



Author: Daniel Collins  
File / Ref number: MDL 282  
Directorate / Unit: Southern Region (Mines)  
Phone: 3238 3764

Department of  
Mines and Energy

30/07/2007

Ribfield Pty Ltd  
c/- Tenement Administration Services Pty Ltd  
Shop 4 Landcentre  
Corner Main & Vulture Streets  
Woolloongabba QLD 4125

Dear Sir/Madam

**MINERAL DEVELOPMENT LICENCE NO. 282**

I refer to your application dated 6 July 2007 for prior approval to mortgage Mineral Development Licence no. 282.

Prior approval to the exercise of mortgage cannot be given for the following reason:

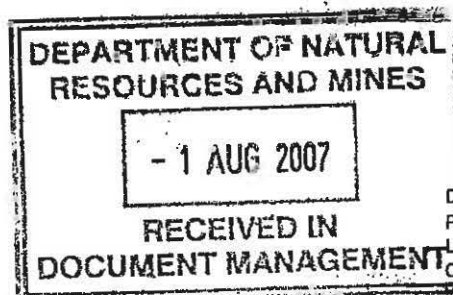
- The person signing the request does not have authority to request a prior approval for this tenure.

For this reason your request is returned unprocessed. For further information please contact the nominated officer.

Yours sincerely

s.49 - Signature

Daniel Collins  
A/Senior Tenures Officer



Dept of Mines and Energy  
Podium 2, Ground Floor  
Landcentre Building  
Cnr Main and Vulture Streets  
WOOLLOONGABBA QLD 4102

PO Box 1475 Coorparoo  
Queensland 4151 Australia  
Telephone + 61 7 3238 3764  
Facsimile + 61 7 3405 5346  
[www.dme.qld.gov.au](http://www.dme.qld.gov.au)  
ABN 98 628 485 885

69

**Freeman Nicole**

**From:** Pokarier Kevin  
**Sent:** Tuesday, 24 July 2007 2:06 PM  
**To:** Brownless Mike  
**Cc:** Freeman Nicole  
**Subject:** MDL 282

Mike

MDL 282 was lodged and charted in the Brisbane office sometime ago. The metes and bounds description supplied by the applicants for MDL 282 and accepted by the department included land within Mining Lease 1998 which is/was not available to the MDL application.

I have recharted the MDL to exclude that part of ML 1998. The new area id 1830.3717ha, the previous area being 1893.5 ha.

A rent adjustment from the date of grant of the MDL will apply in this instance.

Cheers

Kev.P

**Kevin J Pokarier**  
District Tenures Officer  
Department of Mines and Energy  
Emerald Qld 4720  
Ph (07) 4987 9371  
Fax (07) 4987 9333  
E-mail : [kevin.pokarier@dme.qld.gov.au](mailto:kevin.pokarier@dme.qld.gov.au)

*DL Release*

*Area updated on Metres  
24/7/07  
shon*





~~Assignment~~/Mortgage Indication Checklist

This checklist is to be completed to determine whether the proposed assignment is acceptable for prior approval.

This checklist comprises two parts:

- Part A is to be completed to ensure all requirements are met.
- Part B is to be completed to confirm that all requirements are met. Requirements that are not met are identified where the tick is within the shaded boxes.

MDL No: 282

Holder/~~Assignor~~ Ribfield Pty Ltd (95%) Cmm (5%)

Assignee: NA

**Part A – Application requirements**

| No. | MRA 1989 Sec/Reg | Requirement  | Yes                                 | No | Non-compliance or Outstanding Requirement                        |
|-----|------------------|--|-------------------------------------|----|--|
| 1   | S198             | Is this an application for prior approval?   | <input checked="" type="checkbox"/> |    |  |
| 2   | S198             | Is the mineral development licence current?  | <input checked="" type="checkbox"/> |    |  |
| 3   |                  | Is this an application for assignment or mortgage?   | <input checked="" type="checkbox"/> |    | A <input type="checkbox"/> M <input checked="" type="checkbox"/> |
| 4   |                  | Does the person signing the request for prior approval have the authority                          | <input checked="" type="checkbox"/> |    | REQUESTED AUTHORITY  |
| 5   | S198(3)          | Is there a mortgage over the mineral development licence?  | <input checked="" type="checkbox"/> |    |  |
| 6   | S96(3)           | If yes to 5 – Has the mortgagee's consent been obtained  | <input checked="" type="checkbox"/> |    |  |
| 7   | S198(8)          | Is the application in respect to only part of the land subject to the mineral development licence? | <input checked="" type="checkbox"/> |    |  |

DEPARTMENT OF NATURAL RESOURCES AND MINES  
- 1 AUG 2007  
RECEIVED IN DOCUMENT MANAGEMENT  
AMM M Date

Compliance conducted by: \_\_\_\_\_

Time: \_\_\_\_\_

**Part B – Decision by authorised officer**

This assignment/mortgage indication complies with section 199 of the *Mineral Resources Act 1989* and can be recorded on the register.

Financial assurance held: \$ \_\_\_\_\_

Security Deposit held: \$ \_\_\_\_\_

Replacement bank guarantee lodged: YES NO  
OR  
Transfer of cash security letter lodged: YES NO  
OR  
New cash security lodged: YES NO

Replacement bank guarantee lodged: YES NO  
OR  
Transfer of cash security letter lodged: YES NO  
OR  
New cash security lodged: YES NO

This assignment/mortgage indication does not comply with section 199, of the *Mineral Resources Act 1989* and cannot be recorded on the register. A statement outlining the deficiencies has been forwarded to the holders/assignors:

|                |                           |                       |
|----------------|---------------------------|-----------------------|
| Authorised by: | Time:       :       AM/PM | Date:       /       / |
|----------------|---------------------------|-----------------------|

DNRM RTI DL Release



File: MDL 282  
Loose  
Doc: M1071 07212

### Departmental Correspondence Action Sheet

1 MT1

Date of Entry: 217107

Urgent

Signature: Peter Hoppner

Routine

- For necessary Action
- For Advice
- For Information
- Prepare Draft Reply
- Prepare Draft Reply my Signature
- Prepare Draft Reply D/G Signature
- Prepare Departmental Minute
- Prepare Ministerial Briefing
- No Action
- Copy Provided
- Please Discuss

**ACTION OFFICER USE**

DUE DATE: / /

MT23

Request returned unprocessed.

No authority from holder.

Comments (if any)

Mtg indication

**DESIGNATED OFFICER**

Signature: 49 - Signature

Date: 9/7/07

**FINAL ACTION**

Departmental Minute Prepared

Yes  No

Comments

Signature:

Date: / /

DEPARTMENT OF NATURAL RESOURCES AND MINES

- 1 AUG 2007

RECEIVED IN DOCUMENT MANAGEMENT

09 JUL 2007

10:35 am

TIME  
SOUTH EAST PT

s.49 - Signature

Mining Registrar  
Department of Mines and Energy  
PO Box 1475  
Coorparoo QLD 4151

06 July 2007  
Matter 81032006

Dear Sir/Madam

**Approval of mortgages of interest in MDL 282**

We act for Ribfield Pty. Limited ACN 080 772 283 (**Ribfield**) and Custom Mining (Middlemount) Pty Ltd ACN 122 348 412 (**CMM**).

**1 Ribfield mortgage to Noble**

Ribfield is the holder of a 95% interest in MDL 282. Ribfield has agreed to mortgage this 95% interest in MDL282 to Noble Group Limited of 18 Floor, Mass Mutual Tower, 38 Gloucester Road, Hong Kong (**Noble**).

In this regard, we ask that the Minister gives his approval of the mortgage by Ribfield to Noble under section 198(5) of the *Mineral Resources Act 1989 (MRA)*. Subsection 198(5) provides that the Minister shall give notice either:

- (a) that, subject to compliance with the MRA and with any conditions specified in the notice within 3 months from the date of the notice or such other period as is specified in the notice, the Minister will approve the mortgage; or
- (b) that the Minister does not approve the exercise.

**2 CMM mortgage to Noble**

CMM has acquired from DJB Coal Pty Ltd ACN 110 928 213 the remaining 5% interest in MDL 282 subject to the final approval of the Minister. The application form MRA-07 for the transfer will be lodged after stamping. CMM has agreed to mortgage this 5% interest in MDL 282 to Noble.

In this regard, we also ask that the Minister gives his approval of the mortgage by CMM to Noble under section 198(5) of the *Mineral Resources Act 1989 (MRA)*.

If you require any further information to be furnished to enable consideration of this matter, or have any other queries, please contact the undersigned.

Yours sincerely

s.49 - Signature

**Sandy Lai**  
Solicitor  
Freehills

+61 7 3258 6476  
sandy.lai@freehills.com

File: MDL 282  
Loose  
Doc: MI07/282

Departmental Correspondence Action Sheet

1 Tanya

Date of Entry: 3 / 7 / 07  
Signature: Peter Hoppner

Urgent  
Routine

**ACTION OFFICER USE**

**DUE DATE:** / /

② - MTS - Advice custom mining that request to vary conditions must be received from the holder.

s.49 - Signature [ ] 7/7/07

③ PE

④ LUNT - See Telco

- For necessary Action
- For Advice
- For Information
- Prepare Draft Reply
- Prepare Draft Reply my Signature
- Prepare Draft Reply D/G Signature
- Prepare Departmental Minute
- Prepare Ministerial Briefing
- No Action
- Copy Provided
- Please Discuss

Comments (if any)

Variation to allow bulk sample.

'VLC' record created. Custom mining not the holder.

**DESIGNATED OFFICER**

Signature: s.49 - Signature [ ]

Date: 3 / 7 / 07

**FINAL ACTION**

Departmental Minute Prepared

Yes  No

Comments

Signature:

Date: / /

Received in Document Management  
DEPARTMENT OF NATURAL RESOURCES AND MINES  
- 7 AUG 2007  
RECEIVED IN DOCUMENT MANAGEMENT

Keenan Brent

---

**From:** Keenan Brent  
**Sent:** Thursday, 28 June 2007 12:53 PM  
**To:** Jeffs Amanda  
**Cc:** Keir Kathryn; Grundy Jim; Cooney Tanya  
**Subject:** Ministerial correspondence received in Southern Region office - Custom Mining MDL282  
**Attachments:** Custom Mining letter regarding MDL282.pdf; Custom Mining document regarding MDL282 (extract).pdf

Hi Amanda

Please find letter and extract of attached documentation received at Southern Region office on 28 June 2007. Please note original letter and a copy of an extract of the attached document will be posted to you. Complete document will kept at Southern Region office. If you require this please contact me.

Jim Grundy has notified me that this correspondence is to be actioned by Southern Region. Can you please allocate this correspondence to Tanya Cooney (A/Principal Advisor (Tenures Management)).

Please notify me when CTS reference generated.

Regards

**Brent Keenan**

A/Senior Administration Officer / South East Region (Mines)  
Department of Mines & Energy  
Landcentre / Cnr Main and Vulture Sts  
Woolloongabba / Brisbane  
(07) 3238 3714 / [brent.keenan@nrm.qld.gov.au](mailto:brent.keenan@nrm.qld.gov.au)

DNRM RTI DL Released

22 June 2007

The Honorable Geoff  
Minister  
Department of Mines  
PO Box 1475  
COORPAROO QLD

Document will be allocated  
a CTS (mincon) Ref Number. Original  
letter with Amanda Jeffs.

Amanda to request allocation  
to ST4 Region (Tungurahua).

Dear Sir

Re: MDL282

Further to your correspondence of 22 December 2006, we are writing request approval to undertake a bulk sample on MDL282.

The purpose of the bulk sample is to upgrade the MDL282 resource status to proven under the JORC code and to provide a number of large diameter core samples for coal preparation plant design studies and a number of bulk samples for customer coke oven tests.

The bulk sample will be developed in accordance with application for amendment of our Environmental Authority (M4533). An Environmental Management Plan has been submitted to the Administering Authority, the Environmental Protection Agency according to Section 201 of the *Environmental Protection Act 1994* for the bulk sampling operations.

It is anticipated that the bulk sample would be in the order of 366,000 tonnes. On the basis of the program results and the completion of satisfactory final feasibility studies, it is the intention to proceed with a mining lease application and the development for an open cut mining operation which is anticipated to produce approximately 2.0Mt ROM Coal per annum.

A copy of the EM Plan has been included for your information only.

We await your response to our request at your earliest convenience.

Yours sincerely,

s.49 - Signature

Matthew Higgins  
Director  
Custom Mining Middlemount Pty Ltd

|                              |                  |
|------------------------------|------------------|
| Department of Mines & Energy |                  |
| <b>RECEIVED</b>              |                  |
| 28 JUN 2007                  |                  |
| 9:30                         | s.49 - Signature |
| TIME @/pm                    | BY               |
| SOUTH EAST REGION MINES      |                  |



s.49 - Signature

complete

**ACTION BY:**

- ENERGY
- MINES
- WHOLE OF DEPA
- MINISTER'S OFFICE

*FAH*  
*Please file in*  
*MDL 282*

s.49 - Signature

Date of Receipt: \_\_\_\_\_  
 Signature: 07 JUL 2007  
 Min Ref: MEL07/1966  
 Min Due Date: \_\_\_\_\_  
 Dept Due Date: NRN  
 Dept Tracking Nbr: \_\_\_\_\_  
 Signature Block (Please Circle):  
 MD GP BK

**ACTION REQUESTED:**

- BRIEFING NOTE (GENERAL / MEETING)
- MINISTER REPLY
- POLICY ADVISOR REPLY
- DEPT ACTION AS DIRECTED
- FOR INFO ONLY / FILE
- SPEECH NOTES
- ACKNOWLEDGEMENT NO. \_\_\_\_\_

**COPY TO:** (actioned by Minister's office)

|   |                                |
|---|--------------------------------|
| <input type="checkbox"/> Minister       | <input type="checkbox"/> SPA   |
| <input type="checkbox"/> Media          | <input type="checkbox"/> SMA   |
| <input type="checkbox"/> Policy Advisor | <input type="checkbox"/> Other |

**Ministerial Policy Advisor Comments:**

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Signature: s.49 - Signature Date: 4 / 7 / 2007

**Other Comments:**

*Decisions required by Dept designation only.*

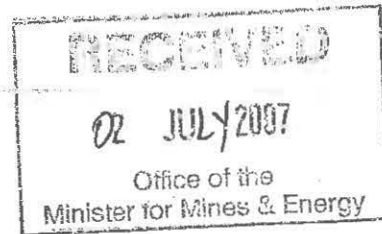
*Finalised 11.07.07*

Signature: \_\_\_\_\_ Date: \_\_\_\_\_ / 2007



Annette Jocumsen

**From:** Jeffs Amanda [Amanda.Jeffs@nrw.qld.gov.au]  
**Sent:** Thursday, 28 June 2007 1:41 PM  
**To:** Annette Jocumsen; Rebecca Hughes  
**Cc:** Mason Gayle  
**Subject:** FW: Ministerial correspondence received in Southern Region office -Custom Mining MDL282  
**Importance:** High  
**Attachments:** Custom Mining letter regarding MDL282.pdf; Custom Mining document regarding MDL282 (extract).pdf



Hi

Please find attached a letter for the Minister which was received directly in Southern Region. Southern Region have kept a copy to start preparing a response and have forwarded the attached letter and attachment to be registered in the Minister's Office.

Once registered and actioned by Graham Perrett, could you please forward to the DME Corro Unit so the request can be formally sent to the area.

Thanks  
 Amanda

**Amanda Jeffs**  
 Mining and Petroleum  
 Department of Mines and Energy  
 Level 7, 61 Mary Street  
 Brisbane  
 Ph: 323 71532  
 Email: [Amanda.Jeffs@nrw.qld.gov.au](mailto:Amanda.Jeffs@nrw.qld.gov.au)

**From:** Keenan Brent  
**Sent:** Thursday, 28 June 2007 12:53 PM  
**To:** Jeffs Amanda  
**Cc:** Keir Kathryn; Grundy Jim; Cooney Tanya  
**Subject:** Ministerial correspondence received in Southern Region office - Custom Mining MDL282

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Jim Grundy has notified me that this correspondence is to be actioned by Southern Region. Can you please allocate this correspondence to Tanya Cooney (A/Principal Advisor (Tenures Management)).

Please notify me when GTS reference generated.

Regards  
 Brent Keenan

Assistant Administrator - Office of the Southern Region Director  
 Department of Mines & Energy  
 Land Tenure & Survey Materials Division  
 61 Mary Street  
 Brisbane  
 Tel: 323 71532 - [brent.keenan@dmr.qld.gov.au](mailto:brent.keenan@dmr.qld.gov.au)

\*\*\*\*\*  
 The information in this email together with any attachments is intended only for the person or entity to which it is addressed and may contain confidential and/or privileged material.

28/06/2007 12:478

DL Documents

Page 11 of 82

Released

Any form of review, disclosure, modification, distribution and/or publication of this email message is prohibited, unless as a necessary part of Departmental business. If you have received this message in error, you are asked to inform the sender as quickly as possible and delete this message and any copies of this message from your computer and/or your computer system network.

\*\*\*\*\*

DNRM RTI DL Release



22 June 2007

The Honorable Geoff Wilson  
Minister  
Department of Mines & Energy  
PO Box 1475  
COORPAROO QLD 4151

Dear Sir

Re: MDL282

Further to your correspondence of 22 December 2006, we are writing request approval to undertake a bulk sample on MDL282.

The purpose of the bulk sample is to upgrade the MDL282 resource status to proven under the JORC code and to provide a number of large diameter core samples for coal preparation plant design studies and a number of bulk samples for customer coke oven tests.

The bulk sample will be developed in accordance with application for amendment of our Environmental Authority (M4533). An Environmental Management Plan has been submitted to the Administering Authority, the Environmental Protection Agency according to Section 201 of the *Environmental Protection Act 1994* for the bulk sampling operations.

It is anticipated that the bulk sample would be in the order of 366,000 tonnes. On the basis of the program results and the completion of satisfactory final feasibility studies, it is the intention to proceed with a mining lease application and the development for an open cut mining operation which is anticipated to produce approximately 2.0Mt ROM Coal per annum.

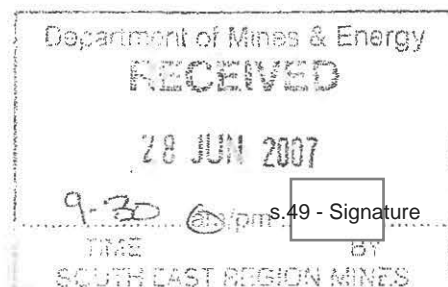
A copy of the EM Plan has been included for your information only.

We await your response to our request at your earliest convenience.

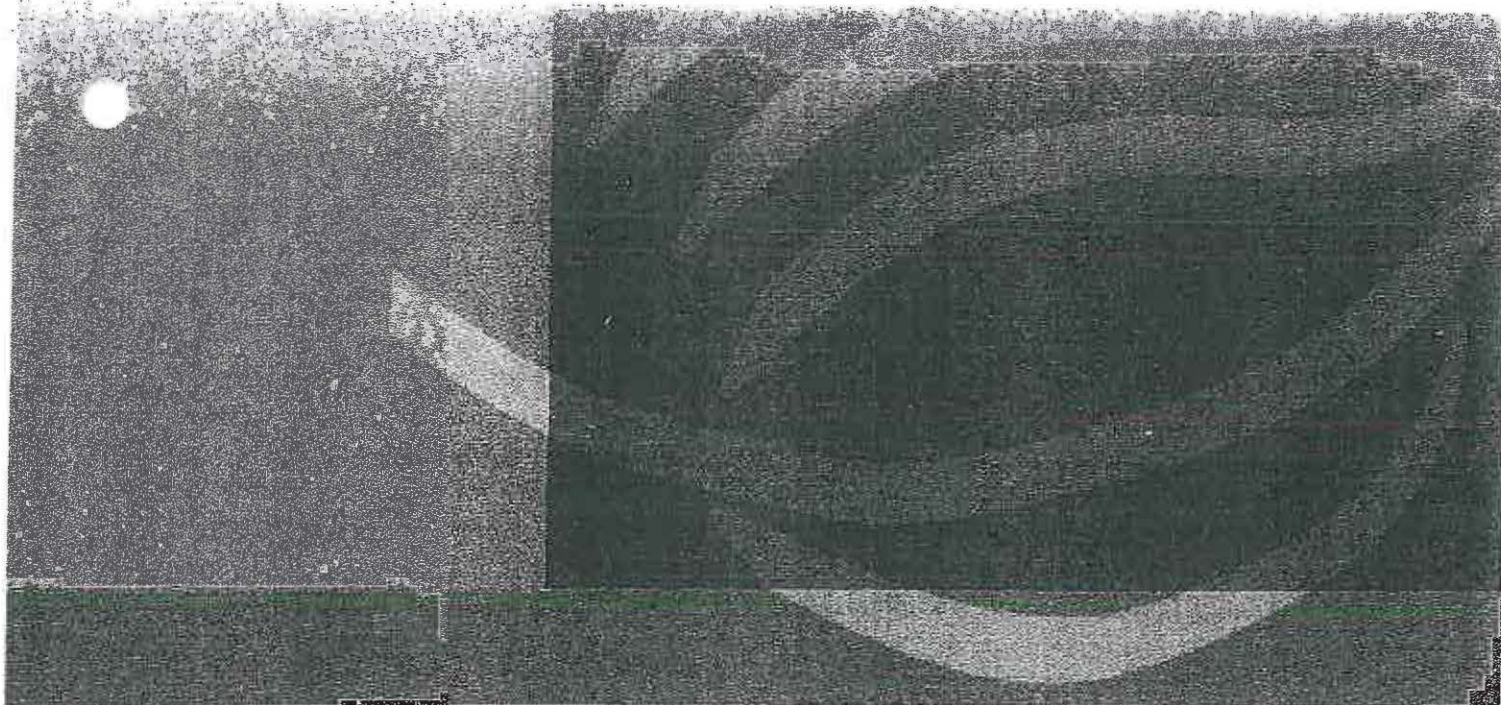
Yours sincerely

s.49 - Signature

Matthew Higgins  
Director  
Custom Mining Middlemount Pty Ltd







ENVIRONMENTAL RELEASE

**Custom Mining Middlemount Pty Ltd  
Environmental Management Plan MDL282  
Bulk Sampling Program  
June 2007**





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## APPENDIX 1

|              |   |
|--------------|---|
| Attachment 1 | Environmentally Sensitive Areas Map – MDL 282 |
| Attachment 2 | 2003 Regional Ecosystem Map – MDL 282         |



Document Control

| Draft Date  | Drafted By | Version | Checked By            |
|-------------|------------|---------|-----------------------|
| April 2007  | J. Blank   | 1       | P. Tett<br>M. Higgins |
| 31 May 2007 | J. Blank   | 2       | M. Higgins            |
| 6 June 2007 | J. Blank   | Final   | M. Higgins            |

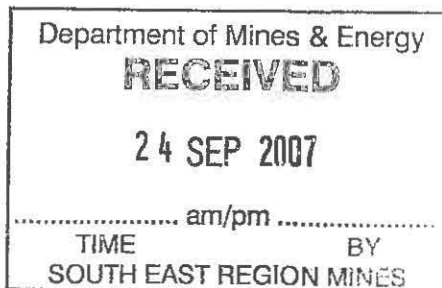
DNRM RTI DL Release

257



10 June 2007

The Honorable Geoff Wilson  
Minister  
Department of Mines & Energy  
PO Box 1475  
COORPAROO QLD 4151



Dear Sir/Madam

**Re: MDL282**

Further to your correspondence of 22 December 2006, Ribfield Pty Ltd request approval to undertake a bulk sample on MDL282.

Custom Mining Ltd is the parent company of Ribfield Pty Ltd and Custom Mining Middlemount Pty Ltd.

The purpose of the bulk sample is to upgrade the MDL282 resource status to proven under the JORC code and to provide a number of large diameter core samples for coal preparation plant design studies and a number of bulk samples for customer coke oven tests.

The bulk sample will be developed in accordance with application for amendment of our Environmental Authority (M4533). An Environmental Management Plan has been submitted to the Administering Authority, the Environmental Protection Agency according to Section 201 of the *Environmental Protection Act 1994* for the bulk sampling operations.

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A copy of the EM Plan has been included for your information only.

We await your response to our request at your earliest convenience.

Yours sincerely,

s.49 - Signature

Matthew Higgins  
Director  
Ribfield Pty Ltd

Unit C8, No 1 Honeysuckle Drive  
"The Boardwalk"  
Newcastle NSW 2300

Pages 88 through 174 redacted for the following reasons:

-----  
Section 78B

DNRM RTI DL Release




## Site Environmental Water Management Plan

**Doc No:** *SEMP001 Site Environmental Water Management Plan*

**Doc Owner:** *Custom Mining Pty Ltd*

**Approval:** *Director – Custom Mining Pty Ltd*

| <i>Issue</i> | <i>Issue Date</i> | <i>Originator</i> | <i>Reviewed</i> | <i>Approved</i> |
|--------------|-------------------|-------------------|-----------------|-----------------|
| 1            | 23 August 2007    | J. Blank          | P. Tett         | M. Higgins      |
|              |                   |                   |                 |                 |
|              |                   |                   |                 |                 |

|   |   |         |
|---|---|---------|
|  | <b>Custom Mining Pty Ltd</b><br><b>Site Environmental Water Management Plan</b> | SEMP001 |
|---|---|---------|

## **1. Water Management Plan**

### **1.1 Objective:**

To provide the appropriate water supply for the project and ensure that the amenity of the water source for agriculture and aquatic fauna is maintained. Mining activities are to have minimal impact on the physical, chemical and biological integrity of nearby waterways.

The integrity of local groundwater as an agricultural water source or other suitable uses, remain unaffected by mining activities during the Middlemount Bulk Sampling Operation.

### **1.2 Performance Targets & Indicators:**

Minimise erosion and prevent the direct discharge of mine waters to local surface waters.

Meet the water criteria outlined in the Middlemount Bulk Sampling Environmental Authority (MDL282).

Results from regular monitoring will be used as primary indicators to measure the success of control structures and the water management plan.

### **1.3 Strategies:**

The Sediment dam and control structures will be installed downstream of any catchment areas that are disturbed by mining operations.

The site water management system is to redirect and contain run-off waters from potential contamination sources and erosion prone areas.

Regular inspections and monitoring of water storage facilities to ensure compliance with the site Environmental Authority.

The management of these components will consist of the following:


- Monitoring of background stream water quality levels,
- Monitoring contaminated and contained water quality levels,
- Monitoring water quality of any discharge waters from the site,
- Reticulation services linked to stored water and maximise water usage,
- Regular maintenance and monitoring of water management structures; and
- Regular review of water management procedures to allow for identification of areas for improvement.

#### **1.3.1 Applications:**

Water utilisation during the Middlemount Bulk Sampling operation is allocated for:

- Dust suppression on haul and access roads,



|   |   |         |
|---|---|---------|
|  | <b>Custom Mining Pty Ltd</b><br><b>Site Environmental Water Management Plan</b> | SEMP001 |
|---|---|---------|

- Stockpile watering,
- Fire fighting,
- Washdown facilities,
- Potable supply, and
- Other minor usages for mining operations.

**Harvesting & Storage:**

Four containment structures within the project area are used on-site for the purpose of storage water for reuse and to prevent discharges from site.

**Middlemount MDL282**

- MIA Sediment Dam 1
- Four on site farm dams

Stored and harvested water in the sedimentation dam is allocated as first priority for circulation around site, for dust suppression activities.

Clean run-off from undeveloped areas will be collected separately, from potentially contaminated run-off waters where possible. Approximately four smaller farm dams of varying capacities are positioned around site to allow for collection of clean waters to intercept discharges from upstream.

**Potable:**

Potable water is trucked to the site and is distributed over site as required for potable purchases.

Potable waters are transported to site by a licensed transporter and stored in tanks.


**Sewage:**

The Middlemount Bulk Sample Operation will have one package Sewage Treatment Plant (STP). The package STP has a submerged polypropylene media for use under all climatic conditions and does not require replacement. The plant contains minimal electro-mechanical components which allows for simple operation and maintenance, removing the need for an on-site operator.

- The sewage effluent will be stored within bunded tanks and pumped out as required to eliminate the need for evaporation ponds and irrigation.

**Ground Waters:**

There are no dewatering bores or registered supply bores on-site, however water intercepted from underground workings will be pumped to the sediment dam for reuse as dust suppression activities.

|   |   |         |
|---|---|---------|
|  | <b>Custom Mining Pty Ltd</b><br><b>Site Environmental Water Management Plan</b> | SEMP001 |
|---|---|---------|

#### **1.4 Corrective Actions:**

An incident or failure to comply with water management will be classified by:

- Integrity of dams, bunds, pipes or drains which results in a breach of the site Environmental Authority;
- Overflow from dams and water management system in general due to reduced freeboard;
- Uncontrolled or unauthorised discharges of contaminated water to the receiving environment;
- Breach water quality targets set in Environmental Authority conditions;
- Receipt of complaint of environmental harm caused by the release of run-off waters from site.

Should an incident or non-compliance occur the following corrective actions will be applied:

- Contain any leaks/ruptures, overflows with temporary structures;
- Make necessary repairs immediately to damaged areas or item or replace if necessary.

#### **1.5 Monitoring:**

Water quality will be monitored as per Environmental Authority conditions.

Rising Stage Samplers are installed at two (1) upstream point and five (2) downstream discharge points, one of which is the nominated discharge point, for the necessary parameters as stated in the site Environmental Authority.


Dam walls, pump and pipeline integrity will be monitored on a regular basis to ensure that potential leaks are repaired prior to use.

#### **1.6 Reporting & Responsibility:**

The Environmental Representative will record and evaluate the environmental performance and results from environmental monitoring. This information will be reported to the Environmental Protection Agency in accordance with the Middlemount Environmental Authority.

#### **1.7 Auditing:**

Annual auditing will be conducted on monitoring results collected, dam integrity and the effectiveness of the site water management system against the relevant Environmental Authority conditions.

|   |   |         |
|---|---|---------|
|  | <b>Custom Mining Pty Ltd<br/>Site Environmental Water Management Plan</b> | SEMP001 |
|---|---|---------|

### **1.8 References:**

Amended Environmental Management Plan Bulk Sampling Operation, Custom Mining Pty Ltd Middlemount Pty Ltd.

The following measures will be implemented for water management at the Middlemount Bulk Sampling Operation:

- Raw Water Dam to retain Sunwater allocation water;
- Sedimentation dam to collect contaminated water from infrastructure areas;
- Culverts will be placed over small unnamed gullies that pass within Bulk Sample Operation areas, to retain natural flow path of surface water;
- Bunding and channels will be constructed around operational areas to divert overland flow;
- Package Sewage Treatment Plant; and
- Provision of potable drinking water.

DNRM RTI DL Release

Author /Linda Russell  
Directorate / South East Region (Mines)  
Reference / MDL 282  
Phone / 07 3238 3805  
Facsimile / 07 3405 5346  
Email/ linda.russell@dme.qld.gov.au

1 June 2007

Ribfield Pty Ltd  
C/- Tenement Administration Services Pty Ltd  
Shop 4 Landcentre  
Cnr Main & Vulture Streets  
WOOLLOONGABBA QLD 4125

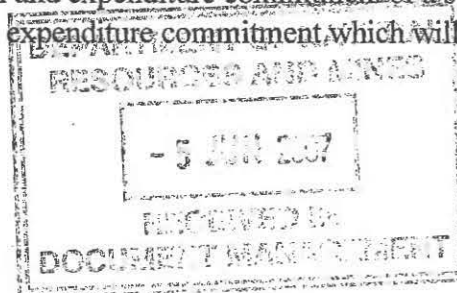
Dear Sir/Madam

**MINERAL DEVELOPMENT LICENCE NO. 282**

I refer to your request dated 22 May 2007, for an indication under Section 198(5)(a) of the *Mineral Resources Act 1989* ("the Act) that the Minister will approve an assignment of Mineral development licence 282 from Ribfield Pty Ltd (95%) & DJB Coal Pty Ltd (5%) to Ribfield Pty Ltd (95%) & Custom Mining (Middlemount) Pty Ltd (5%).

I advise that the Minister will approve the assignment of the mineral development licence under Section 198(1) of the Act, subject to compliance with the provisions of the Act and compliance with the following requirements with this Department within three (3) months of the date of this letter:

- Lodgement of a duly executed assigning in the prescribed form stamped by the Office of State Revenue;
- Payment of the prescribed fee, being \$35.80;
- Lodgement of the original Mineral development licence instrument;
- Lodgement of proof of eligibility of the assignee;
- Replacement of the financial assurance Section 78B(2) of the Act letter of approval to transfer the financial assurance Section 78B(2) of the Act from the assignor to the assignee;
- Lodgement of a statement from the assignee advising this Department of their commitment to the existing work program and expenditure commitment or a statement of the assignee's proposed work program and expenditure commitment which will be acceptable to the Department;



Department of Mines and Energy  
South East Region (Mines)  
Podium 2, Ground Floor  
Landcentre Building  
Cnr Main and Vulture Street,  
Woolloongabba Qld 4102  
PO Box 1475, Coorparoo  
Queensland 4151, Australia  
Telephone + 61 7 3238 3730  
Facsimile + 61 7 3405 5346

- Lodgement of a statement outlining the financial and technical resources available to the assignee;
- Lodgement of Annual Report & Statement of Expenditure for the period ending 30 April 2007;
- Lodgement of a completed application form to transfer the Environmental Authority and the prescribed fee of \$52.80;

If considered necessary, any additional information regarding this assignment will be requested prior to approval being finalised.

The required forms and further information can be obtained from the Department's website at [www.nrm.qld.gov.au](http://www.nrm.qld.gov.au).

If further information is required, please contact the nominated contact officer referred to above in this letter.

Yours sincerely

s.49 - Signature

**Linda Russell**  
**Senior Tenures Officer**  
**South East Region (Mines)**

DNRM RTI DL Release



Department of Mines and Energy  
BRIEFING NOTE FOR APPROVAL

TO Mining Registrar  
FROM: Senior Tenures Officer  
SUBJECT PRIOR APPROVAL TO ASSIGN  
MINERAL DEVELOPMENT LICENCE NO. 282

84

|  |                  |
|--|------------------|
| Under Delegation from the Minister<br>Pursuant to S.198(5) of Mineral Resources Act 1989 |                  |
| Not Approved <input type="checkbox"/> Approved <input checked="" type="checkbox"/>       |                  |
|  | s.49 - Signature |
| Mining Registrar<br>As delegate to the Minister  |                  |
| Dated  | 31 5 07          |

**RECOMMENDATION**

It is recommended that pursuant to Section 198(5) of the *Mineral Resources Act 1989*, the Mining Registrar as delegate to the Minister, approve that notice be given to the applicant that the assignment of Mineral Development Licence 282 from Ribfield Pty Ltd (95%) & DJB Coal Pty Ltd (5%) to Ribfield Pty Ltd (95%) & Custom Mining (Middlemount) Pty Ltd (5%) will be approved upon compliance with the provisions of the *Mineral Resources Act 1989* and the requirements listed below.

**BACKGROUND**

Ribfield Pty Ltd (95%) & DJB Coal Pty Ltd (5%) are holders of Mineral Development Licence No.282. An application for assignment of 5% interest of this licence has been received on 22 May 2007. The assignment will be from Ribfield Pty Ltd (95%) & DJB Coal Pty Ltd (5%) to Ribfield Pty Ltd (95%) & Custom Mining (Middlemount) Pty Ltd (5%)

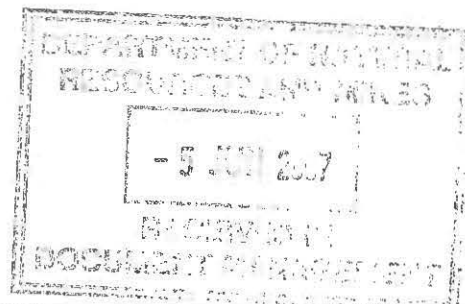
**KEY ISSUES**

The application is in order (refer to attached checklist) and prior approval may be approved subject to lodgement of the following within 3 months of the date of the advice letter:

- Lodgement of a duly executed assignment in the prescribed form stamped by the Office of State Revenue;
- Payment of the prescribed fee, being \$35.80;
- Lodgement of the original Mineral development licence instrument;
- Lodgement of proof of eligibility of the assignee;
- Replacement of the financial assurance of Section 78B(2) on a letter of approval to transfer the financial assurance Section 78B(2) from the assignor to the assignee;
- Lodgement of a statement from the assignee advising this Department of their commitment to the existing work program and expenditure commitment or a statement of the assignee's proposed work program and expenditure commitment which will be acceptable to the Department;
- Lodgement of a statement outlining the financial and technical resources available to the assignee;
- Lodgement of a completed application form to transfer the Environmental Authority and the prescribed fee of \$52.80;
- Lodgement of Annual Report & Statement of Expenditure for the period ending 30 April 2007.

If considered necessary any additional information regarding this exercise may be requested prior to approval being given.

**COMMENTS**



Briefing Officer: Linda Russell, Senior Tenures Officer

Telephone: 3238 3805

Date:



Lynam Ann

From: Lynam Ann  
Sent: Thursday, 31 May 2007 11:50 AM  
To: 'Eden Hodson'  
Subject: RE: mdl 283 and MDL 282

Eden

MDL 282  
Annual Report and Statement of Expenditure for period ending 30-APR-2007 - extension granted until 30-JUN-2007;

MDL 283  
Annual Report and Statement of Expenditure for period ending 31-MAR-2007 - extension granted until 30-JUN-2007;  
As this report is already a month overdue, then no further extension can really be given beyond the 30th June 2007.

Regards

Ann Maree Lynam  
Administration Officer - Exploration Reporting  
Tenures Support, South East Region Mines  
Department of Mines & Energy  
LandCentre, Cnr Main & Vulture Sts,  
Woolloongabba QLD 4102  
(PO Box 1475, Coorparoo QLD 4151)  
Ph (07) 3238 3823  
Fax (07) 3405 5349

-----Original Message-----

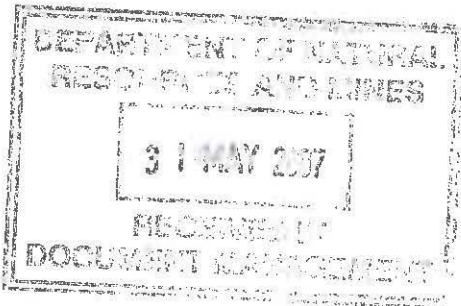
From: Eden Hodson [mailto:ehodson@bris.landadmin.com.au]  
Sent: Thursday, 31 May 2007 10:05 AM  
To: Lynam Ann  
Subject: mdl 283

Good Morning!

Attached request for extension of time to lodge an annual report and expenditure statement.

Regards  
Eden Hodson  
Senior Administrator  
Tenement Administration Services Pty Ltd  
PH: 07 3393 1744  
FAX: 07 3393 1711  
MOB: [redacted] s.49  
email: ehodson@bris.landadmin.com.au

DIURNAL RELEASE



Lynam Ann

---

**From:** Eden Hodson [ehodson@bris.landadmin.com.au]  
**Sent:** Thursday, 31 May 2007 10:37 AM  
**To:** Lynam Ann  
**Subject:** MDL 282

Hi again!

Can We have an extension to lodge these aswell perchance???? And to when? Thanks

Regards  
Eden Hodson  
Senior Administrator  
Tenement Administration Services Pty Ltd  
PH: 07 3393 1744  
FAX: 07 3393 1711  
MOB:   
email: ehodson@bris.landadmin.com.au

DNRM RTI DL Release



**Assignment/Mortgage Indication Checklist**

This checklist is to be completed to determine whether the proposed assignment is acceptable for prior approval.

This checklist comprises two parts:

- Part A is to be completed to ensure all requirements are met.
- Part B is to be completed to confirm that all requirements are met. Requirements that are not met are identified where the tick is within the shaded boxes.

MC No: 282

Holder/Assignor: Ribfield Pty Ltd (95%) DJB Coal Pty Ltd (5%)

Assignee: Custom Mining (Middlemount) Pty Ltd (5%) **RIBFIELD PTY LTD (95%)**

**Part A – Application requirements**

| No. | MRA 1989 Sec/Reg | Requirement  | Yes | No | Non-compliance or Outstanding Requirement                        |
|-----|------------------|--|-----|----|--|
| 1   | S198             | Is this an application for prior approval?   | /   |    |  |
| 2   | S198             | Is the mineral development licence current?  | /   |    |  |
| 3   |                  | Is this an application for assignment or mortgage?   |     |    | A <input checked="" type="checkbox"/> M <input type="checkbox"/> |
| 4   |                  | Does the person signing the request for prior approval have the authority                          | /   |    |  |
| 5   | S198(3)          | Is there a mortgage over the mineral development licence?  |     |    |  |
| 6   | S96(3)           | If yes to 5 – Has the mortgagee's consent been obtained  |     |    |  |
| 7   | S198(8)          | Is the application in respect to only part of the land subject to the mineral development licence? |     |    |  |

DEPARTMENT OF INDUSTRIAL RESOURCES AND ENERGY  
- 3 JUN 2007  
RECEIVED IN DOCUMENT 154 100 100 100

Compliance conducted by: s.49 - Signature Time: : AM/PM Date: 29 15 107

**Part B – Decision by authorised officer**

This assignment/mortgage indication complies with section 199 of the *Mineral Resources Act 1989* and can be recorded on the register.

Financial assurance held: \$ Section 78B Security Deposit held: \$ Section 78B(2) RTI Act

Replacement bank guarantee lodged: YES NO OR Replacement bank guarantee lodged: YES NO OR

Transfer of cash security letter lodged: YES NO OR Transfer of cash security letter lodged: YES NO OR

New cash security lodged: YES NO New cash security lodged: YES NO

This assignment/mortgage indication does not comply with section 199, of the *Mineral Resources Act 1989* and cannot be recorded on the register. A statement outlining the deficiencies has been forwarded to the holders/assignors:

|                |                  |                             |               |
|----------------|------------------|-----------------------------|---------------|
| Authorised by: | s.49 - Signature | Time:        :        AM/PM | Date: 29/5/07 |
|----------------|------------------|-----------------------------|---------------|

DNRM RTI DL Release



### Departmental Correspondence Action Sheet

File: HDL 282

Loose

Doc: MI07/105294

Date of Entry: 22/5/07

Urgent

Signature: Peter Hoppner

Routine

1

MTI

- For necessary Action
- For Advice
- For Information
- Prepare Draft Reply
- Prepare Draft Reply my Signature
- Prepare Draft Reply D/G Signature
- Prepare Departmental Minute
- Prepare Ministerial Briefing
- No Action
- Copy Provided
- Please Discuss

**ACTION OFFICER USE**

**DUE DATE:** / /

Comments (if any)

ASM Indication

DIARM RTI DL Release

**DESIGNATED OFFICER**

Signature: s.49 - Signature

Date: 22/5/07

**Received in Document Management**

DEPARTMENT OF NATURAL RESOURCES AND MINES

- 5 JUN 2007

RECEIVED IN DOCUMENT MANAGEMENT

**FINAL ACTION**

Departmental Minute Prepared

Yes  No

Comments

Signature:

Date: / /

22 May 2007

Senior Tenures Officer  
Tenures Support Unit  
(South East Region Mines)  
Department of Mines & Energy  
P O Box 1475  
COORPAROO QLD 4151

ATT: LINDA RUSSELL

Dear Linda,

**RE: MINERAL DEVELOPMENT LICENCE 282**

We act as agents fro DJB Coal Pty Ltd and Ribfield Pty Ltd.

Please find attached an assignment indication duly signed by both holders of the Mineral Development Licence.

Please call me if you have any queries on (07) 3393 1744.

Yours sincerely,  
Tenement Administration Services Pty Ltd  
For Ribfield Pty Ltd  
DJB Coal Pty Ltd

s.49 - Signature

Eden Hodson  
Administrator – Queensland

Encl. 1

Department of Mines & Energy  
**RECEIVED**  
22 MAY 2007  
8.36  
BY s.49 - Signature  
SOUTH EAST REGION MINES

**Melbourne**  
1748 Gisborne-Melton Rd  
Kurunjang VIC 3337  
Telephone: (03) 9746 7222  
Facsimile: (03) 9746 7799

**Perth**  
2/326 Hay St  
East Perth WA 6004  
Telephone: (08) 9421 1777  
Facsimile: (08) 9421 1331

**Brisbane**  
Shop 4 Landcentre  
Cnr Main & Vulture St  
Woolloongabba QLD 4102  
Telephone: (07) 3393 1744  
Facsimile: (07) 3393 1711

**Sydney/Maitland**  
12 Carmichael St  
Raymond Terrace NSW 2324  
Telephone: (02) 4983 2267  
Facsimile: (02) 4983 2268



DJB Coal Pty Ltd  
Level 4, 100 Eagle St  
Brisbane Q 4000

26 April 2007  
Matter 81032006

Mining Registrar  
Department of Mines and Energy  
PO Box 1475  
Doonparoo QLD 4151

Dear Sir/Madam,

### Approval of assignment of interest in MDL 282

DJB Coal Pty Ltd ACN 110 928 213 (DJB Coal) is the holder of a 5% interest in Mineral Development Licence 282 (MDL 282). DJB Coal has agreed to assign this 5% interest in MDL282 to Custom Mining (Middlemount) Pty Ltd ACN 122 348 412.

DJB Coal hereby seeks notice from the Minister under section 198 (5) of the *Mineral Resources Act 1989* (MRA) that, subject to compliance with the MRA and any conditions specified in the notice within 3 months from the date of the notice or such other period as is specified in the notice, the Minister will approve the assignment.

If you require any further information to enable consideration of this matter, or have any other queries, please contact the undersigned.

Yours sincerely

s.49 - Signature

Robert Johansen  
DJB Coal Pty Ltd

Ribfield Pty Ltd

s.49 - Signature

John Cooke  
Director

G:\GRAX\clients\Bandanna Coal\DJB Coal\Middlemount\Final  
Agreements\Letter - DNRM - Approval of assignment of  
MDL282.doc

Departmental Correspondence Action Sheet

File: MDL 282

Loose

Doc: MI07/0359

1 MTI

Date of Entry: 30/14/07

Urgent

Signature: Peter Hoppner

Routine

ACTION OFFICER USE

DUE DATE: / /

3.198 requires consent of lease holder. Requested from Riefield

s.49 - Signature 1/5/07

- For necessary Action
- For Advice
- For Information
- Prepare Draft Reply
- Prepare Draft Reply my Signature
- Prepare Draft Reply D/G Signature
- Prepare Departmental Minute
- Prepare Ministerial Briefing
- No Action
- Copy Provided
- Please Discuss

Comments (if any)

ASM indication

DESIGNATED OFFICER

Signature: s.49 - Signature

Date: 30/14/07

FINAL ACTION

Departmental Minute Prepared

Yes  No

Comments FOR FILING

Signature:

Date: / /

Received in Document Management

DEPT OF MINES AND ENERGY

30 JUN 2007

RECEIVED IN

DOCUMENT MANAGEMENT

DJB Coal Pty Ltd  
Level 4, 100 Eagle St  
Brisbane Q 4000

26 April 2007  
Matter 81032006

Mining Registrar  
Department of Mines and Energy  
PO Box 1475  
Coorparoo QLD 4151

Dear Sir/Madam,

### Approval of assignment of interest in MDL 282

DJB Coal Pty Ltd ACN 110 928 213 (**DJB Coal**) is the holder of a 5% interest in Mineral Development Licence 282 (**MDL 282**). DJB Coal has agreed to assign this 5% interest in MDL282 to Custom Mining (Middlemount) Pty Ltd ACN 122 348 412.

DJB Coal hereby seeks notice from the Minister under section 198 (5) of the *Mineral Resources Act 1989 (MRA)* that, subject to compliance with the MRA and any conditions specified in the notice within 3 months from the date of the notice or such other period as is specified in the notice, the Minister will approve the assignment.

If you require any further information to enable consideration of this matter, or have any other queries, please contact the undersigned.

Yours sincerely

s.49 - Signature

Robert Johansen  
DJB Coal Pty Ltd

|                              |                  |
|------------------------------|------------------|
| Department of Mines & Energy |                  |
| <b>RECEIVED</b>              |                  |
| 30 APR 2007                  |                  |
| 9:45                         | s.49 - Signature |
| TIME                         | BY               |
| SOUTH EAST REGION MINES      |                  |

G:\GRAX\Clients\Bandanna Coal\DJB Coal\Middlemount\Final Agreements\Letter - DNRM - Approval of assignment of MDL282.doc

# Departmental Correspondence Action Sheet

File MDL 282

Loose Doc. M207/03554

MT3

Date of Entry: 11/4/07

Urgent

Signature:

Routine

### ACTION OFFICER USE

DUE DATE:

- MI records updated

s.49 - Signature 2/14/07

- ASM progressed.

- Letter sent

s.49 - Signature 2/14/07

- For necessary Action
- For Advice
- For Information
- Prepare Draft Reply
- Prepare Draft Reply my Signature
- Prepare Draft Reply D/G Signature
- Prepare Departmental Minute
- Prepare Ministerial Briefing
- No Action
- Copy Provided
- Please Discuss

Comments (if any)

Transfer  
(from EPA)

### DESIGNATED OFFICER

Signature: s.49 - Signature

Date: 10/4/07

Received in Records

DEPARTMENT OF NATURAL  
RESOURCES AND MINES

- 1 MAY 2007

RECEIVED IN  
DOCUMENT MANAGEMEN

### FINAL ACTION

Departmental Minute Prepared

Yes

No

Comments

Signature:

Date:





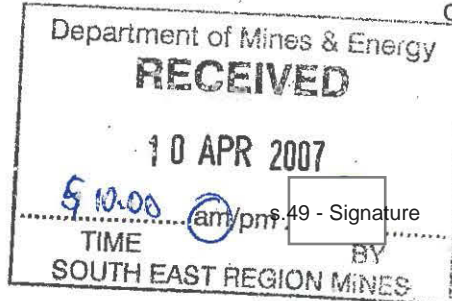
Enquiries Rebecca Blades  
Telephone (07) 4982 4555  
Your reference MDL282  
Our reference EMD2213

Environmental Protection Agency

Incorporating the  
Queensland Parks and Wildlife Service

5 April 2007

Team Leader  
Tenures Support  
Department of Mine and Energy  
PO Box 1475  
COORPAROO QLD 4151



Dear Sir/Madam

**RE: Transfer of Environmental Authority (Mining Activities) M4533**

I refer to the transfer application for environmental authority M4533 (mining activities) received at this office on 3 April 2007. The environmental authority has been transferred from:

| Tenure | Environmental Authority | Transferred From                                       | Transferred To  |
|--------|-------------------------|--|---|
| MDL282 | M4533                   | Ellrock Pty Ltd (Principal Holder)<br>Ribfield Pty Ltd | Ribfield Pty Ltd (Principal Holder)<br>DJB Coal Pty Ltd |

Please find attached the transferred environmental authority and a "Notice of transfer of an environmental authority (mining activities)" to be forwarded to the applicant pursuant to subsection 266(2) of the *Environmental Protection Act 1994*.

It should be noted that when an environmental authority is transferred the transferee must, within ten (10) days, give the landowners written notice of the transfer.

A replacement of financial assurance equal to the current amount held is to be arranged and lodged by the new holders of the Environmental Authorities if necessary.



If you have any queries in relation to this matter please contact Rebecca Blades on (07) 4982 4555.

Yours sincerely

s.49 - Signature

Melissa Wells  
**District Manger**

Enc.

DNRM RTI DL Release

# Notice of decision - Permit<sup>1</sup> transfer or amendment

*This notice is issued by the Environmental Protection Agency to advise of a statutory decision made under environmental or conservation legislation for an application to transfer or amend a permit.*

DJB Coal Pty Ltd  
Level 4  
100 Eagle Street  
BRISBANE  
QLD 4000

Our reference: 171784

Dear Sir/Madam

**Re: Decision made in relation to your application under legislation administered by the Environmental Protection Agency (EPA).**

The EPA has assessed your application received on 03-JAN-2007 and wishes to advise you of the following decision:

| Permit Applied For   | Permit Number | Decision |
|--|---------------|----------|
| Standard Environmental Authority (Mineral Development) under Environmental Protection Act 1994 | M4533         | Granted  |

Where the application has been granted, the permit has been re-issued and is attached. Where the application has been refused a Statement of Reasons is attached. Please note that for each approval, this Notice of Decision and the relevant attachments constitute the new permit documentation. Please retain this approval documentation for your records.

Included with this Notice is advice on review and appeal processes available to you. Should you wish to seek a review or appeal, the EPA advises that you seek independent advice before taking such action.

<sup>1</sup> Permit includes licences, approvals, permits, authorisations, certificates, sanctions or equivalent/similar as required by legislation administered by the Environmental Protection Agency and the Queensland Parks and Wildlife Service



If you require more information, please contact Rebecca Blades, the Project Manager, on the telephone number listed below.

Yours sincerely

s.49 - Signature

Environmental Protection Agency  
03-APR-2007

**Enquiries:**

Central West District Office (EPA) Emerald  
PO Box 906  
EMERALD QLD 4720  
Phone: (07) 4982 4555  
Fax: (07) 4982 2568

**Attachment**

DNRM RTI DL Release

# Notice of decision - Permit<sup>1</sup> transfer or amendment

*This notice is issued by the Environmental Protection Agency to advise of a statutory decision made under environmental or conservation legislation for an application to transfer or amend a permit.*

RIBFIELD PTY LTD  
1st Floor  
1304 Hay Street  
WEST PERTH WA 6005

Our reference: 171784

Attention: Lyn Wilkinson

Dear Ms Wilkinson

**Re: Decision made in relation to your application under legislation administered by the Environmental Protection Agency (EPA).**

The EPA has assessed your application received on 03-JAN-2007 and wishes to advise you of the following decision:

| Permit Applied For   | Permit Number | Decision |
|--|---------------|----------|
| Standard Environmental Authority (Mineral Development) under Environmental Protection Act 1994 | M4533         | Granted  |

Where the application has been granted, the permit has been re-issued and is attached. Where the application has been refused a Statement of Reasons is attached. Please note that for each approval, this Notice of Decision and the relevant attachments constitute the new permit documentation. Please retain this approval documentation for your records.

Included with this Notice is advice on review and appeal processes available to you. Should you wish to seek a review or appeal, the EPA advises that you seek independent advice before taking such action.

<sup>1</sup> Permit includes licences, approvals, permits, authorisations, certificates, sanctions or equivalent/similar as required by legislation administered by the Environmental Protection Agency and the Queensland Parks and Wildlife Service



If you require more information, please contact Rebecca Blades, the Project Manager, on the telephone number listed below.

Yours sincerely

s.49 - Signature

Melissa Wells  
Environmental Protection Agency  
03-APR-2007

**Enquiries:**  
Central West District Office (EPA) Emerald  
PO Box 906  
EMERALD QLD 4720  
Phone: (07) 4982 4555  
Fax: (07) 4982 2568

Attachment

DNRM RTI DL Release



Author / Rachel Downs  
Directorate / South East Region (Mines)  
Our Reference / MDL 282  
Phone / 07 3238 3764  
Facsimile / 07 3405 5346  
Email/ rachel.downs@dme.qld.gov.au

27 April 2007

Ribfield Pty Ltd  
C/- Tenement Administration  
Services Pty Ltd  
Shop 4, Landcentre  
Cnr Main and Vulture Street  
BRISBANE QLD 4125

Dear Sir/Madam

**MINERAL DEVELOPMENT LICENCE NO. 282**

I refer to your application to assign Mineral Development licence 282 from Ribfield Pty Ltd (99%) and Ellrock Pty Ltd (1%) to Ribfield Pty Ltd (95%) and DJB Coal Pty Ltd (5%).

I advise that assignment of the Mineral Development licence no. 282 was approved on 27 April 2007.

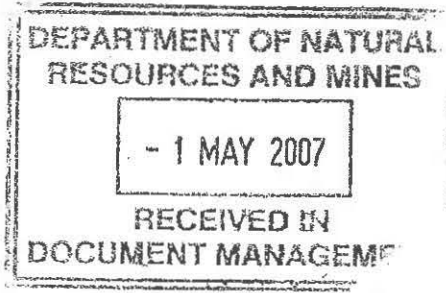
The endorsed Mineral Development Licence document is enclosed with this letter.

If further information is required, please contact the nominated contact officer referred to above in this letter.

Yours sincerely,

s.49 - Signature

Rachel Downs  
**Tenures Officer**  
**South East Region (Mines)**



South East Region Mines  
Dept of Mines and Energy  
Podium 2  
Ground Floor, Landcentre  
Building,  
Cnr Main and Vulture Streets,  
WOOLLOONGABBA QLD 4102  
PO Box 1475 Coorparoo  
Queensland 4151 Australia  
Telephone + 61 7 3238 3824  
Facsimile + 61 7 3405 5349  
Website www.nrm.qld.gov.au  
ABN 83 705 576 45 of 82



**Queensland Department of Mines and Energy  
Security Deposit Refund Report**

27 Apr 2007 09:56 am

Page 1 of 1

SDR\_230

**Invoice Number :** 10028075

|  |
|--|
| <b>Payee Name :</b> RIBFIELD PTY LTD<br><b>Address :</b><br>C/-TENEMENT ADMINISTRATION<br>SERVICES PTY LTD, SHOP 4<br>LANDCENTRE CNR MAIN & VULTURE<br>WOOLLOONGABBA QLD<br>4125 |
|--|

| Tenure Id | Transaction Description                | Transaction Amount     |
|-----------|--|------------------------|
| MDL 282   | Refund of Security Deposit             | Section 78B(2) RTI Act |
| MDL 282   | Refund of Interest on Security Deposit | Section 78B(2) RTI Act |

**Refund Remarks :**

REPLACEMENT FA LODGED BY RIBFIELD PTY LTD.

DNRM RTI DL Release

I certify that the necessary verifications have been carried out to ensure that the receiptable amount of \$2,500.00 and interest of \$1.20 is properly payable and that the amount of \$0.00 is properly retainable.

Authorising Officer \_\_\_\_\_

s.49 - Signature

RDOWNNS

27-APR-2007

I certify that this refund/retention/reduction is in compliance with the requirements of the Financial Administration and Audit Act 1977 or any other Act or Law relating to this refund/retention/reduction. I hereby approve this refund/retention/reduction.

Approving Officer \_\_\_\_\_

s.49 - Signature

Department of Natural Resources, Mines and Water  
BRIEFING NOTE FOR APPROVAL

TO SENIOR TENURS OFFICER

FROM: A/ SENIOR TENURES OFFICER

81

|  |                     |
|--|---------------------|
| Under Delegation from the Minister<br>Pursuant to S.198(1) of Mineral Resources Act 1989 |                     |
| Not Approved <del>Approved</del>   |                     |
| ..... s.49 - Signature .....   |                     |
| (Insert delegated officer title)   |                     |
| As delegate to the Minister  |                     |
| Dated  | ..... 27.4.07 ..... |

SUBJECT ASSIGNMENT OF MINERAL DEVELOPMENT LICENCE NO. 282

**RECOMMENDATION**

That, under Section 198(6) of the *Mineral Resources Act 1989*, assignment of Mineral Development licence 282 from Ribfield Pty Ltd (99%) and Ellrock Pty Ltd (1%) to Ribfield Coal Pty Ltd (95%) and DJB Coal Pty Ltd (5%) be approved, recorded on the register and the holder be advised accordingly.

**BACKGROUND**

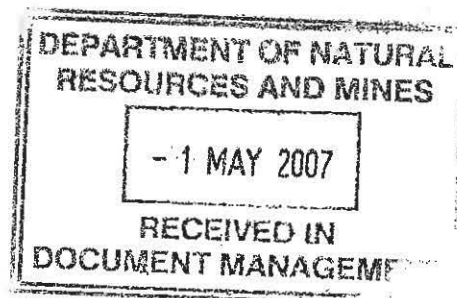
Ribfield Pty Ltd is (99%) and Ellrock Pty Ltd (1%) are holders of Mineral development licence No. 282. An application for assignment of 5% interest of this licence has been received on 5 February 2007. The assignment will be from Ribfield Pty Ltd (99%) and Ellrock Pty Ltd (1%) to Ribfield Coal Pty Ltd (95%) and DJB Coal Pty Ltd (5%).

**KEY ISSUES**

- The holder/applicant did not apply in writing to the Chief Executive for the Minister's prior approval to assign Mineral Development 282. However, in accordance with section 198(7) of the *Mineral Resources Act 1989*, if the Minister is satisfied that the prior approval would have been given he may approve and record the particulars of the assignment/mortgage.
- The application is in order (see attached checklist) and may be approved. ✓
- Environmental Authority No M4533 has been issued by the Environmental Protection Agency, in the name of the assignee.
- ASIC confirms the assignees are registered companies. ✓
- This assignment is acceptable and can be approved. ✓

**COMMENTS**

- Refund FA to assignor



File: *MJD 282, 283*  
*EPC 640*

# Departmental Correspondence Action Sheet

Loose

Doc: *M1071 1863*

1

*MT 9*

Date of Entry: *23 / 2 / 07*

Urgent

Signature: *Peter Hoppner*

Routine

- For necessary Action
- For Advice
- For Information
- Prepare Draft Reply
- Prepare Draft Reply my Signature
- Prepare Draft Reply D/G Signature
- Prepare Departmental Minute
- Prepare Ministerial Briefing
- No Action
- Copy Provided
- Please Discuss

### ACTION OFFICER USE

DUE DATE: / /

*MT 19*

*→ Not required - replacement FA already paid.*

s.49 - Signature

*26/2/07*

*DNRM RTI DL Release*

Comments (if any)

### DESIGNATED OFFICER

Signature: s.49 - Signature

*23/2/07*

Received in Document Management

### FINAL ACTION

Departmental Minute Prepared

Yes  No

Comments

*- for filing*

Signature:

Date:

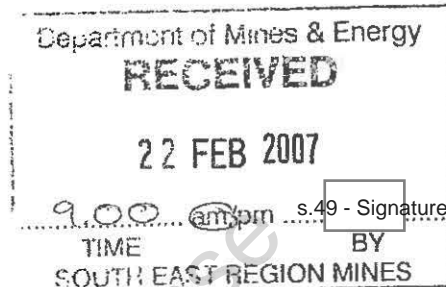
/ /





22 February 2007

Senior Tenures Officer  
Tenures Support Unit  
Southern East Region (Mines)  
Department of Mines & Energy  
PO Box 1475,  
COORPAROO QLD 4151



ATT: LEAH CALLAHAN

Dear Leah,

**RE: MDL 282, MDL 283 AND EXPLORATION PERMIT FOR COAL 640**

I refer to our recent telephone conversation regarding the release of the Financial Assurances for the above mentioned tenements.

Please find attached letter as requested from the current Holders.

If you have any queries, please call on (07) 3393 1744.

Yours faithfully  
Tenement Administration Services Pty Ltd  
for Ribfield Pty Ltd & Ellrock Pty Ltd

s.49 - Signature

Eden Hodson  
Administrator - Queensland

**Melbourne**  
1748 Gisborne-Melton Rd  
Kurunjang VIC 3337  
Telephone: (03) 9746 7222  
Facsimile: (03) 9746 7799

**Perth**  
2/326 Hay St  
East Perth WA 6004  
Telephone: (08) 9421 1777  
Facsimile: (08) 9421 1331

**Brisbane**  
Shop 4 Landcentre  
Cnr Main & Vulture St  
Woolloongabba QLD 4102  
Telephone: (07) 3393 1744  
Facsimile: (07) 3393 1711

**Sydney/Maitland**  
12 Carmichael St  
Raymond Terrace NSW 2324  
Telephone: (02) 4983 2267  
Facsimile: (02) 4983 2268

# RIBFIELD PTY LTD

ACN 080 772 283

1st Floor 1304 Hay Street West Perth, Western Australia 6005 Australia  
Phone (618) 9321 7025 Fax (618) 9481 5645  
e-mail address : [lwilkinson@pennylane.net.au](mailto:lwilkinson@pennylane.net.au)

February 19, 2007

Department of Natural Resources, Mines and Water  
PO Box 1475  
COORPAROO QLD 4151

Attention Douglas Scott  
Tenures Officer

**Re: MDL 282, MDL 283 and EPC 640**

We refer to the assignment of a 100% interest from Ribfield Pty Ltd (99%) and Ellrock Pty Ltd (1%) to Ribfield Pty Ltd and DJB Coal Pty Ltd in the following coal tenements and the repayment of the current financial assurances related thereto:

|                     | MDL 282                | MDL 283 | EPC 640 |
|---------------------|------------------------|---------|---------|
| Financial Assurance | Section 78B(2) RTI Act |         |         |

We understand that the Department of Natural Resources, Mines and Water requires a letter of approval to repay the current financial assurances to Ribfield Pty Ltd as the assignee. We hereby wish to provide that approval to the repayment of the financial assurances as described above to Ribfield Pty Ltd.

Yours truly  
**RIBFIELD PTY LTD**

s.49 - Signature

**John Cooke**  
Director  
Doc fb190702

Yours truly  
**ELLROCK PTY TD**

s.49 - Signature

**Mark Elloit**  
Director



**APPLICATION FOR ASSIGNMENT OR MORTGAGE CHECKLIST**

This checklist is to be completed to determine whether the requirements have been met.

This checklist comprises 3 parts:

- Part A is to be completed by the receiving officer.
- Part B is to be completed by the receiving officer to establish compliance with requirements. Part B is split into three sections:
  - Section 1 - Application for Assignment
  - Section 2 - Application for Mortgage
- Part C is to be completed to confirm that all requirements are met.

**PART A - RECEIVING DETAILS**

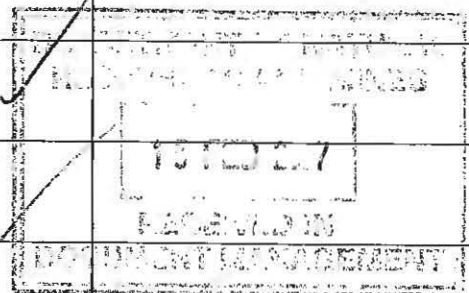
MDL No: 282      Time: 1 :27 AM/PM      Date: 15 / 2 / 07

Holder(s)/Applicant(s): Ribfield Pty Ltd (99%) + Ellrock Pty Ltd (1%)

Assignee/Mortgagee/Sublessee: Ribfield Pty Ltd (95%) + DSB Local Pty Ltd (5%)

**PART B - APPLICATION REQUIREMENTS**

| Question relation | Requirement  | Yes                                 | No                                  | Remarks   |
|-------------------|--|-------------------------------------|-------------------------------------|---|
| 1                 | Is the MDL current?  | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |   |
| 2                 | Is the application in the prescribed form?   | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |   |
| 3                 | Has the prescribed fee been paid?  | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |   |
| 4                 | Have the application documents been duly executed and stamped?<br><b>Note:</b> Ensure person/s signing documents have authority. | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |   |
| 5                 | Has prior approval of this application been given?   | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |   |
| 6                 | Have all conditions of the indicative approval been met?   | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | VIA   |
| 7                 | Has the Instrument of Licence been lodged?   | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |   |
| 8                 | Is this an application for assignment or mortgage?   | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | A <input type="checkbox"/> M <input type="checkbox"/> |





Assignment – refer to Section 1  
Mortgage – refer to Section 2

**Section 1 – Application for Assignment**

| Question relation | Requirement  | Yes | No | Remarks |
|-------------------|--|-----|----|---------|
| 1                 | Is the assignee an eligible person under the MRA?<br><br><b>Note:</b> If the assignee is a company refer to ASIC website at <a href="http://www.asic.com.au">www.asic.com.au</a> to verify A.C.N and status of company ie. Registered. | ✓   | ✓  |         |
| 2                 | Has a Transfer of Environmental Authority application been lodged?   | ✓   |    |         |
| 3                 | Has the prescribed EPA fee for the Transfer of Environmental Authority been paid?  | ✓   |    |         |
| 4                 | Have the assignees been specified with respective percentages that total 100%?   | ✓   |    |         |
| 5                 | Have the assignees specified the name and address for service of 1 (one) person upon whom any notice may be served on their behalf?  | ✓   |    |         |
| 6                 | Has a commitment to the work program been lodged?  | ✓   |    |         |
| 7                 | Have the assignees provided a statement detailing their financial and technical resources?   | ✓   |    |         |
| 8                 | Is there a caveat registered over the mineral development licence?   |     | ✓  |         |
| 8a                | If yes to 8 - does the caveat allow for an assignment?   | N/A |    |         |
| 8b                | If no to 8a - has a removal of caveat form been lodged or the consent of the caveator been lodged?   | N/A |    |         |
| 9                 | Is there a mortgage registered over the mineral development licence?   |     | ✓  |         |
| 9a                | If yes to 9 - has the consent of the mortgagee been lodged?  | N/A |    |         |
| 10                | Has the rent been paid to date?  |     | ✓  |         |



|     |  |                                     |  |  |
|-----|--|-------------------------------------|--|--|
| 11  | Is the assignment application in respect of the whole of the land? | <input checked="" type="checkbox"/> |  |  |
| 12  | Is replacement security required under the MRA?                    | <input checked="" type="checkbox"/> |  |  |
| 12a | If yes to 12 – has the replacement been lodged?                    | <input checked="" type="checkbox"/> |  |  |
| 13  | Is replacement financial assurance required under the EP Act?      | <input checked="" type="checkbox"/> |  |  |
| 13a | If yes to 13 – has the replacement been lodged?                    | <input checked="" type="checkbox"/> |  |  |

**Section 2 – Application for Mortgage**

| Question relation | Requirement   | Yes | No | Remarks |
|-------------------|---|-----|----|---------|
| 1                 | Is there a caveat registered over the mineral development licence?                            |     |    |         |
| 1a                | If yes to 1 - does the caveat allow for a mortgage?   |     |    |         |
| 1b                | If no to 1a - has a removal of caveat been lodged or the consent of the caveator been lodged? |     |    |         |
| 2                 | Is the mortgage application in respect of the whole of the land?                              |     |    |         |

Compliance conducted by  Time:  Date:

**PART C – DECISION BY AUTHORIZED OFFICER**

This assignment/mortgage complies with sections 198 and 201 of the *Mineral Resources Act 1989* and can be recorded on the register.

|  |   |
|--|---|
| Financial assurance held: <input type="text" value="Section 78B(2) RT Act"/>     | Security Deposit held: \$ <input type="text"/>  |
| Replacement bank guarantee lodged: YES <input checked="" type="radio"/> NO       | Replacement bank guarantee lodged: YES NO       |
| OR   | OR  |
| Transfer of cash security letter lodged: YES <input checked="" type="radio"/> NO | Transfer of cash security letter lodged: YES NO |
| OR   | OR  |
| New cash security lodged: YES <input checked="" type="radio"/> NO                | New cash security lodged: YES NO                |

This assignment/mortgage does not comply with section 198 or 201 of the *Mineral Resources Act 1989* and cannot be recorded on the register. A statement outlining the deficiencies has been forwarded to the holders:

Signed by  Time:  :  AM/PM Date:  /  /

# Departmental Correspondence Action Sheet

File **MPL 282, 283**

Loose Doc.

1

Date of Entry:

Urgent

Signature:

Routine



### ACTION OFFICER USE

- re-lodged assignment. For 100% interest from Ribfield PTT LTD (99%) + Ellrod Pty Ltd (1%) to Ribfield PTT LTD (95%) + DSB Coal PTT LTD (5%).

- Transfer EA sum 15/12/06.

- Assignment entered Ref no. 1008832.

s.49 - Signature

15/2/07

- For necessary Action
- For Advice
- For Information
- Prepare Draft Reply
- Prepare Draft Reply my Signature
- Prepare Draft Reply D/G Signature
- Prepare Departmental Minute
- Prepare Ministerial Briefing
- No Action
- Copy Provided
- Please Discuss

Comments (if any)

- re-lodged assignment application: stamped for stamp duty.

### DESIGNATED OFFICER

Signature:

Date:

### FINAL ACTION

Received in Records

15 FEB 2007  
RECEIVED IN  
DEPARTMENT MANAGEMENT

Departmental Minute Prepared

Yes

No

Comments

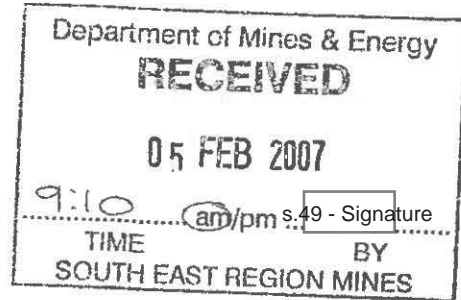
Signature:

Date:



5 February 2007

Tenures Officer  
Tenures Support Unit  
Southern East Region (Mines)  
Department of Mines & Energy  
PO Box 1475,  
COORPAROO QLD 4151



ATT: RACHEL DOWNS

Dear Rachel,

**RE: MINERAL DEVELOPMENT LICENCE 282 & 283**

Please find enclosed the Application for Assignment Forms, which have been stamped by the Office of State Revenue, for the above mentioned Mineral Development Licences.

This completes all the requirements for the assignment as per your letter dated 3 January 2007.

If you have any queries, please call on (07) 3393 1744.

Yours faithfully  
Tenement Administration Services Pty Ltd  
for Ribfield Pty Ltd

s.49 - Signature

Eden Hodson  
Administrator - Queensland

**Melbourne**  
1748 Gisborne-Melton Rd  
Kurunjang VIC 3337  
Telephone: (03) 9746 7222  
Facsimile: (03) 9746 7799

**Perth**  
2/326 Hay St  
East Perth WA 6004  
Telephone: (08) 9421 1777  
Facsimile: (08) 9421 1331

**Brisbane**  
Shop 4 Landcentre  
Cnr Main & Vulture St  
Woolloongabba QLD 4102  
Telephone: (07) 3393 1744  
Facsimile: (07) 3393 1711

**Sydney/Maitland**  
12 Carmichael St  
Raymond Terrace NSW 2324  
Telephone: (02) 4983 2267  
Facsimile: (02) 4983 2268



Value \$  
11.2.07



**Queensland Government**  
Natural Resources, Mines and Water

**Dealing No. 1008832**  
(Office Use Only)

# ASSIGNMENT OF AN EXPLORATION PERMIT OR A MINERAL DEVELOPMENT LICENCE

Section 151, 198  
*Mineral Resources Act 1989*  
Form Number MRA-07 Version Number 1

|                          |                  |
|--------------------------|------------------|
| <b>OFFICIAL USE ONLY</b> |                  |
| EP/MDL No.               |                  |
| <b>PART A</b>            |                  |
| Received AT              | Received BY      |
| DATE 20 NOV 2007         | TIME 1:30        |
| s.49 - Business Affairs  |                  |
| GOLDEN EAST REGION MINES |                  |
| <b>PART B</b>            |                  |
| FEE Paid                 | RECEIPT no.      |
| \$35.80                  | 3052530          |
| <b>PART C</b>            |                  |
| ENTERED on register by   |                  |
| (SIGNATURE)              | s.49 - Signature |
| DATE                     | 15/11/07         |

The Queensland Government introduced Information Standard 42 - Information Privacy to establish a framework for the responsible collection and handling of personal information in the Queensland government public sector. Please refer to the section at the end of this form entitled "Privacy Statement" which provides details about why the personal information on this form is being collected and how it will be handled.

The completed original of this application and any attachments, must be submitted with the prescribed fee at the Office of the Chief Executive.

Please print clearly in ink and use block letters.

All prescribed forms under the *Mineral Resources Act 1989* are available through the internet on [www.nrm.qld.gov.au](http://www.nrm.qld.gov.au).

OLD DUTY - BNE  
1050255262-1

02/02/2007 11:30:36

## 1. ASSIGNMENT DETAILS

Assignment for:

Exploration Permit for minerals/coal

1.1

Mineral Development Licence

1.2

Tenure Number

1.3 282

### - ASSIGNORS -

Company Name/Surname

1.4

RIBFIELD PTY LTD

Given Name(s)

1.5

ACN (if company)

1.6

080 772 283

Percentage

1.7

99 %

Company Name/Surname

1.4

ELLROCK PTY LTD

Given Name(s)

1.5

ACN (if company)

1.6

011 003 320

Percentage

1.7

1 %

Company Name/Surname

1.4

Given Name(s)

1.5

ACN (if company)

1.6

Percentage

1.7

%

## GUIDE FOR APPLICANTS

### Question 1.1

Tick if tenure is an exploration permit for mineral/coal.

### Question 1.2

Tick if tenure is a mineral development licence.

### Question 1.3

Insert the number of the tenure (eg. 72812).

### Question 1.4

Specify company name or surname of applicant.

### Question 1.5

Specify given name(s) of applicant.

### Question 1.6

If company, what is the Australian Company Number (ACN)?

### Question 1.7

Specify percentage of interest held by applicant.



**GUIDE FOR APPLICANTS**

**Question 1.8**

The total interest must equal 100%. If you are entering these details online, right click the 'O' and select 'Update Field'.

**Question 1.9**

Specify company name or surname of assignee.

**Question 1.10**

Specify given name(s) of assignee.

**Question 1.11**

If company, what is the Australian Company Number (ACN)?

**Question 1.12**

Specify percentage of interest held by assignee.

**Question 1.13**

The total interest must equal 100%. If you are entering these details online, right click the 'O' and select 'Update Field'.

**Question 1.14**

The assignees are to nominate one person upon whom any correspondence or notice can be served.

**Question 1.15**

Specify address of nominated person.

**Question 1.16**

Specify phone number of nominated person.

**Question 1.17**

Specify fax number of nominated person.

**Question 1.18**

Specify e-mail address of nominated person.

|                         |     |            |
|-------------------------|-----|------------|
| Company Name/Surname    | 1.4 |            |
| Given Name(s)           | 1.5 |            |
| ACN (if company)        | 1.6 |            |
| Percentage              | 1.7 | %          |
| <b>Total Percentage</b> |     | 1.8        |
|                         |     | <b>100</b> |
|                         |     | <b>%</b>   |

**- ASSIGNEES -**

|                      |      |                         |
|----------------------|------|-------------------------|
| Company Name/Surname | 1.9  | <b>RIBFIELD PTY LTD</b> |
| Given Name(s)        | 1.10 |                         |
| ACN (if company)     | 1.11 | <b>080 772 283</b>      |
| Percentage           | 1.12 | <b>95</b> %             |

|                      |      |                         |
|----------------------|------|-------------------------|
| Company Name/Surname | 1.9  | <b>DJB COAL PTY LTD</b> |
| Given Name(s)        | 1.10 |                         |
| ACN (if company)     | 1.11 | <b>110 928 213</b>      |
| Percentage           | 1.12 | <b>5</b> %              |

|                      |      |   |
|----------------------|------|---|
| Company Name/Surname | 1.9  |   |
| Given Name(s)        | 1.10 |   |
| ACN (if company)     | 1.11 |   |
| Percentage           | 1.12 | % |

|                         |      |            |
|-------------------------|------|------------|
| Company Name/Surname    | 1.9  |            |
| Given Name(s)           | 1.10 |            |
| ACN (if company)        | 1.11 |            |
| Percentage              | 1.12 | %          |
| <b>Total Percentage</b> |      | 1.13       |
|                         |      | <b>100</b> |
|                         |      | <b>%</b>   |

|                  |      |   |
|------------------|------|---|
| Nominated Person | 1.14 | <b>C/- TENEMENT ADMINISTRATION SERVICES PTY LTD</b> |
| Address          | 1.15 | <b>SHOP 4 LANDCENTRE</b>                            |

**CNR MAIN & VULTURE STREETS WOOLLOONGABBA QLD 4125**

|              |      |                                      |
|--------------|------|--------------------------------------|
| Phone Number | 1.16 | <b>(07) 3393 1744</b>                |
| Fax Number   | 1.17 | <b>(07) 3393 1711</b>                |
| E-mail       |      | <b>ehodson@bris.landadmin.com.au</b> |

## GUIDE FOR APPLICANTS

### Question 2.1, 2.2 & 2.3

Tick the corresponding box to indicate if a caveat is registered.

If there is and the caveat forbids the approval of this assignment, the caveator's written consent to this assignment must be lodged.

### Question 2.4, 2.5 & 2.6

#### - MDL ONLY -

Only answer this question if it is an assignment of a exploration permit or mineral development licence. Tick the corresponding box to indicate if mortgage is registered. If there is, insert the name of the mortgagee and ensure that the mortgagee's written consent to this assignment is lodged.

### Question 3

This form is to be signed by *all current holders*.

### Question 3.1

Enter day of the month.

### Question 3.2

Enter month and year.

### Question 3.3

Insert full name of assignor(s).

### Question 3.4

Signature of assignor(s).

### Question 3.5

Insert full name of witness.

### Question 3.6

Signature of witness.

## 2. CAVEAT, MORTGAGE

Is there a current caveat recorded in respect of this permit(s) or licence(s)?

|     |                              |  |
|-----|------------------------------|--|
| 2.1 | <input type="checkbox"/> YES | <input checked="" type="checkbox"/> NO |
|-----|------------------------------|--|

If yes, who is the caveator?

|     |  |
|-----|--|
| 2.2 |  |
|-----|--|

Has consent been given to this assignment?

|     |  |                             |
|-----|--|-----------------------------|
| 2.3 | <input type="checkbox"/> YES → Attach written consent. | <input type="checkbox"/> NO |
|-----|--|-----------------------------|

#### - MINERAL DEVELOPMENT LICENCE ONLY -

Is there a mortgage registered over the licence?

|     |                              |  |
|-----|------------------------------|--|
| 2.4 | <input type="checkbox"/> YES | <input checked="" type="checkbox"/> NO |
|-----|------------------------------|--|

If yes, who is the mortgagee?

|     |  |
|-----|--|
| 2.5 |  |
|-----|--|

Has consent been given to this assignment?

|     |  |                             |
|-----|--|-----------------------------|
| 2.6 | <input type="checkbox"/> YES → Attach written consent. | <input type="checkbox"/> NO |
|-----|--|-----------------------------|

## 3. SIGNATURES

The assignor's hereby assign to the assignees the interest in the tenure as specified herein.

The assignee's hereby accept the assignment of the interest in the tenure as specified herein.

The assignee's hereby undertake to comply with the terms and conditions of the permit/licence and the relevant legislation.

#### - SIGNED BY THE ASSIGNOR'S -

Dated this:

|     |           |        |     |          |      |      |
|-----|-----------|--------|-----|----------|------|------|
| 3.1 | TWENTIETH | day of | 3.2 | NOVEMBER | , 20 | 2006 |
|-----|-----------|--------|-----|----------|------|------|

|  |                  |   |  |
|--|------------------|---|--|
| 3.3  | RIBFIELD PTY LTD | 3.4   |  |
| ELLROCK PTY LTD                                    |                  | <div style="border: 1px solid black; padding: 5px; width: fit-content;">s.49 - Business Affairs</div> |  |
| EDEN HODSON  |                  |   |  |
| TENEMENT ADMINISTRATION SERVICES AUTHORISED AGENTS |                  |   |  |
| RIBFIELD PTY LTD & ELLROCK PTY LTD                 |                  |   |  |

|                      |                |                      |                  |
|----------------------|----------------|----------------------|------------------|
| 3.5                  | NEVILLE HOWARD | 3.6                  | s.49 - Signature |
| Full name of Witness |                | Signature of Witness |                  |

**GUIDE FOR APPLICANTS**

**- SIGNED BY THE ASSIGNEE'S -**

Dated this:

|     |           |        |     |          |      |      |
|-----|-----------|--------|-----|----------|------|------|
| 3.1 | TWENTIETH | day of | 3.2 | NOVEMBER | , 20 | 2006 |
|-----|-----------|--------|-----|----------|------|------|

**Question 3.7**  
Insert full name of assignee(s).

**Question 3.8**  
Signature of assignee(s).

|  |                  |                  |  |
|--|------------------|------------------|--|
| 3.7                                      | DJB COAL PTY LTD | 3.8              |  |
| EDEN HODSON                              |                  | s.49 - Signature |  |
| TENEMENT ADMINISTRATION SERVICES PTY LTD |                  |                  |  |
| AS AUTHORISED AGENT                      |                  |                  |  |

**Proof of Identify** of the assignees must accompany this application. This proof may consist of:

- (a) **For an individual:** a certified copy of Driver's Licence, passport, birth certificate or Card 18+ (must be at least 18 years of age);
- (b) **For a Company:** Certificate of Incorporation or Australian Company Number (A.C.N.) or Australian Registered Business Number (A.R.B.N.).

**Execution of Documents by an Agent**

If an agent or the holder of a power of attorney is signing a document, required to be lodged by an Act, on behalf of another, the agent or holder of the power of attorney must produce current, written evidence of their authority to act at the time of lodgement.

All of the holders of the tenure MUST execute the appointment of agent or the power of attorney for the appointment or power of attorney to be effective. A company signing an appointment of agent or power of attorney must do so in accordance with the corporation law and/or the articles of association of the company.

**Question 4.1**  
Tick the appropriate boxes to indicate compliance.

|                          |                |                          |                  |
|--------------------------|----------------|--------------------------|------------------|
| Full name of Assignee(s) |                | Signature of Assignee(s) |                  |
| 3.5                      | NEVILLE HOWARD | 3.6                      | s.49 - Signature |
| Full name of Witness     |                | Signature of Witness     |                  |

**4. ACCOMPANIMENTS**

The following must accompany this form:

| 4.1  | Tick                                |
|--|-------------------------------------|
| • Completed Assignment Form Number   | <input checked="" type="checkbox"/> |
| • Application to transfer the Environmental Authority  | <input checked="" type="checkbox"/> |
| • Proof of identity of the assignees   | <input checked="" type="checkbox"/> |
| • Instrument of Exploration Permit/Mineral Development Licence                               | <input checked="" type="checkbox"/> |
| • Consent of Caveator Form Number  | <input type="checkbox"/>            |
| • Written consent of mortgagee (if there is a mortgage)                                      | <input type="checkbox"/>            |
| • The prescribed application fee   | <input checked="" type="checkbox"/> |
| • Any further requirements specified in a notice of prior approval issued by this Department | <input type="checkbox"/>            |



## 5. PRIVACY STATEMENT

The Queensland Government introduced Information Standard 42 - Information Privacy to establish a framework for the responsible collection and handling of personal information in the Queensland government public sector.

The Department of Natural Resources, Mines and Water is collecting the information on this form to process your application for assignment of an exploration permit or mineral development licence. This is required by sections 151 and 198 of the *Mineral Resources Act 1989* (the Act).

The Department is required to facilitate and regulate the carrying out of responsible mining activities and the development of a safe, efficient and viable mining industry in Queensland under the Act.

The Department maintains a Register under section 387 of the Act. This register contains information collected from a variety of sources, including application forms submitted under the Act. The particulars to be recorded in the register are prescribed in Part 11 of the *Mineral Resources Regulation 2003* (the Regulations).

Under section 68 of the Regulations, the public can inspect the Register between the hours of 8.30 am and 4.30 pm on business days, and anyone may take extracts from the register and acquire, upon payment of the prescribed fee, a copy of all or part of a notice, document or information held in the register. Information contained in the register includes (but is not limited to):

- the mining tenement number;
- the full name of the holder/s of the mining tenement;
- the annual rent for the mining tenement; and
- any permitted dealings relating to the mining tenement that are approved by the Minister.

Information collected on this form, whether or not it is contained in the Register, may be provided to other Queensland Government Agencies, where such disclosure is necessary for the effective management of the mineral resources and industry in Queensland. These agencies may include the Environmental Protection Agency, the Department of Primary Industries and Fisheries and the Department of Energy.

Where information provided is commercial in confidence, it will be treated as confidential and not included in the Register or be disclosed outside the agency unless the Department is legally required to do so.

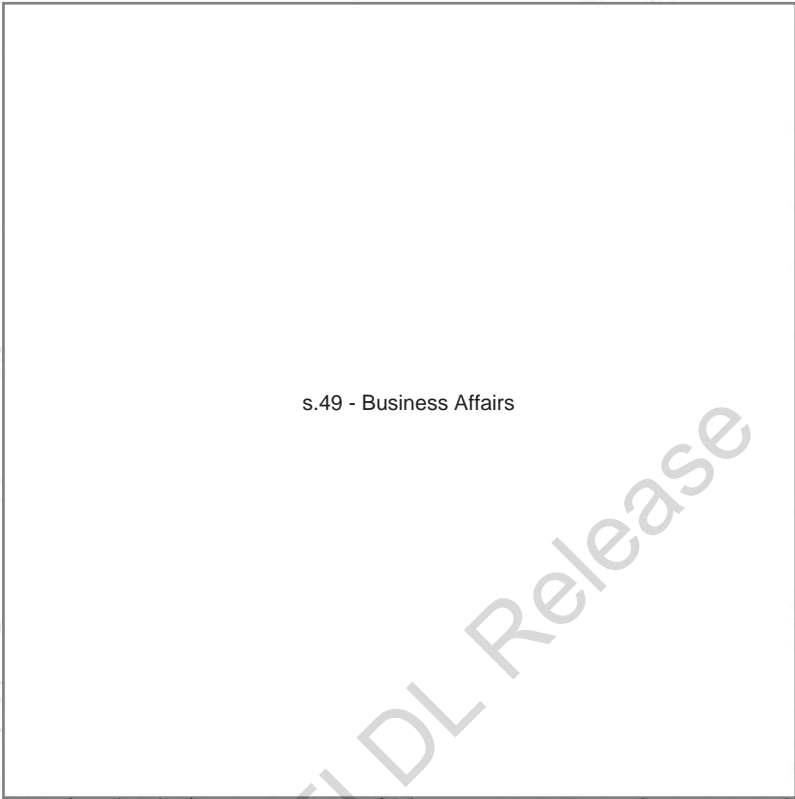
For more information on Information Privacy, please contact the Privacy Contact Officer for the Department of Natural Resources, Mines and Water on (07) 389 63705.



2:20 PM  
26/10/06

Bandanna Coal Pty Ltd  
Balance Sheet  
As of October 26, 2006

Oct 26, 2006



s.49 - Business Affairs

DNRM RTI DL Release



**ASIC**  
 Australian Securities & Investments  
 Commission

**National Names  
 Index**

Index of corporate and  
 business names

SEARCH TIPS

Extracted from ASIC's database at AEST 11:43:20 on 10/10/2006

**Name** DJE COAL PTY LTD  
**ACN** 110 928 213  
**ABN** 47 110 928 213  
**Type** Australian Proprietary Company, Limited By Shares  
**Registration Date** 13/09/2004  
**Next Review Date** 13/09/2007  
**Status** Registered  
**Locality of Registered Office** Brisbane QLD 4000  
**Jurisdiction** Australian Securities & Investments Commission

These are the documents that ASIC has most recently received from or in relation to this organisation. Page numbers are shown if processing is complete and the document is available for purchase.

| Date       | Number    | Pages | Description  |
|------------|-----------|-------|--|
| 13/09/2006 | 1F0109564 | 8     | 484 Change to Company Details<br>484B Change of Registered Address<br>484C Change of Principal Place of Business (Address)<br>484A2 Change Member Name or Address<br>484D Change to Ultimate Holding Company<br>484N Changes to (Members) Share Holdings |
| 11/09/2006 | 022991516 | 8     | 484 Change to Company Details<br>484G Notification of Share Issue<br>484O Changes to Share Structure<br>484N Changes to (Members) Share Holdings   |
| 11/09/2006 | 023169638 | 4     | 484 Change to Company Details<br>484G Notification of Share Issue<br>484O Changes to Share Structure<br>484N Changes to (Members) Share Holdings   |

COMPLETE DOCUMENT LISTING



Billor Code: 17301  
 Ref: 2291109282130

You can find out more about this company or order copies of the documents from the following ASIC information brokers:

National Data Centre Pty Ltd



**DJB Coal Pty Ltd**  
Level 4, 100 Eagle St  
BRISBANE Q 4000

9 October, 2006

**LETTER OF AUTHORISATION  
AND APPOINTMENT OF AGENT**

**Minister for Mines and Energy**

This letter gives notice that Tenement Administration Services Pty Ltd are authorised to do the following:

1. Sign and lodge various applications and make any alterations necessary to those applications during the processing of the application;
2. Administer the exploration and mining tenements held and do such things as are required by the Mineral Resources Act 1989, in relation to all and any of our tenements to keep them in good standing.
3. Accept the terms and conditions of Annexures on Draft Documents.

This appointment does not extend to the relinquishment of any tenement.

This Appointment of Agent cancels any previous appointment of Agent.

Yours faithfully,

s.49 - Signature

Signature

*Director*

Title/Position

**RIBFIELD PTY LTD**

ACN 080 772 283

1st Floor 1304 Hay Street West Perth, Western Australia 6005 Australia

Phone (618) 9321 7025 Fax (618) 9481 5645

e-mail address

s.49

11 October, 2006

**LETTER OF AUTHORISATION  
AND APPOINTMENT OF AGENT**

**To: Minister for Mines and Energy**  
**Department of Natural Resources, Mines and Water ("Department")**

This letter gives notice that Tenement Administration Services Pty Ltd ("**TAS**") are appointed as the agent of Ribfield Pty Ltd ("**Ribfield**") and pursuant to that appointment are authorised to do the following in relation to Mineral Development Licence 282 ("**Licence**"):

1. sign and lodge with the Department an application for the renewal of the Licence ("**Application**") and make any alterations necessary to the Application during the processing of the Application; and
2. administer the Licence and do such things as are required by the *Mineral Resources Act 1989*, in relation to the Licence to keep it in good standing.

This Appointment of Agent does not extend to the relinquishment of the Licence and is provided by Ribfield subject to TAS:

1. obtaining the prior written approval of Ribfield to the lodgement of the Application with the Department or any alternations to the Application; and
2. keeping Ribfield advised and informed of any correspondence of any nature between TAS and the Department in relation to the Licence, including providing copies of such correspondence to Ribfield in a timely manner.

TAS shall at all times ensure that none of the actions taken by TAS pursuant to this appointment will interfere with access to the Licence by Custom Mining Pty Ltd or any of its Related Bodies Corporate for the purposes of conducting a drilling and analysis programme.

This Appointment of Agent cancels any previous appointment of an Agent with respect to the Licence and shall commence on the date of this letter and expire on 30 June 2007 unless otherwise advised.

Yours faithfully,

s.49 - Signature

JOHN COOKE  
 Director



**ELLROCK PTY LTD**  
**ACN 011 003 320**

99 Fifth Avenue  
Windsor, QLD 4030

26 October, 2006

**LETTER OF AUTHORISATION  
AND APPOINTMENT OF AGENT**

**To: Minister for Mines and Energy**  
**Department of Natural Resources, Mines and Water ("Department")**

This letter gives notice that Tenement Administration Services Pty Ltd ("**TAS**") are appointed as the agent of Ellrock Pty Ltd ("**Ellrock**") and pursuant to that appointment are authorised to do the following in relation to Mineral Development Licence 282 ("**Licence**"):

1. sign and lodge with the Department an application for the renewal of the Licence ("**Application**") and make any alterations necessary to the Application during the processing of the Application; and
2. administer the Licence and do such things as are required by the *Mineral Resources Act 1989*, in relation to the Licence to keep it in good standing.

Yours faithfully  
**ELLROCK PTY LTD**

s.49 - Signature

Mark Elliott  
Director

File / Ref number MDL 282 283  
Phone (07) 3238 3814  
Fax: (07) 3405 5349  
Email: vijaya.kodali@nrm.qld.gov.au

29 January 2007

Ribfield Pty Ltd  
Shop 4 Landcentre  
Cnr Main and Vulture Street  
WOOLLOONGABBA QLD 4102

Dear Sir/Madam

**MINERAL DEVELOPMENT LICENCES (MDL) NUMBER 282 & 283**

I refer to your request dated 19 December 2006 to change the address of Ribfield Pty Ltd from 1<sup>st</sup> Floor 1304 Hay Street West Perth 6005 to Shop 4 Landcentre Cnr Main and Vulture Street Woolloongabba QLD 4102 pursuant to section 388 of the *Mineral Resources Act 1989*.

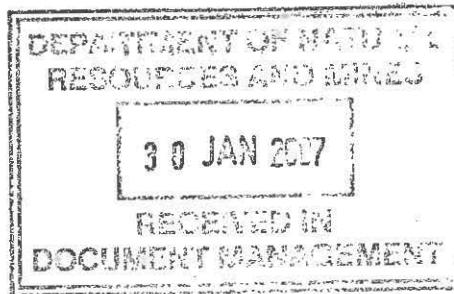
I advise that this request has been recorded on the register in respect of MDL 282 and MDL 283.

If further information is required, please contact the nominated contact officer referred to above in this letter.

Yours sincerely

s.49 - Signature

**VIJAYA KODALI**  
**Tenures Officer**  
**Tenures Support Unit**  
**SE Region Mines**



**South East Region (Mines)**  
Dept Natural Resources, Mines and Water  
Podium 2  
Ground Floor, Landcentre Building,  
Cnr Main and Vulture Streets,  
WOOLLOONGABBA QLD 4102  
PO Box 1475 Coorparoo  
Queensland 4151 Australia  
Telephone + 61 7 3238 3817  
Facsimile + 61 7 3405 5349  
Website www.dnr.qld.gov.au  
ABN 97 147 068 931

File: EPC 640  
MDL 282, 283  
Loose  
Doc: MI071 @1050

### Departmental Correspondence Action Sheet

1 MT9

Date of Entry: / /  
Signature: Peter Hoppner

Urgent  
Routine

- For necessary Action
- For Advice
- For Information
- Prepare Draft Reply
- Prepare Draft Reply my Signature
- Prepare Draft Reply D/G Signature
- Prepare Departmental Minute
- Prepare Ministerial Briefing
- No Action
- Copy Provided
- Please Discuss

**ACTION OFFICER USE**

**DUE DATE:** / /

- Supporting documentation for assignments.  
- Progress assignments. MT19.

s.49 - Signature 15/2/07

Comments (if any)

ASM.

**DESIGNATED OFFICER**

Signature: s.49 - Signature  
Date: 1/2/07

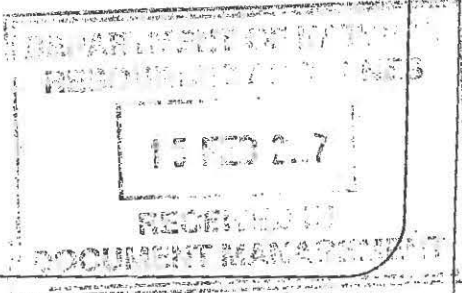
**FINAL ACTION**

Departmental Minute Prepared Yes  No

Received in Document Management

Comments - for filing

Signature:  
Date: / /



24 January 2007



Tenures Officer  
Tenures Support Unit  
Southern East Region (Mines)  
Department of Mines & Energy  
PO Box 1475,  
COORPAROO QLD 4151

ATT: RACHEL DOWNS

Dear Rachel,

**RE: EXPLORATION PERMIT FOR COAL 640**

|                              |                  |
|------------------------------|------------------|
| Department of Mines & Energy |                  |
| <b>RECEIVED</b>              |                  |
| 31 JAN 2007                  |                  |
| 9.05                         | s.49 - Signature |
| TIME                         | BY               |
| SOUTH EAST REGION MINES      |                  |

I refer to your letter dated 3 January 2007 and enclose the following:-

- A statement by DJB Coal Pty Ltd as requested.
- Replacement of the Financial Assurance of s.49 - Business Affairs
- Application for amendment or discharge of Financial Assurance for an EA.

**RE: MINERAL DEVELOPMENT LICENCE 282 & 283**

- Replacement of the Financial Assurances of s.49 - Business Affairs for each MDL.
- Proof of eligibility for each MDL.
- Statement of commitment.
- Statement of Financial & Technical Resources.
- Application for amendment or discharge of Financial Assurance for an EA.

Please be advised that the Application forms for both the MDL's are with the Office of State Revenue as requested and will be forwarded on to you as soon as they are to hand.

If you have any queries, please call on (07) 3393 1744.

Yours faithfully  
Tenement Administration Services Pty Ltd  
for Ribfield Pty Ltd

s.49 - Signature

Eden Hodson  
Administrator - Queensland

|   |                         |
|---|-------------------------|
| Department of Mines & Energy<br>SOUTHERN REGION (MINES) |                         |
| FEE   | s.49 - Business Affairs |
| DATE PAID   | 31/1/07                 |
| RECEIPT No.   | 82186581                |
| FOR   | SECURITY                |
| INITIALS  | R-L                     |

Melbourne  
1748 Gisborne-Melton Rd  
Kurunjang VIC 3337  
Telephone: (03) 9746 7222  
Facsimile: (03) 9746 7799

Perth  
2/326 Hay St  
East Perth WA 6004  
Telephone: (08) 9421 1777  
Facsimile: (08) 9421 1331

Brisbane  
Shop 4 Landcentre  
Cnr Main & Vulture St  
Woolloongabba QLD 4102  
Telephone: (07) 3393 1744  
Facsimile: (07) 3393 1711

Sydney/Maitland  
12 Carmichael St  
Raymond Terrace NSW 2324  
Telephone: (02) 4983 2267  
Facsimile: (02) 4983 2268





**ASIC**  
 Australian Securities & Investments  
 Commission

**National Names  
 Index**

Index of corporate and  
 business names

SEARCHTIPS

Extracted from ASIC's database at AEST 11:43:20 on 10/10/2006

**Name** DJB COAL PTY LTD  
**ACN** 110 928 213  
**ABN** 47 110 928 213  
**Type** Australian Proprietary Company, Limited By Shares  
**Registration Date** 13/09/2004  
**Next Review Date** 13/09/2007  
**Status** Registered  
**Locality of Registered Office** Brisbane QLD 4000  
**Jurisdiction** Australian Securities & Investments Commission

These are the documents that ASIC has most recently received from or in relation to this organisation. Page numbers are shown if processing is complete and the document is available for purchase.

| Date       | Number    | Pages | Description  |
|------------|-----------|-------|--|
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| 11/09/2006 | 022991516 | 8     | 484 Change to Company Details<br>484G Notification of Share Issue<br>484O Changes to Share Structure<br>484N Changes to (Members) Share Holdings   |
| 11/09/2006 | 023169638 | 4     | 484 Change to Company Details<br>484G Notification of Share Issue<br>484O Changes to Share Structure<br>484N Changes to (Members) Share Holdings   |

COMPLETE DOCUMENT LISTING



Billor Code: 17301  
 Ref: 2291109282130

You can find out more about this company or order copies of the documents from the following ASIC information brokers:

National Data Centre Pty Ltd

2:20 PM  
26/10/06

**Bandanna Coal Pty Ltd**  
**Balance Sheet**  
As of October 26, 2006

Oct 26, 2006

s.49 - Business Affairs

DNRM RTI/DL Release



**RIBFIELD PTY LTD**

ACN 080 772 283

1st Floor 1304 Hay Street West Perth, Western Australia 6005 Australia

Phone (618) 9321 7025 Fax (618) 9481 5645

e-mail address

s.49

11 October, 2006

**LETTER OF AUTHORISATION  
AND APPOINTMENT OF AGENT**

To: **Minister for Mines and Energy**  
**Department of Natural Resources, Mines and Water ("Department")**

This letter gives notice that Tenement Administration Services Pty Ltd ("TAS") are appointed as the agent of Ribfield Pty Ltd ("Ribfield") and pursuant to that appointment are authorised to do the following in relation to Mineral Development Licence 282 ("Licence"):

1. sign and lodge with the Department an application for the renewal of the Licence ("**Application**") and make any alterations necessary to the Application during the processing of the Application; and
2. administer the Licence and do such things as are required by the *Mineral Resources Act 1989*, in relation to the Licence to keep it in good standing.

This Appointment of Agent does not extend to the relinquishment of the Licence and is provided by Ribfield subject to TAS:

1. obtaining the prior written approval of Ribfield to the lodgement of the Application with the Department or any alternations to the Application; and
2. keeping Ribfield advised and informed of any correspondence of any nature between TAS and the Department in relation to the Licence, including providing copies of such correspondence to Ribfield in a timely manner.

TAS shall at all times ensure that none of the actions taken by TAS pursuant to this appointment will interfere with access to the Licence by Custom Mining Pty Ltd or any of its Related Bodies Corporate for the purposes of conducting a drilling and analysis programme.

This Appointment of Agent cancels any previous appointment of an Agent with respect to the Licence and shall commence on the date of this letter and expire on 30 June 2007 unless otherwise advised.

Yours faithfully,

s.49 - Signature

John Cooke  
Director

**DJB Coal Pty Ltd**  
Level 4, 100 Eagle St  
BRISBANE Q 4000

9 October, 2006

**LETTER OF AUTHORISATION  
AND APPOINTMENT OF AGENT**

**Minister for Mines and Energy**

This letter gives notice that Tenement Administration Services Pty Ltd are authorised to do the following:

1. Sign and lodge various applications and make any alterations necessary to those applications during the processing of the application;
2. Administer the exploration and mining tenements held and do such things as are required by the Mineral Resources Act 1989, in relation to all and any of our tenements to keep them in good standing.
3. Accept the terms and conditions of Annexures on Draft Documents.

This appointment does not extend to the relinquishment of any tenement.

This Appointment of Agent cancels any previous appointment of Agent.

Yours faithfully,

s.49 - Signature

Signature

*Director*

Title/Position



Not required inherently  
Sent

# Application form

Environmental Protection Act 1994 Section 260

## Application to transfer an environmental authority (mining activities) for a code or non-code compliant level 2 mining project

### OFFICIAL USE ONLY

DATE RECEIVED:

|  |  |  |
|--|--|--|
|  |  |  |
|--|--|--|

FILE REF:

|  |
|--|
|  |
|--|

PROJECT REF:

|  |
|--|
|  |
|--|

COMPLETE FORM

CORRECT AA

COMPLETE FEE

ADMINISTERING DISTRICT:

|  |
|--|
|  |
|--|

ENTERED BY (SIGNATURE):

|  |
|--|
|  |
|--|

DATE:

|  |  |  |
|--|--|--|
|  |  |  |
|--|--|--|

### GUIDE

This form may also be used to transfer a transitional EA for a code or non-code compliant level 2 mining project, in which case it may be advisable to apply for either a conversion to an EA for a code or non-code compliant level 2 mining project before making the transfer application.

#### Question 1:

The transitional authority number is prefixed with a 'T'. It may have replaced an EP Act approval, or in some cases a mining tenement type and number was used as the approval number.

### Important information for applicants

This form must be used to transfer an environmental authority (EA) (mining activities) for a code or non-code compliant level 2 mining project, under section 260 of the *Environmental Protection Act 1994*. The EA can be transferred from the current holder to another person/entity, an additional holder can be added to an EA (mining activities) for a code or non-code compliant level 2 mining activity. An EA (prospecting) cannot be transferred.

- You cannot use this form to simply remove a holder from an EA (mining activities). Where multiple holders exist and a holder wishes to be removed from the authority, you must submit an application for amendment of EA. (The authority may be amended if, following the amendment, there would be at least one EA holder remaining).
- An application for transfer will be granted only if all the holders of a relevant mining tenure will also be the holders of the corresponding environmental authority. Questions 18 and 19 refer.
- In this form, reference to an EA is also taken to be a reference to a transitional EA.

In most instances, this form is required to be completed and submitted with the relevant Department of Natural Resources and Mines (NR&M) application for assignment of mining claim, mining lease, exploration permit or mineral development licence. Information (eg proof of identity of transferee) shall be taken from the NR&M form to assist the administering authority in deciding this application for transfer of EA. Please lodge the transfer and assignment forms at your local NR&M district office.

### Information to be provided by current EA holder

#### 1. EA (or transitional EA) number

EA NUMBER:

M4533

#### 2. Relevant mining tenement(s) for each mining activity that is to be transferred

TENEMENT TYPE AND NUMBER (EG ML1234):

MDL 282

**Application to transfer an environmental authority (mining activities) for a code or non-code compliant level 2 mining project**

For a mining lease project, please provide the NR&M issued project number.

**3. Project details, where existing**

|                              |
|------------------------------|
| PROJECT NUMBER:              |
| PROJECT NAME:<br>MIDDLEMOUNT |

Where there are joint holders, list all joint holders. Please provide the full legal names of all persons/entities to which the current EA was issued.

**4. Name of current EA holder(s)**

|                              |
|------------------------------|
| NAME(S):<br>RIBFIELD PTY LTD |
|------------------------------|

The registered business address provided should be the head office location or residence of the holder/principal holder, for the purposes of serving legal notices.

The postal address provided shall be used by the administering authority for general correspondence.

**5. Address and contact details for current holder/principal EA holder**

|  |                              |
|--|------------------------------|
| NAME:<br>RIBFIELD PTY LTD  |                              |
| REGISTERED BUSINESS ADDRESS:<br>1 <sup>ST</sup> FLOOR, 1304 HAY STREET, WEST PERTH WA 6005 |                              |
| FULL POSTAL ADDRESS (WHERE DIFFERENT):   |                              |
| TELEPHONE:<br>(08) 9321 7025   | FACSIMILE:<br>(08) 9481 5645 |
| MOBILE TELEPHONE:  | EMAIL:                       |

If the current EA holder is a person, enter that name. Otherwise, enter the position of the person (eg director, executive officer, manager) delegated to act for the registered entity.

**6. Responsible person (i.e. signatory) for holder/principal holder**

|  |
|--|
| NAME:<br>JOHN COOKE  |
| POSITION:<br>DIRECTOR  |
| POSTAL ADDRESS (WHERE DIFFERENT TO THAT PROVIDED IN QUESTION 5): |

Any persons/entities who are not proposed to be holders of relevant mining tenements, are required to be removed.

Where the only intention of your application is to add an additional EA holder, answer 'No' at Question 7.

**7. Do you intend for all current holders to be removed (i.e. no longer hold a share of the EA) upon approval of this application?**

- Yes → go to Question 10
- No → complete Questions 8 and 9



**Application to transfer an environmental authority (mining activities) for a code or non-code compliant level 2 mining project**

**Question 9:**

Where there is more than one holder for an EA, one of the holders may make applications and exchange correspondence with the administering authority on behalf of all holders. This principal holder can be a person or entity nominated by all holders. An existing principal holder will not be able to act on behalf of all holders after the application is approved.

Where there is to be a new principal holder following the approval of this application, those who will be joint holders of the EA after the application is approved should complete the Appointment of principal holder section at the end of this form.

Whilst it is the responsibility of the current holder to summarise the conditions of the EA here, it is the responsibility of the proposed transferee to seek further information from the holder regarding the details of the EA conditions and become familiar with those conditions.

Whilst it is the responsibility of the current holder to summarise any currently imposed statutory requirements in relation to the EA here, it is the responsibility of the proposed transferee to seek further information from the holder regarding the details of any such requirements.

<sup>1</sup> Not to be confused with an audit statement required to accompany a planning document or final rehabilitation report.

**8. Identify the person(s)/entity to be removed as a holder of this EA**

NAME(S):

ELLROCK PTY LTD

**9. Is the existing principal holder retaining an interest in this EA?**

- Yes → the new holders will have to agree in writing for this appointment to continue, or may appoint a new principal holder
- No → all holders after the transfer is approved may appoint a new principal holder

**10. Please tick the relevant boxes below to summarise the conditions and commitments that currently exist for the EA**

- Conditions contained in relevant Code of Environmental Compliance
- Additional conditions (that is, in addition to conditions of a Code)
- EP Act approval (applies to transitional EAs only)
- Tick-a-box EMOS, or EMOS approved under the MR Act (applies to transitional EAs only)
- Plan of Operations
- Financial assurance requirement
- Other (please specify below)

**11. Please tick the boxes where any of the following statutory requirements are currently relevant or imposed on the EA**

- Environmental management program.
- Environmental protection order.
- Environmental evaluation.
- Prosecution proceedings.
- Environmental audit (pursuant to either sections 280 or 322 of the EP Act)<sup>1</sup>.
- Environmental investigation.
- Other (please specify below):

**Application to transfer an environmental authority (mining activities) for a code or non-code compliant level 2 mining project**

Note: For EAs for code or non-code compliant level 2 mining projects, the administering authority may, within 20 business days after this transfer application is made, require the applicants to provide an audit statement for the EA, stating the extent to which activities carried out under each relevant mining tenement have complied with the conditions of the EA.

**12. Have you complied fully with the conditions<sup>2</sup> of the environmental authority?**

- Yes → go to Question 13
- No → attach a statement of the extent to which the conditions have been complied with

Tick to indicate attachments

<sup>2</sup> For a transitional authority, the conditions are the conditions of any pre 2001 EA and conditions of a relevant mining tenement that, under the new system, would reasonably be expected to be conditions of the environmental authority rather than of the tenement. Conditions also include any commitments, obligations, requirements or undertakings contained in the most recent version of any planning document for the mining tenement.

Please read carefully through the certification opposite before signing - if relevant, note the distinction between the 'holder', 'nominated holder' and a person authorised to sign this form on behalf of the holder or principal holder.

Regarding the return of any financial assurance (FA) held for the EA, an 'Application for amendment or discharge of financial assurance for an environmental authority (mining activities)' form is required to be lodged. The application regarding FA shall not be processed until this transfer application is approved.

**13. Certification by the current environmental authority holder**

I / We, (the current EA holder/s, identified at Question 4):

(please tick relevant option)

- agree to the transfer<sup>3</sup> of the environmental authority identified at Question 1.
- agree to the addition of the proposed new holder, identified at Question 14, for the environmental authority identified at Question 1.
- understand that all information supplied on or with this application form may be made available upon request, subject to the provisions of the *Freedom of Information Act 1992* and/or by EPA administrative access arrangements.

<sup>3</sup> If the transfer is approved it will not take effect until the financial assurance has been appropriately adjusted.

I, EDEN HODSON  
Printed name of person(s) signing this form

- am authorised to sign on behalf of the current environmental authority holder(s), and commit the current environmental authority holder(s) in all matters relevant to this application.
- am aware that under section 480 of the *Environmental Protection Act 1994*, it is an offence to give the administering authority information that I know is false, misleading or incomplete in any material particular. The maximum penalty for such action is 165 penalty units for an individual, or 825 penalty units where the applicant is a corporation (section 181 B (3) of the *Penalties and Sentences Act 1992*). The current penalty unit value is \$75.00.



Application to transfer an environmental authority (mining activities) for a code or non-code compliant level 2 mining project

You may apply for exemption from disclosing information contained in a document submitted, or proposed to be submitted with this application (see section 564 of the EP Act).

Where there is more than one holder, this certification is to be signed by all holders or the person authorised to sign on behalf of all holders (i.e. the current principal holder, if relevant).

Where the holder or current principal holder is a company, this form is to be signed by an authorised person for that company.

NAME:

SIGNATURE:

DATE:

Information to be provided by the proposed transferee

The transferee is the person/entity applying to become a holder of the EA. Please provide the full legal name.

14. Name of transferee

NAME:  
DJB COAL PTY LTD

All bodies registered under Corporations Law will have an Australian Company Number (ACN), except some foreign bodies which will have an Australian Registered Body Number

15. ACN/ARBN number (as appropriate)

NUMBER:  
110928213

The registered business address provided should be the head office location or residence of the transferee, for the purposes of serving legal notices. You must not provide a post office box.

16. Address details for transferee

|   |   |
|---|---|
| REGISTERED BUSINESS ADDRESS:<br>LEVEL 4 100 EAGLE STREET<br>BRISBANE QLD 4000   |   |
| FULL POSTAL ADDRESS (WHERE DIFFERENT):<br>C/- TENEMENT ADMINISTRATION SERVICES PTY LTD<br>SHOP 4 LANDCENTRE<br>CNR MAIN & VULTURE STREET WOOLLOONGABBA QLD 4102 |   |
| TELEPHONE:<br>(07) 3393 1744  | FACSIMILE:<br>(07) 3393 1711            |
| MOBILE TELEPHONE:<br>s.49   | EMAIL:<br>ehodson@bris.landadmin.com.au |

The postal address provided shall be used by the administering authority for general correspondence.

**Application to transfer an environmental authority (mining activities) for a code or non-code compliant level 2 mining project**

**17. Responsible person (i.e. signatory) for transferee**

|  |
|--|
| NAME:<br>EDEN HODSON   |
| POSITION:<br>SENIOR ADMINISTRATOR TENEMENT ADMINISTRATION SERVICES<br>AS AUTHORISED AGENTS FOR |
| POSTAL ADDRESS (WHERE DIFFERENT TO THAT PROVIDED IN QUESTION 5):                               |

Where there is more than one tenement as part of the project EA and you are not a holder of all tenements, but are a holder of at least one tenement, answer Yes at this question.

**18. Are you (i.e. the proposed transferee) a holder of a relevant mining tenement for the EA?**

- Yes → list tenements you hold or have an interest in, then go to Question 20
- No

|                           |
|---------------------------|
| TENEMENT TYPE AND NUMBER: |
|---------------------------|

**19. Have you applied under the *Mineral Resources Act 1989* to become a holder of a relevant mining tenement for the EA?**

- Yes → list relevant tenements

|  |
|--|
| TENEMENT TYPE AND NUMBER:<br>EPC 640 MDL 283 |
|--|

**Question 20:**  
Past criminal activity is one of the factors that the administering authority considers when deciding a transfer application is the suitability of the transferee to hold an EA.

Past criminal activity for environmental offences will not necessarily result in the application being refused. Each case is assessed on its merits.

The EPA may contact you for further information at any time during the decision-making period.

Where the applicant is a corporation, Questions 20 & 21 apply to all executive officers of the corporation (and relates to their current position, and any other executive positions they may have held in other corporations). Under the EP Act, an 'executive officer' includes anyone who is involved in the management of a corporation. You should make reasonable inquiries of all executive officers.

- No

**20. Has the transferee been convicted<sup>4</sup> of an offence against the *Environmental Protection Act 1994* or a corresponding law<sup>5</sup> in Queensland or another jurisdiction?**

- Yes → please attach a brief statement outlining the date, location and nature of the conviction

Tick to indicate attachments

- No

<sup>4</sup> Under the EP Act, a conviction includes a plea of guilty or a finding of guilt by a court even though a conviction is not recorded.

<sup>5</sup> "Corresponding law" means a law of the Commonwealth or another state that provides for the same or similar matters as the EP Act.

**Application to transfer an environmental authority (mining activities) for a code or non-code compliant level 2 mining project**

**21. Has the transferee held an environmental authority that has been cancelled or suspended under the *Environmental Protection Act 1994* or a corresponding law in Queensland or another jurisdiction?**

Yes → please attach a brief statement outlining the date, licence or approval number, and the nature of the cancellation or suspension

Tick to indicate attachments

No

**22. Do you wish to apply for an amendment of the EA with this application for transfer?**

Yes → complete the relevant<sup>6</sup> application for amendment form and submit it, as an attachment to this form the Ecoaccess Customer Service Unit (ECSU).

Tick to indicate attachments

No → Attach a statement of the extent to which the conditions have been complied with

Tick to indicate attachments

You might want to amend the EA because it is proposed to change the way activities are carried out or you believe that you are unable to comply with the existing conditions. It might also be necessary to amend the EA to take account of changes to plans of operation and environmental management documents.

For an EA (mining lease), a holder may need to amend or replace the plan of operations. A written notice is required to be submitted with the document. The EPA has prepared notice examples.

<sup>6</sup>For a transitional EA: If the activity is eligible to be a code or non-code compliant level 2 mining activity, use the 'Application to convert to environmental authority for a code or non-code compliant level 2 mining project' form, otherwise, a level 1 transfer will apply.

**23. Should this application be approved, who is to be the contact person for dealing with the environmental protection issues for the EA?**

The contact person may be an operational staff member, a consultant or other relevant person.

Statutory notices will be sent to the principal holder - not the contact person stated here.

|   |   |
|---|---|
| NAME:<br>EDEN HODSN   |   |
| POSITION AND COMPANY:<br>SENIOR ADMINISTRATOR   |   |
| REGISTERED BUSINESS ADDRESS:<br>TENEMENT ADMINISTRATION SERVICES PTY LTD<br>SHOP 4 LANDCENTRE CNR MAIN & VULTURE STREET<br>WOOLLOONGABBA QLD 4102 |   |
| FULL POSTAL ADDRESS (WHERE DIFFERENT TO THAT PROVIDED AT QUESTION 16):  |   |
| TELEPHONE:<br>(07) 3393 1744  | FACSIMILE:<br>(07) 3393 1711            |
| MOBILE TELEPHONE:<br>s.49   | EMAIL:<br>ehodson@bris.landadmin.com.au |



**Application to transfer an environmental authority (mining activities) for a code or non-code compliant level 2 mining project**

Please read carefully through the certification before signing - if relevant, note the distinction between the 'transferee' and a person authorised to sign this form on behalf of the transferee.

<sup>7</sup>Should this transfer application be approved it will not take effect until the required amount of financial assurance is lodged (in the approved form) for the EA. Please refer to the *Guideline: Financial assurance for mining activities*.

<sup>8</sup>For a transitional EA, it may be advisable to apply for a conversion to an EA for a code or non-code compliant level 2 mining project before making this transfer application.

The fee for an application to transfer environmental authority is \$50.

The fees and charges associated with this application form have been excluded from GST by the Commonwealth Government.

**24. Certification by transferee**

I/We, (the transferee identified at question 14):

Tick the relevant option:

- apply to transfer<sup>7</sup> the environmental authority/transitional<sup>4</sup> environmental authority identified at Question 1;
- apply to become a holder of the environmental authority/transitional<sup>8</sup> authority identified at Question 1.

I/We,

Tick the options that apply:

- am/are able to comply with the conditions of the existing authority and do not apply for an amendment of the environmental authority;
- have made a separate application to convert the transitional authority into an environmental authority (mining activities) for a code or non-code compliant level 2 mining project;
- accept responsibility for any outstanding rehabilitation and on-going management requirements and liabilities;
- have made a separate application to amend the environmental authority;
- have lodged the correct financial assurance in the approved form;
- enclose the prescribed fee of \$50.00;
- understand that all information supplied on or with this application form may be made available upon request, subject to the provisions of the *Freedom of Information Act 1992* and/or EPA administrative access arrangements.

I, EDEN HODGSON  
Printed name of person signing this form

- am authorised to sign on behalf of the transferee, and commit the transferee in all matters relevant to this application;
- accept that my suitability to hold an environmental authority may be investigated;
- understand that if the application is approved, I am required to notify the landholders concerned;

**Application to transfer an environmental authority (mining activities) for a code or non-code compliant level 2 mining project**

You may apply for exemption from the provisions of section 480 of the *Environmental Protection Act 1994* if you are advised that the information contained in a document registered or proposed to be submitted with this application (see section 564 of the *EP Act*) may contain details of relevance to the proposed transfer. For example, other statutory requirements may contain details of environmental management programs or other statutory environmental protection orders which might be imposed currently or in the future on the existing holder of the EA and/or land contaminated as part of the mining project. Requirements for remediation works should consider the following as a guide:

- You are aware that under section 480 of the *Environmental Protection Act 1994*, it is an offence to give the administering authority a document that contains information that I know is false, misleading or incomplete in any material particular.

The maximum penalty for such actions is 165 penalty units for an individual, or 825 penalty units where the transferee is a corporation (section 183 (b) (3) of the *Penalties and Sentences Act 1992*). The current penalty unit value is \$75.

|            |                  |
|------------|------------------|
| SIGNATURE: | s.49 - Signature |
|------------|------------------|

|   |
|---|
| POSITION OF SIGNATORY (I.E. DIRECTOR, MANAGER, OWNER, PARTNER, CEO ETC):<br><b>ADMINISTRATOR - TENEMENT ADMINISTRATION SERVICES PTY LTD<br/>                 AS AUTHORISED AGENTS FOR</b> |
|---|

|                                  |
|----------------------------------|
| DATE:<br><b>20 NOVEMBER 2006</b> |
|----------------------------------|

**25. Applicant checklist**

- Application form(s) completed and signed
- Fees paid or enclosed (if applicable)
- Supporting information or accreditation attached (if applicable)

**Please return your completed application kit to:**

**The relevant district office of:**

**Mining Registrar  
 Department of Natural Resources and Mines**

**Application to transfer an environmental authority (mining activities) for a code or non-code compliant level 2 mining project**

**Appointment of principal holder**

We, being joint applicants listed below, for the transfer of EA identified in Question 1 who will be holders of this EA following approval of this transfer application, hereby appoint

|   |
|---|
| PRINTED NAME OF PRINCIPAL HOLDER:<br>RIBFIELD PTY LTD |
|---|

as the principal holder for this environmental authority (mining activities), following the approval of this transfer application.

**List all joint applicants who will hold the transferred EA**

|  |            |                    |
|--|------------|--------------------|
| APPLICANT NAME / COMPANY:<br>DJB COAL PTY LTD            |            |                    |
| SIGNATORY NAME & POSITION:<br>ROBERT JOHANSEN - DIRECTOR | SIGNATURE: | DATE:<br>20/112006 |

|                            |            |       |
|----------------------------|------------|-------|
| APPLICANT NAME / COMPANY:  |            |       |
| SIGNATORY NAME & POSITION: | SIGNATURE: | DATE: |

|                            |            |       |
|----------------------------|------------|-------|
| APPLICANT NAME / COMPANY:  |            |       |
| SIGNATORY NAME & POSITION: | SIGNATURE: | DATE: |

|                            |            |       |
|----------------------------|------------|-------|
| APPLICANT NAME / COMPANY:  |            |       |
| SIGNATORY NAME & POSITION: | SIGNATURE: | DATE: |

The administering authority may:

- give a notice or other document relating to an EA (mining activities) by giving it to the principal holder; or
- make a requirement in relation to an EA (mining activities) by making it of the principal holder.

The principal holder may, for all other holders of the EA (mining activities) give or submit to the administering authority a notice or other document relating to the EA.

The joint applicants may, by signed notice to the EPA, cancel the appointment.