

From: LLOYD Linda [Linda.Lloyd@dnrm.qld.gov.au]
Sent: Thursday, 31 March 2016 8:29 AM
To: BUTTERISS Julieanne
CC: CRONIN Rachael; DONAGHY Peter; WISE Grahame
Subject: FW: Adani Approvals Process Update for Premier's Office
Attachments: Carmichael Mine DPC update 30 March 2016.docx; Draft Timeline of Anticipated Adani approvals - 24 Mar 2016.pdf

Hi Julieanne

I have just discussed this request with Peter – he asked me to forward to you. Would you kindly prepare some dot points – Peter will be there in 15.

Regards



Linda Lloyd
Departmental Liaison Officer
Department of Natural Resources and Mines

Level 17, 61 Mary Street Brisbane
PO Box 15216, City East Queensland 4002

Phone 07 3199 7641 (77641)

Mobile 07 3199 7641 (6) Personal information

Email dlo.dnrm@dnrm.qld.gov.au or Linda.lloyd@dnrm.qld.gov.au

From: DLO DNRM
Sent: Thursday, 31 March 2016 8:22 AM
To: DONAGHY Peter; CRONIN Rachael
Cc: MARSHALL Evan; GUTH Jenny
Subject: FW: Adani Approvals Process Update for Premier's Office

Hi Rachael and Peter

The Premier's Office has requested an urgent oral brief, to be given at 10am tomorrow, from DPC on the status of the Adani coal mine project.

Please note the attached dot points provided by the CG.

Would you kindly address what will happen if ILUA isn't agreed on April 16 .

Please provide response by 9.15 today – I need to forward to Premier's office before 9.30 am today.

Regards



Linda Lloyd
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Department of Natural Resources and Mines

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Email dlo.dnrm@dnrm.qld.gov.au or Linda.lloyd@dnrm.qld.gov.au

From: Jan Martin [<mailto:Jan.Martin@ministerial.qld.gov.au>]

Sent: Wednesday, 30 March 2016 6:53 PM

To: DSD DLO

Cc: Paul Woodland; Michael Meurer; Stephen Johnson

Subject: Re: Adani Approvals Process Update for Premier's Office

But it doesn't address what happens if ILUA isn't agreed on April 16...

Rgds
Jan Martin
Senior media advisor
Office of Dr Anthony Lynham MP
Minister for State Development and Minister for Natural Resources and Mines
Section 4(6) Personal information

On 30 Mar 2016, at 6:26 PM, DSD DLO <DLO@dsd.qld.gov.au> wrote:

Good evening,

For your information - request for information from DPC.

Jessica Wu
Department Liaison Officer
Department of State Development
Queensland Government

tel [3452 7027](tel:34527027)

mobile Section 4(6) Personal information

post [PO Box 15009 City East Qld 4002](mailto:PO.Box.15009.City.East.Qld.4002)

visit Level 17, [61 Mary St, Brisbane](mailto:61.Mary.St.Brisbane)

Jessica.Wu@dsd.qld.gov.au

www.dsd.qld.gov.au

Begin forwarded message:

From: DSD DLO <DLO@dsd.qld.gov.au>
Date: 30 March 2016 at 6:15:56 PM AEST
To: "Chris.McKenna@premiers.qld.gov.au" <Chris.McKenna@premiers.qld.gov.au>
Subject: Fwd: Adani Approvals Process Update for Premier's Office

Hi Chris,

Attached CG approved information as requested.

Sorry trying to work on my phone I can't seem to get the ccs to work.

Jessica Wu
Department Liaison Officer
Department of State Development
Queensland Government

tel [3452 7027](tel:34527027)

~~mobile~~ sch4p4(6) Personal information

post [PO Box 15009 City East Qld 4002](mailto:PO.Box.15009.City.East.Qld.4002)

visit Level 17, [61 Mary St, Brisbane](mailto:61.Mary.St.Brisbane)

Jessica.Wu@dsd.qld.gov.au

www.dsd.qld.gov.au

From: Chris McKenna [<mailto:Chris.McKenna@premiers.qld.gov.au>]
Sent: Wednesday, 30 March 2016 4:36 PM
To: DSD DLO
Cc: Chris Evans; Tracey O'Meara; Nicholas Dowie
Subject: Adani Approvals Process Update for Premier's Office
Importance: High

Chris

The Premier's Office has requested an urgent oral brief, to be given at 10am tomorrow, from DPC on the status of the Adani coal mine project.

sch4p4(6) Personal information though I understand DSD has oversight of this work, particularly from a Parliamentary briefing perspective.

Could you please coordinate some dots covering the latest summary of where the approval process is up to, and what next steps are required of Government?

Apologies for the very short timeframe.

Regards

<image012.png>

Chris McKenna

Environment Policy

Department of the Premier and Cabinet

P 07 3003 9324

Executive Building, Level 14, 100 George Street, Brisbane QLD 4000

PO Box 15185, City East, QLD 4002

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<Carmichael Mine DPC update 30 March 2016.docx>

<Draft Timeline of Anticipated Adani approvals - 24 Mar 2016.pdf>

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Carmichael Mine & rail project

Approvals already obtained

Adani has completed 3 environmental impact statements comprising 30,255 pages for its mine, rail and port project

Adani's Carmichael Coal Mine project and the North Galilee Basin Rail Project EISs have both been approved by the Coordinator-General under the *State Development & Public Works Act 1971*, and by the Federal Government under the *Environmental Protection and Biodiversity Conservation Act 1999*.

Adani has obtained 16 permits and approvals at local, state and federal level, including 6 primary approvals

Queensland's Department of Environment and Heritage Protection issued the Environmental Authority for the mine on 2 February 2016

12 material change of use approvals have been given by the Coordinator-General for applications from Adani for their Carmichael Coal Project and North Galilee Basin Rail Project in the Galilee Basin SDA

The Abbot Point Growth Gateway Project for expansion of the Abbot Point port has received its last State-based approval for dredging operations

What happens next

8 steps in summary

1. 3 Mining Lease decisions
sch4p4(8) Confidential communications
3. Adani obtaining a number of Tier 3/secondary permits and approvals (port, rail, power, water, roadworks, airport)
4. Adani obtaining access/title to the land along the full rail corridor and Moray Downs in order to construct the rail line and ancillary infrastructure
5. Adani satisfying all State and CW pre-construction requirements
6. Adani completing all the required design and procurement activities, including commercial agreements they need (eg NQBP)
7. Satisfactory conclusion of all court cases
8. Financial investment decision by Adani to proceed

This could take 12 – 24 months, it depends on Adani. Adani has early works scheduled on their program

The Coordinator-General expects to decide on three remaining MCU applications for the rail infrastructure and port terminal in the coming months.

sch4p4(8) Confidential communications

The Coordinator-General continues to meet the Adani CEO and his team fortnightly to facilitate the project and keep track of all the necessary approvals. A detailed approvals schedule is monitored and tracked daily (see current version attached).

Released by DNRM under the RTI Act 2009

From: CTPI
Sent: Thursday, 10 March 2016 2:17 PM
To: MACDONALD Debbie-Jo
Subject: RE: Filing of Compensation Agreements

Many thanks Debbie-Jo

From: MACDONALD Debbie-Jo [mailto:debbie-jo.Macdonald@dnrm.qld.gov.au]
Sent: Thursday, 10 March 2016 2:02 PM
To: CTPI
Subject: Filing of Compensation Agreements

Hi CTPI

Thanks for your call. I can clarify where compensation agreements under the MRA must be filed.

Where to file:

To file a compensation agreement, Chapter 14, section 386O deals with Place or way for making applications, giving, filing, forwarding or lodging documents or making submissions.

Subsection (2)(a)(ii) ..."the office of the department notified on the department's website" .

Our website lists the Mines Lodgement Offices at <https://www.dnrm.qld.gov.au/our-department/contact-us/mines-lodgement-offices>

Section 94 of the MRR states that the prescribed way for filing a document is electronically, using the online system on the department's website. A compensation agreement cannot be filed using the online system on the department's website, so you are able to file this via email to the Coal Assessment Hub. This can be done via email to coalhub@dnrm.qld.gov.au. Please also send to myself (or CC me) so I can action immediately.

When to file:

The timing of filing is critical to ensure the referral to the Land Court is not required.

Section 279(5)(c) of the MRA applies to the Carmichael MLs. 3 months from the date of the Land Court recommendation was made is 15 March 2016. The prescribed hours of business are between 8:30am and 4:30pm on each business day pursuant to section 100 of the Mineral Resources Regulation 2013 (MRR). A document that is filed electronically between 4:30pm on a working day and 8:30am on the next working day is taken to have been lodged at 8:30am on the later day.

In summary, please ensure that the compensation agreement is received in the Coal Assessment Hub by **no later than 4:30pm on Tuesday 15 March 2016**.

If you have any questions, please don't hesitate to contact me.

Kind Regards,

Debbie-Jo MacDonald
Principal Mining Registrar Assessment
Coal Assessment Hub
Department of Natural Resources & Mines
Telephone 07 4936 0139 Mobile Not in issue
Facsimile 07 4936 0375
Email debbie-jo.macdonald@dnrm.qld.gov.au

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From [CTPI]

Sent: Friday, 4 March 2016 4:25 PM

To: MACDONALD Debbie-Jo

Subject: FW: Updated map

Attachments: Attachment 5 Make Good Agreement High res map.pdf; Part 2 Response Qld Govt re INFO REQUEST Final 3March16.pdf

FYI also, can you please confirm receipt?

From [CTPI]

Sent: Friday, 4 March 2016 4:23 PM

To: alex.grundy@dnrm.qld.gov.au

Cc: 'coalhub@dnrm.qld.gov.au' <coalhub@dnrm.qld.gov.au>; [CTPI]

Subject: Updated map

COMMERCIAL IN CONFIDENCE

Good afternoon

As outlined in the correspondence of 3 March 2016, section 9 (attached), please find attached an updated version of the groundwater impacts and 'make good' agreements map.

Regards

[CTPI]



[CTPI]

Adani Mining Pty Ltd

Mobile [] | Direct []

[] | www.adaniaustralia.com |

Level 25, 10 Eagle Street, Brisbane, QLD 4000 | GPO Box 2569, Brisbane, QLD, 4001

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RESPONSE TO INFORMATION REQUEST

COMMERCIAL IN CONFIDENCE

Adani Mining Pty Ltd

3 March 2016

Attachment 4 –Restricted Land Maps – Lignum..... 46
Attachment 5 – Map of properties & groundwater impacts..... 71

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Acronyms and Abbreviations

| Acronym / Abbreviation | Meaning |
|------------------------|--|
| Adani | Adani Mining Pty Ltd |
| AEIS | Additional information to the Environmental Impact Statement |
| BOS | Biodiversity Offset Strategy |
| BTF | Black-throated Finch (southern) (<i>Poephila cincta cincta</i>) |
| DEHP | Queensland Department of Environment and Heritage Protection |
| EIS | Environmental Impact Statement |
| EPBC Act | <i>Environment Protection and Biodiversity Conservation Act 1999</i> |
| MNES | Matters of national environmental significance under the EPBC Act |
| NC Act | <i>Nature Conservation Act 1992</i> |
| NGBR | North Galilee Basin Rail |
| SEIS | Supplementary Environmental Impact Statement |
| SIMS | Social Impact Management Strategies |
| TO | Terminal O, Abbot Point |

1 Updated information - financial position

Adani Group

The Adani Group (www.adani.com) is one of India's leading business houses with group revenue of ~US\$14 billion as at March 2015. Adani is globally integrated infrastructure business spanning coal trading, coal mining, oil and gas exploration, generation and transmission and gas distribution.

Adani has an integrated pit-to-plug business strategy spans across the resources, logistics and infrastructure, energy generation and distribution sectors. Following are some of Adani's key projects:

- Mundra Port is the world's largest automated coal import terminal and India's largest cargo handling port
- Adani is the largest trader of coal in India with market share of about 40%
- Adani is the largest mine developer and operator in India. This involves land acquisition, exploration, development and management of mining operations in the following locations:
 - Parsa(E) Kanta Basin – Peak capacity of 15 mpta
 - Parsa – Peak capacity of 5 mpta
 - Kente Extension – Peak capacity of 7 mpta
 - Jitpur – Peak capacity of 2.5 mpta
- Substantial contribution to the Bunyu economy (Indonesia) via direct employment of 1,600 people (90% being locals). The operation generated coal production of 4.92 mpta (2014-15) and has a peak capacity of 8 mpta
- Adani has the largest private rail network in India
- Adani is the number one edible oil company in India in terms of market share (Joint Venture with Wilmar International, Singapore)
- India's largest private power producer including several projects using supercritical technology. Adani has led the World's first thermal project based on supercritical technology and registered the Clean Development Mechanism (CDM) Project under the United Nations Framework Convention on Climate Change.

Adani Australia

Adani has invested significantly in Australia. The Carmichael Coal Mine Project is a strategic component of the growth in Adani's Mining, Coal Trading, Logistics, and Power Generation businesses.

The Australian "pit to port project" includes three major components:

1. Carmichael Coal Mine Project – a greenfield coal mine, utilising open cut and underground techniques, with associated coal processing facilities and other off lease infrastructure for water supply, accommodation, quarries, and airport
2. North Galilee Basin Rail Project (NGBR) – a 388 km standard gauge railway line to transport coal from the Galilee Basin to the export facilities at the Port of Abbot Point
3. Abbot Point Coal Terminal O Project – a greenfield coal terminal (TO) at the existing Port of Abbot Point.

Each of these projects are treated as a separate Special Purpose Vehicle (SPV) for the purposes of accounting and finance.

Adani has made significant investment in Australia to date with a view to developing the coal resources under the proposed mining lease (ML) areas, Irrelevant
Part of this investment includes Adani's acquisition of a 99 year lease over the Abbot Point Coal Terminal for BOC and Adani's acquisition of the Exploration Permit for Coal from Linc Energy in 2010.

Adani purchased the Moray Downs Pastoral Lease with a BOC in November 2011. Moray Downs covers the majority of the surface rights required for the Carmichael Coal Mine.

In 2013, Adani completed the single largest and most comprehensive coal exploration programme undertaken in Australia over Exploration Permit for Coal (EPC) 1690 and the eastern portion of EPC 1080. The exploration program established the single largest reserve identified for a coal tenement globally with reserves of 10.15 billion tonnes. The total JORC Resource Estimate is broken into:

- Irrelevant and
- Eastern and northern portions of EPC1080 (MLAs 70505 and 70506) – BOC

See Attachment 1 for financial results of Adani Enterprises Ltd (parent).

2 Updated information - technical capabilities

Adani's experience in mining in Australia to date is based in its significant and ongoing exploration program for the Carmichael Coal project. Adani is a subsidiary of Adani Enterprises Ltd, and forms part of the broader Adani Group of companies based in Ahmedabad, India. The Adani Group is presently developing and operating mines in India, Indonesia and Australia as well as importing and trading coal from many other countries.

The relevant qualifications and experience of key personnel involved in the development, construction and operation of the Carmichael Coal Mine in Australia are as follows.

2.1 Jeyakumar Janakaraj – Chief Executive Officer and Country Head

Jeyakumar Janakaraj is the Chief Executive Office of Adani's Australian operations. Mr Janakaraj joined the Adani Group in September 2013. Mr Janakaraj has a Mechanical Engineering degree from PSG College of Technology, Coimbatore.

Mr Janakaraj has approximately 21 years' experience in the mining industry, including in relation to the construction and development of mining projects and resource companies.

In 2006, Mr Janakaraj was awarded the Gold Medal by the Indian Institute of Metals for his significant contribution to the non-ferrous metallurgical industry.

CTPI

CTPI

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CTPI

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2.10 Contractors

Adani intends to secure contracts with specialist contractors to deliver various components of the Project. As the mine progresses from the development phase to the construction phase, and from the construction phase to the operational phase, the team of key personnel will be supplemented by additional staff with the skills and experience required at each stage.

3 Summary of community consultation & engagement

The Carmichael Coal Mine Project is located approximately 160 km north-west of the town of Clermont in the Isaac Regional Council local government area. At the time of the 2011 Census, Clermont had a resident population of 2,177 persons. It is located 110 km from Emerald, the closest major regional centre with a population of almost 13,000 people.

A social impact assessment was completed in accordance with the terms of reference for the Carmichael Coal Mine and Rail Project Environmental Impact Statement process. Matters considered include the social and cultural area of influence, community engagement, a social baseline study, a workforce profile, potential impacts and mitigation measures and management strategies. For further information, please access the environmental impact statement, supplementary and additional documentation at: <http://www.adaniaustralia.com/businesses/carmichael-coal-mine-and-rail-project>

The assessment found the potential social impacts mainly relate to local economic change for individuals and communities. It found that the project will not impose significant adverse impacts on local and regional communities. Positive impacts identified included:

- direct and indirect local, regional and Indigenous employment and training opportunities
- local and regional contracting and supply opportunities for individuals and businesses
- enhanced economic development opportunities throughout the region.

With regard to engagement with the community, Adani has completed the following formal public consultation processes:

1. the Carmichael Coal Mine and Rail Project Environmental Impact Statement (December 2012 to February 2013)
2. the Carmichael Coal Mine and Rail Project Supplementary Environmental Impact Statement (November to December 2013)
3. Mining Lease application objection process –April to June 2014
4. Environmental Authority application submission process –April to June 2014
5. draft environmental authority consultation –July and August 2014.

Adani commenced engagement with Traditional Owners in 2011. Adani has Cultural Heritage Management Plans signed with four Traditional Owner Groups:

- the Juru People (TO and NGBR Projects)
- the Birri People (NGBR Project)
- the Jangga People (NGBR Project)

- the Wangan and Jagalingou People (Carmichael Coal Mine and Rail Project).

See Attachment 2 for a map showing the Adani's projects and Traditional Owner areas.

Adani launched its Indigenous Participation Plan in July 2015 with Traditional Owner Representatives. It was signed by all four Traditional Owner groups.

Adani has signed 4 of the 5 Indigenous Land Use Agreements required:

1. the Juru People – Abbot Point T0 Project – signed 2013
2. the Jangga People - NGBR Project - signed 2013
3. the Birri People - NGBR Project – signed 2014
4. the Juru People - NGBR Project – signed 2014
5. the Wangan and Jagalingou People (Carmichael Coal Mine and Rail Project) – ongoing negotiations.

The following details the history of engagement with the Wangan and Jagalingou People:

- established and implemented 2 State approved Cultural Heritage Management Plans :
 - undertaken more than 7,000 man hours of cultural heritage surveys and clearances
 - ensured that all significant cultural heritage sites have been protected
- held more than 20 meetings:
 - maintained ongoing communication about the project and interests
 - discussions with Adani's mining camp and operations contractors in relation to employment, training and contracting opportunities for the Wangan and Jagalingou People
- established 3 Indigenous Participation Plan Memoranda of Understanding.

The Wangan and Jagalingou People Indigenous Land Use Agreement negotiations commenced in 2012. They have included the following:

BOC

- a site visit to the proposed Carmichael Coal Mine site in February 2016.

Additionally, Adani has regularly engaged with a wide range of community stakeholders and meeting specific communication requirements, such as the following:

- discussions to support make good agreement process with landholders
- public consultation for Material Change of Use applications for the NGBR project, and off lease activities such as the proposed airport
- constant contact with the Isaac Regional Council about the project, particularly about agreements for reserves, roads and stock routes
- engagement with non-government organisations such as the Black-throated Finch Recovery Team
- regular contact and negotiations with neighbouring landholders to Moray Downs.

Adani continues its excellent relationships with landholders in the region of the proposed Carmichael Coal Mine.

4 Updated information – direct employment

Adani has, and will continue to have, corporate office based in Brisbane as estimated in Table 1 below.

Table 1 - Corporate Office and Support

| Corporate Office and Support | Y1 | Y2 | Y3 | Y4 | Y5 | Y6 | Y7 | Y8 | Y9 | Y10 |
|-------------------------------------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|------------|
| Executive Office | 6 | 6 | 6 | 6 | 6 | 6 | 6 | 6 | 6 | 6 |
| Legal | 3 | 3 | 3 | 3 | 3 | 3 | 3 | 3 | 3 | 3 |
| Finance and Commercial | 20 | 20 | 20 | 20 | 20 | 20 | 20 | 20 | 20 | 20 |
| Technical Professionals | 25 | 25 | 25 | 25 | 25 | 25 | 25 | 25 | 25 | 25 |
| Safety Professionals | 5 | 5 | 5 | 5 | 5 | 5 | 5 | 5 | 5 | 5 |
| Human Resources Professionals | 8 | 8 | 8 | 8 | 8 | 8 | 8 | 8 | 8 | 8 |
| Environment and Approvals | 4 | 4 | 4 | 4 | 4 | 4 | 4 | 4 | 4 | 4 |
| Information Technology Specialists | 6 | 6 | 6 | 6 | 6 | 6 | 6 | 6 | 6 | 6 |
| TOTAL | 77 | 77 | 77 | 77 | 77 | 77 | 77 | 77 | 77 | 77 |

The estimated Carmichael Mine Project "Operational Workforce" is shown in Table 2 below:

Table 2 - Operational Workforce

| Operational Work Force | Y1 | Y2 | Y3 | Y4 | Y5 | Y6 | Y7 | Y8 | Y9 | Y10 |
|--|-----------|------------|--------------|--------------|--------------|--------------|--------------|--------------|--------------|--------------|
| Management | 38 | 149 | 203 | 267 | 311 | 361 | 394 | 394 | 394 | 394 |
| Project Managers | 11 | 17 | 17 | 16 | 22 | 22 | 21 | 21 | 21 | 21 |
| Engineering Manager | 1 | 6 | 6 | 6 | 8 | 8 | 8 | 8 | 8 | 8 |
| Production Manager - Incl. Supervisors (Minerals Processing, other non Mining) | 1 | 52 | 71 | 80 | 90 | 105 | 106 | 106 | 106 | 106 |
| Production Manager - Incl. Supervisors (Mining) | 1 | 30 | 48 | 81 | 89 | 107 | 119 | 119 | 119 | 119 |
| Human Resource Managers | 7 | 9 | 9 | 9 | 13 | 13 | 13 | 13 | 13 | 13 |
| Policy and Planning Managers | 2 | 13 | 18 | 27 | 34 | 39 | 46 | 46 | 46 | 46 |
| Supply, Distribution and Procurement Managers | 1 | 6 | 8 | 19 | 24 | 26 | 37 | 37 | 37 | 37 |
| Finance Managers | 14 | 16 | 26 | 29 | 31 | 41 | 44 | 44 | 44 | 44 |
| Professional | 10 | 82 | 106 | 111 | 147 | 171 | 180 | 180 | 180 | 180 |
| Geologist | 0 | 10 | 10 | 10 | 14 | 14 | 14 | 14 | 14 | 14 |
| Surveyor | 0 | 10 | 14 | 14 | 18 | 22 | 22 | 22 | 22 | 22 |
| Civil Engineer | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Electrical Engineer | 0 | 8 | 8 | 8 | 10 | 10 | 10 | 10 | 10 | 10 |
| Mechanical Engineer | 0 | 16 | 16 | 18 | 22 | 22 | 24 | 24 | 24 | 24 |
| Mining Engineer (Excluding Petroleum) | 1 | 10 | 27 | 27 | 32 | 49 | 49 | 49 | 49 | 49 |
| Occupational and Environmental Health Professionals | 9 | 28 | 31 | 34 | 51 | 54 | 61 | 61 | 61 | 61 |
| Trade skills | - | 258 | 409 | 444 | 580 | 670 | 679 | 696 | 757 | 770 |
| Civil Engineering Draftsperson and Technician | 0 | 4 | 4 | 4 | 8 | 8 | 8 | 8 | 8 | 8 |
| Fitter (General), Fitter and Turner, Welder | 0 | 176 | 296 | 315 | 434 | 517 | 526 | 542 | 598 | 611 |
| Electrician | 0 | 74 | 105 | 121 | 130 | 137 | 137 | 138 | 143 | 143 |
| Communications Linesperson, Cabler (Data and Telecommunications), Telecom | 0 | 4 | 4 | 4 | 8 | 8 | 8 | 8 | 8 | 8 |
| Other | 1 | 504 | 825 | 868 | 1,236 | 1,478 | 1,504 | 1,549 | 1,701 | 1,733 |
| Drillers, Miners and Shot Firers | 0 | 412 | 676 | 715 | 1051 | 1292 | 1314 | 1359 | 1511 | 1543 |
| Admin / Stores Personnel | 1 | 22 | 23 | 27 | 39 | 40 | 44 | 44 | 44 | 44 |
| Security Personnel | 0 | 70 | 70 | 70 | 90 | 90 | 90 | 90 | 90 | 90 |
| CPP Operators | 0 | 0 | 56 | 56 | 56 | 56 | 56 | 56 | 56 | 56 |
| TOTAL | 49 | 993 | 1,543 | 1,690 | 2,274 | 2,680 | 2,757 | 2,819 | 3,032 | 3,077 |

The estimated Carmichael Mine Project "Construction Workforce" is shown in Table 3 below:

Table 3 - Construction Workforce

| Construction Work Force | Y1 | Y2 | Y3 | Y4 | Y5 | Y6 | Y7 | Y8 | Y9 | Y10 |
|---|--------------|--------------|------------|------------|------------|----|----|----|----|-----|
| Management | 125 | 217 | 110 | 110 | 110 | - | - | - | - | - |
| Project Managers | 19 | 28 | 17 | 17 | 17 | | | | | |
| Engineering Manager | 23 | 42 | 21 | 21 | 21 | | | | | |
| Human Resource Managers | 21 | 39 | 18 | 18 | 18 | | | | | |
| Policy and Planning Managers | 23 | 41 | 20 | 20 | 20 | | | | | |
| Supply, Distribution and Procurement Managers | 29 | 47 | 25 | 25 | 25 | | | | | |
| Finance Managers | 10 | 19 | 8 | 8 | 8 | | | | | |
| Professional | 171 | 308 | 157 | 157 | 157 | - | - | - | - | - |
| Geologist | 2 | 2 | 2 | 2 | 2 | | | | | |
| Civil Engineer | 61 | 106 | 54 | 54 | 54 | | | | | |
| Electrical Engineer | 51 | 98 | 48 | 48 | 48 | | | | | |
| Mechanical Engineer | 52 | 97 | 47 | 47 | 47 | | | | | |
| Occupational and Environmental Health Professionals | 4 | 4 | 5 | 5 | 5 | | | | | |
| Trade skills | 382 | 803 | 405 | 405 | 405 | - | - | - | - | - |
| Civil Engineering Draftsperson and Technician | 66 | 111 | 58 | 58 | 58 | | | | | |
| Mechanical Engineering Draftsperson and Technician | 64 | 109 | 56 | 56 | 56 | | | | | |
| Electrical Engineering Draftspersons and Technicians | 53 | 98 | 45 | 45 | 45 | | | | | |
| Fitter (General), Fitter and Turner, Welder | 123 | 315 | 162 | 162 | 162 | | | | | |
| Electrician | 73 | 167 | 81 | 81 | 81 | | | | | |
| Communications Linesperson, Cabler (Data and Telecommunications), Telecom | 2 | 2 | 2 | 2 | 2 | | | | | |
| Other | 398 | 653 | 258 | 258 | 258 | - | - | - | - | - |
| Earthmoving Plant Operators | 285 | 451 | 162 | 162 | 162 | | | | | |
| Other Construction and Mining Labourers | 96 | 187 | 81 | 81 | 81 | | | | | |
| Other - Please define | 16 | 16 | 16 | 16 | 16 | | | | | |
| TOTAL | 1,076 | 1,980 | 930 | 930 | 930 | - | - | - | - | - |

5 Updated information – indirect employment and economic benefits

1 The following economic assessments have been carried out for Adani Group projects:

(a) economic assessment associated with the EIS and SEIS for the Carmichael Coal Mine and Rail Project, primarily based on work conducted in 2012, by GHD (GHD Assessment)

BoC

(c) economic modelling carried out by Dr Jerome Fahrer for the purposes of the Land Court of Queensland proceedings in 2014 and 2015 (Fahrer Assessments).

2 Relevantly, the rail aspects of the broader associated projects variously grouped, as follows:

(a) Carmichael Coal Mine and Rail Project, being an approximately 189km stretch of proposed railway connecting the Carmichael Coal Mine to the Goonyella Rail line. This includes two sections: SP1 – the western portion between the Carmichael Mine and the intersection with the proposed GVK Hancock Rail Corridor; and SP2 – the eastern portion between the intersection with the proposed GVK Hancock Rail Corridor and the Goonyella Rail line.

(b) North Galilee Basin Rail Project, being an approximately 310 km stretch of proposed railway running south from the Port of Abbot Point to an intersection with the Carmichael Coal Mine and Rail Project rail corridor at a point approximately 80km east of the Mine.

(c) Rail Project, comprising:

(i) the NGBR project in its entirety; and

(ii) the portion of the Carmichael Coal Mine and Rail Project rail corridor between the Mine and the intersection with the NGBR project.

3 Economic assessments, other than those referred to in paragraph 1 above, have also been carried out, including in relation to the Abbot Point Terminal O (TO) project (EPBC 2011/6194) approval and the NGBR project (EPBC 2013/6885), which are related to separate project assessments.

4 To Adani's knowledge, no alternative economic impact assessments have been made public by its opponents.

5 The scope and the methodology adopted for the above mentioned assessments have been different and were carried out in different points in time. The scope and the methodology adopted for each of the above economic assessments are elaborated below.

Scope

6 The scope of each of the three assessments referred to above was different.

7 The GHD Assessment related to the combined effects of the Carmichael Coal Mine and Rail Project. It was conducted as part of the project impact assessment, and considered a 60 year life of the Project and its maximum capacity (around 60mtpa), setting out the maximum perceived environmental impact.

BoC

9 In contrast, the Fahrer Assessments were carried out to address specific criticisms made by objectors to aspects of the GHD Assessment. In order to provide the most conservative response, the Fahrer Assessments considered only the first phase (30 year period to 2046-47 for the maximum coal production of around 40 mtpa) of the Mine project (Phase 1) (the economic and environmental impact of which is lower than the impacts of the Mine project assessed on the basis of a life of 60 years and a maximum capacity of around 60 mtpa, as considered in the GHD Assessment) and the "Rail Project" as per paragraph 2(c) above. Also, the Fahrer Assessments did not consider the economic impacts of the port projects.

Methodology

GHD Assessment

10 The GHD Assessment conducted a baseline review of the (then) current economic activities in the areas considered most likely to be impacted by the Carmichael Coal Mine and the Rail Project – primarily, the mine local area. An input-output analysis was then used to predict the direct and indirect benefits of the Carmichael Coal Mine and Rail Project, including during construction and operational phases.

11 The input-output methodology was determined to be acceptable by the Queensland Coordinator-General, who directed that no further work needed to be done in response to submissions on economic impacts. This analysis methodology is routinely employed for the purposes of estimating economic impacts as part of an environmental impact assessment process.

12 At a high level, the GHD economic analysis concluded that:

(a) construction of the Mine was expected to generate an average of \$31.3 million per annum in direct and indirect benefits for the regional economy and to the state economy of \$308 million per annum (measured as the additional direct and indirect impact on Gross Regional Product and Gross State Product as a result of proposed Project expenditures, respectively);

(b) operation of the Mine over the period 2016 to 2022 would see benefits to the regional economy of an average of \$459 million per annum, and to the State economy an average of \$1,259 million per annum over the same period. Looking further ahead, by the 2030s the impact increases to around \$750 million per annum for the regional economy, and around \$2,800 million per annum for the state economy, respectively;

(c) construction of the Carmichael Coal Mine and Rail Project would also generate direct and indirect positive economic impacts, in the order of \$145 million per annum for the regional economy during the construction period, and to the state economy of \$229 million per annum;

(d) operation of the Carmichael Coal Mine and Rail Project over the period 2016 to 2026 would see benefits to the regional economy of an average of \$100 million per annum, and to the State economy an average of \$155 million per annum over the same period; and

(e) direct and indirect employment would increase, with this impact estimated in terms of full-time equivalent (FTE) jobs per year of (on average) as:

- (i) 2,915 for Queensland associated with construction of the Mine;
- (ii) 2,481 for Queensland associated with construction of the Rail;
- (iii) 6,340 over the period 2016 to 2022 and in excess of 10,000 by 2030 for Queensland associated with operation of the Mine, respectively; and
- (iv) 1,180 in the period 2016 to 2026 for Queensland associated with operation of the Rail.

BoC

Fahrer Assessments

16 In the Land Court of Queensland proceedings, the objectors raised specific complaints about the economic assessment carried out for the EIS process, alleging a

failure to demonstrate a net economic benefit from the mine. Shortcomings related to input-output modelling were specifically raised.

17 Accordingly, Adani engaged Dr Fahrer to conduct additional economic assessments for the purposes of that hearing. Dr Fahrer's opinion was (among other things) that input-output modelling carries some deficiencies when used for certain purposes.

18 Dr Fahrer carried out both Computable General Equilibrium (CGE) modelling and Cost Benefit Analysis (CBA). These assessments were carried out:

(a) for the Phase 1 only, and therefore did not account for a 60 year life of mine or maximum capacity of around 60mpta;

(b) in relation to rail, for the Rail Project rail corridor and therefore:

(i) different to the rail aspects considered by the GHD Assessment; and

(ii) different to the rail aspects considered by

19 The assessment of Dr Fahrer concluded, at a high level, that:

(a) the net economic benefits of the Carmichael Coal Mine and the Rail Project likely to be "very large";

(b) the net benefits when reduced to present values were:

(i) under the CGE model – between \$18.6 billion and \$22.8 billion; and

(ii) in the narrowly defined CBA model – between \$13.0 billion and \$17.6 billion;

(iii) in the more broadly defined CBA model – between \$35.1 billion and \$45.3 billion;

(c) the project – as defined for the Fahrer Assessments – would create a nett change in employment on average of 1,464 FTE more jobs; and

(d) a noticeable increase in consumer welfare (calculated by reference to real income) would arise from the project.

Summary of methodologies

20 In summary, the scope and methodology applied in the various assessments are depicted below:

| Economic Assessment | Projects | Production phase | Methodology |
|---|---------------------------------------|--|---|
| GHD Assessment | Carmichael Coal Mine and Rail Project | Project Duration (60 years) Not limited to Phase 1 (therefore around 60 mtpa) | Input-output modelling |
| BoC | | | |
| Fahrer Assessments carried out for the Land Court proceedings | Carmichael Coal Mine and Rail Project | Project Duration (30 years) Phase 1 (around 40 mtpa) | Computable General Equilibrium; and Cost Benefit Analysis |

Impact of more recent market data

21 The various reports and analyses commissioned by Adani were undertaken at different points in time, and relied upon then-current estimates of capital and operating costs, Project operating parameters, and key market variables such as export coal prices and foreign exchange rates.

22 Some media reports have highlighted that the US dollar-denominated export coal prices are now lower than at the time the various Adani reports were undertaken. The inference is that this reduction in coal prices would impact the estimates of the Project's economic impact, and also the estimates of associated tax and royalty contributions to the State and Commonwealth Governments.

23 The most recent market data available to Adani, from Wood Mackenzie, confirms that near-term US dollar coal price forecasts for various coal products are lower than previously anticipated. However, this gap is expected to moderate over time as market prices improve, notably during the period following the expected commencement of mine operations.

24 Further, the impact on Australian dollar denominated revenues forecast by Adani is offset partially by the effect of the USD:AUD exchange rate. The Australian dollar has depreciated significantly against certain currencies, including the US dollar, since each of the GHD Assessment, BoC and Fahrer Assessments. Adani has

available to its recent Wood Mackenzie forecasts, which predict that exchange rates will be lower than was assumed for the purposes of the GHD Assessment, ^{BoC} and Fahrer Assessments, particularly in the period up to 2045.

25 It is the case that a lower coal price impacts the revenue forecast for the Mine. This has a consequential impact on the amounts of tax and royalty expected to be contributed by the Project.

26 However, coal prices affect only a proportion of the total tax contribution the Adani Projects would provide to Local, State and Commonwealth Governments. Some tax contributions – such as the personal income tax contributions attributable to increased employment, most State taxes and the company tax paid by Adani's contractors and suppliers – are generally unaffected by the coal price, assuming no change in project scale, timing or mode of operation. Generally, the expected tax contribution for the Rail and Port Projects would be similarly unaffected by movement in coal prices, assuming the continued operation of these infrastructure facilities.

BoC

Economic assessments vs financial analyses

28 Greenpeace International commissioned the Institute for Energy Economics and Financial Analysis to prepare a November 2013 document entitled *Remote Prospects: A financial analysis of Adani's coal gamble in Australia's Galilee Basin*. One of the authors of that report, Mr Buckley, separately gave evidence in the Land Court proceedings, on instructions from the objector, LSCCI.

29 The work done by Mr Buckley and his colleagues related to financial analysis of Adani's proposals, rather than economic impact assessment.

30 Dr Fahrer explained the difference between financial analysis and economic assessment in his supplementary report to the Land Court.

6 Black-throated Finch - updated mitigation measures & survey information

The Black-throated Finch (southern) (*Poephila cincta cincta*) is listed as endangered under the *Environment Protection Biodiversity and Conservation Act 1999* (Cwlth) (EPBC Act) and as endangered under the *Nature Conservation Act 1992* (Qld). Listed threatened species and ecological communities are 'matters of national environmental significance' (MNES) under the EPBC Act.

Adani's planned impact mitigation for the BTF

Adani's planned impact mitigation for the BTF will be through a framework guided by the conditions imposed that include requirements to identify management and monitoring actions, propose suitable environmental offsets and contribute to targeted research programs.

BTF Management Plan

Adani is currently finalising the BTF management plan and it will manage the direct and indirect impacts of mining construction and operations on BTF. The plan includes baseline and impact monitoring measures to be implemented for BTF, including control and impact sites to be monitored throughout the life of the project.

The monitoring provides data to quantify likely impacts resulting from mining operations, including subsidence and any possible changes in groundwater levels. The plan includes specific criteria for assessing the success of management measures against goals, and triggers for implementing corrective measures if criteria are not met within specified timeframes.

If it is determined that corrective management measures have not achieved goals within specified timeframes, additional offsets may be required as a corrective measure. In this case, the Biodiversity Offset Strategy will be revised and additional offsets provided.

Biodiversity Offset Strategy

Adani owns the Moray Downs pastoral lease, and a large portion of this property has been secured to acquit the majority of offset requirements.

As required under various approvals, Adani has prepared a Biodiversity Offset Strategy (BOS). The following table includes summary of the process and status of the BOS, including for the BTF.

| # | Activity | Date |
|----|---|---|
| 1 | Terms of reference outlining requirement for BOS | 25 May 2011 |
| 2 | BOS version 1 lodged with EIS | 12 November 2012 |
| 3 | Feedback 1 addressed from EIS consultation | March – November 2013 |
| 4 | BOS version 2 lodged with SEIS | 25 November 2013 |
| 5 | Ecological equivalence assessment – on ground survey to determine baseline condition of impact areas and suitability of proposed offset areas | December 2013 |
| 6 | Feedback 2 addressed from SEIS consultation | December 2013 – March 2014 |
| 7 | Preliminary landholder engagement and field assessment of a number of possible offset properties | February 2014 |
| 8 | BOS version 3 lodged with AEIS | 21 March 2014 |
| 9 | Coordinator-General's Report with conditions about offsets | 7 May 2014 |
| 10 | EPBC Act Approval with impact areas to be offset | 15 July 2014 |
| 11 | Feedback 3 received from DEHP | October 2014 |
| 12 | BOS version 4 lodged | 31 October 2014 (State) 16 January 2015 (Commonwealth) |
| 13 | Field surveys conducted on proposed offset area, including additional ecological equivalence assessments | September 2014 |
| 14 | Workshop between State Government and Adani | 12 January 2015 |
| 15 | Teleconference between Commonwealth and State Governments and Adani | 28 January 2015 |
| 16 | Feedback 4 received | 10 March 2015 (State) 5 March 2015 (Commonwealth) |

| # | Activity | Date |
|----|--|-------------------|
| 17 | Letter to Coordinator-General addressing feedback (also forwarded to Commonwealth) | 10 April 2015 |
| 18 | Feedback 5 received from DEHP | 22 July 2015 |
| 19 | Updated feedback 5 received from DEHP | 15 September 2015 |
| 20 | EPBC Act Approval remade | 15 October 2015 |
| 21 | BOS version 5 lodged | 5 November 2015 |
| 22 | Feedback 6 received from Commonwealth and State Governments | 7 December 2015 |
| 23 | Workshop between Commonwealth and State Governments and Adani | 9 February 2016 |

Adani intends to lodge the final version of the BOS in March 2016 for approval.

Adani's survey work completed to date

Over a period of four years, Adani has commissioned 8 targeted BTF surveys and associated reports assessing the habitat ecology and population presence of BTF. The most recent survey was carried out in August 2015 (dry season) and the next survey is scheduled for April 2016. The study area encompasses the Carmichael Coal Mine lease area (Mine Boundary), the western part of the Moray Downs pastoral lease proposed as an offset area and adjoining land of Lignum and Mellaluka Springs.

The survey methodology has been refined since the conclusion of the EIS process in 2014 to improve understanding of the BTF. BTF records are expressed as aggregate totals, which means the data represents the maximum total number of individuals recorded, **not the estimated population number**, as the records are likely to include individuals that were counted more than once.

The aggregate total of BTF recorded during surveys in August 2015 is 1,145 records. The majority of this number (596 BTF records) were recorded within the Mine Boundary and on the Moray Downs pastoral lease (west). 549 BTF were recorded from Lignum station, immediately south of the Mine Boundary where similar numbers of BTF were also recorded in March 2015. Flocks sighted during the surveys ranged in size from 1 to 40 BTF with a mean of nine and median of seven birds.

Flora surveys within the proposed Moray Downs west biodiversity offset area were incorporated into the survey methodology to gather further information with respect to BTF habitat suitability.

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7.2 Mining lease application 70505

Mining lease application 70505 covers the following land parcels:

| Lot and Plan | Type | Name | Landholder |
|-------------------------------|--------------|--|---|
| Lot 662 on SP106939 | Leasehold | Moray Downs | Adani Mining Pty Ltd |
| Lot 1 on SP164918 | Leasehold | Lignum | David Michael Luke Katie Francis Luke |
| Moray Carmichael road reserve | Road reserve | Moray Carmichael road reserve | Isaac Regional Council |
| Carmichael River Road reserve | Road reserve | Carmichael River Road reserve | Isaac Regional Council |
| Carmichael River | River | Carmichael River | Department of Natural Resources and Mines |
| Unnamed road reserves | Road reserve | Unnamed road reserves | Isaac Regional Council |
| U385BELY01 | Stock route | Stock route U385BELY01 across Lot 662 on SP106939 | Isaac Regional Council |
| U303BELY01 | Stock route | Stock route U303BELY01 across Lot 5091 on PH1882 and Lot 662 on SP106939 | Isaac Regional Council |

An area of MLA 70505 was abandoned by Adani on 24 November 2014. See Attachment 3 for a copy of the relevant correspondence.

7.3 Mining lease application 70506

Mining lease application 70506 covers the following land parcel:

| Lot and Plan | Type | Name | Landholder |
|---------------------|-----------|-------------|----------------------|
| Lot 662 on SP106939 | Leasehold | Moray Downs | Adani Mining Pty Ltd |

8 Restricted Land – Lignum

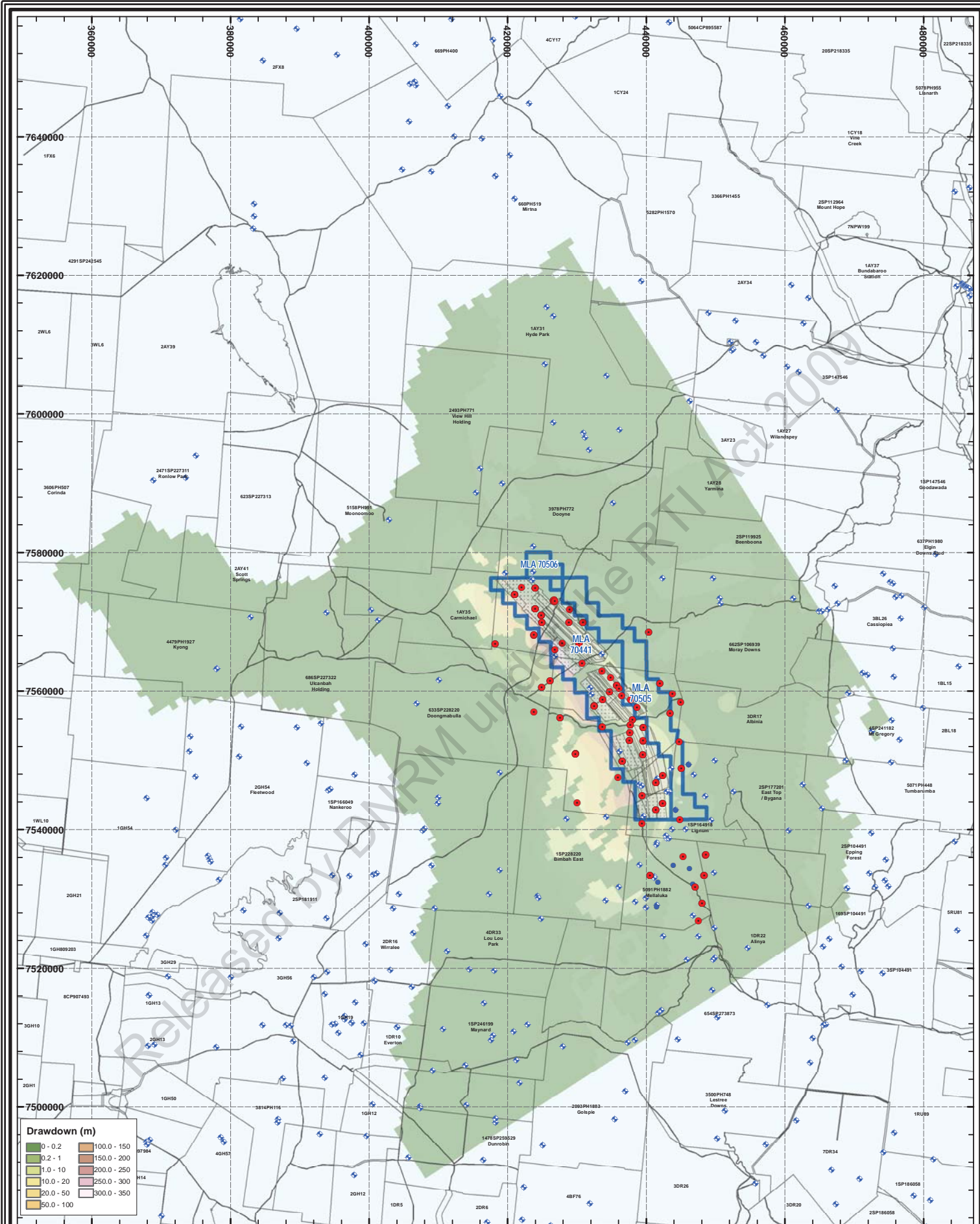
Please find maps included in Attachment 4.

(Shapefiles provided electronically)

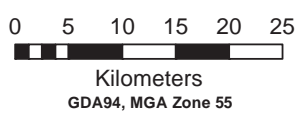
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Attachment 1 – Financial Position

Released by DNRM under the RTI Act 2009



Carmichael Mine Development Hydrogeological Impact Monitoring



- Mining Lease Application Boundary
- Cadastral Boundary
- Monitoring Bores
- Registered Bore
- Landholder Bore
- Underground Panels
- Opencut Pit



**Project Impact Monitoring
Predicted Drawdowns
Year 2071**

Drawn By: Prakshep Jani
Checked by: Srinivasa Yarlagadda
Date: 2016-03-03

Sheet No.
CCMP-ADERC-MAP-EN-0007 (B)

From: CTPI
Sent: Thursday, 3 March 2016 8:00 PM
To: MACDONALD Debbie-Jo
Subject: FW: MLAs Irrelevant70505 and 70506 Response to Information Request
Attachments: Part 1 LL Signed Letter only INFO REQUEST 3March16.pdf; Part 2 Response Qld Govt re INFO REQUEST Final 3March16.pdf

Importance: High

Hi Debbie-Jo

I seem to have had mixed success in sending the below and 7 part attachment to Alex and the Coal Hub address. Are you able to please confirm receipt?

CTPI

From: CTPI
Sent: Thursday, 3 March 2016 7:27 PM
To: alex.grundy@dnrm.qld.gov.au
Cc: CTPI coalhub@dnrm.qld.gov.au
Subject: MLAs Irrelevant70505 and 70506 Response to Information Request
Importance: High

Hello Alex

Please find attached Adani's response to your letter of 19 February 2016 requesting information for Mining Lease Applications Irrelevant70505 and 70506.

Could you please confirm receipt of this email and 7 attachment parts?

Regards
CTPI



CTPI

Adani Mining Pty Ltd
Mobile | Direct |
| www.adaniaustralia.com |
Level 25, 10 Eagle Street, Brisbane, QLD 4000 | GPO Box 2569, Brisbane, QLD, 4001



Your ref: Irrelevant 70505 & 70506

COMMERCIAL IN CONFIDENCE

3 March 2016

Via email: alex.grundy@dnrm.qld.gov.au

Dear Mr Grundy

Thank you for your correspondence, dated 19 February 2016, requesting information relevant to Adani Mining Pty Ltd's (Adani) mining lease applications Irrelevant 70505 and 70506 under the *Mineral Resources Act 1989*.

The information requested is intended to assist the Minister consider matters mentioned in section 269(4) of the *Mineral Resources Act 1989*. The information is included in the attached document and described below:

| # | Information required | Section |
|---|--|--------------------|
| 1 | The most recent updated financial statement for Adani | 1 and Attachment 1 |
| 2 | The most recent updated statement detailing Adani Mining's technical capability | 2 |
| 3 | A summary of community consultation and engagement relating to the Carmichael project | 3 and Attachment 2 |
| 4 | Updated direct employment figures for the project | 4 |
| 5 | Updated indirect employment figures for the project | 5 |
| 6 | An updated statement on Adani's planned impact mitigation for the black-throated finch and any survey work completed to date | 6 |

Adani Mining Pty Ltd
Level 25
10 Eagle Street, Brisbane QLD 4000
GPO Box 2569, Brisbane QLD 4001
Australia

Tel +61 7 3223 4800
Fax +61 7 3223 4850
reception.australia@adani.in
www.adanimining.com

Registered Office: Level 30, 10 Eagle Street, Brisbane QLD 4000, Australia
ABN: 27 145 455 205

| # | Information required | Section |
|----|---|--|
| 7 | Updated economic impact analysis, particularly benefits to the Qld economy and any royalty estimates | 5 |
| 8 | An updated land parcel description for each ML application | 7 and Attachment 3 |
| 9 | Confirmation of all restricted lands on Lignum station (maps and shapefiles) | 8, Attachment 4 and electronically transmitted maps and shapefiles |
| 10 | Details of any make good agreements with affected landowners as well as details of any outstanding make good arrangements | 9 |
| 11 | Maps detailing groundwater impacts relating to any affected landowners surrounding the Carmichael project | 9 and Attachment 5 |

As this submission contains commercially sensitive information, it is requested the contents of this response remain confidential.

If you require further information, please do not hesitate to contact me on (07) 3223 4800 or via email: CTPI

Yours sincerely,

CTPI

From: CTPI
Sent: Thursday, 3 March 2016 7:51 PM
To: GRUNDY Alex
CC: Coal Hub
Subject: FW: MLAs Irrelevant 70505 and 70506 Response to Information Request - part 7 of 7
Attachments: Part 7 Attachment 5 Make Good agreement map.pdf

Importance: High

Part 7 of 7

From: CTPI
Sent: Thursday, 3 March 2016 7:38 PM
To: alex.grundy@dnrm.qld.gov.au
Cc: 'coalhub@dnrm.qld.gov.au' <coalhub@dnrm.qld.gov.au>
Subject: FW: MLAs Irrelevant 70505 and 70506 Response to Information Request
Importance: High

Hello

I received a notice saying you had not received the emails below. Hence I have included parts 1 to 4 in this email. Could you please confirm receipt?

Another email to follow.

Regards

CTPI

From: CTPI
Sent: Thursday, 3 March 2016 7:27 PM
To: alex.grundy@dnrm.qld.gov.au
Cc: CTPI; coalhub@dnrm.qld.gov.au
Subject: MLAs Irrelevant 70505 and 70506 Response to Information Request
Importance: High

Hello Alex

Please find attached Adani's response to your letter of 19 February 2016 requesting information for Mining Lease Applications Irrelevant 70505 and 70506.

Could you please confirm receipt of this email and 7 attachment parts?

Regards

CTPI



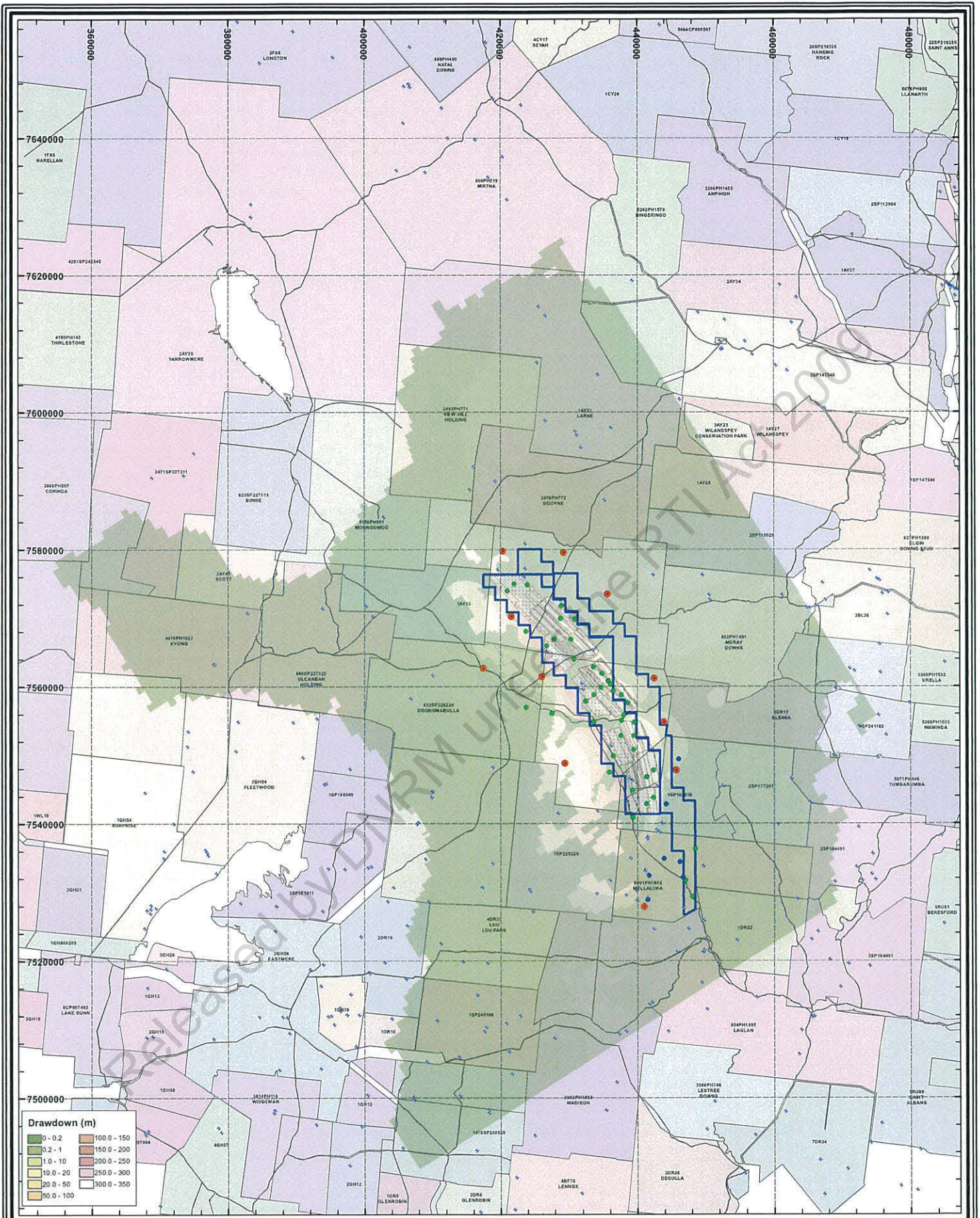
CTPI

CTPI [redacted] Adani Mining Pty Ltd
Mobile [redacted] | Direct [redacted]
[redacted] www.adaniaustralia.com |
Level 25, 10 Eagle Street, Brisbane, QLD 4000 | GPO Box 2569, Brisbane, QLD, 4001

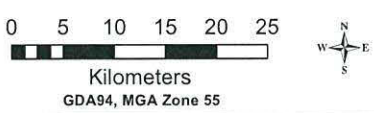
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Attachment 5 – Map of properties & groundwater impacts

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**Carmichael Mine Development
Hydrogeological Impact Monitoring**



- Mining Lease Application Boundary
- Cadastral Boundary
- Proposed Additional Monitoring
- + DERM Registered Bore
- Landholder Bore
- Current Monitoring or Testing Bore
- Underground Panels
- Opencut Pit



**SEIS Project Impact Monitoring
Predicted Drawdowns
Year 2071**

| | |
|-------------|------------|
| Drawn By: | CTPI |
| Checked by: | |
| Date: | 2013-12-06 |

Sheet No.
CCMP-ADERC-MAP-EN-0007 (A)

From: [CTPI]
Sent: Thursday, 3 March 2016 7:50 PM
To: GRUNDY Alex
CC: Coal Hub
Subject: FW: MLAs [Irrelevant] 70505 and 70506 Response to Information Request - part 6 of 7
Attachments: Part 6 Attachment 4 part 2 restricted land.pdf

Importance: High

Part 6 of 7

From: [CTPI]
Sent: Thursday, 3 March 2016 7:38 PM
To: alex.grundy@dnrm.qld.gov.au
Cc: 'coalhub@dnrm.qld.gov.au' <coalhub@dnrm.qld.gov.au>
Subject: FW: MLAs [Irrelevant] 70505 and 70506 Response to Information Request
Importance: High

Hello

I received a notice saying you had not received the emails below. Hence I have included parts 1 to 4 in this email. Could you please confirm receipt?

Another email to follow.

Regards

[CTPI]

From: [CTPI]
Sent: Thursday, 3 March 2016 7:27 PM
To: alex.grundy@dnrm.qld.gov.au
Cc: [CTPI] coalhub@dnrm.qld.gov.au
Subject: MLAs [Irrelevant] 70505 and 70506 Response to Information Request
Importance: High

Hello Alex

Please find attached Adani's response to your letter of 19 February 2016 requesting information for Mining Lease Applications [Irrelevant] 70505 and 70506.

Could you please confirm receipt of this email and 7 attachment parts?

Regards

[CTPI]



[CTPI]

CTPI [redacted]

Adani Mining Pty Ltd

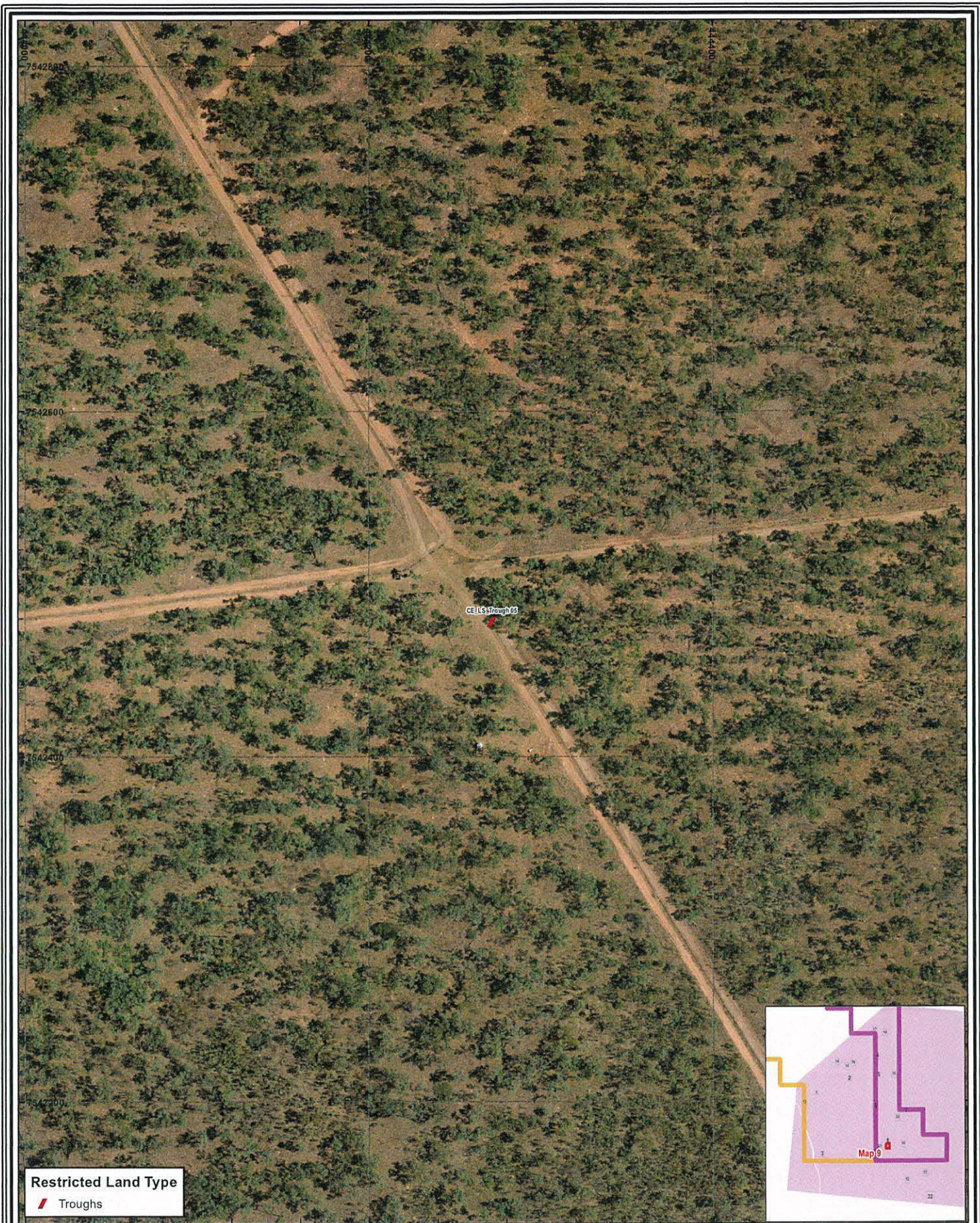
Mobile + [redacted]


Direct [redacted]

www.adaniaustralia.com

Level 25, 10 Eagle Street, Brisbane, QLD 4000 | GPO Box 2569, Brisbane, QLD, 4001



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Restricted Land Type
 Troughs

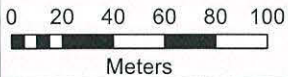


Carmichael Mine Development
 Mine Planning
 Map 9 of 22

 ML(A)70441
 ML(A)70505

adani[™]

**2013 Mine Planning
 Restricted Land Summary
 (Survey 2013)
 Lignum Station**



GDA94 Sheet No.
 MGA Zone 55 2016-02-17_010



Drawn By: CTPI
 Checked by:
 Date: 2016-02-22

Path: G:\Plans\Project Specific\Carmichael\2016\ESRI\Restricted Land\17_02_2016 Lignum Station Restricted Land Survey ML70441_ML70505 Detail Series A3.mxd



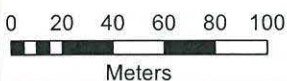
Restricted Land Type
 / Troughs

Carmichael Mine Development
 Mine Planning
 Map 10 of 22

 ML(A)70441
 ML(A)70505

adani[™]

**2013 Mine Planning
 Restricted Land Summary
 (Survey 2013)
 Lignum Station**



GDA94 Sheet No.
 MGA Zone 55 2016-02-17_010

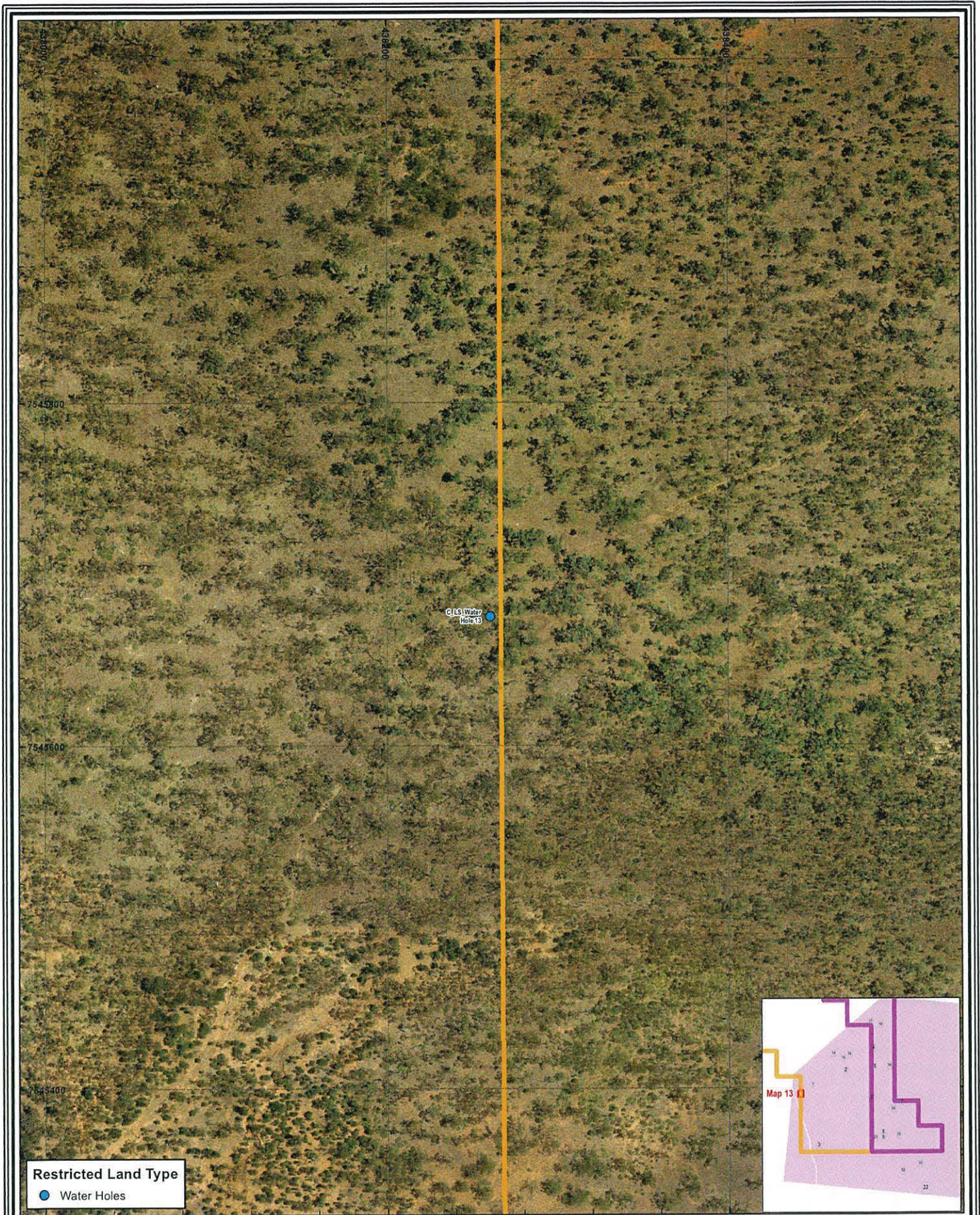
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 Checked By:
 Date: 2016-02-22

Map 11 intentionally not included as no longer within the proposed mining lease boundary

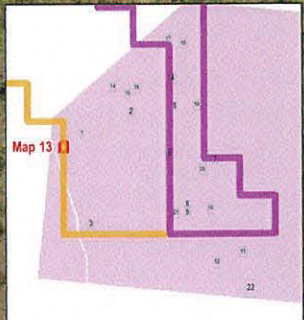
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Map 12 intentionally not included as no longer within the proposed mining lease boundary

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Restricted Land Type
 ● Water Holes

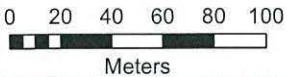



Carmichael Mine Development
 Mine Planning
 Map 13 of 22

 ML(A)70441
 ML(A)70505

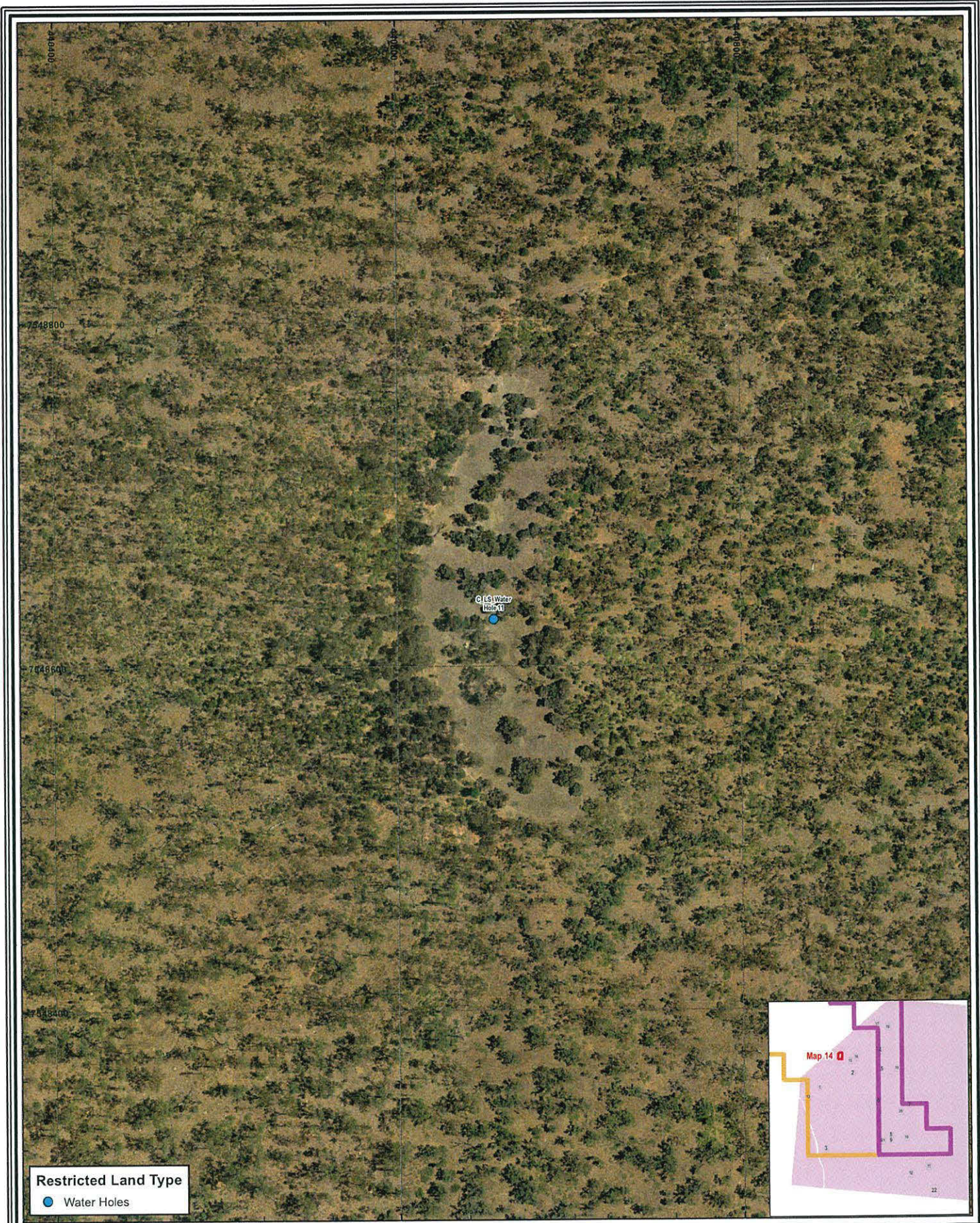
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**2013 Mine Planning
 Restricted Land Summary
 (Survey 2013)
 Lignum Station**



Drawn By: CTPI
 Checked by: 
 Date: 2016-02-22

GDA94 Sheet No. 2016-02-17_010
 MGA Zone 55



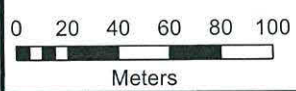
Restricted Land Type
 ● Water Holes

Carmichael Mine Development
 Mine Planning
 Map 14 of 22

 ML(A)70441
 ML(A)70505



**2013 Mine Planning
 Restricted Land Summary
 (Survey 2013)
 Lignum Station**

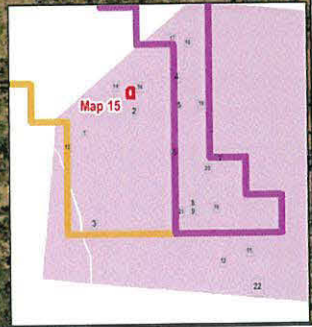


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 MGA Zone 55 2016-02-17_010

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 Date: 2016-02-22



Restricted Land Type
 ● Water Holes

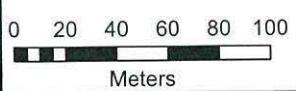


Carmichael Mine Development
 Mine Planning
 Map 15 of 22

 ML(A)70441
 ML(A)70505



**2013 Mine Planning
 Restricted Land Summary
 (Survey 2013)
 Lignum Station**

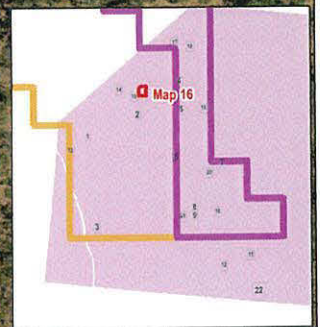


Drawn By: CTPI
 Checked by:
 Date: 2016-02-22



GDA94 Sheet No. 2016-02-17_010
 MGA Zone 55



Restricted Land Type
 ● Water Holes

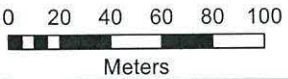


Carmichael Mine Development
 Mine Planning
 Map 16 of 22

 ML(A)70441
 ML(A)70505



**2013 Mine Planning
 Restricted Land Summary
 (Survey 2013)
 Lignum Station**



GDA94 Sheet No.
 MGA Zone 55 2016-02-17_010

Drawn By: CTPI
 Checked by:
 Date: 2016-02-22



Restricted Land Type
 ● Water Holes

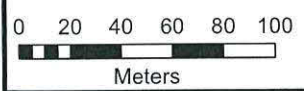


Carmichael Mine Development
 Mine Planning
 Map 17 of 22

ML(A)70441
 ML(A)70505



**2013 Mine Planning
 Restricted Land Summary
 (Survey 2013)
 Lignum Station**

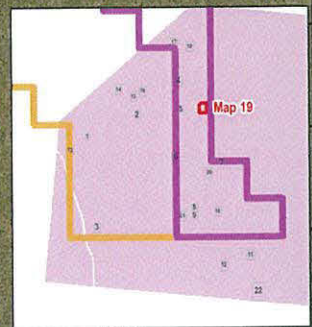


GDA94 Sheet No.
 MGA Zone 55 2016-02-17_010

Drawn By: CTPI
 Checked by: []
 Date: 2016-02-22



Restricted Land Type
 ● Water Holes

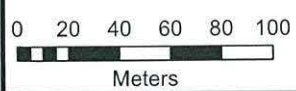


Carmichael Mine Development
 Mine Planning
 Map 19 of 22

 ML(A)70441
 ML(A)70505

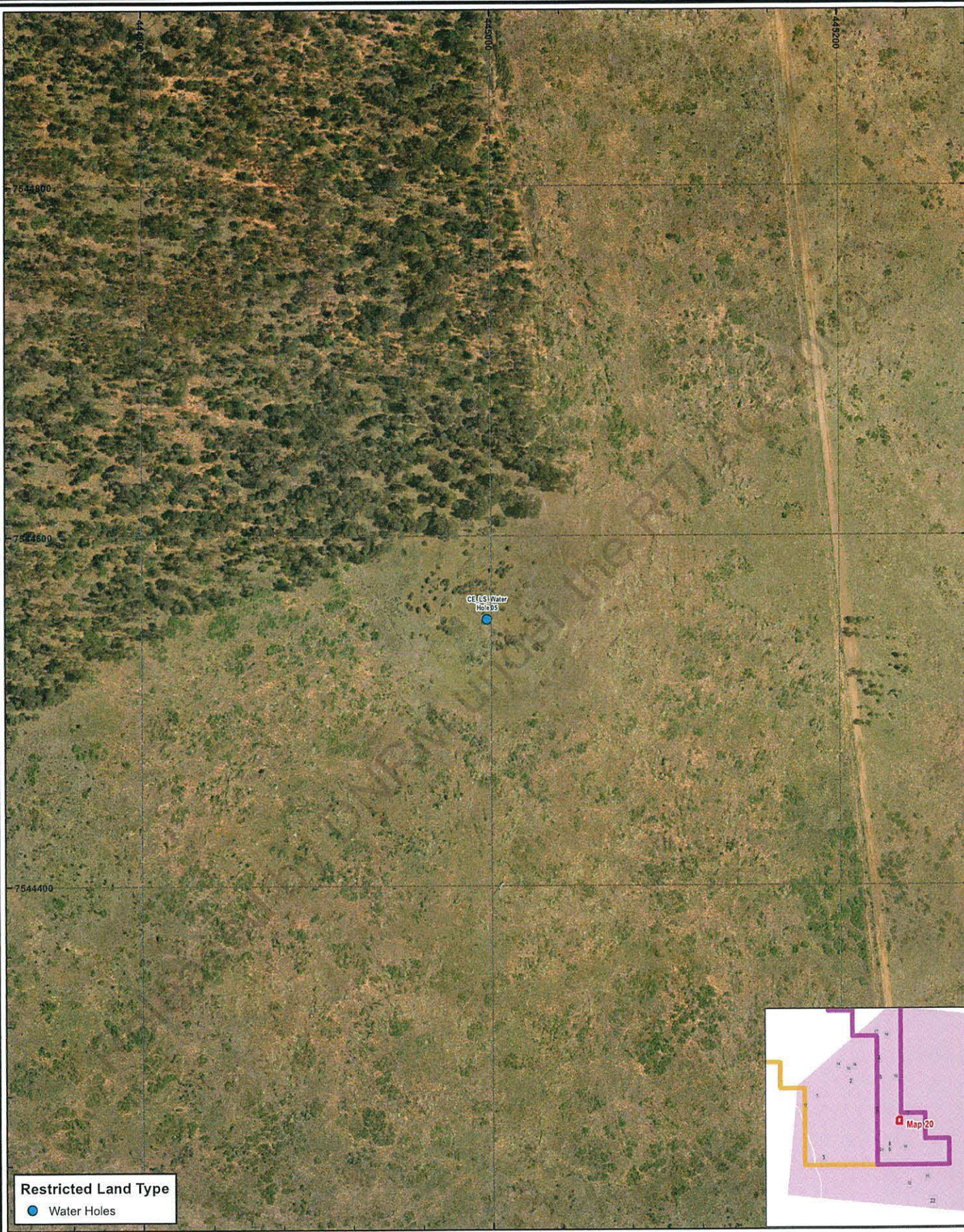
adani

**2013 Mine Planning
 Restricted Land Summary
 (Survey 2013)
 Lignum Station**



Drawn By: CTPI
 Checked by:
 Date: 2016-02-22

GDA94 Sheet No.
 MGA Zone 55 2016-02-17_010



Carmichael Mine Development
 Mine Planning
 Map 20 of 22

0 20 40 60 80 100
 Meters

ML(A)70441
 ML(A)70505

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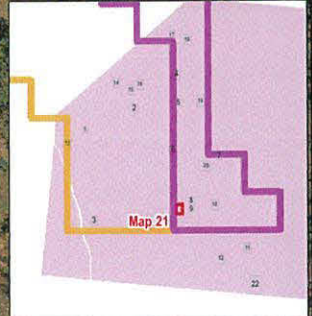
GDA94 Sheet No.
 MGA Zone 55 2016-02-17_010

**2013 Mine Planning
 Restricted Land Summary
 (Survey 2013)
 Lignum Station**

Drawn By: CTPI
 Checked by:
 Date: 2016-02-22



Restricted Land Type
 ● Water Holes

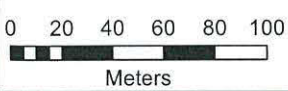


Carmichael Mine Development
 Mine Planning
 Map 21 of 22

ML(A)70441
 ML(A)70505

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2013 Mine Planning
 Restricted Land Summary
 (Survey 2013)
 Lignum Station



Drawn By: CTPI

Checked by:

GDA94 Sheet No. 2016-02-17_010
 MGA Zone 55

Date: 2016-02-22

Map 22 intentionally not included as no longer within the proposed mining lease boundary

Released by DNRM under the RTI Act 2009

From: CTPI
Sent: Thursday, 3 March 2016 7:49 PM
To: GRUNDY Alex
CC: Coal Hub
Subject: FW: MLAs Irrelevant 70505 and 70506 Response to Information Request - part 5 of 7
Attachments: Part 5 Attachment 4 part 1 restricted land.pdf

Importance: High

Part 5 of 7

From: CTPI
Sent: Thursday, 3 March 2016 7:38 PM
To: alex.grundy@dnrm.qld.gov.au
Cc: 'coalhub@dnrm.qld.gov.au' <coalhub@dnrm.qld.gov.au>
Subject: FW: MLAs Irrelevant 70505 and 70506 Response to Information Request
Importance: High

Hello

I received a notice saying you had not received the emails below. Hence I have included parts 1 to 4 in this email. Could you please confirm receipt?

Another email to follow.

Regards

CTPI

From: CTPI
Sent: Thursday, 3 March 2016 7:27 PM
To: alex.grundy@dnrm.qld.gov.au
Cc: CTPI; coalhub@dnrm.qld.gov.au
Subject: MLA Irrelevant 70505 and 70506 Response to Information Request
Importance: High

Hello Alex

Please find attached Adani's response to your letter of 19 February 2016 requesting information for Mining Lease Applications Irrelevant 70505 and 70506.

Could you please confirm receipt of this email and 7 attachment parts?

Regards

CTPI



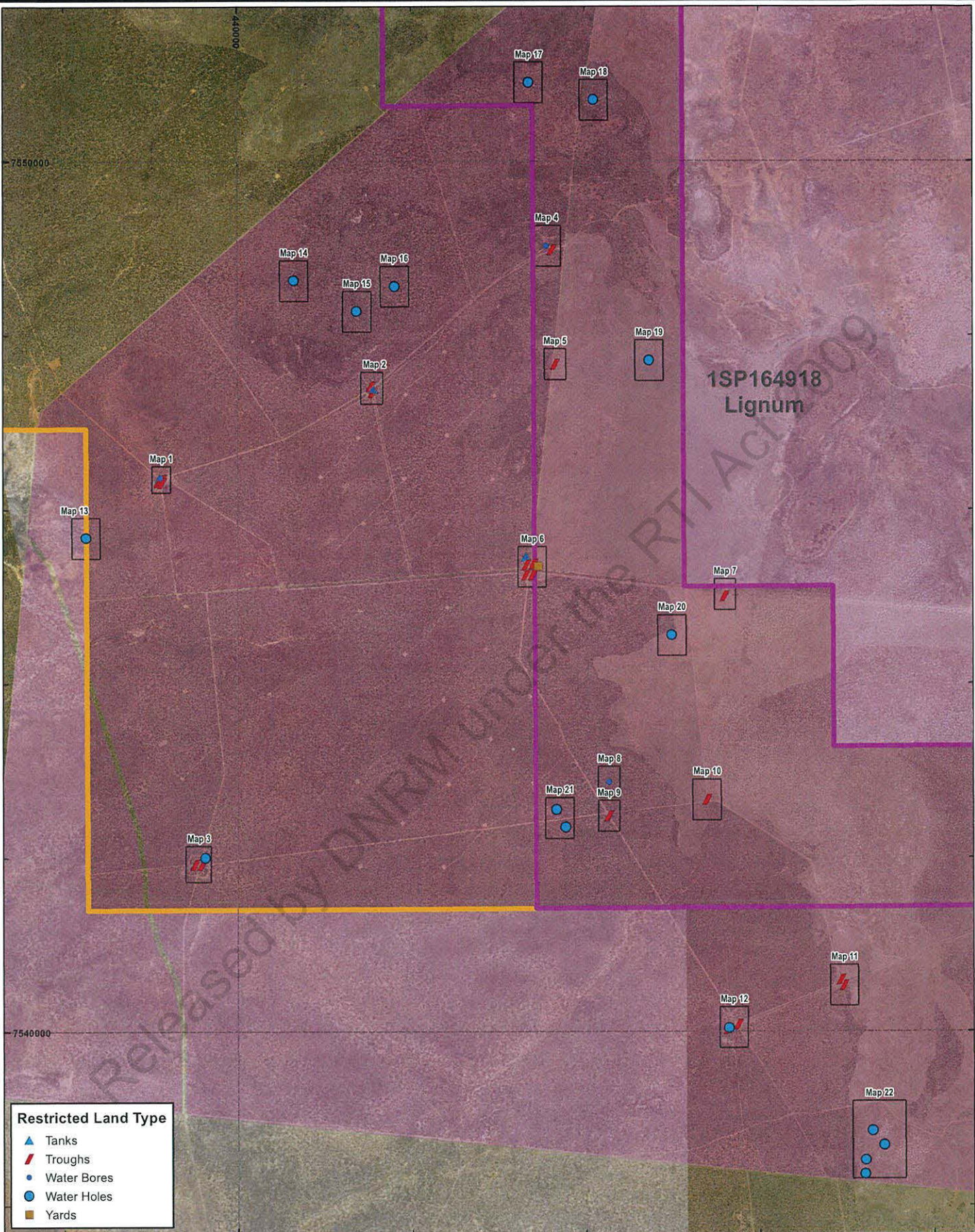
CTPI

CTPI [redacted] Adani Mining Pty Ltd
Mobile [redacted] | Direct [redacted]
[redacted] www.adaniaustralia.com |
Level 25, 10 Eagle Street, Brisbane, QLD 4000 | GPO Box 2569, Brisbane, QLD, 4001

Released by DNRM under the RTI Act 2009

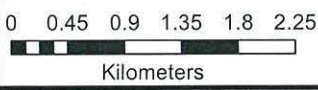
Attachment 4 –Restricted Land Maps – Lignum

Released by DNRM under the RTI Act 2009



- Restricted Land Type**
- Tanks
 - Troughs
 - Water Bores
 - Water Holes
 - Yards

**Carmichael Mine Development
Mine Planning**



- ML(A)70441
- ML(A)70505
- 1SP164918
- Map Area



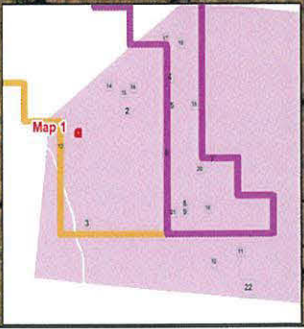
**2013 Mine Planning
Restricted Land Summary
(Survey 2013)
Lignum Station**

| | |
|-------------|------------|
| Drawn By: | CTPI |
| Checked by: | |
| Date: | 2016-02-22 |

GDA94 Sheet No.
MGA Zone 55 2016-02-18_002



- Restricted Land Type**
- ▲ Tanks
 - / Troughs
 - Water Bores

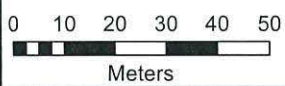


Carmichael Mine Development
Mine Planning
 Map 1 of 22

 ML(A)70441
 ML(A)70505



**2013 Mine Planning
 Restricted Land Summary
 (Survey 2013)
 Lignum Station**



Drawn By: CTPI
 Checked by:
 Date: 2016-02-22

GDA94 Sheet No.
 MGA Zone 55 2016-02-17_010



Restricted Land Type

- ▲ Tanks
- / Troughs
- Water Bores

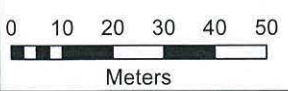


Carmichael Mine Development
Mine Planning
 Map 2 of 22

ML(A)70441
 ML(A)70505

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**2013 Mine Planning
 Restricted Land Summary
 (Survey 2013)
 Lignum Station**

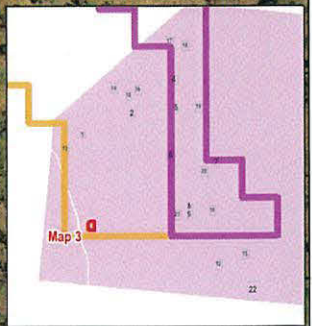


| | | | |
|----------------------------|--|------------------|--|
| GDA94 Sheet No. | | Drawn By: CTPI | |
| MGA Zone 55 2016-02-17_010 | | Checked by | |
| | | Date: 2016-02-22 | |

Path: G:\Plans\Project Specific\Carmichael\2016\ESR\Restricted Land\17_02_2016 Lignum Station Restricted Land Survey ML70441_ML70505 Detail Series A3.mxd



- Restricted Land Type**
- ▲ Tanks
 - Troughs
 - Water Bores
 - Water Holes

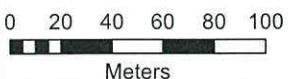


Carmichael Mine Development
 Mine Planning
 Map 3 of 22

ML(A)70441
 ML(A)70505

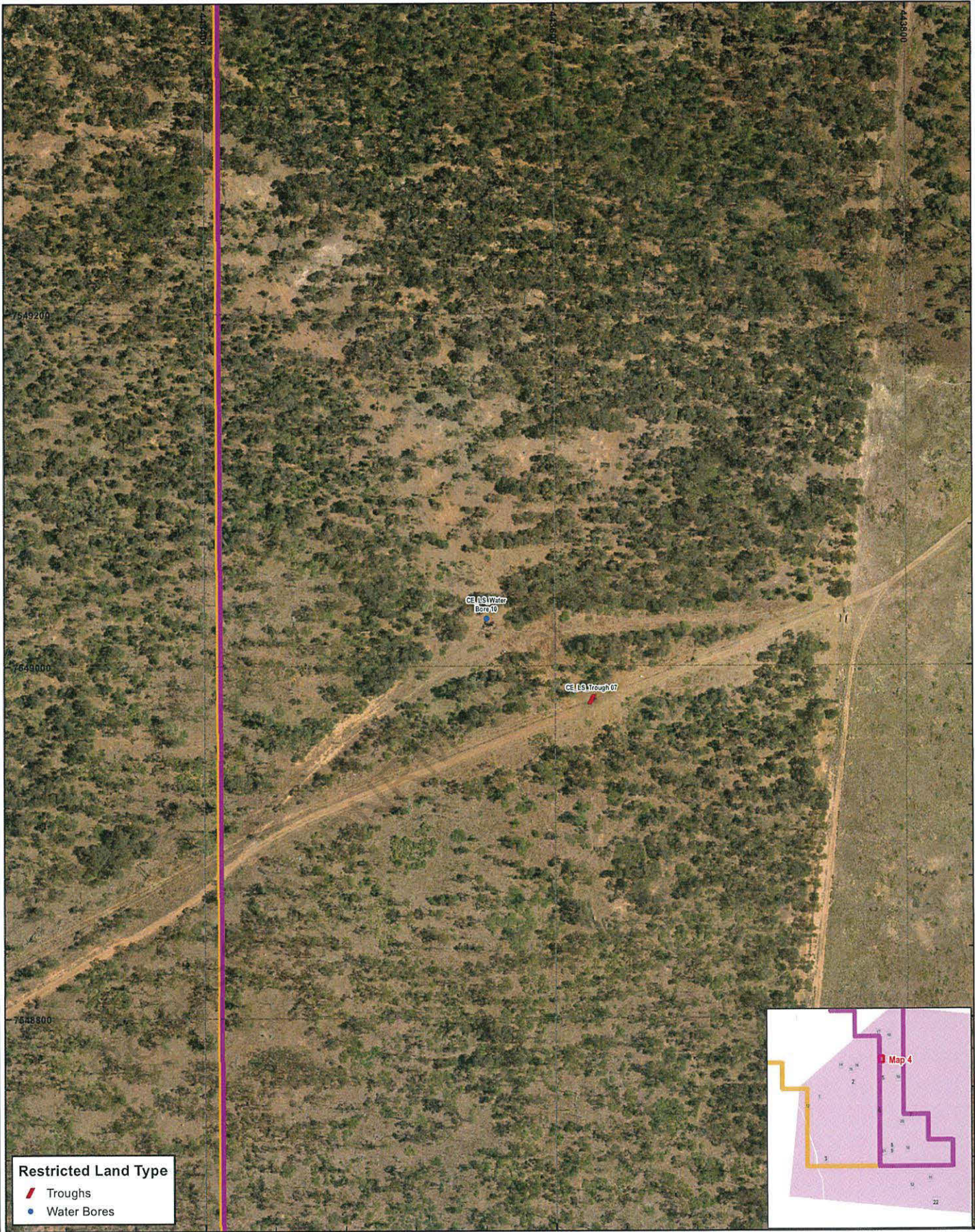


**2013 Mine Planning
 Restricted Land Summary
 (Survey 2013)
 Lignum Station**





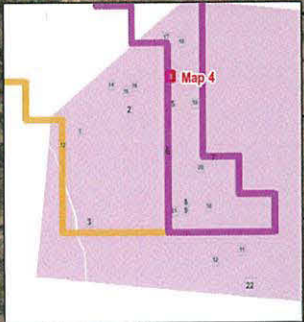
GDA94 Sheet No.
 MGA Zone 55 2016-02-17_010

Drawn By: CTPI
 Checked by:
 Date: 2016-02-22



Restricted Land Type

-  Troughs
-  Water Bores

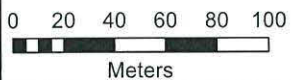


Carmichael Mine Development
Mine Planning
 Map 4 of 22

 ML(A)70441
 ML(A)70505

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2013 Mine Planning
Restricted Land Summary
 (Survey 2013)
Lignum Station

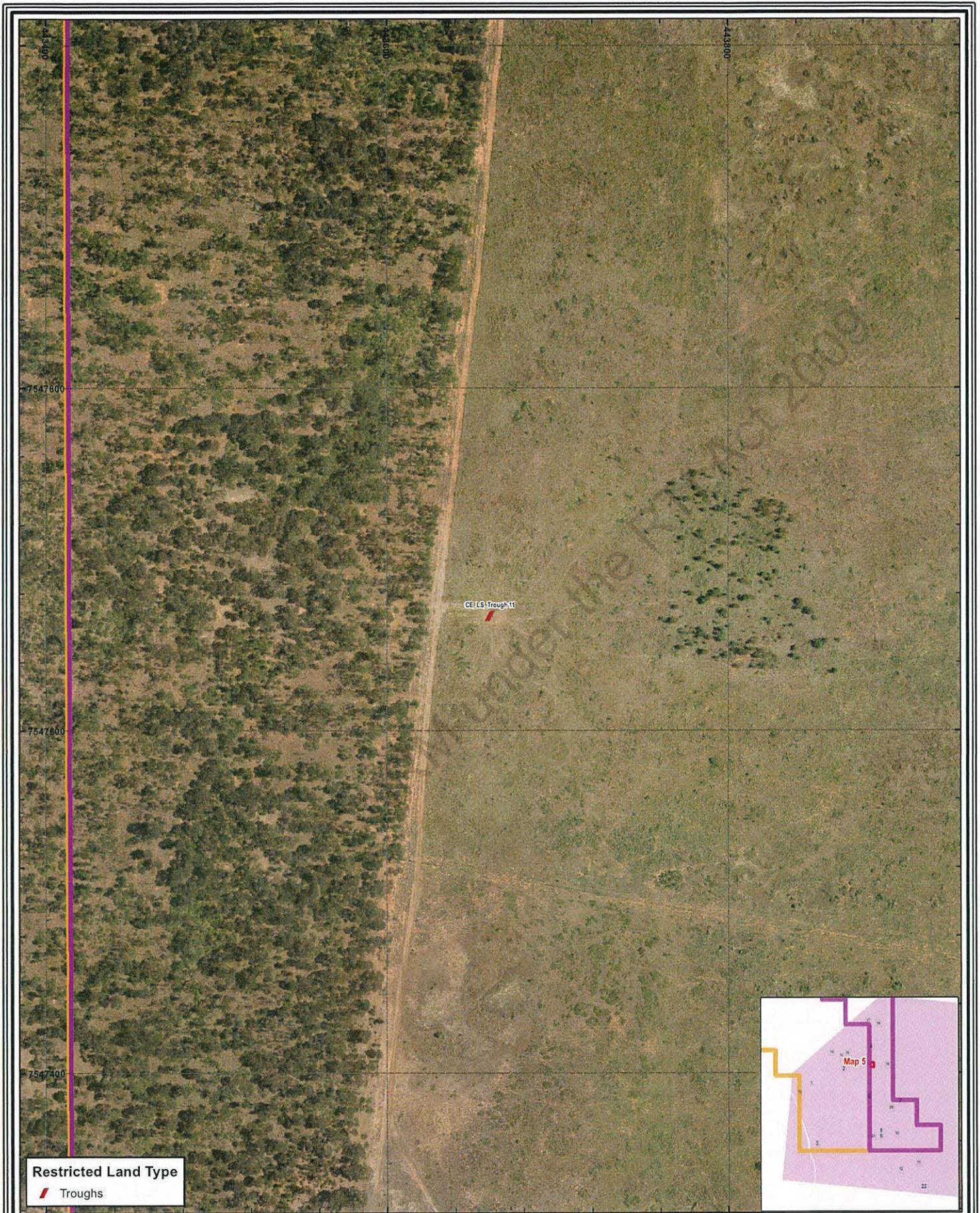


Drawn By: CTPI

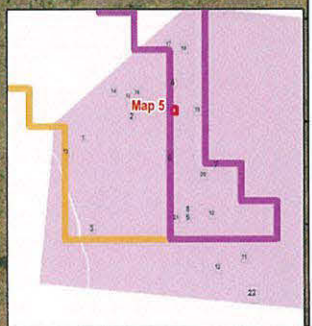
Checked by:

Date: 2016-02-22

GDA94 Sheet No.
 MGA Zone 55 2016-02-17_010



Restricted Land Type
 Troughs

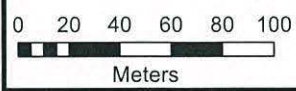


Carmichael Mine Development
 Mine Planning
 Map 5 of 22

 ML(A)70441
 ML(A)70505

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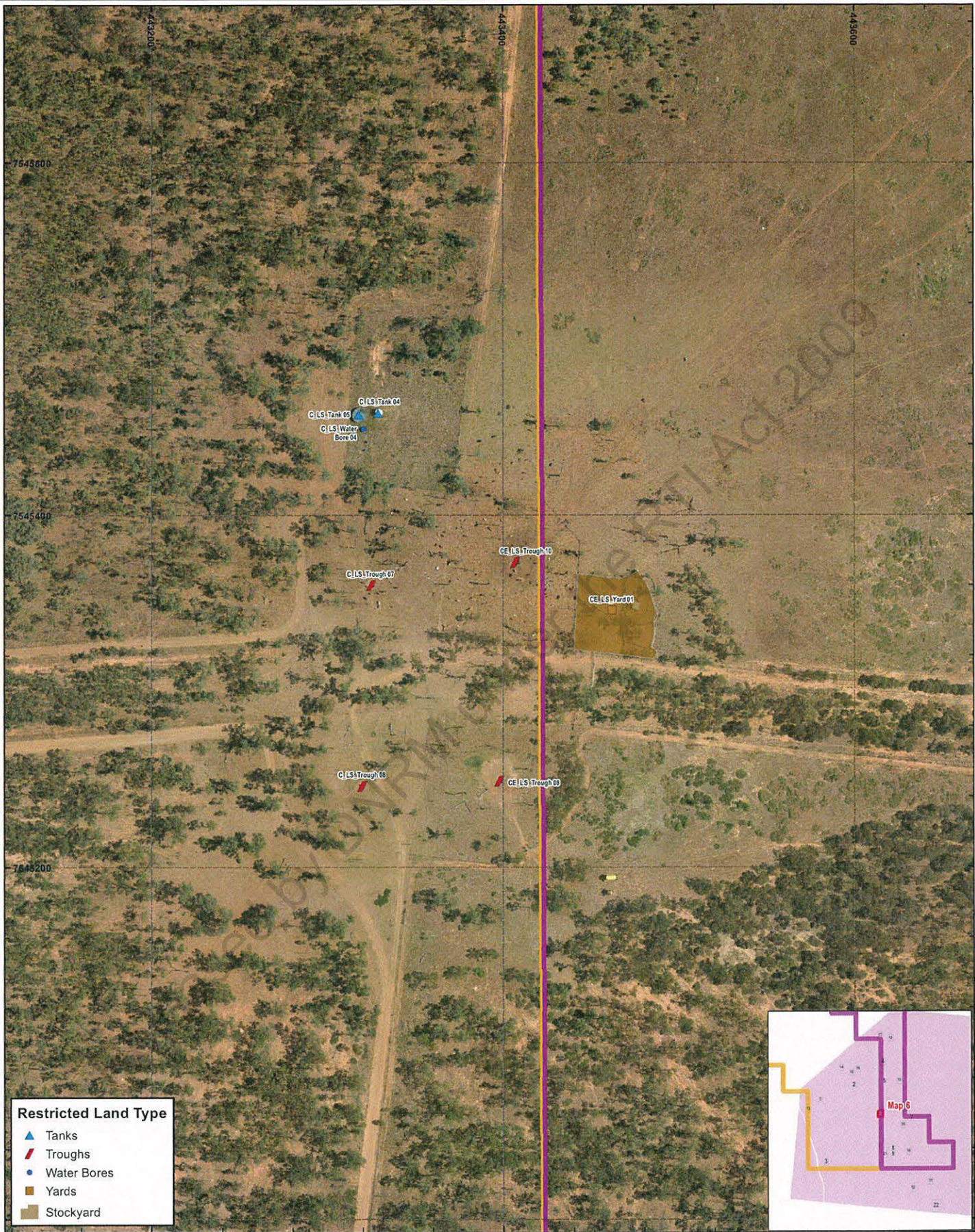
**2013 Mine Planning
 Restricted Land Summary
 (Survey 2013)
 Lignum Station**



GDA94 Sheet No.
 MGA Zone 55 2016-02-17_010

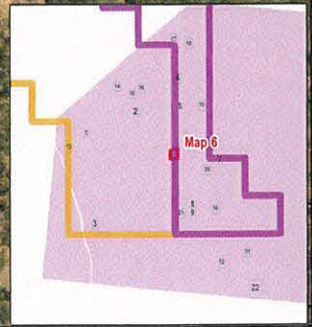
Drawn By: CTPI
 Checked by:
 Date: 2016-02-22

Path: G:\Plans\Project Specific\Carmichael\2016\ESRI\Restricted Land\17_02_2016 Lignum Station Restricted Land Survey ML70441_ML70505 Detail Series A3.mxd



Restricted Land Type

- ▲ Tanks
- / Troughs
- Water Bores
- Yards
- Stockyard



Carmichael Mine Development
Mine Planning
 Map 6 of 22

0 20 40 60 80 100
 Meters

■ ML(A)70441
■ ML(A)70505

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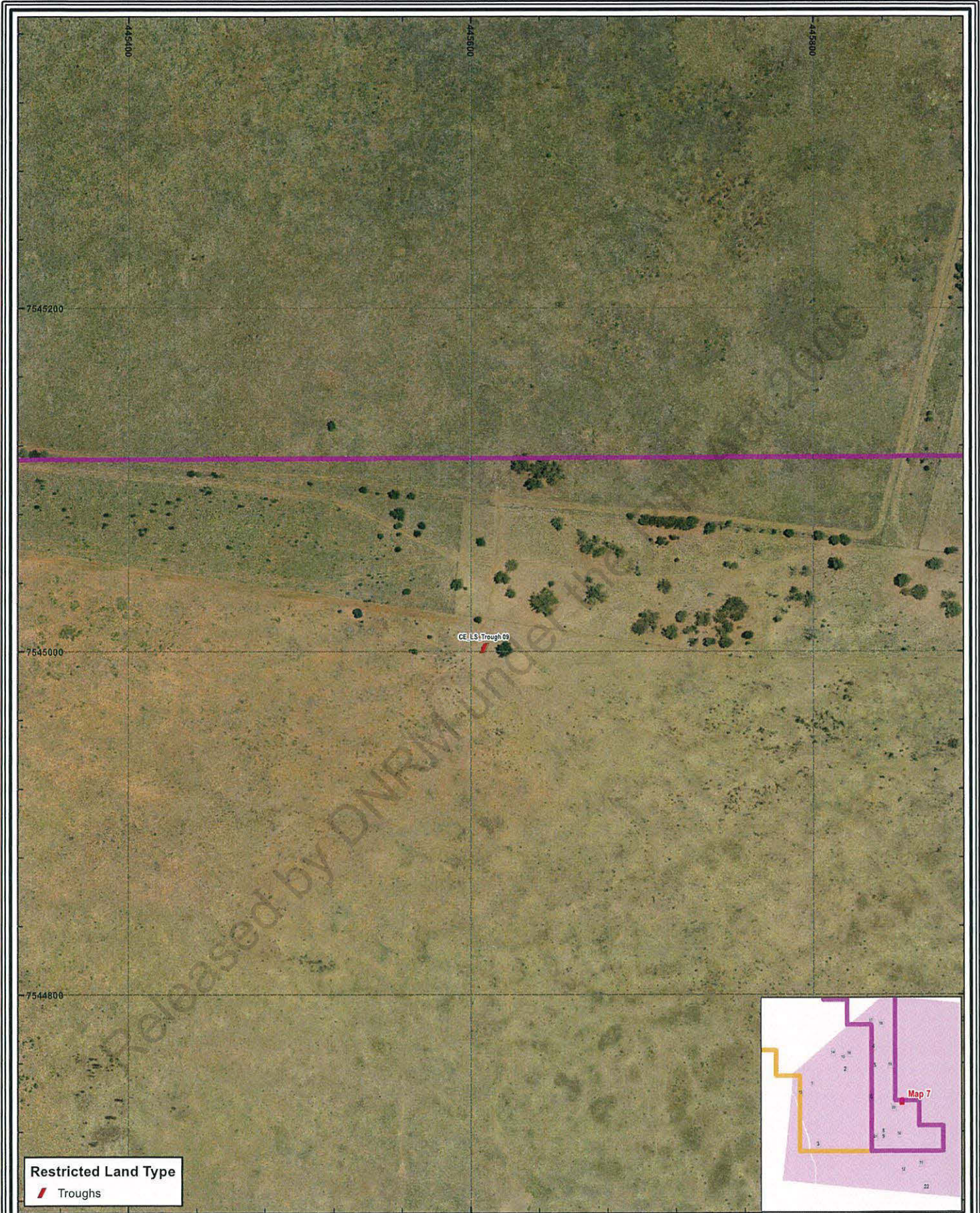
GDA94 Sheet No.
 MGA Zone 55 2016-02-17_010


2013 Mine Planning
Restricted Land Summary
 (Survey 2013)
 Lignum Station

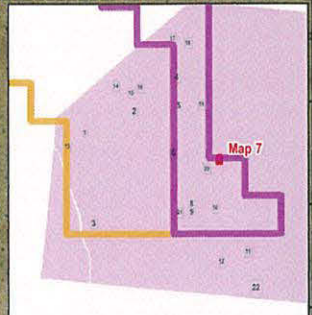
Drawn By: CTPI

Checked: _____


Date: 2016-02-22



Restricted Land Type
 Troughs

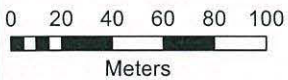


Carmichael Mine Development
 Mine Planning
 Map 7 of 22

 ML(A)70441
 ML(A)70505

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**2013 Mine Planning
 Restricted Land Summary
 (Survey 2013)
 Lignum Station**



GDA94 Sheet No.
 MGA Zone 55 2016-02-17_010

Drawn By: CTPI
 Checked by:
 Date: 2016-02-22

Path: G:\Plans\Project Specific\Carmichael\2016\ESRI\Restricted Land\17_02_2016 Lignum Station Restricted Land Survey ML70441_ML70505 Detail Series A3.mxd



Restricted Land Type
 • Water Bores

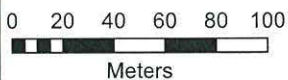


Carmichael Mine Development
Mine Planning
 Map 8 of 22

 ML(A)70441
 ML(A)70505

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**2013 Mine Planning
 Restricted Land Summary
 (Survey 2013)
 Lignum Station**



GDA94 Sheet No.
 MGA Zone 55 2016-02-17_010

Drawn By: CTP
 Checked by: CTP
 Date: 2016-02-22

From: CTPI
Sent: Thursday, 3 March 2016 7:48 PM
To: GRUNDY Alex
CC: Coal Hub
Subject: FW: MLAs Irrelevant 70505 and 70506 Response to Information Request - part 4 of 7
Attachments: Part 4 Attachments 2 and 3 TO and letter DNRM.pdf

Importance: High

Part 4 of 7

From: CTPI
Sent: Thursday, 3 March 2016 7:38 PM
To: alex.grundy@dnrm.qld.gov.au
Cc: 'coalhub@dnrm.qld.gov.au' <coalhub@dnrm.qld.gov.au>
Subject: FW: MLAs Irrelevant 70505 and 70506 Response to Information Request
Importance: High

Hello

I received a notice saying you had not received the emails below. Hence I have included parts 1 to 4 in this email. Could you please confirm receipt?

Another email to follow.

Regards

CTPI

From: CTPI
Sent: Thursday, 3 March 2016 7:27 PM
To: alex.grundy@dnrm.qld.gov.au
Cc: CTPI coalhub@dnrm.qld.gov.au
Subject: MLAs Irrelevant 70505 and 70506 Response to Information Request
Importance: High

Hello Alex

Please find attached Adani's response to your letter of 19 February 2016 requesting information for Mining Lease Applications Irrelevant 70505 and 70506.

Could you please confirm receipt of this email and 7 attachment parts?

Regards

CTPI



CTPI

CTPI

Adani Mining Pty Ltd

Mobile

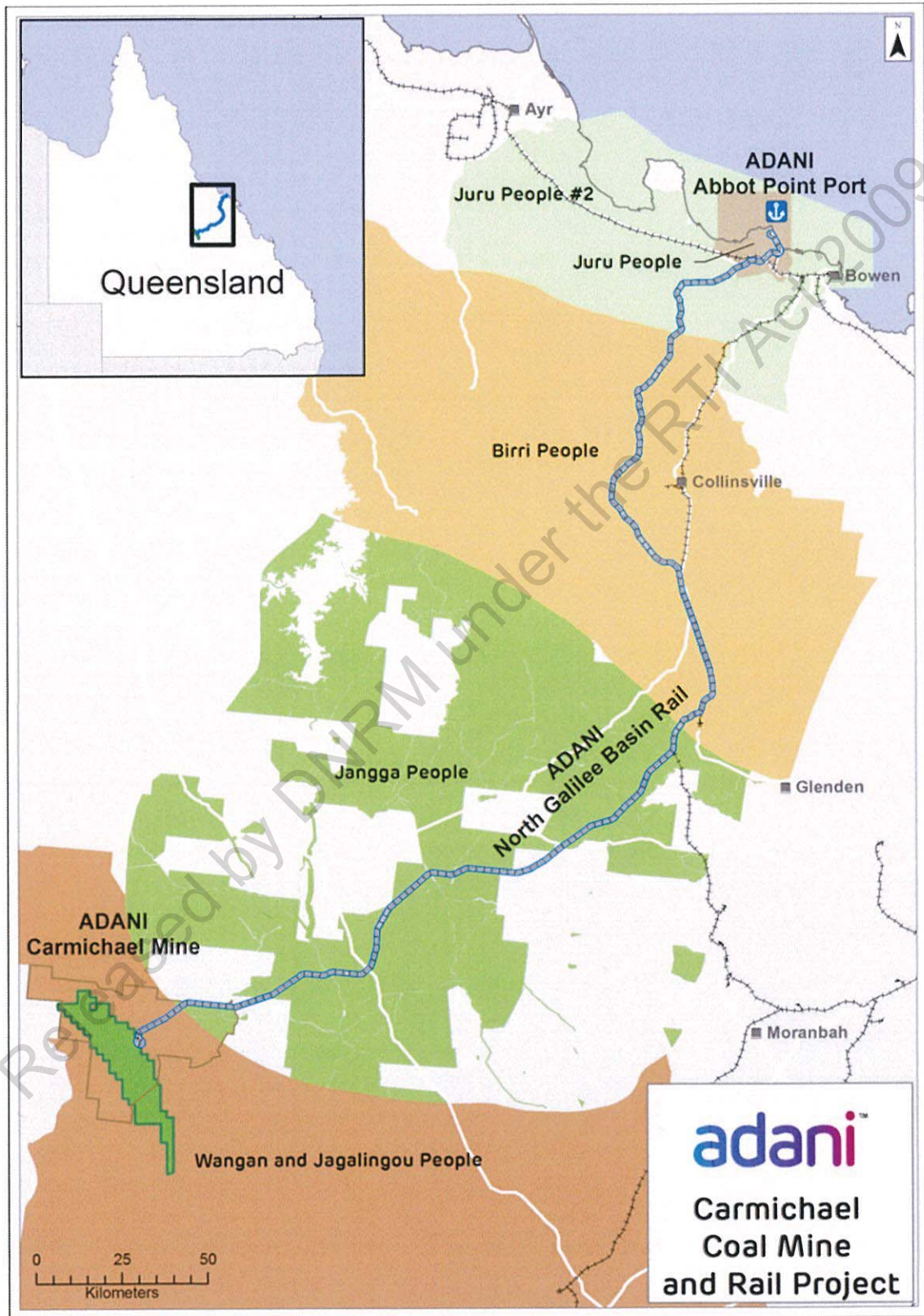
Direct

www.adaniaustralia.com |

Level 25, 10 Eagle Street, Brisbane, QLD 4000 | GPO Box 2569, Brisbane, QLD, 4001

Released by DNRM under the RTI Act 2009

Attachment 2 – Map of Traditional Owner areas



**Attachment 3 – MLA 70505 abandonment correspondence (24
November 2014)**

Released by DNRM under the RTI Act 2009



28 November 2014

Chief Executive
Department of Natural Resources and Mines
c:/ Ms Debbie-Jo MacDonald
Mining Registrar
Coal Resources Management Centre
Department of Natural Resources and Mines
PO Box 3679
RED HILL QLD 4701

Dear Ms MacDonald

Abandonment of surface area on Mining Lease Application 70505

Adani Mining Pty Ltd (Adani) lodged Mining Lease application 70505 (MLA 70505) in July 2013. Adani advised of changes to the surface area to you on 17 February 2014.

Adani has observed that a portion of surface area included in the mining lease application for mining and related activities is not required.

Hence, Adani sends this notice to you under section 307 of the *Mineral Resources Act 1989* to notify you in writing that it hereby abandons that part of MLA 70505 as described below.

The area to be abandoned is shown in **Attachment 1**.

The extent of surface area will be reduced to 13,524.9 hectares (net reduction of an extent of 3,436.7 hectares) from the Mining lease application.

The metes and bounds describe the revised area of MLA 70505 is included in **Attachment 2**. Please also find a map of the revised area, which excludes the abandoned area, in **Attachment 3**.

Adani Mining Pty Ltd
Level 25
10 Eagle Street, Brisbane, QLD 4000
GPO Box 2569, Brisbane, QLD 4001
Australia

Tel +61 7 3223 4800
Fax +61 7 3223 4850
info@adani.com
www.adani.com

Registered Office: Level 30, 10 Eagle Street, Brisbane, QLD 4000, Australia
ABN: 27 145 455 205

The outcome sought is that the application is amended to show the revised area in respect to which the application is to remain in force, and that the amended application proceed in respect of the revised area.

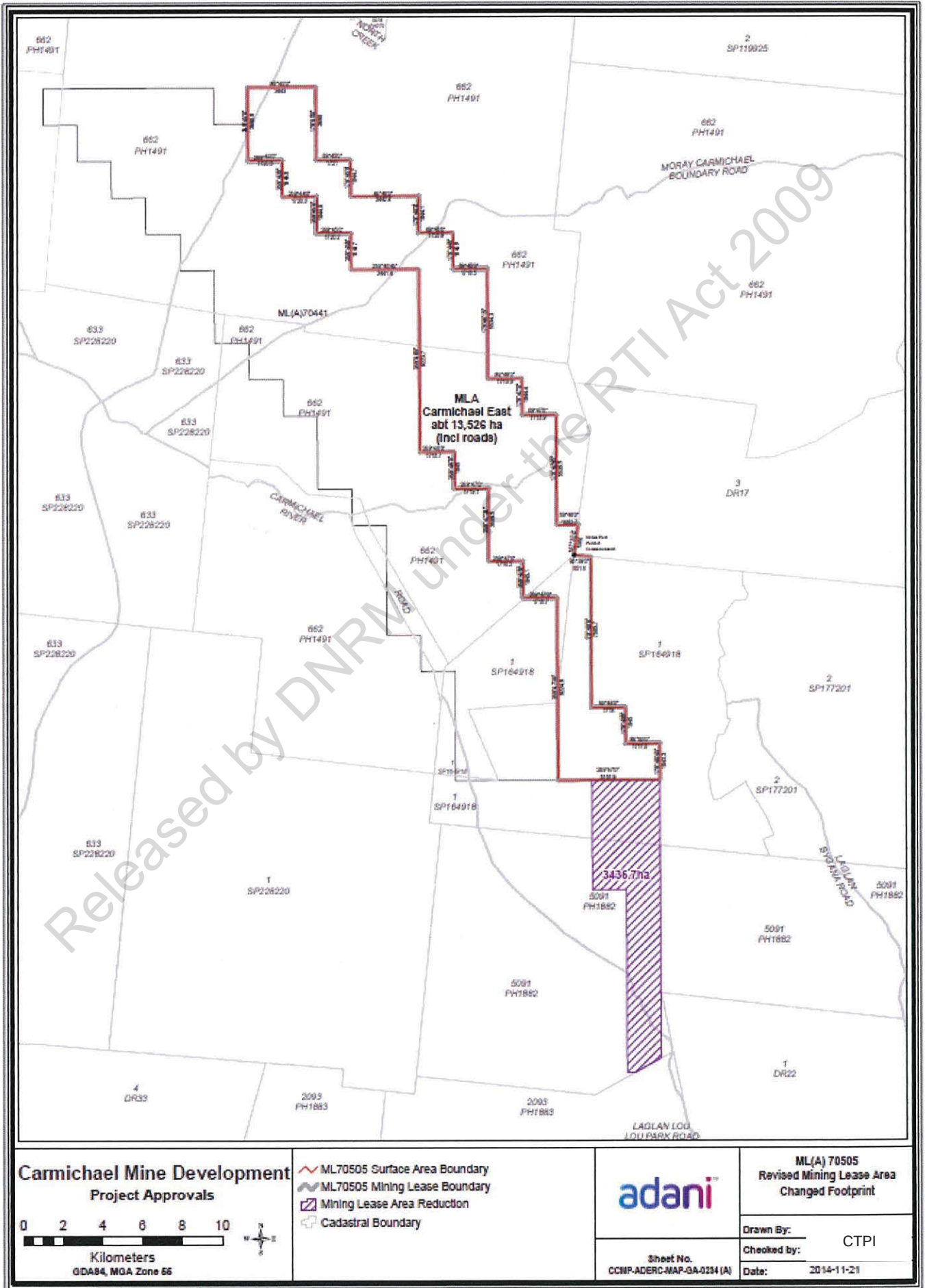
Also in accordance with section 307, Adani will send a copy of this notice to the Land Court, and all other persons to whom Adani was required under the Act to give a copy of the certificate of public notice for the mining lease. These persons are listed in Attachment 4.

If you have any further questions, please do not hesitate to contact me on the details below.

Kind regards

CTPI

Attachment 1 – Map showing area to be abandoned (purple)



| | | | |
|---|---|----------------------|---|
| <p>Carmichael Mine Development Project Approvals</p> <p>0 2 4 6 8 10 Kilometers GDA84, MGA Zone 56</p> | <ul style="list-style-type: none"> — ML70505 Surface Area Boundary — ML70505 Mining Lease Boundary Mining Lease Area Reduction Cadastral Boundary | <p>adani™</p> | <p>ML(A) 70505 Revised Mining Lease Area Changed Footprint</p> |
| | | | <p>Sheet No. CCNP-ADERC-MAP-BA-0234 (A)</p> |

Attachment 2 – Metes and bounds of revised MLA 70505 area

Mining Lease Application – "Carmichael East"

Location Description

The Reference Point of the land applied for is Stn 52 on SP164918
GDA94 E: 444266.8 / N: 7552780.8

The Reference Point and the Datum Post are coincident.

All posts are marked "AMPL 04/07/2013".

External Boundary Description

Commencing from the Datum Post:

At a bearing of 87°28' for a distance of 851.8 metres, coinciding with the boundary of Lot 1 on SP 164918 and Lot 3 on DR17, thence,

(GDA94 E:444266.8 / N:7552780.8)

At a bearing of 171°37' for a distance of 7585.7 metres, Abutting EPC1528 and coinciding with the eastern boundary of Subblocks CLER1830N, CLER1830S, CLER1830X, CLER1902C and CLER1902H thence,

(GDA94 E:445114.4 / N:7552697.0)

At a bearing of 81°37' for a distance of 1718.0 metres, Abutting EPC1528 and coinciding with the northern boundary of Subblocks CLER1902O, thence,

(GDA94 E:445141.4 / N:7545111.3)

At a bearing of 171°38' for a distance of 1845.0 metres, Abutting EPC1528 and coinciding with the eastern boundary of Subblocks CLER1902O, thence,

(GDA94 E:446859.4 / N:7545117.3)

At a bearing of 81°39' for a distance of 1717.6 metres, Abutting EPC1528 and coinciding with the northern boundary of Subblocks CLER1902U, thence,

(GDA94 E:446865.4 / N:7543272.3)

At a bearing of 171°37'45" for a distance of 1843.3 metres, Abutting EPC1528 and coinciding with the eastern boundary of Subblocks CLER1902U, thence,

(GDA94 E:448583.2 / N:7543278.2)

At a bearing of 261°36' for a distance of 5151.9 metres, coinciding with the northern boundary of Subblocks CLER1902Z, CLER1902Y, CLER1902X, thence,
(GDA94 E:448588.5 / N:7541435.3)

At a bearing of 351°36'30" for a distance of 9224.9 metres, Abutting MLA70441 and coinciding with the eastern boundary of Subblocks CLER1830W, CLER1902B, CLER1902G, CLER1902M, and CLER1902R, thence,
(GDA94 E:443436.8 / N:7541415.8)

At a bearing of 261°36' for a distance of 1718.7 metres, Abutting MLA70441 and coinciding with the northern boundary of Subblocks CLER1830W, thence,
(GDA94 E:443403.2 / N:7550639.8)

At a bearing of 351°36' for a distance of 1845.1 metres, Abutting MLA70441 and coinciding with the eastern boundary of Subblock CLER1830Q, thence,
(GDA94 E:441684.4 / N:7550633.2)

At a bearing of 261°36' for a distance of 1718.2 metres, Abutting MLA70441 and coinciding with the northern boundary of Subblock CLER1830Q, thence,
(GDA94 E:441677.6 / N:7552478.3)

At a bearing of 351°36'30" for a distance of 3689.5 metres, Abutting MLA70441 and coinciding with the eastern boundary of Subblocks CLER1829K and CLER1829P, thence,
(GDA94 E:439959.4 / N:7552472.0)

At a bearing of 261°36' for a distance of 1719.1 metres, Abutting MLA70441 and coinciding with the northern boundary of Subblock CLER1829K, thence,
(GDA94 E:439944.8 / N:7556161.4)

At a bearing of 351°35' for a distance of 1845.0 metres, Abutting MLA70441 and coinciding with the eastern boundary of Subblock CLER1829D, thence,
(GDA94 E:438225.7 / N:7556154.9)

At a bearing of 261°35' for a distance of 1718.7 metres, Abutting MLA70441 and coinciding with the northern boundary of Subblock CLER1829D, thence,
(GDA94 E:438218.3 / N:7557999.9)

At a bearing of 351°35' for a distance of 9223.7 metres, Abutting MLA70441 and coinciding with the eastern boundary of Subblocks CLER1757C, CLER1757H, CLER1757N, CLER1757S, and CLER1757X, thence,
(GDA94 E:436499.6 / N:7557992.7)

At a bearing of 261°35'45" for a distance of 3441.4 metres, Abutting MLA70441 and coinciding with the northern boundary of Subblocks CLER1757B and CLER1757C , thence,

(GDA94 E:436461.6 / N:7567216.3)

At a bearing of 351°34' for a distance of 1844.7 metres, Abutting MLA70441 and coinciding with the eastern boundary of Subblock CLER1685V, thence,

(GDA94 E:433020.2 / N:7567203.1)

At a bearing of 261°34' for a distance of 1720.2 metres, Abutting MLA70441 and coinciding with the northern boundary of Subblock CLER1685V, thence,

(GDA94 E:433012.7 / N:7569047.8)

At a bearing of 351°34' for a distance of 1844.8 metres, Abutting MLA70441 and coinciding with the eastern boundary of Subblock CLER1684U, thence,

(GDA94 E:431292.5 / N:7569040.4)

At a bearing of 261°33' for a distance of 1720.3 metres, Abutting MLA70441 and coinciding with the northern boundary of Subblock CLER1684U, thence,

(GDA94 E:431284.7 / N:7570885.2)

At a bearing of 351°32' for a distance of 1845.8 metres, Abutting MLA70441 and coinciding with the eastern boundary of Subblock CLER1684O, thence,

(GDA94 E:429564.4 / N:7570877.0)

At a bearing of 261°32' for a distance of 1720.5 metres, Abutting MLA70441 and coinciding with the northern boundary of Subblock CLER1684O, thence,

(GDA94 E:429555.2 / N:7572722.8)

At a bearing of 351°34' for a distance of 3690.9 metres, Abutting MLA70441 and coinciding with the eastern boundary of Subblocks CLER1684C and CLER1684H, thence,

(GDA94 E:427834.7 / N:7572714.3)

At a bearing of 81°34' for a distance of 3443.0 metres, Abutting EPC1483 and coinciding with the northern boundary of Subblocks CLER1684D and CLER1684E , thence,

(GDA94 E:427817.5 / N:7576405.1)

At a bearing of 171°34' for a distance of 3690.0 metres, Abutting EPC1957 and coinciding with the eastern boundary of Subblocks CLER1684E and CLER1684K , thence,

(GDA94 E:431260.2 / N:7576420.0)

At a bearing of 81°34' for a distance of 1721.0 metres, Abutting EPC1957 and coinciding with the northern boundary of Subblocks CLER1685L , thence,

(GDA94 E:431276.2 / N:7572730.0)

At a bearing of 171°34' for a distance of 1844.7 metres, Abutting EPC1957 and coinciding with the eastern boundary of Subblocks CLER1685L , thence,
(GDA94 E:432997.2 / N:7572737.5)

At a bearing of 81°35' for a distance of 3442.4 metres, Abutting EPC1957 and coinciding with the northern boundary of Subblocks CLER1685R and CLER1685S , thence,
(GDA94 E:433005.1 / N:7570892.8)

At a bearing of 171°37' for a distance of 1844.1 metres, Abutting EPC1957 and coinciding with the eastern boundary of Subblocks CLER1685S , thence,
(GDA94 E:436447.5 / N:7570906.9)

At a bearing of 81°37' for a distance of 1720.9 metres, Abutting EPC1957 and coinciding with the northern boundary of Subblocks CLER1685Y , thence,
(GDA94 E:436454.0 / N:7569062.9)

At a bearing of 171°33' for a distance of 1845.9 metres, Abutting EPC1957 and coinciding with the eastern boundary of Subblocks CLER1685Y , thence,
(GDA94 E:438174.8 / N:7569068.7)

At a bearing of 81°34' for a distance of 1718.5 metres, Abutting EPC1957 and coinciding with the northern boundary of Subblocks CLER1757E , thence,
(GDA94 E:438183.1 / N:7567222.8)

At a bearing of 171°35'15" for a distance of 5534.3 metres, Abutting EPC1957 and coinciding with the eastern boundary of Subblocks CLER1757E, CLER1757K and CLER1757P, thence,
(GDA94 E:439901.6 / N:7567230.6)

At a bearing of 81°37' for a distance of 1719.9 metres, Abutting EPC1957 and coinciding with the northern boundary of Subblocks CLER1758Q , thence,
(GDA94 E:439923.7 / N:7561696.3)

At a bearing of 171°36' for a distance of 1844.4 metres, Abutting EPC1957 and coinciding with the eastern boundary of Subblocks CLER1758Q , thence,
(GDA94 E:441643.6 / N:7561702.1)

At a bearing of 81°36' for a distance of 1718.9 metres, Abutting EPC1957 and coinciding with the northern boundary of Subblocks CLER1758W, thence,
(GDA94 E:441650.8 / N:7559857.7)

At a bearing of 171°36'45" for a distance of 5535.5 metres, Abutting EPC1957 and coinciding with the eastern boundary of Subblocks CLER1758W , CLER1830B ,and CLER1830G , thence,

(GDA94 E:443369.6 / N:7559864.3)

At a bearing of 81°37' for a distance of 1083.7 metres, Abutting EPC1957 and coinciding with the northern boundary of Subblocks CLER1830N Intersecting the cadastral boundary between Lot 662 on PH 1491 and Lot 3 on DR 17, thence,

(GDA94 E:443389.3 / N:7554328.9)

At a bearing of 179°24' for a distance of 1566.0 metres, coinciding with the cadastral boundary between Lot 662 on PH 1491 and Lot 3 on DR 17, back to the point of commencement

(GDA94 E:444473.6 / N:7554333.2)

Area - 13,462.4 ha

Area - 13,524.9 ha Total (including roads)

Roads

R-North 15.8 ha (Stockroute)

R-Middle 15.2 ha (Moray Carmichael Boundary Road)

R-South 31.5 ha (Carmichael River)

Roads Total 62.5 ha

Bearings are Magnetic.

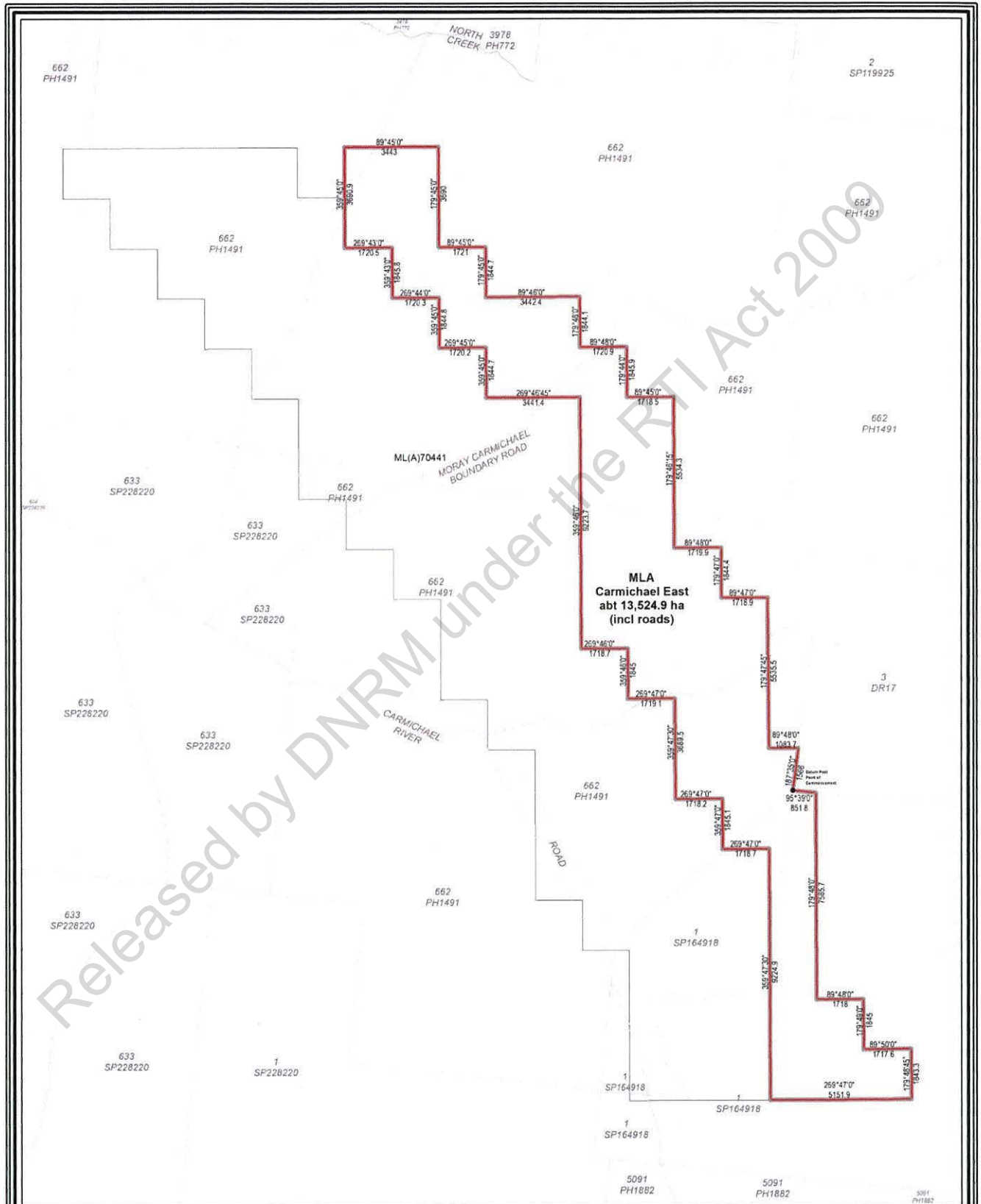
Add 8°11' to magnetic bearings for grid bearings.

(Subject to confirmation by survey).

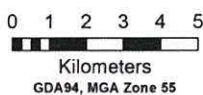
Based on report prepared by Wilson Survey Group

4th July 2013

Attachment 3 – Map of revised MLA 70505 area



Carmichael Mine Development Project Approvals



- ML70505 Surface Area Boundary
- ML70505 Mining Lease Boundary
- Cadastral Boundary



ML(A) 70505 Mining Lease Area (Revised)

Drawn By: CTPI
 Checked by:
 Date: 2014-11-21

Sheet No. CCMP-ADERC-MAP-GA-0233 (A)

Attachment 4 – Persons being notified

| Lot / Plan | Stakeholder | Stakeholder type | Interest & relevant land | Registered Address |
|------------------------|----------------------|--|---|---|
| Lot 662, PH1491 | Adani Mining Pty Ltd | Owner of the relevant land or any other land necessary for access to the relevant land | Holder of the Moray Downs Pastoral Lease. | Level 30, 10 Eagle Street BRISBANE QLD 4000 |

Released by DNRM under the RTI Act 2009

BoC

| Lot / Plan | Stakeholder | Stakeholder type | Interest & relevant land | Registered Address |
|-------------------------------------|---|---|--|---------------------------------------|
| | | BoC | | |
| | | necessary for access to the relevant land | | |
| Isaac Regional Council area | Isaac Regional Council | Relevant local government; also owner of the relevant land or any other land necessary for access to the relevant land (reserves) | In IRC area, plus road corridors and stock routes (reserves) – see below. | PO Box 97 MORANBAH QLD 4744 |
| Road corridors, stock routes | Department of Natural Resources and Mines | Owner of the relevant land or any other land necessary for access to the relevant land (reserves) | The Moray Carmichael road reserve, Carmichael River road reserve, unnamed road reserves, stock routes U385BELY01 and U303BELY01 are jointly administered by the department with Isaac Regional Council | PO Box 15216 CITY EAST QLD 4002 |

From: CTPI
Sent: Thursday, 3 March 2016 7:47 PM
To: GRUNDY Alex
CC: Coal Hub
Subject: FW: MLAs Irrelevant 70505 and 70506 Response to Information Request - Part 3 of 7
Attachments: Part 3 Financial position.pdf

Importance: High

Part 3 of 7

From: CTPI
Sent: Thursday, 3 March 2016 7:38 PM
To: alex.grundy@dnrm.qld.gov.au
Cc: 'coalhub@dnrm.qld.gov.au' <coalhub@dnrm.qld.gov.au>
Subject: FW: MLAs Irrelevant70505 and 70506 Response to Information Request
Importance: High

Hello

I received a notice saying you had not received the emails below. Hence I have included parts 1 to 4 in this email. Could you please confirm receipt?

Another email to follow.

Regards

CTPI

From: CTPI
Sent: Thursday, 3 March 2016 7:27 PM
To: alex.grundy@dnrm.qld.gov.au
Cc: CTPI coalhub@dnrm.qld.gov.au
Subject: MLAs Irrelevant70505 and 70506 Response to Information Request
Importance: High

Hello Alex

Please find attached Adani's response to your letter of 19 February 2016 requesting information for Mining Lease Applications Irrelevant70505 and 70506.

Could you please confirm receipt of this email and 7 attachment parts?

Regards

CTPI



CTPI

CTPI

Adani Mining Pty Ltd

Mobile +

| Direct

| www.adaniaustralia.com |

Level 25, 10 Eagle Street, Brisbane, QLD 4000 | GPO Box 2569, Brisbane, QLD, 4001

Released by DNRM under the RTI Act 2009

Attachment 1 – Financial Position

Released by DNRM under the RTI Act 2009



Adani Enterprises Limited
(CIN No : L51100GJ1993PLC019067)
Registered Office: "Adani House", Near Mithakhali Circle,
Navrangpura, Ahmedabad 380 009

Phone : 079-26565555 ; Fax : 079-26565500 ; Email : info@adani.com ; Website : www.adani.com

UNAUDITED FINANCIAL RESULTS FOR THE QUARTER AND HALF YEAR ENDED 30TH SEPTEMBER, 2015

| PART I | | (₹ In Crores) | | | | | |
|----------------|--|-----------------|-----------------|-----------------|-----------------|-----------------|------------------|
| Sr. No. | Particulars | Standalone | | | | | |
| | | Quarter Ended | | | Half Year Ended | | Year Ended |
| | | 30-09-2015 | 30-06-2015 | 30-09-2014 | 30-09-2015 | 30-09-2014 | 31-03-2015 |
| | | | | | | | |
| | | (Unaudited) | (Unaudited) | (Unaudited) | (Unaudited) | (Unaudited) | (Audited) |
| 1 | Income from operations | | | | | | |
| | (a) Net Sales / Income from operations | 1,967.91 | 2,396.57 | 3,322.71 | 4,364.48 | 7,376.65 | 14,909.01 |
| | (b) Other operating income | 12.03 | 9.18 | 6.17 | 21.21 | 9.04 | 23.84 |
| | Total Income from operations (net) | 1,979.94 | 2,405.75 | 3,328.88 | 4,385.69 | 7,385.69 | 14,932.85 |
| 2 | Expenses | | | | | | |
| | (a) Purchases of stock-in-trade | 1,331.34 | 1,822.67 | 2,608.74 | 3,154.01 | 5,964.85 | 11,734.02 |
| | (b) Changes in inventories of finished goods, work-in-progress and stock-in-trade | 109.70 | 27.24 | 138.92 | 136.94 | 203.57 | 484.63 |
| | (c) Employee benefits expense | 77.13 | 56.92 | 45.50 | 134.05 | 88.04 | 174.70 |
| | (d) Depreciation and amortisation expense | 20.40 | 20.31 | 20.47 | 40.71 | 42.70 | 81.73 |
| | (e) Other expenses | 329.99 | 331.36 | 411.57 | 661.35 | 902.94 | 2,037.73 |
| | (f) Foreign Exchange (Gain)/Loss | 78.26 | 66.44 | 106.41 | 144.70 | 214.95 | 411.29 |
| | Total Expenses | 1,946.82 | 2,324.94 | 3,331.61 | 4,271.76 | 7,417.05 | 14,924.10 |
| 3 | Profit from operations before other income, finance costs & exceptional items (1-2) | 33.12 | 80.81 | (2.73) | 113.93 | (31.36) | 8.75 |
| 4 | Other Income | 355.51 | 166.93 | 456.32 | 522.44 | 710.51 | 1,279.65 |
| 5 | Profit from ordinary activities before finance costs & exceptional items (3+4) | 388.63 | 247.74 | 453.59 | 636.37 | 679.15 | 1,288.40 |
| 6 | Finance costs | 182.45 | 184.22 | 240.34 | 366.67 | 459.39 | 927.44 |
| 7 | Profit from ordinary activities after finance costs but before exceptional items (5-6) | 206.18 | 63.52 | 213.25 | 269.70 | 219.76 | 360.96 |
| 8 | Add/(Less) : Exceptional Items (net) | - | - | - | - | - | 70.99 |
| 9 | Profit from ordinary activities before tax (7+8) | 206.18 | 63.52 | 213.25 | 269.70 | 219.76 | 431.95 |
| 10 | Tax expenses | (9.00) | (6.29) | 0.98 | (15.29) | 6.46 | 25.10 |
| 11 | Net Profit for the period (9 - 10) | 215.18 | 69.81 | 212.27 | 284.99 | 213.30 | 406.85 |
| 12 | Paid-up Equity Share Capital (Face Value of ₹ 1 each) | 109.98 | 109.98 | 109.98 | 109.98 | 109.98 | 109.98 |
| 13 | Reserve excluding Revaluation Reserves as per balance sheet of previous accounting year | - | - | - | - | - | 10,168.08 |
| 14 | Earning per share (Face Value of ₹ 1 each) (not annualised): | | | | | | |
| | Basic & Diluted | 1.96 | 0.63 | 1.93 | 2.59 | 1.94 | 3.70 |
| 15 | Debt Equity Ratio (Refer Note B) | - | - | - | 2.17 | 0.72 | 0.58 |
| 16 | Debt Service Coverage Ratio (Refer Note B) | - | - | - | 1.45 | 1.57 | 1.57 |
| 17 | Interest Service Coverage Ratio (Refer Note B) | - | - | - | 2.15 | 1.85 | 1.78 |
| PART II | | | | | | | |
| A | PARTICULARS OF SHAREHOLDING | | | | | | |
| 1 | Public shareholding : | | | | | | |
| | - Number of equity shares of ₹ 1 each | 274952524 | 274952524 | 274952524 | 274952524 | 274952524 | 274952524 |
| | - Percentage of shareholding | 25.00 | 25.00 | 25.00 | 25.00 | 25.00 | 25.00 |
| 2 | Promoters and Promoter group shareholding: | | | | | | |
| | (a) Pledged / Encumbered | | | | | | |
| | -Number of shares | 109444445 | 203881545 | 131804339 | 109444445 | 131804339 | 129620749 |
| | -Percentage of shares (as a % of the total shareholding of Promoters and Promoter group) | 13.27 | 24.72 | 15.98 | 13.27 | 15.98 | 15.71 |
| | -Percentage of shares (as a % of the total share capital of the Company) | 9.95 | 18.54 | 11.98 | 9.95 | 11.98 | 11.79 |
| | (b) Non-encumbered | | | | | | |
| | -Number of shares | 715413114 | 620976014 | 693053220 | 715413114 | 693053220 | 695236810 |
| | -Percentage of shares (as a % of the total shareholding of Promoters and Promoter group) | 86.73 | 75.28 | 84.02 | 86.73 | 84.02 | 84.29 |
| | -Percentage of shares (as a % of the total share capital of the Company) | 65.05 | 56.46 | 63.02 | 65.05 | 63.02 | 63.21 |



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UNAUDITED FINANCIAL RESULTS FOR THE QUARTER AND HALF YEAR ENDED 30TH SEPTEMBER, 2015

| PART I | | (₹ In Crores) | | | | | |
|----------------|--|------------------|------------------|------------------|------------------|------------------|------------------|
| Sr. No. | Particulars | Consolidated | | | | | |
| | | Quarter Ended | | | Half Year Ended | | Year Ended |
| | | 30-09-2015 | 30-06-2015 | 30-09-2014 | 30-09-2015 | 30-09-2014 | 31-03-2015 |
| | | (Unaudited) | (Unaudited) | (Unaudited) | (Unaudited) | (Unaudited) | (Audited) |
| 1 | Income from operations | | | | | | |
| | (a) Net Sales / Income from operations | 11,371.75 | 11,254.40 | 14,027.97 | 22,626.15 | 30,522.06 | 64,397.92 |
| | (b) Other operating income | 18.11 | 20.39 | 38.72 | 38.50 | 69.06 | 183.96 |
| | Total Income from operations (net) | 11,389.86 | 11,274.79 | 14,066.69 | 22,664.65 | 30,591.12 | 64,581.88 |
| 2 | Expenses | | | | | | |
| | (a) Cost of materials consumed | 1,991.01 | 2,019.39 | 2,377.83 | 4,010.40 | 5,358.80 | 11,484.13 |
| | (b) Purchases of stock-in-trade | 7,571.52 | 7,305.78 | 6,898.72 | 14,877.30 | 15,070.99 | 31,031.65 |
| | (c) Changes in inventories of finished goods, work-in-progress and stock-in-trade | 193.48 | 172.72 | (152.01) | 366.20 | 138.96 | 295.09 |
| | (d) Employee Benefits expense | 173.47 | 144.24 | 269.73 | 317.71 | 488.84 | 1,150.36 |
| | (e) Depreciation and amortisation expense | 88.64 | 89.86 | 1,045.71 | 178.50 | 2,011.38 | 3,521.86 |
| | (f) Other expenses | 997.23 | 879.42 | 1,687.71 | 1,876.65 | 3,203.39 | 7,661.49 |
| | (g) Foreign Exchange (Gain)/Loss | 120.91 | 88.98 | 142.89 | 209.89 | 360.71 | 588.76 |
| | Total Expenses | 11,136.26 | 10,700.39 | 12,270.58 | 21,836.65 | 26,633.07 | 55,733.34 |
| 3 | Profit from operations before other income, finance costs & exceptional items (1-2) | 253.60 | 574.40 | 1,796.11 | 828.00 | 3,958.05 | 8,848.54 |
| 4 | Other Income | 454.24 | 268.71 | 199.03 | 722.95 | 346.15 | 937.97 |
| 5 | Profit from ordinary activities before finance costs & exceptional items (3+4) | 707.84 | 843.11 | 1,995.14 | 1,550.95 | 4,304.20 | 9,786.51 |
| 6 | Finance costs | 383.97 | 407.29 | 1,810.84 | 791.26 | 3,232.25 | 7,056.29 |
| 7 | Profit from ordinary activities after finance costs but before Exceptional items (5-6) | 323.87 | 435.82 | 184.30 | 759.69 | 1,071.95 | 2,730.22 |
| 8 | Add/(Less) : Exceptional items (net) | - | - | - | - | (126.39) | (66.83) |
| 9 | Profit from ordinary activities before tax (7+8) | 323.87 | 435.82 | 184.30 | 759.69 | 945.56 | 2,663.39 |
| 10 | Tax expenses | (17.99) | 49.10 | 64.51 | 31.11 | 213.48 | 365.39 |
| 11 | Net Profit after taxes but before share of profit/loss of associates and minority interest (9-10) | 341.86 | 386.72 | 119.79 | 728.58 | 732.08 | 2,298.00 |
| 12 | Add : Share of profit / (loss) of associates | (29.34) | - | - | (29.34) | - | - |
| 13 | Add / (Less): Share of Minority Interest | (13.66) | (7.05) | 90.50 | (20.71) | 34.95 | (349.95) |
| 14 | Net Profit for the period (11-12-13) | 298.86 | 379.67 | 210.29 | 678.53 | 767.03 | 1,948.05 |
| 15 | Paid-up Equity Share Capital (Face Value of ₹ 1 each) | 109.98 | 109.98 | 109.98 | 109.98 | 109.98 | 109.98 |
| 16 | Reserve excluding Revaluation Reserves as per balance sheet of previous accounting year | - | - | - | - | - | 25,617.83 |
| 17 | Earning per share (Face Value of ₹ 1 each) (not annualised): | | | | | | |
| | Basic & Diluted | 2.72 | 3.45 | 1.91 | 6.17 | 6.97 | 17.71 |
| PART II | | | | | | | |
| A | PARTICULARS OF SHAREHOLDING | | | | | | |
| 1 | Public shareholding : | | | | | | |
| | - Number of equity shares of ₹ 1 each | 274952524 | 274952524 | 274952524 | 274952524 | 274952524 | 274952524 |
| | - Percentage of shareholding | 25.00 | 25.00 | 25.00 | 25.00 | 25.00 | 25.00 |
| 2 | Promoters and Promoter group shareholding: | | | | | | |
| | (a) Pledged / Encumbered | | | | | | |
| | -Number of shares | 109444445 | 203881545 | 131804339 | 109444445 | 131804339 | 129620749 |
| | -Percentage of shares (as a % of the total shareholding of Promoters and Promoter group) | 13.27 | 24.72 | 15.98 | 13.27 | 15.98 | 15.71 |
| | -Percentage of shares (as a % of the total share capital of the Company) | 9.95 | 18.54 | 11.98 | 9.95 | 11.98 | 11.79 |
| | (b) Non-encumbered | | | | | | |
| | -Number of shares | 715413114 | 620976014 | 693053220 | 715413114 | 693053220 | 695236810 |
| | -Percentage of shares (as a % of the total shareholding of Promoters and Promoter group) | 86.73 | 75.28 | 84.02 | 86.73 | 84.02 | 84.29 |
| | -Percentage of shares (as a % of the total share capital of the Company) | 65.05 | 56.46 | 63.02 | 65.05 | 63.02 | 63.21 |



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UNAUDITED FINANCIAL RESULTS FOR THE QUARTER AND HALF YEAR ENDED 30TH SEPTEMBER, 2015

| Particulars | | Quarter ended on 30-09-2015 |
|-------------|--|-----------------------------|
| B | INVESTORS COMPLAINTS | |
| | Pending at the beginning of the quarter | Nil |
| | Received during the quarter | 20 |
| | Disposed of during the quarter | 20 |
| | Remaining unresolved at the end of the quarter | Nil |

STATEMENT OF ASSETS AND LIABILITIES

(₹ In Crores)

| Sr. No. | Particulars | Standalone | | Consolidated | |
|----------|---|---------------------------|-------------------------|---------------------------|-------------------------|
| | | 30-09-2015 (Unaudited) | 31-03-2015 (Audited) | 30-09-2015 (Unaudited) | 31-03-2015 (Audited) |
| A | EQUITY AND LIABILITIES | | | | |
| 1 | Shareholders' Funds | | | | |
| | (a) Share Capital | 109.98 | 109.98 | 109.98 | 109.98 |
| | (b) Reserves and Surplus | 3,283.06 | 10,168.08 | 12,872.36 | 25,617.83 |
| | Subtotal - Shareholders' Funds | 3,393.04 | 10,278.06 | 12,982.34 | 25,727.81 |
| 2 | Minority Interest | - | - | 98.83 | 4,101.85 |
| 3 | Non - Current Liabilities | | | | |
| | (a) Long Term Borrowings | 2,547.00 | 2,535.15 | 5,157.53 | 55,486.76 |
| | (b) Deferred Tax Liabilities (net) | - | - | 165.26 | 1,004.83 |
| | (c) Other Long Term Liabilities | 250.59 | 250.59 | 500.70 | 1,164.22 |
| | (d) Long Term Provisions | 7.67 | 5.69 | 37.30 | 498.07 |
| | Subtotal - Non Current Liabilities | 2,805.26 | 2,791.43 | 5,860.79 | 58,153.88 |
| 4 | Current Liabilities | | | | |
| | (a) Short Term Borrowings | 4,023.38 | 2,635.20 | 13,410.03 | 19,413.20 |
| | (b) Trade Payables | 3,985.29 | 5,781.89 | 8,762.34 | 10,383.18 |
| | (c) Other Current Liabilities | 1,059.20 | 961.19 | 3,442.32 | 12,087.48 |
| | (d) Short Term Provisions | 12.29 | 193.69 | 165.72 | 991.17 |
| | Subtotal - Current Liabilities | 9,080.16 | 9,571.97 | 25,780.41 | 42,875.03 |
| | TOTAL - EQUITY AND LIABILITIES | 15,278.46 | 22,641.46 | 44,722.37 | 130,858.57 |
| B | ASSETS | | | | |
| 1 | Non - Current Assets | | | | |
| | (a) Fixed Assets | 1,772.63 | 1,168.04 | 15,185.89 | 88,549.97 |
| | (b) Goodwill on Consolidation | - | - | 110.02 | 2,017.09 |
| | (c) Non Current Investments | 1,176.49 | 6,953.42 | 118.72 | 153.21 |
| | (d) Deferred Tax Assets (net) | 103.34 | 88.05 | 186.41 | 140.38 |
| | (e) Long Term Loans and Advances | 607.61 | 1,201.65 | 988.78 | 3,755.61 |
| | (f) Other Non Current Assets | - | 1.36 | 241.54 | 3,517.15 |
| | Subtotal - Non Current Assets | 3,660.07 | 9,412.52 | 16,831.36 | 98,133.41 |
| 2 | Current Assets | | | | |
| | (a) Current Investments | 1.00 | 1.00 | 6.43 | 590.90 |
| | (b) Inventories | 515.18 | 584.92 | 2,117.97 | 4,081.68 |
| | (c) Trade Receivables | 3,051.85 | 3,794.76 | 12,161.05 | 15,319.15 |
| | (d) Cash and Cash Equivalents | 113.97 | 238.25 | 2,503.98 | 3,651.04 |
| | (e) Short Term Loans and Advances | 7,612.07 | 8,530.05 | 10,664.51 | 4,797.67 |
| | (f) Other Current Assets | 324.32 | 79.96 | 437.07 | 4,284.72 |
| | Subtotal - Current Assets | 11,618.39 | 13,228.94 | 27,891.01 | 32,725.16 |
| | TOTAL - ASSETS | 15,278.46 | 22,641.46 | 44,722.37 | 130,858.57 |



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UNAUDITED FINANCIAL RESULTS FOR THE QUARTER AND HALF YEAR ENDED 30TH SEPTEMBER, 2015

Notes :-

- 1 The aforesaid Financial Results have been reviewed by the Audit Committee and subsequently approved by the Board of Directors at its meeting held on 2nd November, 2015.
- 2 The Statutory Auditors have carried out limited review of Standalone Financial Results of the company for the quarter and half year ended on 30th September, 2015.
- 3 The Consolidated Financial Results have been prepared in accordance with Accounting Standard-21 "Consolidated Financial Statements", Accounting Standard-23 "Accounting for Investments in Associates in Consolidated Financial Statements" and Accounting Standard-27 "Financial Reporting of Interest in Joint Ventures" as notified by Companies Accounting Standards Rules, 2006 (as amended).
- 4 Consolidated Segment wise Revenue, Results and Capital Employed:

(₹ In Crores)

| Sr. No. | Particulars | Consolidated | | | | | |
|----------|--|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|-------------------------|
| | | Quarter Ended | | | Half Year Ended | | Year Ended |
| | | 30-09-2015 (Unaudited) | 30-06-2015 (Unaudited) | 30-09-2014 (Unaudited) | 30-09-2015 (Unaudited) | 30-09-2014 (Unaudited) | 31-03-2015 (Audited) |
| 1 | Segment Revenue | | | | | | |
| | Trading | 8,278.31 | 8,010.30 | 4,954.90 | 16,288.61 | 11,740.98 | 25,288.21 |
| | Power | - | - | 4,314.24 | - | 9,725.35 | 20,312.72 |
| | Port | - | - | 1,186.47 | - | 2,004.45 | 4,362.27 |
| | Agro | 2,420.25 | 2,532.99 | 2,134.31 | 4,953.24 | 4,260.28 | 9,301.04 |
| | Mining | 111.35 | 91.60 | 64.63 | 202.95 | 105.57 | 281.21 |
| | City Gas Distribution | 295.54 | 290.93 | 351.52 | 586.47 | 690.41 | 1,338.17 |
| | Others | 284.41 | 348.97 | 1,060.62 | 633.38 | 2,064.08 | 3,698.26 |
| | Total Revenue | 11,389.86 | 11,274.79 | 14,066.69 | 22,664.65 | 30,591.12 | 64,581.88 |
| 2 | Segment Results | | | | | | |
| | Profit Before Interest and Tax | | | | | | |
| | Trading | 214.43 | 391.95 | 253.35 | 606.38 | 585.73 | 1,245.39 |
| | Power | - | - | 652.42 | - | 1,736.58 | 4,229.46 |
| | Port | - | - | 791.83 | - | 1,417.39 | 2,907.09 |
| | Agro | 67.59 | 106.74 | 27.74 | 174.33 | 70.42 | 193.97 |
| | Mining | (23.08) | (0.93) | (33.42) | (24.01) | (45.16) | 48.75 |
| | City Gas Distribution | 41.37 | 62.75 | 56.00 | 104.12 | 114.75 | 163.90 |
| | Others | (46.71) | 13.89 | 48.21 | (32.82) | 78.34 | 59.98 |
| | Unallocable Income | 454.24 | 268.71 | 199.01 | 722.95 | 219.76 | 871.14 |
| | Total Profit Before Interest and Tax | 707.84 | 843.11 | 1,995.14 | 1,550.95 | 4,177.81 | 9,719.68 |
| | Less : Finance Expenses | 383.97 | 407.29 | 1,810.84 | 791.26 | 3,232.25 | 7,056.29 |
| | Total Profit Before Tax | 323.87 | 435.82 | 184.30 | 759.69 | 945.56 | 2,663.39 |
| 3 | Capital Employed (Segment Assets - Segment Liabilities) | | | | | | |
| | Trading | 7,183.14 | 7,567.52 | 5,840.75 | 7,183.14 | 5,840.75 | 4,987.94 |
| | Power | - | - | 61,181.55 | - | 61,181.55 | 64,680.93 |
| | Port | - | - | 21,087.43 | - | 21,087.43 | 22,027.43 |
| | Agro | 1,936.45 | 1,884.86 | 1,697.80 | 1,936.45 | 1,697.80 | 1,913.47 |
| | Mining | 8,453.82 | 9,008.62 | 8,637.96 | 8,453.82 | 8,637.96 | 8,737.58 |
| | City Gas Distribution | 890.21 | 873.78 | 880.62 | 890.21 | 880.62 | 874.85 |
| | Others | 4,044.70 | 3,514.42 | 3,394.01 | 4,044.70 | 3,394.01 | 3,266.66 |
| | Total Capital Employed | 22,508.32 | 22,849.20 | 1,02,720.12 | 22,508.32 | 1,02,720.12 | 1,06,488.86 |
| | Unallocable | (9,427.15) | (10,375.03) | (74,244.22) | (9,427.15) | (74,244.22) | (76,659.20) |
| | Total Capital Employed | 13,081.17 | 12,474.17 | 28,475.90 | 13,081.17 | 28,475.90 | 29,829.66 |

- 5 Tax expenses includes current tax, deferred tax and adjustment of taxes for the earlier years.
- 6 The Hon'ble Gujarat High Court vide its Order dated 7th May, 2015 has sanctioned the Composite Scheme of Arrangement between Adani Enterprises Limited (AEL), Adani Ports and Special Economic Zone Limited (APSEZ), Adani Power Limited (APL), Adani Transmission Limited (ATL) and Adani Mining Private Limited (AMPL) and their respective Shareholders and Creditors pursuant to the provisions of Section 391 to 394 and the other provisions of the Companies Act, 1956 and Companies Act, 2013 ("Scheme"). The Scheme came into effect on 22nd May, 2015 upon filing certified copies of the orders of the Hon'ble Court of Gujarat sanctioning the Scheme with the Registrar of the Companies, Gujarat at Ahmedabad. The Scheme with effect from Appointed Date i.e. 1st April, 2015 inter alia provided for :
 - (i) Demerger of Port Undertaking, Power Undertaking and Transmission Undertaking comprising the undertaking, businesses, activities, operations, assets (movable and immovable) and liabilities of AEL and transfer of the same to APSEZ, APL and ATL respectively.
 - ii) Merger of AMPL into AEL;



Adani Enterprises Limited
(CIN No : L51100GJ1993PLC019067)
Registered Office: "Adani House", Near Mithakhali Circle,
Navrangpura, Ahmedabad 380 009
Phone : 079-26565555 ; Fax : 079-26565500 ; Email : info@adani.com ; Website : www.adani.com

UNAUDITED FINANCIAL RESULTS FOR THE QUARTER AND HALF YEAR ENDED 30TH SEPTEMBER, 2015

Pursuant to the Scheme, the difference between the assets and liabilities of the above Undertakings have been appropriated against the Securities Premium Account and therefore, the Reserves and Surplus has reduced by ₹ 7228 Crores. In view of above, the results of the current period reported are after giving effect of the Scheme as on appointed date i.e. 1st April, 2015 and hence previous period numbers are not comparable to that extent. Given below are the results of the Company giving effect of the Scheme for each of the periods represented :

Consolidated (Proforma Adjusted)

(₹ In Crores)

| Particulars | Quarter Ended | | Half Year Ended | | Year Ended |
|---|---------------|------------|-----------------|------------|------------|
| | 30-09-2015 | 30-09-2014 | 30-09-2015 | 30-09-2014 | 31-03-2015 |
| Total Revenue | 11,844.10 | 11,219.62 | 23,387.60 | 23,924.60 | 49,306.27 |
| Expenses | 11,520.23 | 10,729.89 | 22,627.91 | 23,085.07 | 47,546.06 |
| Profit Before Tax | 323.87 | 489.73 | 759.69 | 839.53 | 1,760.21 |
| Tax expenses includes current tax, deferred tax | (17.99) | (4.35) | 31.11 | 78.03 | 140.20 |
| Profit for the period before Minority Interest | 341.86 | 494.08 | 728.58 | 761.50 | 1,620.01 |
| Minority Interest | (43.00) | 2.28 | (50.05) | (0.56) | 22.20 |
| Net Profit for the period after Minority interest | 298.86 | 496.36 | 678.53 | 760.94 | 1,642.21 |

- 7 From the current financial year, the Company has early adopted the "Guidance Note on Accounting for Derivative Contracts" issued by the Institute of Chartered Accountants of India, (except the guidance related to hedge accounting) which requires recognition of all derivative contracts on the balance sheet and measured at fair value. Had the Company followed the same accounting policy as in the previous year, the net profit for the quarter and half year ended 30th September, 2015 would have been lower by ₹ 9.82 crores at Standalone level and lower by ₹ 12.07 crores at Consolidated level. The cumulative impact of all derivative contracts outstanding as at the date of the Guidance Note becoming effective, amounting to ₹ 2.07 crores profit at Standalone and Consolidated level is recognized in reserves as at 1st April, 2015 as a transition adjustment in accordance with the transition provisions of the Guidance Note.
- 8 The Ratios have been computed as follow :
DER = Total Borrowings / Shareholder's Fund
DSCR = Earnings before Interest, Depreciation and Tax / (Interest + Net Long Term Principal Repayment).
ISCR = Earnings before Interest and Tax / Interest Expense.
- 9 Previous Period's / year's figures have been regrouped / rearranged wherever necessary, to confirm to the current quarter's / year's classification.

For & on Behalf of the Board,

Gautam S. Adani
Chairman

Date : 02.11.2015
Place : Ahmedabad

From: CTPI
Sent: Thursday, 3 March 2016 7:46 PM
To: GRUNDY Alex
CC: Coal Hub
Subject: FW: MLAs Irrelevant 70505 and 70506 Response to Information Request - Part 2 of 7
Attachments: Part 2 Response Qld Govt re INFO REQUEST Final 3March16.pdf

Importance: High

Part 2 of 7

From: CTPI
Sent: Thursday, 3 March 2016 7:38 PM
To: alex.grundy@dnrm.qld.gov.au
Cc: 'coalhub@dnrm.qld.gov.au' <coalhub@dnrm.qld.gov.au>
Subject: FW: MLAs Irrelevant 70505 and 70506 Response to Information Request
Importance: High

Hello

I received a notice saying you had not received the emails below. Hence I have included parts 1 to 4 in this email. Could you please confirm receipt?

Another email to follow.

Regards

CTPI

From: CTPI
Sent: Thursday, 3 March 2016 7:27 PM
To: alex.grundy@dnrm.qld.gov.au
Cc: CTPI ; coalhub@dnrm.qld.gov.au
Subject: MLAs Irrelevant 70505 and 70506 Response to Information Request
Importance: High

Hello Alex

Please find attached Adani's response to your letter of 19 February 2016 requesting information for Mining Lease Applications Irrelevant 70505 and 70506.

Could you please confirm receipt of this email and 7 attachment parts?

Regards

CTPI



CTPI

CTPI Adani Mining Pty Ltd
Mobile | Direct | www.adaniaustralia.com
Level 25, 10 Eagle Street, Brisbane, QLD 4000 | GPO Box 2569, Brisbane, QLD, 4001

Released by DNRM under the RTI Act 2009

From: CTPI
Sent: Thursday, 3 March 2016 7:46 PM
To: GRUNDY Alex
CC: Coal Hub
Subject: FW: MLAs Irrelevant70505 and 70506 Response to Information Request - Part 1 of 7
Attachments: Part 1 LL Signed Letter only INFO REQUEST 3March16.pdf

Importance: High

Part 1 of 7

From: CTPI
Sent: Thursday, 3 March 2016 7:38 PM
To: alex.grundy@dnrm.qld.gov.au
Cc: 'coalhub@dnrm.qld.gov.au' <coalhub@dnrm.qld.gov.au>
Subject: FW: MLAs Irrelevant70505 and 70506 Response to Information Request
Importance: High

Hello

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Another email to follow.

Regards

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Sent: Thursday, 3 March 2016 7:27 PM
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Cc: CTPI coalhub@dnrm.qld.gov.au
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Importance: High

Hello Alex

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Could you please confirm receipt of this email and 7 attachment parts?

Regards

CTPI



CTPI

CTPI

Adani Mining Pty Ltd

Mobile +

| Direct

| www.adaniaustralia.com |

Level 25, 10 Eagle Street, Brisbane, QLD 4000 | GPO Box 2569, Brisbane, QLD, 4001

Released by DNRM under the RTI Act 2009

Pages 240 through 241 redacted for the following reasons:

sch4p4(8) Confidential communications

Released by DNRM under the RTI Act 2009

From: GRUNDY Alex [Alex.Grundy@dnrm.qld.gov.au]
Sent: Thursday, 3 March 2016 2:09 PM
To: MACDONALD Debbie-Jo
Subject: FW: Request for Information for Mining Leases Irrelevant70505 & 70506
Attachments: Adani - 386J Information Request - 160218.pdf

Regards,

Alex Grundy

Principal Mining Registrar

Department of Natural Resources and Mines

Coal Assessment Hub

Building 'E'

25 Yeppoon Road, Parkhurst

North Rockhampton

PO Box 3679

Red Hill Q 4701

Phone: (07) 4936 0161

Mobile: Not in issue

Fax : (07) 4936 0375

E-mail: CoalHub@dnrm.qld.gov.au

From: GRUNDY Alex
Sent: Friday, 19 February 2016 9:52 AM
To: CTPI
Cc: DONAGHY Peter; SMITH Stephen
Subject: Request for Information for Mining Leases Irrelevant70505 & 70506

Hi CTPI

Please find attached a request for additional information relating to Mining Lease Applications Irrelevant70505 & 70506.

Please feel free to contact me if you would like to discuss.

Regards,

Alex Grundy

Principal Mining Registrar

Department of Natural Resources and Mines

Coal Assessment Hub

Building 'E'

25 Yeppoon Road, Parkhurst

North Rockhampton

PO Box 3679

Red Hill Q 4701

Phone: (07) 4936 0161

Mobile: Not in issue

Fax : (07) 4936 0375

E-mail: CoalHub@dnrm.qld.gov.au

Information Request

Section 386J of the *Mineral Resources Act 1989*

This is a request for information under section 386J of the *Mineral Resources Act 1989*. An application may be refused if the applicant does not comply with the requirements of this notice.

19 February 2016

Reference: ML Irrelevant 70505 & 70506

Adani Mining Pty Ltd
PO BOX 2569
BRISBANE QLD 4000

By e-mail: CTPI

Dear CTPI

I refer to Irrelevant and MLs 70505 and 70506 lodged on 9 July 2013.

To assist the Minister consider the matters mentioned in section 269(4) of the *Mineral Resources Act 1989* (the Act) when considering your ML applications, pursuant to s386J(1)(b) you are required to provide to me the following information relevant to the applications:

| Information Required |
|---|
| The most recent updated financial statement for Adani Mining. |
| The most recent updated statement detailing Adani Mining's technical capability. |
| A summary of community consultation and engagement relating to the Carmichael project. |
| Updated direct employment figures for the project. |
| Updated indirect employment figures for the project. |
| An updated statement on Adani's planned impact mitigation for the black-throated finch and any survey work completed to date. |
| Updated economic impact analysis, particularly benefits to the Qld economy and any royalty estimates. |
| An updated land parcel description for each ML application. |
| Confirmation of all restricted lands on Lignum station. (Please include maps and shapefiles where possible). |
| Details of any make good agreements with affected landowners as well as details of any outstanding make good arrangements. |
| Maps detailing groundwater impacts relating to any affected landowners surrounding the Carmichael project. |

Please provide this information by 3 March 2016. Failure to provide this information may result in your application being refused pursuant to section 386K(2) of the Act.

Please do not hesitate to contact me on +61 (07) 4936 01601 or alex.grundy@dnrm.qld.gov.au if you require further information.

Yours sincerely

CTPI

Alex Grundy
Principal Mining Registrar Assessment
Coal Assessment Hub

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Pages 245 through 259 redacted for the following reasons:

-
- s.37(3)(d) - Deferral of access
- s.73 Irrelevant information
- sch4p4(8) Confidential communications

Released by DNRM under the RTI Act 2009

From: Heather Lopez [Heather.Lopez@coordinatorGeneral.qld.gov.au]
Sent: Tuesday, 23 February 2016 2:40 PM
To: MACDONALD Debbie-Jo
Subject: RE: Query re Adani and considerations for mining leases

Excellent... that helps heaps!

Many Thanks ☺

From: MACDONALD Debbie-Jo [mailto:debbie-Jo.Macdonald@dnrm.qld.gov.au]
Sent: Tuesday, 23 February 2016 2:36 PM
To: Heather Lopez
Subject: RE: Query re Adani and considerations for mining leases

Hi Heather,

Some suggested wording could be:

When considering the Mining Lease applications for grant, the Minister is obliged to consider certain criteria under the *Mineral Resources Act 1989*, the Land Court Recommendation and whether the applicant, Adani Mining Pty Ltd, has met the statutory obligations and been issued an Environmental Authority.

Debbie-Jo MacDonald
Principal Mining Registrar Assessment
Coal Assessment Hub
Department of Natural Resources & Mines
Telephone 07 4936 0139 Mobile (6) Personal information
Facsimile 07 4936 0375
Email debbie-jo.macdonald@dnrm.qld.gov.au
www.dnrm.qld.gov.au <http://mines.industry.qld.gov.au>
Building E, 25 Yeppoon Road, Parkhurst QLD 4702
PO Box 3679, Red Hill Rockhampton QLD 4701

From: Heather Lopez [mailto:Heather.Lopez@coordinatorGeneral.qld.gov.au]
Sent: Tuesday, 23 February 2016 12:14 PM
To: MACDONALD Debbie-Jo
Subject: FW: Query re Adani and considerations for mining leases

Hi again,

The email below and attachments explain what the Minister's Office is really after.

Your urgent assistance is much appreciated.

Cheers,

Heather Lopez

From: Heather Lopez

Sent: Monday, 22 February 2016 1:21 PM
To: 'Stephen.Smith@dnrm.qld.gov.au'
Cc: 'Peter.Donaghy@dnrm.qld.gov.au'; Sonya Booth
Subject: Query re Adani and considerations for mining leases

Good afternoon Stephen,

I've been referred to you by my Project Manager, Sonya Booth, who looks after Galilee Basin and Adani queries.

I'm hoping you can assist in providing some advice for input into a draft correspondence re Adani.

The first attachment gives the background, where an organisation's letter was forwarded to the Minister for response. The organisation's concerns include Adani's international environmental record (see pages 4-6 of first attachment).

I had drafted a correspondence response (second attachment) and the Minister's office has sent it back requesting that the following amendments be made (third attachment):

"Nowhere in the letter do we address whether Adani have been considered appropriate for the issuing of a mining lease etc. Ask DNRM if there is criteria to be met to issue mining lease that assesses their record"

Could you please assist me with some advice on what I can include in this outgoing corro regarding DNRM's criteria to be met for the issuing of a mining lease, or regarding how a proponent's environmental record is considered by DNRM?

Your advice as soon as possible would be greatly appreciated.

Cheers,

Heather Lopez

Senior Project Officer

Coordinated Project Delivery

Office of the Coordinator-General

Department of State Development

Telephone: (07) 3452 7441

Post: PO Box 15517 City East Qld 4002

Email: heather.lopez@coordinatorgeneral.qld.gov.au

Web: <http://www.statedevelopment.qld.gov.au/>

 Please consider the environment before printing this email.

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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.

From: Heather Lopez [Heather.Lopez@coordinatorGeneral.qld.gov.au]
Sent: Tuesday, 23 February 2016 12:13 PM
To: MACDONALD Debbie-Jo
Subject: FW: Query re Adani and considerations for mining leases
Attachments: MC16 514 Referral - Office of the Minister for Transport and Main Road....pdf; OUT16 854 Ministerial response - Brendan Sydes.doc; D16 31681 Minister s office amendment - MC16 514 - 19 2 16(2).pdf

Hi again,

The email below and attachments explain what the Minster's Office is really after.

Your urgent assistance is much appreciated.

Cheers,

Heather Lopez

From: Heather Lopez
Sent: Monday, 22 February 2016 1:21 PM
To: 'Stephen.Smith@dnrm.qld.gov.au'
Cc: 'Peter.Donaghy@dnrm.qld.gov.au'; Sonya Booth
Subject: Query re Adani and considerations for mining leases

Good afternoon Stephen,

I've been referred to you by my Project Manager, Sonya Booth, who looks after Galilee Basin and Adani queries.

I'm hoping you can assist in providing some advice for input into a draft correspondence re Adani.

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Your advice as soon as possible would be greatly appreciated.

Cheers,

Heather Lopez
Senior Project Officer
Coordinated Project Delivery
Office of the Coordinator-General
Department of State Development

Telephone: (07) 3452 7441

Post: PO Box 15517 City East Qld 4002

Email: heather.lopez@coordinatorgeneral.qld.gov.au

Web: <http://www.statedevelopment.qld.gov.au/>

 Please consider the environment before printing this email.

Released by DNRM under the RTI Act 2009

Our Ref: MO16/184
MC16/514

Mr Brendan Sydes
Chief Executive Officer
Environmental Justice Australia
PO Box 12123
MELBOURNE VIC 8006

Dear Mr Sydes

I refer to your letter of 26 November 2015 to the Honourable Stirling Hinchliffe MP, Minister for Transport and the Commonwealth Games, about the Carmichael Coal Mine and Rail project. As this matter falls within the portfolio responsibilities of the Honourable Dr Anthony Lynham MP, Minister for State Development and Minister for Natural Resources and Mines, your correspondence was forwarded to his office for response. Dr Lynham has asked that I respond on his behalf.

I confirm the Queensland Land Court handed down its decision on the Carmichael Coal Mine and Rail project on 15 December 2015. The Land Court recommended the granting of the project's mining leases (subject to additional conditions being included in the environmental authority) and the issuing of the environmental authority (EA). The recommended additional conditions related to the proponent's Black-throated Finch Species Management Plan.

Following consideration of the Land Court's recommendations, the Queensland Department of Environment and Heritage Protection (DEHP) issued an EA with 140 conditions for the project on 2 February 2016. DEHP is responsible for managing compliance matters for EA conditions.

Additionally, the Commonwealth Minister for the Environment approved the project under the *Environment Protection and Biodiversity Conservation Act 1999* on 14 October 2015. This approval is subject to a further 36 conditions on environmental matters. The Commonwealth Department of the Environment manages compliance matters related to these conditions.

Further, the Coordinator-General's evaluation report on the project's environmental impact statement was finalised on 7 May 2014. The Coordinator-General approved the project, subject to compliance with 190 stringent and wide ranging conditions to protect landholders, local flora and fauna, groundwater resources, and surface water as well as placing controls on dust and noise. The report's conditions set strict requirements to control project impacts, including compliance with specific management plans required to identify, minimise and manage potential impacts on the environment.

It should be noted that compliance with the conditions set by the Coordinator-General is a legal requirement, and following the start of construction, the proponent must regularly report to government on how the terms of the conditions have been met.

Comprehensive environmental impact assessment processes are undertaken for these major projects and these statutory processes ensure that the right balance is struck between environmental protection and economic development. The numerous and stringent conditions of approval for the Carmichael Coal Mine and Rail project will ensure the project will not pose an unacceptable risk to the environment.

If you have any questions about my advice to you, Mr Damian McDonnell, A/Assistant Coordinator-General, Office of the Coordinator-General, Department of State Development, will be pleased to assist you and can be contacted on 07 3452 7448.

Yours sincerely

Paul Woodland
Chief of Staff

**Minister for State Development and Minister for Natural Resources and Mines
EXECUTIVE CORRESPONDENCE ACTION SHEET - STATE DEVELOPMENT**

| | | | |
|--------------------------------|---------------------------------------|---------------------------|-----------------|
| MO REF MO <u>1/16/184</u> | DEPT REF F15/ <u>34</u> | DEPT REF MC15/ <u>514</u> | DEPT REF MBN15/ |
| DATE RECEIVED MO <u>5/2/16</u> | DATE RECEIVED DEPT <u>06 FEB 2016</u> | | DATE DUE MO |

RESPONSE REQUIRED

- For response under Minister's signature
- For response under Chief of Staff's signature
- For response under Policy Advisor's signature
- For response under Assistant Policy Advisor's signature
- For response under DG/CG/PCE's signature
- Department for action
- Briefing note – Decision/Noting/Meeting
- No response required
- Complaint

RESPONSE TIMING

COPY (to be actioned by Minister's Office)

- | | | |
|---|---|---|
| <input type="checkbox"/> Urgent (5 days) | <input type="checkbox"/> Minister | <input type="checkbox"/> Chief of Staff |
| <input checked="" type="checkbox"/> Standard(10 days) | <input type="checkbox"/> Senior Media Advisor | <input type="checkbox"/> Policy Advisor |
| <input type="checkbox"/> Routine (15 days) | <input type="checkbox"/> Caucus Liaison | <input type="checkbox"/> Personal Assistant |
| <input type="checkbox"/> Other | <input type="checkbox"/> DG/CG/PCE | <input type="checkbox"/> Other |

MINISTER'S OFFICE COMMENTS

DEPARTMENTAL ALLOCATION (to be actioned by department)

- | | | |
|------------------------------|--|---------------------|
| <input type="checkbox"/> DG | <input checked="" type="checkbox"/> CG | DLO COMMENTS |
| <input type="checkbox"/> PCE | <input type="checkbox"/> MPO | |
| <input type="checkbox"/> SD | <input type="checkbox"/> RS | |
| <input type="checkbox"/> BSP | <input type="checkbox"/> Abbot Point | |

**APPROVED BY DIRECTOR-GENERAL/COORDINATOR-GENERAL/PROJECTS CHIEF EXECUTIVE
DATE**

Our ref: MC85151

5 FEB 2016

Mr Adrian Noon
Chief of Staff
Office of the Minister for State Development and
Minister for Natural Resources and Mines
PO Box 15216
CITY EAST QLD 4002

Dear Mr Noon

I refer to correspondence received from Mr Brendan Sydes, about the Adani Group's global environmental record.

As this matter falls under the jurisdiction of the Honourable Dr Anthony Lynham MP, Minister for State Development and Minister for Natural Resources and Mines, I am referring the matter to you for consideration and direct reply.

Enclosed are copies of the relevant correspondence for your attention.

Yours sincerely

sch4p4(6) Personal information

Mary Weaver
Director (Executive Services)

Enc (2)



Queensland
Government

COPY

Department of
Transport and Main Roads

Our ref: MC85151

Mr Brendan Sydes
Chief Executive Officer, Lawyer
Environmental Justice Australia
PO Box 12123
MELBOURNE VIC 8006

Dear Mr Sydes

I refer to your letter of 26 November 2015 to the Honourable Stirling Hinchliffe MP, Minister for Transport and the Commonwealth Games, about the Adani Group's global environmental record. The Minister has asked that I respond on his behalf.

As this matter falls under the jurisdiction of the Honourable Dr Anthony Lynham MP, Minister for State Development and Minister for Natural Resources and Mines, I have forwarded a copy of your correspondence to Minister Lynham for consideration and direct reply.

Yours sincerely

ORIGINAL
SIGNED

Mary Weaver
Director (Executive Services)

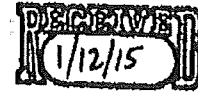
85 George Street Brisbane
GPO Box 1549 Brisbane
Queensland 4001 Australia

Website www.tmr.qld.gov.au
ABN 39 407 690 291



26 November 2015

Hon S J Hinchliffe MP
Member for Sandgate
Assistant Minister of State Assisting the Premier and Leader of the House
PO Box 496 SANDGATE QLD 4017



Dear Mr Hinchliffe

Re: The Adani Group's global environmental record

We write to bring your attention to an issue of concern that is relevant to all Queenslanders, and therefore to your constituents.

As you would be aware, Adani Mining Pty Ltd, a subsidiary of the Adani Group, is currently seeking approvals to develop the proposed Carmichael Coal Mine and Rail Project in the Galilee Basin in Queensland. In addition, Adani Group subsidiaries are currently operating at Abbot Point port, and seeking approvals to expand those operations.

The approvals required from the Queensland Government for the Carmichael Coal Mine have not yet been issued: the relevant decision-makers, the Minister for Natural Resources and Mines in relation to the required mining leases and the Director General of the Queensland Department of Environment and Heritage Protection in relation to the required environmental authority, are awaiting the recommendation of the Land Court of Queensland prior to making their decisions whether or not to issue the various approvals.

If the Queensland and federal governments are minded to issue all of the necessary approvals for these projects, this should only occur if both governments can be absolutely confident that the projects will be implemented with the utmost caution, so as to ensure full compliance with all relevant laws and conditions and to minimise harm to the environment. The Adani Group and those responsible for its management ought to be able to demonstrate that they have operated to a standard internationally such that they can be entrusted to comply with the approvals to undertake the projects. Unfortunately, the available evidence strongly suggests that the Adani Group companies do not meet this standard.

We attach a report detailing new information that has been brought to our attention regarding foreign environmental offences by a company associated with one of Adani Mining Pty Ltd's executive officers. The report details evidence that a director of Adani Mining Pty Ltd and the CEO of the Adani Group's operations in Australia was Director of Operations of a major mining company in Zambia when that company polluted a river

relied upon by local communities with toxic mining waste water, in violation of Zambian law. The company was criminally prosecuted, and pleaded guilty to four offences, including willfully failing to report the pollution, and was fined by the court.

We also attach a copy of the Zambian court ruling and statement of facts referred to in that report – *The People v Konkola Copper Mines Plc* (In the Subordinate Court of the First Class for the Chingola District Holden at Chingola (Criminal Jurisdiction)) (November 25, 2010).

This is not an isolated matter. The issues documented in the attached report follow our earlier report documenting substantial evidence about the Adani Group's poor environmental track record in India.¹ We can provide you with a copy of that earlier report if you wish. The Adani Group's poor environmental track record in India includes serious harm to the environment and communities, and breach of environmental approvals and regulations. One such incident culminated in the Indian Ministry of Environment and Forests suspending an environmental approval for the port operations of an Adani Group company.

The incidents in India and Zambia call into question the suitability of the Adani Group, and its Australian subsidiaries including Adani Mining Pty Ltd, to operate in Australia, in particular because both Queensland and federal environmental laws recognise that the track record of the executive officers of companies is relevant when assessing their suitability.

We have brought this issue to the attention of the Director General of the Queensland Department of Environment and Heritage Protection ('DEHP'). We are awaiting a response to our inquiries about whether DEHP will be making further inquiries into the suitability of Adani Mining Pty Ltd to be registered as a suitable operator and DEHP's position on whether the *Environmental Protection Act 1994* (Qld) is adequate to address foreign environmental offences when assessing the suitability of companies to operate in Queensland.

We have also brought this issue to the attention of the Federal Minister for the Environment, the Hon Greg Hunt MP. On 6 November 2015, the Department of Environment advised that it would be reviewing the information which we provided and making appropriate inquiries. On 13 November 2015, the Department of Environment noted² that it is inquiring with Adani Mining Pty Ltd as to why the information was not disclosed, with a response to be provided to the Department by 27 November 2015.

¹ Available online at <https://envirojustice.org.au/blog/new-report-raises-concerns-about-adani%E2%80%99s-authority-to-operate>

² Senate Estimates hearing, 13 November 2015, Questions put by Senator Larissa Waters to the Department of Environment - https://www.youtube.com/watch?v=U1ZwBjNob_8&feature=youtu.be.

We respectfully request that you consider the concerns raised in our report about the inadequate scrutiny by Queensland and federal decision-makers of the track record of the Adani Group. In our view, it is imperative, and the Australian public rightly expects, that Australian decision-makers thoroughly consider the environmental history of companies, which includes their executive officers, before granting them the necessary approvals to undertake projects of the scale of the proposed Carmichael Coal Mine and Rail Project and the expansion of operations at Abbot Point port. We are available to discuss these concerns, should you wish to do so.

Yours faithfully,

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Can the Adani Group be trusted to comply with environmental laws?

The Adani Group's global environmental record

About the Authors

Environmental Justice Australia

Environmental Justice Australia is the environment's legal team. We use the law to protect our environment, and we work to change our laws to make sure they protect the right of all Australians to clean air, clean water and healthy ecosystems.



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Founded in 1971, Earthjustice fights for the right of all to a healthy environment. As the largest nonprofit environmental law organization in the United States, Earthjustice uses the power of the law and the strength of partnership to protect people's health, preserve magnificent places and wildlife, advance clean energy, and combat climate change. We partner with thousands of groups and individuals to take on the critical environmental issues of our time and bring about positive change.



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Introduction

The Adani Group's proposed Carmichael Coal Mine and Rail Project in the Galilee Basin in Queensland, if developed, would be among the largest coal mines in the world. The associated rail infrastructure and expansion of the coal export terminal at the Port of Abbot Point on the edge of Queensland's Great Barrier Reef World Heritage Area would facilitate the export of coal not only from the Carmichael mine, but also from other mines proposed for the Galilee Basin. For the Carmichael mine to proceed, the Adani Group needs to be granted approvals under Queensland and federal laws. Some of these approvals have been granted; some are still under consideration.

The Carmichael mine and expansion of the Abbot Point port threaten to destroy or irreparably damage unique and important wetlands, globally significant natural heritage, habitat for threatened and endangered species, and sacred sites and traditional lands essential for the continued survival of the Wangan and Jagalingou people. Given these impacts, these projects should not go forward and there are ample grounds for the federal and Queensland governments to refuse to issue the necessary approvals.

If the federal and Queensland governments are, however, minded to issue the approvals, this should only occur if the governments can be absolutely confident that the projects will be implemented with the utmost caution so as to ensure full compliance with all relevant laws and conditions or to minimise potential harm to the environment or indigenous culture. The Adani Group and those responsible for its management ought to be able to demonstrate that they have operated to a standard internationally such that they can be entrusted to comply with the approvals to undertake the projects. Unfortunately, the available evidence strongly suggests that Adani Group companies do not meet this standard.

There are already reports of serious harm to the environment and local communities related to the operations of the Adani Group in India and the failure of Adani Group companies to comply with laws and environmental permits. For example, in 2013 an independent committee established by the Indian Ministry of Environment and Forests found 'incontrovertible evidence' that an Adani Group company operating a large coal-fired power plant and port in Mundra, India, had violated the conditions of its environmental approval and caused destruction of mangroves in a conservation area, obstructed creeks and the tidal system, failed to line its storage pond to prevent against salinity intrusion into groundwater, and constructed an airstrip without approval.¹

Now, new information has come to light concerning the actions of a mining company formerly managed by Mr Jeyakumar Janakaraj, who has been the CEO of the Adani Group's Australian operations since September 2013 and who 'oversee[s] all Adani operations in Australia, including the implementation of the Carmichael Coal Mine and Rail Project and the port operations and expansion'.² Mr Janakaraj is also a director of Adani Mining Pty Ltd,³ the operator of the proposed Carmichael mine. In 2010, when Mr Janakaraj was Director of Operations at Konkola Copper Mines ('KCM') in Zambia, KCM caused harm to the environment in violation of Zambian law, and later pleaded guilty to environmental offences and was fined.

It is imperative – and the Australian public rightly expects – that Australian regulatory agencies thoroughly consider the environmental history of companies before granting them the necessary approvals to undertake massive projects like the Carmichael mine and the Abbot Point port expansion. Consideration of the environmental record of the Adani Group and its executive officers is especially important because that record raises serious questions about the attitude of the Adani Group to the protection of the environment and the health and welfare of the communities in which they operate, and to compliance with the laws intended to assure such protection.

To date, however, the federal and Queensland governments have failed to adequately consider the environmental history of the Adani Group and its executive officers. The concerning new information raised in this report should compel both the Federal Minister for the Environment and the Director General of the Queensland Department of Environment and Heritage Protection to revisit the environmental history of the Adani Group and its executive officers, and should be

¹ Committee for Inspection of M/s Adani Port & SEZ Ltd, Mundra, Gujarat, *Report of the Committee for Inspection of M/s Adani Port & SEZ Ltd, Mundra, Gujarat* (April 2013), pages 76-82, <http://www.mcaonline.in/sites/default/files/adani-report-201313.pdf> (accessed September 16, 2015).

² Adani, *Media release – Adani Group appoints Australian CEO* (September 10, 2013), http://www.adaniminng.com/Common/Uploads/Media/compalat_110192013_AdaniCEO.PDF (accessed October 8, 2015).

³ Australian Securities & Investments Commission, *Current Company Extract for Adani Mining Pty Ltd, ACN: 145 455 205* (search performed October 9, 2015).

taken into account by the Queensland Minister for Natural Resources and Mines when he is considering whether to grant mining leases for the Carmichael mine. Furthermore, given the history of the Adani Group and its executive officers with respect to environment matters described in this report, the Queensland and federal governments should reconsider whether it is worth the risk to allow the Adani Group to operate in Australia and withdraw their support of the Adani Group's plans in Australia.

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1. A record of harm to the environment and local communities

The Adani Group's record of harm to the environment and communities in India has already been reported by us.⁴ In addition to its record in India, it has recently come to light that, prior to taking his role as an executive officer of Adani Mining Pty Ltd in Australia, Mr Janakaraj – whom the Adani Group identifies as responsible for overseeing its operations in Australia, including its expansion of Abbot Point port near the fragile Great Barrier Reef and its development of Australia's largest coal mine – was the Director of Operations and later the CEO of a mining company in Zambia that committed pollution offences during his tenure there.

1.1 Harm to the environment in Zambia

From 2008 until he joined the Adani Group in September 2013, Mr Janakaraj was Director of Operations and later CEO of Konkola Copper Mines ('KCM') in Zambia,⁵ one of Africa's largest integrated copper producers, with mining operations in Zambia's Copperbelt and Central Provinces.⁶ KCM is a subsidiary of Vedanta Resources Plc, a company listed on the London Stock Exchange.⁷ Mr Janakaraj was 'responsible for overall operations of KCM'.⁸

The Kafue River is a source of life and livelihood in much of Zambia, relied upon by local communities for drinking, cooking and other domestic uses, and for fishing and agricultural irrigation. On or around October 29 to 31, 2010, while Mr Janakaraj was KCM's Director of Operations, KCM discharged 'pregnant liquor solution' – highly acidic, metal-laden water generated from leaching in copper mining⁹ – into the river and the river changed colour.¹⁰ According to documents filed by the government in court proceedings against KCM, KCM failed to report the pollution, professing ignorance at first but later agreeing that the pollution came from its tailings leach plant.¹¹

In November 2010, the Government of Zambia brought a successful criminal prosecution against KCM for this pollution and the harm it caused.¹² The government charged KCM with four offences relating to the pollution:

1. 'Polluting the environment contrary to section 91(1) of the Environmental Protection and Pollution Control Act No. 12 of 1990 Cap 204 of the Laws of Zambia';
2. 'Discharging poisonous, toxic, ecotoxic, obnoxious or obstructing matter, radiation or other pollutant into the aquatic environment contrary to sections 24 and 91(1) of the Environmental Protection and Pollution Control Act No. 12 of 1990 Cap 204 of the Laws of Zambia';
3. '[W]illfully failing to report an act or incident of pollution of the environment contrary to section 86 subsections (1) and (3) of the Environmental Protection and Pollution Control Act No. 12 of 1990 Cap 204 of the Laws of Zambia'; and
4. [F]ailure to comply with the requirements for discharge of effluent contrary to Regulation 12(b) of the Environmental

⁴ Environmental Justice Australia, *A review of the Adani's group's environmental history in the context of the Carmichael coal mine approval* (January 2015), <http://www.environmentaljustice.org.au/wp-content/uploads/2015/01/Adani-Environmental-Report.pdf> (accessed October 8, 2015).

⁵ Vedanta Resources plc, *Vedanta Resources Annual Report 2009*, page 37, http://www.vedantaresources.com/media/1167/vedanta2009final_website.pdf; Vedanta Resources plc, *Vedanta Resources Annual Report 2010*, page 15, <http://www.vedantaresources.com/media/1170/vedanta2010.pdf>; Vedanta Resources plc, *Vedanta Resources Annual Report 2011*, page 27, <http://www.vedantaresources.com/media/1167/vedanta2011ar.pdf>; Vedanta Resources plc, *Vedanta Resources Annual Report and Accounts 2012*, page 61, http://www.vedantaresources.com/media/1170/vedanta2012ar_final.pdf; Vedanta Resources plc, *Vedanta Resources Annual Report and Accounts 2013*, page 75, <http://www.vedantaresources.com/media/12637/vedanta2013ar.pdf>; Vedanta Resources plc, *Vedanta Resources Annual Report and Accounts 2014*, page 79, <http://www.vedantaresources.com/media/16498/VedantaAR2014.pdf> (all accessed October 8, 2015).

⁶ Konkola Copper Mines plc, *Corporate profile*, <http://kcm.co.zm/corporate-profile/> (accessed August 14, 2015).

⁷ Konkola Copper Mines plc, *Corporate governance*, <http://kcm.co.zm/corporate-profile/corporate-governance/> (accessed August 15, 2015).

⁸ Vedanta Resources plc, *Vedanta Resources Annual Report 2009*, page 37, http://www.vedantaresources.com/media/1167/vedanta2009final_website.pdf (accessed October 8, 2015).

⁹ Pregnant liquor solution is also known as pregnant leach solution. US Forest Service, *Rosemont Copper Project Environmental Impact Statement – Glossary – Pregnant Leach Solution*, <http://www.rosemontcopper.com/glossary/leach/285>; US Environmental Protection Agency, *Technical Resource Document – Extraction And Beneficiation Of Ores And Minerals, Volume 4, Copper* (August 1994), <http://www.epa.gov/oswaste/nonhaz/industrial/special/mining/leach/leachcomp/comp1a.pdf> (both accessed October 8, 2015).

¹⁰ *The People v Konkola Copper Mines Plc – Statement of Facts* (1C/232/2010) (In the Subordinate Court of the First Class for the Chingola District Holden at Chingola (Criminal Jurisdiction)) (November 25, 2010). See also Mines and Communities, *Vedanta: serial offending in Zambia too?* (December 27, 2010), <http://www.minesandcommunities.org/article.php?id=10613> (accessed August 14, 2015).

¹¹ *The People v Konkola Copper Mines Plc – Statement of Facts* (1C/232/2010) (In the Subordinate Court of the First Class for the Chingola District Holden at Chingola (Criminal Jurisdiction)) (November 25, 2010).

¹² See *The People v Konkola Copper Mines Plc* (1C/232/2010) (In the Subordinate Court of the First Class for the Chingola District Holden at Chingola (Criminal Jurisdiction)) (November 25, 2010).

Those in executive roles at mining companies – as Mr Janakaraj was at KCM and now is in relation to the Adani Group's Australian operations – have a critical role in ensuring that mining operations like those of KCM and of the Adani Group in Australia operate in compliance with laws that protect the environment and communities. The evidentiary record of harm to the environment by KCM – before and during Mr Janakaraj's leadership as Director of Operations and later CEO – suggests that KCM may have had a corporate culture of disregard for the environment, local communities, and the law. As discussed below, Australian laws recognise that environmental matters connected with a company's executive officers, and other companies those executive officers have been in charge of, are relevant when assessing the environmental history of a company to determine whether that company should be entrusted with potentially risky operations in Australia. The fact that someone who has been in charge of a company with so many serious allegations, as well as criminal convictions, in relation to its environmental record now occupies the leadership role in the Adani Group's Australian operations is a compelling reason for the Australian regulators to investigate this issue.

1.2 The Adani Group's clear disregard for environmental laws in India

The Adani Group has a very concerning history of failure to comply with Indian law and environmental permits. A report published by Environmental Justice Australia in January 2015, *A review of the Adani's group's environmental history in the context of the Carmichael coal mine approval*, described detailed evidence of serious legal violations and extensive environmental harm caused by Adani Group companies in India.²³

In brief, the most concerning evidence in that report details the environmental record of Adani Ports and Special Economic Zone Ltd ('Adani Mundra'), which operates one of the world's largest coal-fired power plants, together with a port and special economic zone, in Mundra, India²⁴ – all with an apparent disregard for environmental regulation going back many years. In December 2010, an investigation of Adani Mundra's operations by officials of the Indian Ministry of Environment and Forests ('Ministry') found evidence of large-scale destruction of mangroves near Adani Mundra's North Port caused at least in part by reclamation using dredged material, obstruction of tidal flow by a dredging disposal pipeline, obstruction of creek systems and natural seawater flow by reclamation along creeks, and development of a township, airport and hospital without the proper environmental approvals.²⁵ Following this investigation, on December 15, 2010, the Ministry issued a notice stating that it was of the opinion that Adani Mundra had violated certain environmental regulations and not complied with the conditions of its environmental approval.²⁶ The notice also required Adani Mundra to show cause why its environmental approvals should not be cancelled and why it should not remove all reclamation in the mangroves and creeks and undertake mangrove afforestation.²⁷

In April 2013, an independent committee constituted by the Ministry to investigate complaints about the environmental impacts of Adani Mundra's operations issued a report finding 'incontrovertible evidence of violation[s] of [environmental clearance] condition[s] and non-compliance', including failure to protect mangroves resulting in the loss of 75 hectares of mangroves in the Bocha Island conservation area and around Navinal creek, and allowing changes to creeks and creek mouths due to construction activities.²⁸ The committee noted that Adani Mundra had:

- attempted to bypass statutory procedures, including public hearings;
- allowed construction of an airstrip without an environmental approval;
- failed to line its storage pond and intake/outlet channel to protect against salinity intrusion into groundwater, in violation of its environmental approvals; and
- failed to comply with the monitoring and reporting requirements of its environmental approvals.²⁹

²³ This report is available at <https://envirojustice.org.au/sites/default/files/2015-01/01-environmental-report.pdf>.

²⁴ Adani, *Power generation – thermal*, <http://www.adanipower.com/power-thermal>; Adani, *About Mundra Port*, <http://www.adaniports.com/about-mundra-port.aspx> (both accessed August 17, 2015).

²⁵ *Site visit to M/s Mundra Port & SEZ Ltd Port site at Mundra and M/s OPG Power Gujarat Private Limited on 6th – 7th December 2010*, pages 2-4, <http://www.mef.nic.in/download/public-information/site-visit-Mundra-OPG.pdf> (accessed September 16, 2015).

²⁶ Government of India, Ministry of Environment and Forests, *Show Cause Notice under Section 5 of Environment (Protection) Act, 1986 for violation of the provisions of the Coastal Regulation Zone Notification 1991 by M/s Mundra Port & SEZ Ltd* (December 15, 2010).

²⁷ *Id.*

²⁸ Committee for Inspection of M/s Adani Port & SEZ Ltd, Mundra, Gujarat, *Report of the Committee for Inspection of M/s Adani Port & SEZ Ltd, Mundra, Gujarat* (April 2013), pages 78-79, 81, <http://www.mef.nic.in/sites/default/files/adani-report-2013.pdf> (accessed September 16, 2015).

²⁹ *Id.*, pages 76, 77, 80, 81.

The committee concluded that Adani Mundra may have dumped potentially toxic fly ash leading to air and water pollution, in violation of its environmental approvals, and had failed to conduct regular monitoring around the ash pond area.³⁰ The committee recommended that Adani Mundra be required to establish an environment restoration fund of around AUD40 million.³¹

Following the issue of this report, on September 30, 2013, the Ministry placed Adani Mundra's 'environmental clearance'³² for its North Port in 'abeyance',³³ and asked Adani Mundra to show cause why the environmental clearance should not be cancelled.³⁴

³⁰ *Id.*, page 79.

³¹ *Id.*, pages 81-82.

³² An environmental clearance is similar to an environmental authority or approval; it is required prior to the undertaking of activities that may impact the environment, including natural resource extraction, power generation, primary processing, materials production and processing, manufacturing, and infrastructure development. See generally, Government of India, Ministry of Environment and Forests, *Environmental Impact Assessment Notification 2006*, <http://envfor.nic.in/ceis/cin/so1533.pdf>; Government of India, Ministry of Environment, Forest and Climate Change, *Environmental Clearances*, <http://envfor.nic.in/major-initiatives/environmental-clearances>; Government of India, Ministry of Environment, Forest and Climate Change, *Online Submission & Monitoring of Environmental Clearances*, <http://environmentclearance.nic.in/>; Centre for Science and Environment, *Environmental Clearance – the process*, <http://www.cseindia.org/oxley/401> (all accessed September 14, 2015).

³³ An abeyance is a 'temporary inactivity or suspension.' Macquarie Dictionary (sixth edition, 2013), definition of 'abeyance.'

³⁴ Government of India, Ministry of Environment and Forests, *Issue of show cause notice for alleged violations* (September 30, 2013), <http://www.mef.nic.in/sites/default/files/Adani%20SCN.pdf> (accessed September 14, 2015).

2. The relevance of the track record of the Adani Group and its executive officers to Queensland and federal government regulators

Regulatory agencies should thoroughly consider the past conduct of a mining company and its executive officers prior to any decision about granting that company permission to develop a mine and associated infrastructure that pose serious threats of harm to local communities and the environment. A past record of disregard for laws and regulations intended to protect communities and the environment ought to be a red flag for any proposed project, particularly a project of the scale and impact of the proposed Carmichael mine and associated projects required to transport and export the coal – like the expansion of Abbot Point port on the edge of the Great Barrier Reef World Heritage Area. The degree to which Australian regulators are able to, and in fact do, take these issues into account should be a matter of broad public concern.

There are three key decisions that have been or will be made by the Queensland and federal governments where the past conduct of Adani Mining Pty Ltd and its executive officers may or must be considered prior to allowing the development of the Carmichael mine to proceed. These are:

- (a) the registration of Adani Mining Pty Ltd as a 'suitable operator' under Queensland legislation;
- (b) the decision of the Queensland Minister for Natural Resources and Mines whether to grant mining leases for the Carmichael mine; and
- (c) the decision of the Federal Minister for the Environment, made on October 14, 2015, to grant approval for the Carmichael mine under federal environmental legislation.

The following discussion analyses these key decisions and finds that there has been inadequate scrutiny of the track record of the Adani Group.

2.1 The Adani Group's suitability to operate in Queensland has not been adequately assessed under Queensland law

Since March 2013, a company seeking an environmental approval for a project such as a coal mine or port expansion must first be registered as a 'suitable operator' under Queensland's *Environmental Protection Act 1994*.³⁵ This registration involves a 'character check' to ensure that companies that wish to carry out environmentally risky activities can be trusted to do so. To be registered as a suitable operator, a company must declare its full environmental record, including any convictions for environmental offences and any cancellation or suspension of licences, and the environmental record of its executive officers and of any companies of which its executive officers have been an executive officer.³⁶ Importantly, as discussed below, the application form requires disclosure of incidents that occurred outside Queensland, including in countries other than Australia.³⁷

Had Adani Mining Pty Ltd's suitability been assessed pursuant to the 'suitable operator' application and registration process since its introduction in early 2013, Adani Mining Pty Ltd would have been asked to disclose incidents that occurred outside Queensland, encompassing the environmental records of KCM and Adani Mundra. The Director General of the Queensland Department of Environment and Heritage Protection would have had the opportunity to consider whether a company with such history should be allowed to operate large and risky projects in Queensland. Instead, legal loopholes have allowed Adani Mining Pty Ltd's environmental record to go unexamined, even as the government proposes to issue approvals for the massive Carmichael mine.

Instead, Adani Mining Pty Ltd's suitability to operate in Australia has been evaluated under the *Environmental Protection*

³⁵ See generally *Environmental Protection Act 1994 (Qld)*, Chapter 5A, Part 4.

³⁶ Queensland Government, Department of Environment and Heritage Protection, *Application form – Environmental Protection Act 1994 – Application to be a registered suitable operator*, page 2, available to download at <http://www.ehp.qld.gov.au/licences-permits/suitable-operators/> (accessed August 14, 2015).

³⁷ See footnote 1 of Queensland Government, Department of Environment and Heritage Protection, *Application form – Environmental Protection Act 1994 – Application to be a registered suitable operator*, page 2, available to download at <http://www.ehp.qld.gov.au/licences-permits/suitable-operators/> (accessed August 14, 2015).

Act 1994 (Qld) only once, in 2010, when it obtained its first environmental authority for very limited exploration activities on the proposed Carmichael mine site.³⁸ At this time, because Mr Janakaraj had not yet become an executive officer of the Adani Group and the environmental incidents in India had not yet taken place, these events were not considered.³⁹

When the 'suitable operator' scheme was introduced in 2013, Adani Mining Pty Ltd avoided scrutiny because the legislation establishing the scheme deemed the holder of an existing environmental authority to be already registered as a suitable operator.⁴⁰ Adani Mining Pty Ltd thus did not have to disclose any information about the new incidents relevant to its environmental record that occurred after it received its first environmental authority in 2010.⁴¹

If Adani Mining Pty Ltd had not held an environmental authority at the time that the law changed in 2013, the Queensland government would have had to assess whether Adani Mining Pty Ltd was suitable to operate in Queensland before the government could grant it an environmental authority for the Carmichael mine. Adani Mining Pty Ltd, when filling out the relevant application form, would have been asked to disclose the incidents that occurred outside Queensland, including in countries other than Australia, both in relation to the company itself and any company of which its executive officers have been an executive officer.⁴² Had that information been disclosed, the Queensland Department of Environment and Heritage Protection could have made a more informed decision about Adani Mining Pty Ltd's suitability to operate in Queensland.

2.2 The track record of harm should be grounds for cancellation or suspension of Adani Mining Pty Ltd's registration as a 'suitable operator'

Initial registration as a suitable operator is not necessarily the last opportunity to consider suitability; information that later comes to light may provide grounds for cancelling or suspending an operator's registration. The chief executive of the Department of Environment and Heritage Protection is empowered to cancel or suspend a company's registration in two circumstances:

1. if the company, its executive officers, or another company of which its executive officers are or have been executive officers, commit a disqualifying event;⁴³ or
2. if the chief executive is satisfied that the company is not suitable to be registered as a suitable operator having regard to the company's environmental record.⁴⁴

An 'executive officer' is defined as a person who is a 'member of the governing body of the corporation' or 'concerned with, or takes part in, the corporation's management', 'whatever the person's position is called and whether or not the person is a director of the corporation'.⁴⁵ A 'disqualifying event' includes convictions for environmental offences or the suspension or cancellation of an environmental permit.⁴⁶

³⁸ Queensland Government, Department of Environment and Resource Management, *Environmental Authority (exploration and mineral development) for Non-code compliant level 1 mining project*, Permit Number: MIN200857709, August 11, 2011.

³⁹ Although the 'suitable operator' scheme was not in place at the time of this transfer, the law did require the predecessor of the Queensland Department of Environment and Heritage Protection to have regard to Adani Mining Pty Ltd's suitability to hold an environmental authority and to its environmental record. See *Environmental Protection Act 1994* (Qld) Reprint No. 9F, as in force from July 5, 2010, s 304.

⁴⁰ *Environmental Protection Act 1994* (Qld), s 705, inserted by s 60 of the *Environmental Protection (Greentape Reduction) and Other Legislation Amendment Act 2012* (Qld) with effect from March 31, 2013. See also, *Environmental Protection (Greentape Reduction) and Other Legislation Amendment Bill 2012 – Explanatory Notes*, pages 4 and 180, available at <https://www.legislation.qld.gov.au/bills/54/PDF/2012/EnvProGRCOLA13121exp.pdf> (accessed October 20, 2015).

⁴¹ The convoluted process by which Adani Mining Pty Ltd was registered as a suitable operator and which led to the Queensland government's failure to properly assess Adani Mining Pty Ltd's suitability to operate is detailed in the report published by Environmental Justice Australia in January 2015, *A review of the Adani's group's environmental history in the context of the Carmichael coal mine approval*. This report is available at https://envirojustice.org.au/sites/default/files/files/envirojustice_adani_environmental_report.pdf.

⁴² The application form for registration as a suitable operator requires that if a company declares any environmental incidents, then

{The applicant for suitable operator registration} must indicate if the event [being disclosed] occurred to [the applicant] individually or to a company or business in which [the company or its executive officers] currently hold, or have held, a position of management or control. [The applicant] must ... provide complete details [of the event being disclosed] (including the state/territory/country in which the event occurred...).

See Queensland Government, Department of Environment and Heritage Protection, *Application form – Environmental Protection Act 1994 – Application to be a registered suitable operator*, page 2 footnote 1 (emphasis added), available to download at <http://www.ehp.qld.gov.au/licences-permits/suitable-operators/> (accessed August 14, 2015).

⁴³ *Environmental Protection Act 1994* (Qld), s 318K(a).

⁴⁴ *Id.*, s 318K(b).

⁴⁵ *Id.*, Schedule 4 – definition of 'executive officer'.

⁴⁶ *Id.*, Schedule 4 – definitions of 'disqualifying event' and 'environmental offence'.

These provisions are clearly intended to give Australian decision-makers the power to protect Australia and Australians against the risk of potentially harmful activities being carried out by operators who have shown themselves unlikely to be able or willing to avoid causing harm. Under these provisions, the offences committed by KCM when Mr Janakaraj was its Director of Operations could potentially form the basis for the suspension or cancellation of Adani Mining Pty Ltd's registration as a suitable operator. Without such registration, Adani Mining Pty Ltd would be ineligible to hold environmental authorities in Queensland and could not receive the necessary approvals to develop and operate the Carmichael mine and to expand the Abbot Point port.

The suspension of Adani Mundra's environmental approval in 2013 could similarly be a basis for suspension or cancellation of Adani Mining Pty Ltd's registration because Mr Gautam Adani, who was and is still an executive officer of Adani Mundra (being its chairman and managing director),⁴⁷ is arguably an executive officer of Adani Mining Pty Ltd because he takes part in and is concerned with its management. For example, he has met with Australian politicians in relation to the development of the Carmichael mine and has, on numerous occasions, spoken to the media about the mine's development, demonstrating his involvement in the operations of Adani Mining Pty Ltd.⁴⁸ Furthermore, Adani Mining Pty Ltd is clearly integrated into the operations of the wider Adani Group: it is a wholly owned subsidiary of Adani Enterprises Ltd ('AEL'), one of the parent companies in the Adani Group;⁴⁹ Mr Adani is the chairman of the board of directors of AEL, and AEL is 75% owned by the Adani family;⁵⁰ and Mr Adani is described on the Adani group's website as 'Chairman, Adani Group'.⁵¹

The conduct described in this report is exactly the kind of conduct that the law intends to bring to light before decision-makers grant authorisations for risky activities. Unfortunately, however, there is a gap in the law that makes it doubtful whether the definition of 'disqualifying event' in the *Environmental Protection Act 1994* (Qld) extends to consideration of incidents that take place outside Australia.⁵²

Nevertheless, because Adani Mining Ltd's behaviour gives cause for the same concerns the law is intended to address, the Director General of the Queensland Department of Environment and Heritage Protection should make further inquiries about whether Adani Mining Pty Ltd should be registered as a suitable operator, and about the adequacy of the *Environmental Protection Act 1994* (Qld) to address international environmental offences.

Given the inadequacies of the suitable operator registration system, it is important to consider the relevance of overseas events to other decisions in the approval processes under Queensland and federal laws.

2.3 The track record of harm should be considered in relation to Adani Mining Pty Ltd's application for mining leases under the Mineral Resources Act 1989 (Qld)

The Land Court of Queensland is currently considering whether to recommend to the Queensland Minister for Natural Resources and Mines that the mining leases for the Carmichael mine should be granted to Adani Mining Pty Ltd. The Minister must then decide whether to grant the mining leases, taking into account a number of factors enumerated in the *Mineral Resources Act 1989* (Qld),⁵³ including whether 'the past performance of the applicant has been satisfactory'.⁵⁴

⁴⁷ Adani Ports and Special Economic Zone Limited, *16th Annual Report 2014-15*, pages 1, 9, 15, 20, http://www.adaniports.com/Common/Uploads/AnnualReportTemplate/20_AReport_Annual%20Report.pdf (accessed September 16, 2015). See also, Adani Ports and Special Economic Zone Limited, *14th Annual Report 2012-13*, page 1, http://www.adaniports.com/Common/Uploads/AnnualReportTemplate/23_AReport_Annual%20Report%20for%20the%20year%202012-13.pdf; Adani Ports and Special Economic Zone Limited, *15th Annual Report 2013-14*, page 1, http://www.adaniports.com/Common/Uploads/AnnualReportTemplate/29_AReport_Annual%20Report.pdf (both accessed October 27, 2015).

⁴⁸ See, for example, *ABC Brisbane*, 'The mining industry is fighting back' (August 24 2015), <http://blogs.abc.net.au/queensland/2015/08/the-mining-industry-is-fighting-back.html>; *The Indian Express*, 'Adani crosses green hump in \$7.5 bn Australia project' (November 15, 2014), <http://indianexpress.com/article/business/india-adani-crosses-green-hump-in-7-5-bn-australia-project/>; *Sydney Morning Herald*, 'Concerns at Barrier Reef contractor's humanitarian, environment record' (September 5, 2014), <http://www.smh.com.au/federal-politics/political-news/concerns-at-barrier-reef-contractor-20140905.html>; *LiveMint*, 'Adani gets Australia's nod for \$15.5 bn coal mining project' (July 29, 2014), <http://www.livemint.com/Company-News/India/Adani-gets-Australia-nod-for-15-5-billion-Carmichael-20140729.html>; *Global Rail News*, 'Galilee Basin rail freight line build moves forward' (July 24, 2014), <http://www.globalrailnews.com/2014/07/24/galilee-basin-rail-freight-line-build-moves-forward/> (all accessed October 13, 2015).

⁴⁹ Adani Mining Pty Ltd is 100% owned by Adani Global Pty Ltd, which is 100% owned by Adani Global Ltd, which is 100% owned by Adani Enterprises Ltd. Adani Enterprises Ltd, *23rd Annual Report 2014-15*, pages 169, 171, http://www.adani.com/Common/Uploads/AnnualReportTemplate/13_AReport_Annual%202014-15.pdf (accessed September 16, 2015).

⁵⁰ *Id.*, page 1; Tim Buckley, Institute for Energy Economics and Financial Analysis, *Briefing Note – Adani: Remote Prospects* (September 2015), page 9, <http://www.adani.com/Common/Uploads/20150916/IFA-Adani-Remote-Prospects-Sept-2015.pdf> (accessed October 20, 2015).

⁵¹ Adani, *Chairman's message: a growth story*, <http://www.adani.com/about-us/1s.aspx> (accessed September 16, 2015).

⁵² *Environmental Protection Act 1994* (Qld), Schedule 4 – definition of 'disqualifying event.'

⁵³ *Mineral Resources Act 1989* (Qld), ss 271, 269(4).

⁵⁴ *Id.*, ss 271(b), 269(4)(g).

The matters raised in this report about the environmental track record of members of the Adani Group and its executive officers in India and Zambia – including the senior staff member overseeing the Adani Group's Australian operations – are clearly matters that should be considered by the Minister when he is deciding whether to grant mining leases for the Carmichael mine, especially given that these matters have not been adequately considered by other decision-makers.

2.4 The environmental history of Adani Mining Pty Ltd and its executive officers was not adequately considered when federal environmental approvals issued

The Federal Minister for the Environment is empowered to consider the environmental history of a project proponent and its executive officers when deciding whether to issue an approval under federal environmental protection legislation. Section 136(4) of the *Environment Protection and Biodiversity Conservation Act 1999* (Cth) ('EPBC Act') provides that the Minister, when deciding whether to grant an approval under that Act, may consider whether the person is a suitable person to be granted an approval, having regard to:

- (a) the person's history in relation to environmental matters; and
- (b) if the person is a body corporate—the history of its executive officers⁵⁵ in relation to environmental matters; and
- (c) if the person is a body corporate that is a subsidiary of another body or company (the *parent body*)—the history in relation to environmental matters of the parent body and its executive officers.⁵⁶

The Federal Department of the Environment has issued a policy statement noting that information relevant to a person's environmental history includes information that 'will indicate whether a person is likely to comply with the conditions of an approval.'⁵⁷

Mr Janakaraj is an executive officer of Adani Mining Pty Ltd (and indeed oversees all of the Adani Group's operations in Australia), and was also an executive officer – Director of Operations – of KCM at the time of the 2010 offences, and subsequent prosecution, guilty plea, and fine. Given the gravity of the offences committed by KCM whilst under Mr Janakaraj's management, it would have been appropriate for the Federal Environment Minister to take Mr Janakaraj's history in relation to environmental matters into account when deciding whether to grant the approval for the Carmichael mine. To our knowledge, however, the Minister did not assess this information when he recently reapproved the Carmichael mine⁵⁸ or when he approved Adani Mining Pty Ltd's North Galilee Basin Rail Project, which would transport coal from the Carmichael mine to Abbot Point.⁵⁹

Furthermore, the Adani Group's track record of environmental harm and disregard for the law in India demonstrates that there is a serious and live issue about the likelihood of Adani Group companies operating in Australia complying with the law and with conditions of any approval. This, combined with KCM's failure to comply with legal requirements while under the management of the now-CEO of the Adani Group's Australian operations, demonstrates that the analysis undertaken by the Federal Environment Minister in reapproving the Carmichael mine was not sufficiently rigorous and did not properly assess the risk of allowing the Adani Group to operate in Australia.⁶⁰

⁵⁵ An 'executive officer' of a body corporate means a person, by whatever name called and whether or not a director of the body, who is concerned in, or takes part in, the management of the body.' *Environment Protection and Biodiversity Conservation Act 1999* (Cth), s 493.

⁵⁶ *Id.*, s 136(4).

⁵⁷ Australian Government Department of the Environment, *EPBC Act Policy Statement – Consideration of a person's environmental history when making decisions under the EPBC Act* (2013), page 2, available at download at <http://www.environment.gov.au/our-people-and-capacity/sustainable-consideration-persons-environmental-history-when-making-decisions> (accessed October 9, 2015).

⁵⁸ Australian Government Department of the Environment, *Adani Mining Pty Ltd/Mining/Moray Downs Cattle Station 160km North West of Clermont/QLD/Carmichael Coal Mine and Rail Project – EPBC 2010/5736* (October 14, 2015), <http://epbcnotices.environment.gov.au/referallsis/referal-details?id=b5597218-4c67-e511-b1b8-005056b100ab> (accessed October 15, 2015).

⁵⁹ Australian Government Department of the Environment, *Adani Mining Pty Ltd/Transport - land/ from proposed Carmichael Mine to Part of Abbot Point/QLD/North Galilee Basin Rail Project, Qld – EPBC 2013/6885*, <http://epbcnotices.environment.gov.au/referallsis/referal-details?id=4c67-e511-b1b8-005056b100ab> (accessed October 9, 2015).

⁶⁰ See Australian Government Department of the Environment, *Statement of reasons for approval of a proposed action under the Environment Protection and Biodiversity Conservation Act 1999 (Cth) [Adani Mining Pty Ltd/Mining/Moray Downs Cattle Station 160km North West of Clermont/QLD/Carmichael Coal Mine and Rail Project – EPBC 2010/5736]* (October 14, 2015), pages 30-31, <http://epbcnotices.environment.gov.au/our-people-and-capacity/sustainable-consideration-persons-environmental-history-when-making-decisions> (accessed October 15, 2015).

Conclusion

Australian and Queensland laws recognise that it is important to consider the environmental history of a company and its executive officers when assessing whether the company should be granted environmental approvals. This is especially true when the approvals are for projects that carry the level of environmental impact and risk as the proposed Carmichael mine and associated infrastructure, including the proposed expansion of Abbot Point port.

However, the legal process designed to assess the environmental history of Adani Mining Pty Ltd has been inadequate thus far, and the concerning new information described in this report should compel both the Director General of the Queensland Department of Environment and Heritage Protection and the Federal Environment Minister to revisit the issue.

Further, the Queensland Minister for Natural Resources and Mines must pay particular attention to this issue when considering the mining lease approvals, especially in light of the inadequate scrutiny by other regulators.

The Australian public expects key decision-makers to undertake a proper assessment of the risks of allowing companies to operate in Australia. The international environmental track record of the Adani Group and its executive officers raises serious questions which must not be ignored by decision-makers when assessing the risk to the environment of the Adani Group's plans in Australia.

IN THE SUBORDINATE COURT OF THE
FIRST CLASS FOR THE CHINGOLA
DISTRICT HOLDEN AT CHINGOLA
(Criminal Jurisdiction)

1C/232/2010

BEFORE: SILOKA, S V ESQ,

BETWEEN: THE PEOPLE
AND
KONKOLA COPPER MINES PLC

PROCEEDINGS HELD ON 25TH NOVEMBER 2010

25/11/2010

Court: Siloka S.V Esq

Accused: Present

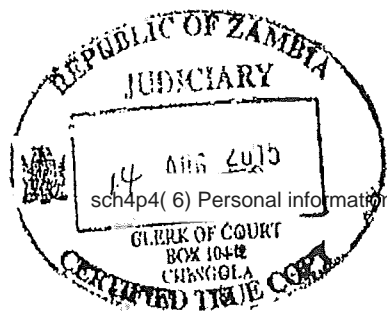
Public Prosecutor: Inspector Shupa Enerst

Court Interpreter: Sakala

Public Prosecutor for Environmental Council: H. K Mwale

Counsel for Accused: Mr. Banda S. C

-1-



Counsel for Accused: Mr. M. Ndulo

: In house Counsel – KCM

PARTICULARS OF THE REPRESENTATIVE OF KCM

Name: David E. Ngandu

Age: 51 Years Old

Residential Address: No. 10 Open Ema Avenue Chingola

Occupation: General Manager Konkola Copper Mine (KCM) Nchanga

Court: Charge put to the Accused fully in English.

COUNT 1

Court: Do you understand the charge and how do you plead?

Accused: I understand the charge and I admit the charge.

VERIFICATION

Yes KCM populated the Kafue River at Chingola.

COUNT 2

Accused: I understand the charge and I admit the charge.

VERIFICATION

Yes KCM did discharge the said liquor solution into the Kafue River.

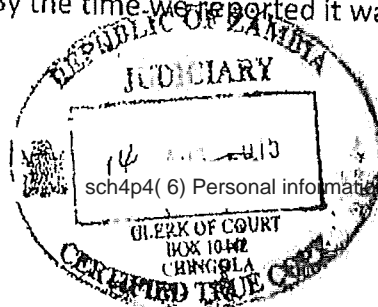
COUNT 3

Accused: I understand the charge and I admit the charge.

VERIFICATION

1. We did not Report the matter.
2. We were ignorant of the pollution. By the time we reported it was too late.

-2-



COUNT 4

Accused: I understand the charge and I admit the charge.

VERIFICATION

1. We did discharge the substance.
2. The discharge was not in compliance of the Act.

VERDICT

Plea of GUILTY entered in respect of the 4 counts.

Counsel for the Accused: Those are my instructions.

Public Prosecutor: The state is ready with the written facts.

Court: The written facts read in open court and hereto attached marked 'A'.

Public Prosecutor: In brief these are the written facts. In addition to the facts, the state wants to submit Report from Alfred Night to show levels of pollution. Report from Ministry of Livestock to show the effect of the pollution on the fish.

State Counsel: I am objecting to the documents because these documents were not given to us. The state had informed us that there are no procedural issues which we are supposed to know. We are taken aback as to the production of the document.

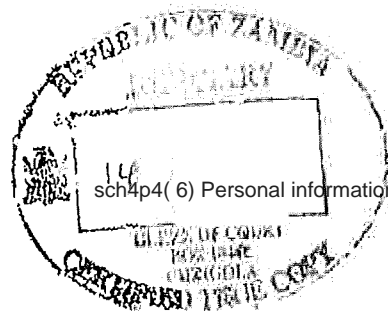
Public Prosecutor: The documents are being produced in addition to the facts.

State Counsel: It is not a very contentious issue since the state have said the document are for the reference of the court. However, may my concerns be noted by the court.

Court: Since the issue been settled, public prosecutor, proceed.

Public Prosecutor: The next report is the consolidated Report from ECZ and the photos taken from the site.

-3-



Court: Accused you have heard the facts read before me. Are the facts True and Correct?

Accused: The facts are True and Correct.

State Counsel: These are my instructions.

VERDICT: Accused on your own plea of **GUILTY**, I find you **GUILTY** of the offences charged as per charge sheet and **I CONVICT** you accordingly.

PCS

Accused is a first offender.

MITIGATION

State Counsel: To start with the accused is a first offender as regards these charges. This entitles the accused to leniency.

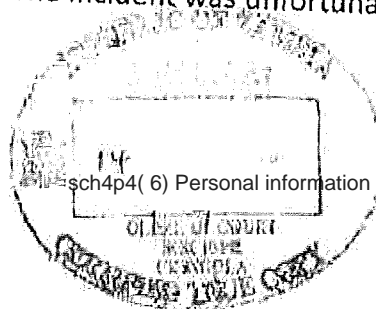
Secondly, the Court will also note that the accused admitted the charge readily. Accused has served the court time. As a company through its Managers were very remorseful and regret any damage or loss to the environment and the community at Chingola. KCM is a huge mining company, the biggest in the country.

The company has dangerous substances which are critical to its operation such as the substances today. Such incidences do not occur daily. This is a testimony of the due care that the company carries out. It is common cause that immediately the report was received, remedial measures were put in place. Such measures were for the confailing of the problem. Counsel Ndulo will address the court on the measures put up by the accused to mitigate the effects of the pollution.

Counsel Ndulo:

In addition to the submission of the SC, my clients have done a thorough investigation and the cause identified. This problem arose because of the failure of the TLP plant. The Tanks are 40 years old. The incident was unfortunate and my clients regrets the same.

-4-



My client has come up with an action plan to prevent the similar incident happening again. KCM will therefore expand the concentrator and replace the old Tanks at the TLP. This will allow KCM meets its environmental obligations. The TLP Tanks will be changed to stainless steel. The Tanks will be changed by September 2011. This will make the Tanks strong and Avert a similar accident occurring in future. This is our submission in mitigation.

SENTENCE

I have taken into consideration the mitigation of the accused. I have taken into consideration that the Accused is a first offender. I have also taken into consideration that KCM has readily admitted the charge. I have also noted that KCM has put in place various measures to prevent the re-occurrence of similar accidents in future. Further I have also noted that the company is remorseful for whatever happened.

Having considered these mitigation factors, may I state that KCM indeed is a big company but does not mean that the company must go to sleep when it comes to monitoring the use/operations of the machines. KCM has very qualified people in the land who know what they do when at work. It is in this vein that KCM should have acted quickly to avert the situation.

May I also state that KCM should ensure that similar accidents are avoided because in future the accident may be so huge that no amount of money will ever be received to compensate the damage. KCM is to abide by the programme elaborated in Court as to the repairs of the Tanks of TLP. The sentences to run consecutively.

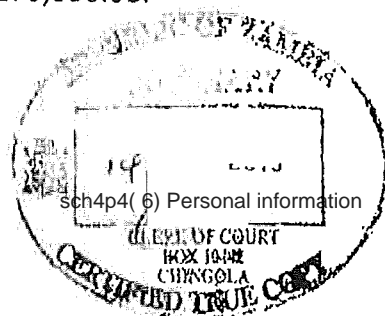
That being the case I will fine the accused as follows:

In count 1, the accused is fined the sum of K10,800,000.

In count 2, the accused is fined the sum of K10,800,000.

In count 3, the accused is fined the sum of K270,000.00.

-5-



In count 4, Accused is fined the sum of K100,000.00. All the stated sums are to be paid by the 29th of November 2010. In Default 3 years Imprisonments. Informed Rights of Appeal Within 14 days.

Public Prosecutor: We seek guidance on the court on the effect of 91 (3) of Act.

Court: I will need to look at the act for me to be able to render a found ruling in law.

Counsel: We have also being taken aback. This matter has been closed. And an objection at this time does not apply.

If the state is not happy, the door is open for an appeal. The accused is a corporate entity. I don't know what the state wants to achieve.

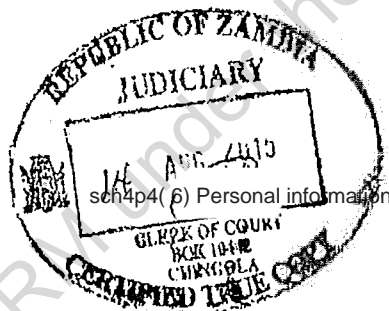
Court: In deed the court agrees with State Counsel. The matter has been closed. If the state is not happy, they are Informed of Their Right of Appeal.

SIGNED

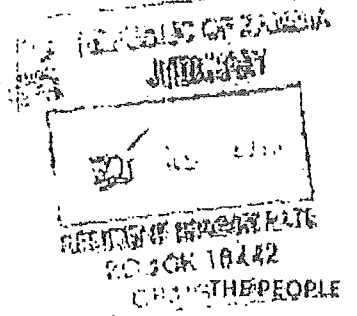
SILOKA S. V ESQ

RESIDENT MAGISTRATE

25/11/2010



IN THE SUBORDINATE COURT
OF THE FIRST CLASS FOR THE CHINGOLA DISTRICT
HOLDEN AT CHINGOLA
(CRIMINAL JURISDICTION)



1C/232/2010

V

KONKOLA COPPER MINES PLC

STATEMENT OF FACTS

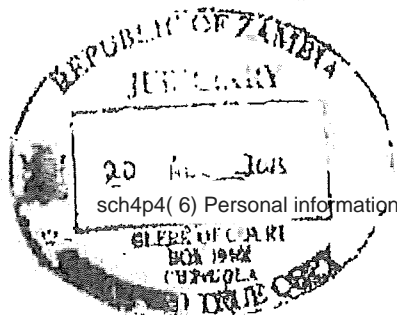
The Accused Konkola Copper Mines Plc stands charged with four counts

Facts in Count 1

In Count 1 the accused stands charged with the offence of Polluting the environment contrary to section 91(1) of the Environmental Protection and Pollution Control Act No. 12 of 1990 Cap 204 of the Laws of Zambia. Facts are that on 31st October 2010 Officers from Environmental Council of Zambia received information to the effect that the now Accused on unknown dates but between 29th October 2010 and 31st October 2010 did pollute the environment namely Kafue River at Chingola in the Chingola District of the Copperbelt Province of the Republic of Zambia, and when the report was verified, the information was found to be true

Facts in count 2

In Count 2, the accused stands charged with the offence of Discharging poisonous, toxic, ecotoxic, obnoxious or obstructing matter, radiation or other pollutant into the aquatic environment contrary to sections 24 and 91(1) of the Environmental Protection and Pollution Control Act No. 12 of 1990 Chapter 204 of the Laws of Zambia. Facts in this count are that on 31st October 2010 Environmental Council of Zambia Officers received information to the effect that the Accused had discharged pregnant liquor solution (PLS) being poisonous, toxic, ecotoxic, obnoxious or obstructing matter, radiation or



other pollutant into the aquatic environment namely the Kafue River. The pollution occurred between 29th October 2010 and 31st October 2010

Facts in count 3

The Accused stands charged with the offence of willfully failing to report an act or incident of pollution of the environment contrary to section 86 subsections (1) and (3) of the Environmental Protection and Pollution Control Act No. 12 of 1990 Cap 204 of the Laws of Zambia. Facts in this count are that on unknown dates but between 29th October 2010 and 31st October 2010, a pollution incident did occur at the Accused's premises leading to the pollution of the environment at Chingola and that the Accused did willfully fail to report an incident of pollution without delay

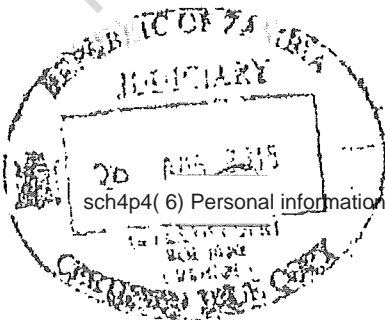
Facts in count 4

The Accused stands charged with the offence of failure to comply with the requirements for discharge of effluent contrary to Regulation 12 (b) of the Environmental Protection and Pollution Control (Water Pollution (Effluent and Wastewater)) Regulations Statutory Instrument No. 72 of 1993. Facts in this count are that on unknown dates but between 29th October 2010 and 31st October 2010, the now accused did fail to comply with the requirements for discharge of effluent by discharging into the aquatic environment Pregnant Liquor Solution (PLS) with concentration above the prescribed statutory limits.

Officers from the Environmental Council of Zambia visited the site of the pollution on the Kafue River to verify the information received. The officers also contacted the accused to find out what they knew about the state of the river since the river had changed colour to deep blue. The accused professed ignorance at the first instance but later agreed that the source of the pollution was the Tailings Leach Plant at the Ncanga Integrated Business Unit in Chingola. The Accused was asked as to whether there was authority for the action of pollution, discharge of PLS, and discharge of PLS above statutory limits. The Accused failed to produce any proof of such authority.

Following this, Inspector Webby Simwayi took up investigations. The Inspector with reference to the aforementioned facts interviewed the representative of the Accused with respect to the pollution of the Kafue River but ^{he} could not be given a satisfactory reply by the Accused. On being satisfied that a contravention of the Environmental Protection and Pollution Control Act had taken place, the officer then made up his mind to institute criminal proceedings against the Accused. The said proceedings were instituted in accordance with section 90 of the Criminal Procedure Code Chapter 88 of the Laws of Zambia

The Accused had no justification or lawful authority to pollute the environment, discharge PLS (a poisonous, toxic, ecotoxic, obstructing matter), to report a pollution incident and discharge PLS above prescribed limits in the Water Pollution Control Regulations





Office of the Hon Dr Anthony Lynham MP
 Minister for State Development and
 Minister for Natural Resources and Mines

Our Ref: MO16/184
 MC16/514

Level 17 QMEC Building
 61 Mary Street Brisbane QLD 4000
 PO Box 15216 City East
 Queensland 4002 Australia
 Telephone +61 7 3199 8215
 Email sdnrm@ministerial.qld.gov.au

Mr Brendan Sydes
 Chief Executive Officer
 Environmental Justice Australia
 PO Box 12123
 MELBOURNE VIC 8006

Dear Mr Sydes

I refer to your letter of 26 November 2015 to me for Transport and the Commonwealth Game project. As this matter falls within the portfolio of Lynham MP, Minister for State Development and Natural Resources and Mines, your correspondence was forwarded to his office and he will respond on his behalf.

I confirm the Queensland Land Court handed down its decision on the Black-throated Green and Rail project on 15 December 2015. The project's mining leases (subject to additional approval authority) and the issuing of the environmental conditions related to the proponent's Black-throated Green project.

Following consideration of the Land Court's decision by the Department of Environment and Heritage Protection (DEHP) on 2 February 2016. DEHP is responding to the project's conditions.

Additionally, the Commonwealth Minister for Environment Protection and Biodiversity Conservation's approval is subject to a further 36 conditions. The Department of the Environment manages conditions related to the project.

Further, the Coordinator-General's evaluation report on the project's environmental impact statement was finalised on 7 May 2014. The Coordinator-General approved the project, subject to compliance with 190 stringent and wide ranging conditions to protect landholders, local flora and fauna, groundwater resources, and surface water as well as placing controls on dust and noise. The report's conditions set strict requirements to control project impacts, including compliance with specific management plans required to identify, minimise and manage potential impacts on the environment.

Underwritten by M. J. Tim 2009

Please see edits

No where in the letter do we address whether Adani have been considered appropriate for the issuing of a Mining Lease etc

Ask ONRM if there is criteria to be met to issue ML that assesses their record?

MM 19/2

It should be noted that compliance with the conditions set by the Coordinator-General is a legal requirement, and following the start of construction, the proponent must regularly report to government on how the terms of the conditions have been met.

Comprehensive environmental impact assessment processes are undertaken for these major projects and these statutory processes ensure that the right balance is struck between environmental protection and economic development. The numerous and stringent conditions of approval for the Carmichael Coal Mine and Rail project will ensure the project will not pose an unacceptable risk to the environment.

The Queensland Government has a clear objective to create jobs and sustainable economic growth throughout the state. The sustainable development of the Galilee Basin will produce a pipeline of major projects that will create jobs not only during construction, but ongoing operational jobs both on mine sites and in associated mining equipment, technology and service industries and the supplies and services sector.

While the government supports the benefits to the public that sustainable development of the Galilee Basin would present, the government is looking beyond traditional resource development to position Queensland to create new innovation and knowledge based industries. The \$180 million Advance Queensland package announced by the Honourable Annastacia Palaszczuk MP, Premier and Minister for the Arts, on 13 July 2015 clearly demonstrates this commitment.

Further, the Premier announced on 10 February 2016 that the government is investigating the establishment of a Biofutures Industry Development Fund. The fund would look to financially assist first-mover investment in the biofuels industry, a major medium to long-term opportunity that could power Queensland's regional economies into the future.

Globally, the transition from coal to various forms of alternative energy for power generation will take time and there is expected to continue to be high global demand for coal to use for power generation and steel production.

Ultimately, it is preferable that countries use our high quality coal rather than lesser quality coal types produced by our competitors. As we transition to alternative sources of energy, the government will continue to support the resource sector, including promoting that Queensland produces some of the highest quality thermal and coking coal in the world.

If you have any questions about my advice to you, Mr Damian McDonnell, A/Assistant Coordinator-General, Office of the Coordinator-General, Department of State Development, will be pleased to assist you and can be contacted on 07 3452 7448.

Yours sincerely

Paul Woodland
Chief of Staff

From: CRONIN-STACEY Celeste [Celeste.Cronin-Stacey@dnrm.qld.gov.au]

Sent: Wednesday, 10 February 2016 3:27 PM

To: CTPI

CC: MACDONALD Debbie-Jo; GRUNDY Alex

Subject: FW: Confirmation of Periods to Year of lease

Attachments: Year of lease adjusted from Adani's IDP predicted year 10-2-2016.xlsx; Mine Staging - bullet points per period from July 2013 IDP.xlsx

Importance: High

Hi CTPI

I need clarification of the details below. See attachments and 2 FWD emails following and I will ring you and explain what I am asking.

Regards

Celeste

Celeste Cronin-Stacey

Regional Geologist

Industrial Liaison Unit – Coal Hub

Department of Natural Resources and Mines

Building E

25 Yeppoon Rd, Parkhurst, 4702

PO Box 3679, Red Hill, 4701

Ph: 07 49 360 131

Mob: Not in issue

Fax: 07 4936 0375

Email: celeste.cronin-stacey@dnrm.qld.gov.au

Website: www.dnrm.qld.gov.au

CQ/Coal Information: <http://mines.industry.qld.gov.au>

From: CRONIN-STACEY Celeste

Sent: Wednesday, 10 February 2016 11:44 AM

To: CTPI

Subject: Confirmation of Periods to Year of lease

Importance: High

Hi CTPI

I have received the 2 emails with the Stage Planning maps thank you.

As I need to make sure the information is 100% correct, clear and concise I still need some clarification as to how the years of the mine from date of potential grant date relate to the periods in Adani's documents (not calendar years but year of mine see table below).

- 7.4 Mine Staging starts at **Period 0** (UG starts in Period 4)
- Table 5 starts at Period 1 through to Period 16 Overall Production Schedule
- Table 6 starts at Period 1 through to Period 16 Open Cut Sequence for All Pits
- Table 7 starts at Period 1 through to Period 13 Underground Sequence for All Mines (UG starts in Period 4)

P43

7.1

“A mine plan and schedule has been developed for the Project. The mine schedule is broken into 13 time periods with a mine life of approximately 50 years as detailed below in Table 2. Periods 1- 5 are on a yearly basis and periods 6 – 13 are based on 5 years.

Period 1 will commence after the granting of the Mining Leases with current estimations that overburden removal will commence in 2015 and coal extraction in 2016.”

I took the Table number above as a typo when assessing the IDP as this was immediately above Table 5 on page 43 and table 2 related to Coal Resource by Seam and Thickness on page 32.

Based on the information above is the below correct? If so where does **Period 0** fit in as documented in the ‘Mine Staging’ points table & what are Period 14, 15 & 16 time spans each?

Both Mine Staging & Table 7 indicate that UG starts in Period 4.

Is Period 0 is a sub period of Period 1 i.e. happen in the same actual year (neither period 0 or 1 have any coal production listed – period 0 is site construction while period 1 starts ground works).

| Mine Schedule Year | Year of Mine | Type of Mining | |
|--------------------|--------------|----------------|----|
| Period 0 & 1 | Year 1 | construction | |
| Period 2 | Year 2 | OC | |
| Period 3 | Year 3 | OC | |
| Period 4 | Year 4 | OC | UG |
| Period 5 | Year 5 | OC | UG |
| Period 6 | Yr 6-10 | OC | UG |
| Period 7 | Yr 11-15 | OC | UG |
| Period 8 | Yr 16-20 | OC | UG |
| Period 9 | Yr 21-25 | OC | UG |
| Period 10 | Yr 26-30 | OC | UG |
| Period 11 | Yr 31-35 | OC | UG |
| Period 12 | Yr 36-40 | OC | UG |
| Period 13 | Yr 41-45 | OC | UG |
| Period 14 | Unspecified | OC | ? |
| Period 15 | Unspecified | OC | ? |
| Period 16 | Unspecified | OC | ? |

Thank you
Celeste

Celeste Cronin-Stacey

Regional Geologist

Industrial Liaison Unit – Coal Hub

Department of Natural Resources and Mines

Building E

25 Yeppoon Rd, Parkhurst, 4702
PO Box 3679, Red Hill, 4701
Ph: 07 49 360 131
Mob: Not in issue
Fax: 07 4936 0375
Email: celeste.cronin-stacey@dnrm.qld.gov.au
Website: www.dnrm.qld.gov.au
CQ/Coal Information: <http://mines.industry.qld.gov.au>

From: CTPI
Sent: Wednesday, 10 February 2016 9:17 AM
To: CRONIN-STACEY Celeste
Subject: FW: Carmichael Clear concise Information - inturnal use

Hi Celeste,
Please see attached Part2 of mine staging plans.
Please confirm receipt of the same.
Thanks and Regards

CTPI

From: CTPI
Sent: Wednesday, 10 February 2016 9:11 AM
To: 'CRONIN-STACEY Celeste'
Subject: RE: Carmichael Clear concise Information - inturnal use

Hi Celeste,
Good Morning.
As was discussed, please see attached mine schedule plans which matches with the mine staging (as requested by you in the mine staging bullet points attached herewith).
As the file sizes are large, I am sending plans in two parts ;Part1 (stage 0 to stage 6) and Part 2 (stage 7 to 12).
See part 1 attached herewith. Part 2 will be sent in following mail.
Thanks and Regards

CTPI

From: CRONIN-STACEY Celeste [<mailto:Celeste.Cronin-Stacey@dnrm.qld.gov.au>]
Sent: Tuesday, 9 February 2016 3:44 PM
To: CTPI
Subject: Carmichael Clear concise Information - inturnal use
Importance: High

Hello CTPI
I will follow this email with a phone call. If I can't get through please call me.

Regards
Celeste

Celeste Cronin-Stacey

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Department of Natural Resources and Mines

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| Year of Lease | Adani's own previously predicted Mine Staging years |
|---------------|--|
| 1 | 2014 |
| 2 | 2015 |
| 3 | 2016 |
| 4 | 2017 |
| 5 | 2018 |
| 6 | 2019 |
| 7 | 2020 |
| 8 | 2021 |
| 9 | 2022 |
| 10 | 2023 |
| 11 | 2024 |
| 12 | 2025 |
| 13 | 2026 |
| 14 | 2027 |
| 15 | 2028 |
| 16 | 2029 |
| 17 | 2030 |
| 18 | 2031 |
| 19 | 2032 |
| 20 | 2033 |
| 21 | 2034 |
| 22 | 2035 |
| 23 | 2036 |
| 24 | 2037 |
| 25 | 2038 |
| 26 | 2039 |
| 27 | 2040 |
| 28 | 2041 |
| 29 | 2042 |
| 30 | 2043 |
| 31 | 2044 |
| 32 | 2045 |
| 33 | 2046 |
| 34 | 2047 |
| 35 | 2048 |
| 36 | 2049 |
| 37 | 2050 |
| 38 | 2051 |
| 39 | 2052 |
| 40 | 2053 |
| 41 | 2054 |
| 42 | 2055 |
| 43 | 2056 |

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| | |
|----|------|
| 44 | 2057 |
| 45 | 2058 |
| 46 | 2059 |
| 47 | 2060 |
| 48 | 2061 |
| 49 | 2062 |
| 50 | 2063 |

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Pages 301 through 302 redacted for the following reasons:

sch4p4(8) Confidential communications

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From: CRONIN-STACEY Celeste [Celeste.Cronin-Stacey@dnrm.qld.gov.au]
Sent: Wednesday, 10 February 2016 3:26 PM
To: CTPI
CC: MACDONALD Debbie-Jo
Subject: FW: Carmichael Clear concise Information - inturnal use
Attachments: IDP Mine stage plans Part 2.7z

From: CTPI
Sent: Wednesday, 10 February 2016 9:17 AM
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To: CTPI

CC: MACDONALD Debbie-Jo

Subject: FW: Carmichael Clear concise Information - inturnal use

Attachments: Mine Staging - bullet points per period from Original IDP.PDF; IDP Mine stage plans part 1.7z

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From: Michele Bauer
Sent: Tuesday, 9 February 2016 4:36 PM
To: Barry Broe
Cc: Sonya Booth; Damian McDonnell; Heather Lopez
Subject: FW: 160208.Adani approvals to date.docx

Barry we have reviewed this. The changes in blue are new from us – to give more clarity. The red changes have been reviewed as you requested and we have put a “strike through” the ones we think should be deleted. We are unsure of the accuracy of the yellow highlights as these are from DNRM. We have a call into DNRM to clarify but may not be able to confirm until after 5. We have suggested deletion on the first yellow highlight as we know the exploration permit is not in the 13 approvals – and will advise DNRM of this.

If there are any further changes from our contact with DNRM we will advise you immediately.

Since the Carmichael Coal Mine and Rail project (CCMR) was declared a coordinated project in November 2010, Adani has completed **3 environmental impact statements** comprising 30,255 pages for its mine, rail and port projects.

The North Galilee Basin Rail project was declared **a coordinated project** in June 2013. The CCMR and NGBR were both declared prescribed projects in 2014.

The company has secured **13 permits and approvals from local, State and Federal Government**, including 6 Tier 1, or primary, approvals **(if an example is needed here – could say: including an Environmental Authority to undertake the mining actions – however that is discussed in the next sentence)** ~~(including an exploration permit for coal)~~. Tier 1 approvals are **primary, strategic** complex approvals such as environmental authorities, mining leases, water licences and **Commonwealth** approvals under the Environment Protection and Biodiversity Conservation Act 1999 (EPBC Act). Tier 2 approvals are **more detailed and** less complex and include material change of use applications. Tier 3 approvals are **the next level of detailed** consequential approvals including approvals for the opening and closure of roads.

There are currently **10 Tier 1, 16 Tier 2, and 16 Tier 3 applications and approval processes underway** with local, state and **federal** government for various parts of the coal, rail and port projects. **This includes three mining lease applications. Adani has requested that these be progressed simultaneously.**

The Tier 1 approvals are state matters, which are at various stages of progression **by state agencies**

There are also **approximately 25 various preconstruction requirements** Adani needs to meet (for example approval of a biodiversity offset strategy) **with Federal, State and local government agencies.**

The Government remains committed to working with Adani to facilitate its projects and the Coordinator-General meets with Adani **fortnightly to track progress and identify any bottlenecks.**

Michele Bauer
A/Assistant Coordinator-General

Office of the Coordinator-General
Department of State Development
Queensland Government

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tel +61 7 3452 7489
post PO Box 15009 City East Qld 4002
visit Level 4, 63 George Street, Brisbane
michele.bauer@coordinatorgeneral.qld.gov.au
www.statedevelopment.qld.gov.au
email-signature.jpg



From: Sonya Booth
Sent: Tuesday, 9 February 2016 4:22 PM
To: Michele Bauer
Cc: Damian McDonnell; Heather Lopez
Subject: RE: 160208.Adani approvals to date.docx

Hi Michele – as discussed – blue highlights indicate deletions (see strikethroughs) and suggested additions.

Key change is exploration permit example has been removed from tier 1 as this was not initially counted (and suggest it shouldn't be, as it's preliminary).

Let me know if further explanation needed.

Regards

Sonya Booth
Project Manager
Coordinated Project Delivery
Office of the Coordinator-General
Queensland Government
tel +61 7 3452 7433
~~sub~~4(6) Personal information
post PO Box 15517 City East Qld 4002
visit Level 4, 63 George Street, Brisbane
sonya.booth@coordinatorgeneral.qld.gov.au

From: Barry Broe
Sent: Tuesday, 9 February 2016 3:33 PM
To: Michele Bauer; Sonya Booth; Damian McDonnell
Subject: FW: 160208.Adani approvals to date.docx

Barry Broe

Coordinator-General

Department of State Development

P: 07 3452 7024 sdp4(6) Personal information

E: barry.broe@coordinatorgeneral.qld.gov.au

Level 13 | 61 Mary Street | Brisbane QLD 4000

PO Box 15517 | City East QLD 4002

From: Barry Broe

Sent: Tuesday, 9 February 2016 3:32 PM

To: DSD DLO

Cc: Gemma Sheahan

Subject: RE: 160208.Adani approvals to date.docx

Please see suggested version below, most changes in red

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Barry Broe

Coordinator-General

Department of State Development

P: 07 3452 7024 sdp4(6) Personal information

E: barry.broe@coordinatorgeneral.qld.gov.au

Level 13 | 61 Mary Street | Brisbane QLD 4000

From: DSD DLO
Sent: Tuesday, 9 February 2016 2:18 PM
To: Barry Broe
Cc: Gemma Sheahan
Subject: FW: 160208.Adani approvals to date.docx

Hi Barry,

Would you be able to assist with Jan's request in reviewing the attached statement regarding Adani, please?

She has combined the DNRM input (highlighted in yellow) into the one you provided yesterday but would appreciate if you can confirm that everything is correct.

Thank you very much.

Jessica Wu
Departmental Liaison Officer
Department of State Development
Queensland Government

tel 3452 7027

mobile 4(6) Personal information

post PO Box 15009 City East Qld 4002

visit Level 17, 61 Mary St, Brisbane

DLO@dsd.qld.gov.au

www.dsd.qld.gov.au

<http://myfocus/Processes/PublishingImages/email-signature.jpg>



From: Jan Martin [<mailto:Jan.Martin@ministerial.qld.gov.au>]
Sent: Tuesday, 9 February 2016 2:09 PM
To: DSD DLO
Cc: DLO DNRM
Subject: 160208.Adani approvals to date.docx

Hi Jess

DNRM's info on Adani makes no clear reference to what I have from the CG. I've combined them as I think they ought to be, but need to make absolutely sure that my assumptions are not just logical, but also correct.

Can u have OCG office confirm pls.

Rgds

Jan Martin



Senior media advisor

e: jan.martin@ministerial.qld.gov.au

Office of the Hon. Dr Anthony Lynham MP

Minister for State Development and Minister for Natural Resources and Mines

T: 07 3719 7376 Schwp4 (6) Personal information

QMEC Building, 61 Mary Street Brisbane QLD 4000

PO Box 15216 City East QLD 4002

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Confidential – Aspirational Timeframes

Remaining Adani Approvals - DNRM

| Project | Application description | Application lodged | Current status of assessment process | Aspirational timeframes | Other information |
|---------|---|--|---|---|-------------------|
| Mine | Mining Lease applications (MLa) 70441 - Carmichael MLa70505 – Carmichael East MLa70506 – Carmichael North | 08/11/2010 09/07/2013 09/07/2013 | The three MLa’s have progressed through Public Notification and Land Court for hearing of objections. Outstanding matters to be finalised prior to grant include: <ul style="list-style-type: none"> • Final EA to be issued by EHP • Compensation agreements with landholders • Consent for Reserves • Native Title for MLa’s 70505 & 70506 | <ul style="list-style-type: none"> • EHP signed the EA 2 February 2016 and was sent to Adani 3 February 2016. • Compensation is required to be lodged with DNRM by 15 March 2016 or the matter will be referred to the Land Court for determination. • Consent for Reserves is required prior to grant and is usually included in the compensation agreements. • The Future Act Determination Application Decision by the National Native Title Tribunal (NNTT) is currently being challenged and an outcome is expected late 2016. | |

Irrelevant
5.73 Irrelevant information

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* Not a DNRM application

From: DONAGHY Peter [Peter.Donaghy@dnrm.qld.gov.au]
Sent: Wednesday, 3 February 2016 11:13 AM
To: Bernadette Zerba
CC: DITCHFIELD Bernadette
Subject:

Hi Bernadette

Bernadette Ditchfield has asked that I provide the following information regarding what is still outstanding for approvals from DNRM's Mining and Petroleum Operations for Adani.

There are two compensation agreements required for [Irrelevant] and 70505:

1. The compensation agreements with Isaac Regional Council (IRC) will be presented to the next full council meeting scheduled for 24 Feb 2016. This agreement includes consent for the reserves.
2. [CTPI] Lignum Station and Adani have advised that negotiations are finalised and the next steps are to draft and finalise the compensation agreement. Adani estimates this will take until the end of April, however my team have advised Adani that the Mining Registrar must refer the matter of compensation to the Land Court on 15 March 2016 if agreements are not lodged prior to this date. I believe they are going to revise their timeframes to get the agreements in before the Land Court Referral is triggered.

Also the key contact for the Carmichael project in the Coordinator Generals office is Sonya Booth. If you have any specific questions relating to CG approvals outstanding please contact Sonya directly on [Not in issue] Please call if you have any questions. Thanks.

Peter Donaghy

Regional Director Mines - Central

Department of Natural Resources and Mines

[25 Yeppoon Road, Parkhurst, Queensland 4701](#)

[PO Box 3679, Red Hill Qld 4701](#)

Telephone: [+61 7 49360132](#) **Facsimile:** [+61 7 49384310](#) **Mobile:** [Not in issue]

Email: peter.donaghy@dnrm.qld.gov.au