities meet requirements of AS 1940. Inspection schedule, overfill protection, safe fill limits, levels can be remotely monitored. All tanks have capacity for manual dipping.	Engineering	2 Minor	2 Unlikely	4	Updated list of storage facilities to be provided by Travis Cecil.			
		Pit 3 MIA hydrocarbons used and stored on site	Offsite residents	Environmental	Hydrocarbon Storage tanks at Pit three MIA meet requirements of AS 1940. Refuel area is bunded. Drain would divert spilled fluids to onsite reclaim facilities. Inspections and maintenance of facility are routine.		3 Moderate	2 Unlikely	10	Pit 3 MIA operation risk assesment scheduled			
		Pit 3 MIA hydrocarbons used and stored on site	Offsite residents	Compliance / regulatory	Hydrocarbon Storage tanks at Pit three MIA meet requirements of AS 1940. Refuel area is bunded. Drain would divert spilled fluids to onsite reclaim facilities. Inspections and maintenance of facility are routine.		3 Moderate	2 Unlikely	10				
		Dangerous goods (including radioactive substances) used and stored on site	Onsite workers	Harm to People	There are three (3) sealed radiation gauges at the following areas: (i) train loading conveyor; (ii) CHPP thickener underflow line; and (iii) CHPP dense medium circuit. Wilpinjong Coal holds: (A) a Notification for the keeping of Dangerous Goods (Notification No. 35/03774) under the Dangerous Goods Act 1975; and (B) registration under the Radiation Control Act 1990 for diagnostic imaging apparatus and fixed radiation gauges (Licence # 5061384). Radiation Safety Management plan: Radiation permitting system for working in proximity which introduces shielding and isolation controls. Radiation safety officers appointed and trained.	Engineering	3 Moderate	1 Rare	5				

Unwanted Event	Hazard Type	Description	Work area or exposure group	Consequence category (use a separate row if multiple reasonable consequences of the same threat as shown in example)	Current controls in place	Hierarchy of Control	Risk evaluation (with current control measures)			Proposed additional controls (if required)	Hierarchy of proposed Control	Proposed Control Risk Reduction method	Risk level acceptable considering intended additional controls?
							Maximum reasonable consequence	Likelihood	Risk score				
		Explosives stored onsite	Onsite workers	Compliance / regulatory	Quantities are delivered in small receptacles (max of 80 pieces per box). Items are accounted for while in use with shotfirer's daily tally reports. Raw materials delivered to the dyno yard in 40 tonne ANE tankers. All spills confined using pipes and pumps. Spill kits are available. AN, all deliveries in 40t tippers, augered into silos. All kilos accounted for. Magazine storage licence and security sensitive ammonium nitrate storage licence. Licence to store explosives #XSTR200022.	Engineering	3 Moderate	1 Rare	5				
		General chemicals used and stored on site	Onsite workers	Harm to People	An inventory of all goods and materials (including hazardous materials) is maintained on Chemalet. New chemicals to site require approval under the Chemalet process. Safety Data Sheets (SDS) are available for all products on site. Flammable goods cabinets meet hazardous substance requirements and banded as required. The contractor pack prompts contractor chemical approvals.	Administration	3 Moderate	2 Unlikely	10				
			Offsite residents	Compliance / regulatory	Runoff from disturbed/operational areas is contained on site. There are no significant storage quantities/volumes of chemicals on site.	Engineering	2 Minor	2 Unlikely	4				
Blast fumes		Fumes from blasting impacting personnel on and offsite.		Harm to People	Blast plans consider wind speed and direction and location of personnel in relation to blast. Blastshield hole liners increase air use, reduces fuming. Explosive products are selected by ground conditions, including presence of water. Post blast fume assessment to assist with determining future blast planning. Public roads can be blocked if the risk of fume during blasting is identified. Sentinels and other personnel are required to keep vehicle windows up for dust and blast fume mitigation. Blast controller notifies personnel of fume incident via site radio communications. Holes loaded to design	Administration	3 Moderate	3 Possible	15				

Appendices 3.Pollutant Inventory

Chemical/Substance	Location	Approximate Quantity	pH	Concentration (w/v %)*	ASSC and ADG Classification*
Diesel	Mine Infrastructure Area	110,000 L (2 tanks)	N/A	N/A	HS, Non-DG
Diesel	Mine Infrastructure Area	88,000 L (2 tanks)	N/A	N/A	HS, Non-DG
Diesel	Mine Infrastructure Area	70,000 L (1 tank)	N/A	N/A	HS, Non-DG
Lube Oil	Mine Infrastructure Area	26,000 L (4 tanks)	N/A	N/A	Non-HS, Non-DG
Waste Oil	Workshop	11,000 L (1 tank)	N/A	N/A	Non-HS, Non-DG
Waste Oil	Mine Infrastructure Area	17,000 L (1 tank)	N/A	N/A	Non-HS, Non-DG
Waste Oil	Mine Infrastructure Area	4,000 L (1 tank)	N/A	N/A	Non-HS, Non-DG
Coolant	Mine Infrastructure Area	20,000 L (1 tank)	N/A	N/A	HS, Non-DG
Grease	Workshop	1 tonne (Pod)	N/A	N/A	Non-HS, Non-DG
Sodium Hydroxide (Caustic)	RO Plant (CDU1)	6,000 L	14 (base)	50	HS, DG, Class 8 Corrosive, PG II
Anti-scalant (RO2102)	RO Plant (CDU2)	1,000 L	10-11 (base)	N/A	Non-HS, Non-DG
Citric Acid	RO Plant	6,000 L	1.8 (acid)	50	HS, Non-DG
Memguard 44	RO Plant (DG Store – Acids)	<800 L	1.8 (acid)	Citric acid 30-60, Water 30-60	HS, Non-DG
Oxalic Acid/Oxyclean	RO Plant (DG Store – Acids)	<400 L	1.3 (acid)	Potassium hydroxide (basic inorganic)	HS, Non-DG
Hydrochloric Acid	RO Plant (DG Store – Acids)	<200 L	<1 (acid)	33	HS, DG, Scheduled Poison

Chemical/Substance	Location	Approximate Quantity	pH	Concentration (w/v %)*	ASSC and ADG Classification*
Proxitane	RO Plant (DG Store – Acids)	<200 L	<1 (acid)	Hydrogen Peroxide 10-30, Peracetic acid 10-30, Acetic acid 10-30	HS, DG, Class 8 Corrosive, 2W
Memguard 61	RO Plant (DG Store – Alkalis)	<800 L	12.6 (base)	Water > 60, Potassium Hydroxide 10-<30, Sequestrant 10-<30, Anionic surfactant <1, Amphoteric surfactant <1	HS, DG, Class 8 Corrosive, PG II
Reflux S830	RO Plant (DG Store – Alkalis)	<400 L	4.5-5.5	Sodium metabisulfite 10-30	HS, Xi: irritant
Reflux E2001	RO Plant (DG Store – Alkalis)	<100 L	7.8 (base)	Subtilisin <10	HS, Non-DG
Radiation Gauge	CHPP	4	N/A	N/A	N/A
Explosives – Class 1.1B	Magazine	50,000 each (max)	N/A	N/A	Non-HS, DG
Explosives – Class 1.1D	Magazine	10,000 kg (max)	N/A	N/A	Non-HS, DG

Appendices 4.Pollution Incident Notification Form

Pollution Incident Notification Form

DATE:
TIME:
NAME & POSITION:
SITE NAME: Wilpinjong Coal
SITE TYPE: Open Cut Coal Mine

Name and position of person reporting the incident

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Description of Incident (including time, date, nature and duration of incident). Provide accurate information only, if some parameters (i.e. chemical type) are unknown **DO NOT SPECULATE.**

--

Location of incident

--

Describe the area where pollution is or has occurred. That is:

- Is the pollution (e.g. dust or odour) confined to the Mine site or has the pollution moved off the Mine site?
- If pollution has moved off the Mine site how far has it travelled? Confirm by inspecting offsite areas. (DO NOT SPECULATE)

Has the pollution event affected any resident? As a guide:

- The closest leased residence is in Slate Gully (approximately 4.8 klms from CHPP radial stacker).
- The closest privately-owned residence is in Wollar Village (approximately 7.0 klms from CHPP radial stacker).

The nature, estimated quantity or volume and the concentration of any pollutants involved, if known, **DO NOT SPECULATE**

The circumstances in which the incident occurred (including the cause of the incident, if known)

Actions being undertaken

Appendices 5. Authorities Notification Form

PIRMP Authorities Notification Form

DATE:	
NAME & POSITION:	
SITE NAME: Wilpinjong Coal	SITE TYPE: Open Cut Coal Mine
Wilpinjong Coal ABN: 87 104 594 694	WCPL Environment Protection Licence (EPL): 12425

This form is to be used in conjunction with the Pollution Incident Notification Form.

The following authorities **MUST** be contacted following an incident:

Authority	Contact details	Authority Reference number
NSW Environment Protection Agency	Pollution Line 131 555	
Call Start:	Call End:	
Mid-Western Regional Council	(02) 6378 2850 – Note: number diverts to call centre afterhours.	
Call Start:	Call End:	
NSW Health	Dubbo Branch: 1300 066 055	
Call Start:	Call End:	Ask for Public Health Officer
NSW Resources Regulator	1300 814 609	
Call Start:	Call End:	Confirmation, if required, to; nswresourcesregulator@service-now.com
NSW Fire and Rescue	NSW Fire: 02 4902 3183	
Call Start:	Call End:	
NSW Department of Planning & Environment	Maitland Administration: 02 4931 6590	
Call Start:	Call End:	Notification should be confirmed via initial incident notification via Major Projects Portal
Dams Safety NSW (for tailings related incidents only)	0403 681 645	
Call Start:	Call End:	(note: incident must also provide a written incident report using the online Incident Reporting Form no more than 72 hours after the incident, even if an oral report has already been lodged).

The following information MUST be provided to the relevant authorities:

Time:



- Date:
- Nature of Incident (i.e. spill of unknown chemical, dam release with unknown properties etc.):
- Duration of Incident (i.e. how long ago did it occur if known):
- Location of Incident (i.e. Wilpinjong Coal Mine):
- Area where pollution is occurring or is likely to occur:

- Estimated quantity of any pollutants involved (**IF KNOWN, DO NOT SPECULATE**):
- Concentration of any pollutants involved (**IF KNOWN, DO NOT SPECULATE**):
- The circumstances in which the incident occurred, including the cause of the incident – if known (**DO NOT SPECULATE**):
- Actions being undertaken to control pollution incident:
- Details of other information discussed captured below:

Details