



**Notification of  
REFERRAL DECISION AND DESIGNATED PROPONENT – controlled  
action**

Terminal 4 Coal Export Terminal Project, Kooragang Island, NSW (EPBC 2011/6029)

This decision is made under section 75 of the *Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act).

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**proposed action**      Develop and operate a new coal export terminal on Kooragang Island in the Port of Newcastle, NSW, as described in the referral received by the department on 6 July 2011. See EPBC Act referral 2011/6029.

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**decision on proposed action**      The proposed action is a controlled action.  
The project will require assessment and approval under the EPBC Act before it can proceed.

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**relevant controlling provisions**

- Wetlands of international importance (sections 16 & 17B)
- Listed threatened species and communities (sections 18 & 18A)
- Listed migratory species (sections 20 & 20A)

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**designated proponent**      **Port Waratah Coal Services Limited**  
**ACN 001 363 828**

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**assessment approach**      To be advised.

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**Decision-maker**

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**Name and position**      Barbara Jones  
Assistant Secretary  
Environment Assessment Branch

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**Signature**

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**date of decision**      **5 August 2011**

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