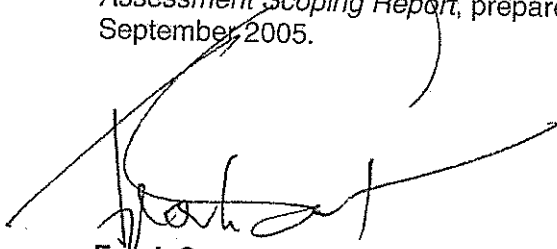


**Record of Minister's authorisation of a Concept Plan under section 75M(1) of the
Environmental Planning and Assessment Act 1979**

I, the Minister for Planning, authorise the submission of a Concept Plan for the development described in the Schedule below.

Schedule

A proposal to expand the existing ash dam at the Eraring Power Station, generally as described in *Alterations and Additions to the Existing Eraring Power Station, Environmental Assessment Scoping Report*, prepared by HLA-Envirosciences Pty Limited and dated September 2005.



Frank Sartor
Minister for Planning

Date:

26/1/06

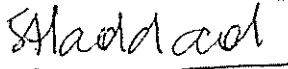


Record of Minister's opinion for the purposes of Clause 6(1) of the State Environmental
Planning Policy (Major Projects) 2005

I, the Director-General of the Department of Planning, as delegate of the Minister for Planning under delegation executed on 31 October 2005, have formed the opinion that the development described in the Schedule below, is development of a kind that is described in Schedule 1 of the State Environmental Planning Policy (Major Projects) 2005 – namely Clause 24 “Development for the purpose of an electricity generation facility that has a capital investment value of more than \$30 million - and is thus declared to be a project to which Part 3A of the *Environmental Planning and Assessment Act 1979* applies for the purpose of section 75B of that Act.

Schedule

A proposal to construct and operate an emergency gas turbine generator and to upgrade and expand an existing ash dam facility at the Eraring Power Station, Rocky Point Road (Lots 301 & 302 DP 806475, Lot 3/8 Section L DP 6747, Lots 13/16 Section O & Part Lot 13/16 Section U DP 6747 and Lot 7/16 DP 262501), Eraring, in the Lake Macquarie Local Government Area, generally as described in a letter dated 7 July 2005 from Eraring Energy to the Department of Planning.



Sam Haddad
Director-General

Date: 6/12/2005