



APPLICATION FOR ADDITIONAL SURFACE AREA

Section 275 Mineral Resources Act 1989 Form Number MRA-18 Version Number 4

The completed original of this application and any attachments, must be submitted with the prescribed fee at the Office of the Mining Registrar for the mining district in which the land is situated.

The document submitted must first be accepted by the Mining Registrar as an application for a mining lease under the provisions of section 81 of the Mineral Resources Regulation 2003 before registration.

Note: A document containing information that is false or misleading may attract a maximum penalty of 200 penalty units.

If form is to be completed by hand please print clearly in ink and use block letters.

1. HOLDER(S) DETAILS

Company Name/Surname 1.1 BHP Billiton Mitsui Coal Pty Ltd

Given Name(s) 1.2

ACN (if company) 1.3 009 713 875 Percentage 1.4 100.00 %

Company Name/Surname 1.1

Given Name(s) 1.2

ACN (if company) 1.3 Percentage 1.4 %

Company Name/Surname 1.1

Given Name(s) 1.2

ACN (if company) 1.3 Percentage 1.4 0.00 %

Company Name/Surname 1.1

Given Name(s) 1.2

ACN (if company) 1.3 Percentage 1.4 0.00 %

Total Percentage 1.5 100.00 %

OFFICIAL USE ONLY ML No. PART A Received AT Received BY sch4p4(6) Personal information DATE TIME 19/8/13 1:51 PM PART B Document accepted as an application for a Mining Lease in accordance with section 81 of the Mineral Resources Regulation 2003. Mining Registrar (SIGNATURE) DATE 9/8/13 FEE Paid RECEIPT no. R0317754 R0317754 PART C ENTERED on register by (SIGNATURE) DATE 9/8/2013

GUIDE FOR APPLICANTS

Please Note: the Government's policy is that it will not grant mining tenements for the purpose of mining uranium in Queensland, nor will it permit the treatment or processing of uranium within the State.

Question 1.1

Specify company name or surname of holder(s).

Question 1.2

Specify given name(s) of holder(s).

GUIDE FOR APPLICANTS

Question 1.3

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

Question 1.4

Specify the percentage of interest to be held by each holder.

Question 1.5

The total interest must equal 100%. If you are entering these details online, right click the '0' and select 'Update Field'.

Question 1.6

One holder must be shown as the nominated person, upon whom any notice may be served on behalf of the holders. (Commonly referred to as the 'Principal Holder')

Question 1.7

Specify the address of the nominated applicant.

Question 1.8

Specify the phone number of the nominated applicant.

Question 1.9

Specify the fax number of the nominated applicant.

Question 1.10

Specify the email address of the nominated applicant.

Question 2.1

Specify the surface area applied for.

Question 2.2

Provide reasons why surface area is required.

Question 2.3

There are no restrictions on the area and shape of the land, which can be granted under a mining lease (other than those imposed under certain Restricted Areas). However, you must justify the area and shape when you make your application.

Question 3

Compliance with the native title provisions of the *Commonwealth Native Title Act 1993* is not necessary on land where native title is taken to have been extinguished (i.e. "exclusive" land tenures).

However, if you wish to include in your application land that may be subject to Native Title (i.e. "non-exclusive" land tenures), you must comply with the relevant Native Title procedure irrespective as to whether or not a native title claim has been lodged over the area).

Nominated Person

1.6 Ingerlise Lindley

Address

1.7 GPO Box 1389
BRISBANE QLD 4171

Phone Number

1.8 (07) 3329 8683

Fax Number

1.9 (07) 3229 2333

E-mail

1.10 ingerlise.lindley@bhpbilliton.com

2. APPLICATION DETAILS

Surface Area applied for

2.1 107.8 ha

Why is surface area required?

2.2 Coal mining and development drilling for coal resource definition to support the development of the South Walker Creek mining leases

Provide detailed reasons for the area and shape of the land applied for.

2.3 Area of mining project extension. Further details in LDP

3. NATIVE TITLE

Do you believe that the application area (including any access land) is over land tenures that may be subject to Native Title?

3.1 YES (go to Q 3.2) NO (go to Q 4)

If the land applied for is over land tenures where native title may still exist, is the land applied for subject to an Indigenous Land Use Agreement (ILUA)?

3.2 YES NO

4. RESTRICTED LAND

Are there any permanent buildings or relevant features within the boundaries of the land applied for or within the prescribed distances laterally of the boundaries?

4.1 YES (go to Q 4.2) NO (go to Q 5.1)

What are those permanent buildings or relevant fixtures?

4.2

GUIDE FOR APPLICANTS

Question 4

The *Mineral Resources Act 1989* prescribes certain types of land as "restricted land". This land is only available if the owner of the land where the relevant permanent building (Category A), or feature (Category B) is situated, consents in writing to your application. If consents are not lodged, such areas will automatically be excluded from the surface area of your mining lease.

Restricted Land (category A)

Means land within 100m laterally of a permanent building used –

- (a) mainly as accommodation or for business purposes; or
- (b) for community, sporting or recreational purposes or as a place of worship.

Restricted Land (category B)

Means land within 50m laterally of any of the following features –

- (a) a principal stockyard;
- (b) a bore or artesian well;
- (c) a dam;
- (d) another artificial water storage connected to a water supply; or
- (e) a cemetery or burial place.

Question 4.2

Specify the improvements to the land which is being applied in the mining lease. The types of improvements and prescribed distances are defined in the *Mineral Resources Act 1989*.

Question 5.1

Indicate whether the mining lease is over land that is a reserve as defined in the Schedule - Dictionary of the *Mineral Resources Act 1989*.

Question 5.2

If you are unable to obtain the written views of the owner of the reserve despite efforts to do so, the Land Court of Queensland has the power to make a recommendation to the Minister as to whether the Governor in Council should consent to the grant of the mining lease over the surface of the reserve subject of certain conditions.

Question 5.3

Specify what attempts have been made to obtain consent.

Do you have the written consent of the owner(s) of the land containing those permanent buildings or relevant fixtures to the land being applied for in the mining lease?

4.3	<input type="checkbox"/>	YES (attach copy)	<input type="checkbox"/>	NO (see below)
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Note: Consent must be lodged with the Mining Registrar prior to close of objections.

5. RESERVE LAND

Is the application over land the surface of a reserve?

5.1	<input type="checkbox"/>	YES (go to Q 5.2)	<input checked="" type="checkbox"/>	NO (go to Q 6)
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Do you have written consent of the owner(s) of the reserve?

5.2	<input type="checkbox"/>	YES (go to Q 6.1)	<input type="checkbox"/>	NO (go to Q 5.3)
-----	--------------------------	-------------------	--------------------------	------------------

If yes – please attach a copy of consent.

If NO, what action has been taken to obtain such written consent?

5.3	
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Note: Consent must be lodged with the Mining Registrar prior to close of objections.

6. BACKGROUND LAND TENURE DETAILS

Lot Number	6.1	5	Plan Number	6.2	SP236273
Land Tenure Type	6.3	GHFL			
Current Usage	6.4	Grazing			
Owner's Name	6.5	J.A. & M.J. Howard			
Owner's Address	6.6	'St Albans' NEBO QLD 4752			

GUIDE FOR APPLICANTS

Question 6

Please provide a description of all parcels of land, the whole or part of which are covered by your application. It is necessary to provide the landowner's name and address for each parcel of land. You can obtain this information from a Natural Resources and Water (NRW) service centre.

You are also required to provide details of which parcels of land for access being applied for.

Question 6.1 & 6.2

Specify the Lot Number and Registered Plan Number of land over which the lease is required.

Question 6.3

Insert land tenure type, e.g. Freehold, special lease, pastoral holding etc.

Question 6.4

What is the land currently used for?

Question 6.5 & 6.6

Name and address of the owner of the land.

Please attach separate list if insufficient space.

Lot Number	6.1		Plan Number	6.2	
------------	-----	--	-------------	-----	--

Land Tenure Type	6.3	
------------------	-----	--

Current Usage	6.4	
---------------	-----	--

Owner's Name	6.5	
--------------	-----	--

Owner's Address	6.6	
-----------------	-----	--

Lot Number	6.1		Plan Number	6.2	
------------	-----	--	-------------	-----	--

Land Tenure Type	6.3	
------------------	-----	--

Current Usage	6.4	
---------------	-----	--

Owner's Name	6.5	
--------------	-----	--

Owner's Address	6.6	
-----------------	-----	--

Lot Number	6.1		Plan Number	6.2	
------------	-----	--	-------------	-----	--

Land Tenure Type	6.3	
------------------	-----	--

Current Usage	6.4	
---------------	-----	--

Owner's Name	6.5	
--------------	-----	--

Owner's Address	6.6	
-----------------	-----	--

Lot Number	6.1		Plan Number	6.2	
------------	-----	--	-------------	-----	--

Land Tenure Type	6.3	
------------------	-----	--

Current Usage	6.4	
---------------	-----	--

Owner's Name	6.5	
--------------	-----	--

Owner's Address	6.6	
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Describe the land parcels over which access to the application for mining lease is required:

Lot Number	6.1	3	Plan Number	6.2	SP162563
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Land Tenure Type	6.3	GHFL
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Current Usage	6.4	Coal Mining/Grazing
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Owner's Name	6.5	R & M Baulch
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Owner's Address	6.6	Mulgrave Station NEBO QLD 4752
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Question 7.1

If the applicant is not the owner of the land over which the surface of the application is made, then compensation must be entered into prior to grant either by written agreement or determined by the Land Court of Queensland of Queensland. Access land is also subject to the compensation requirements of the Act.

Any compensation agreement must be signed by all parties, stamped by the Office of State Revenue and filed with the Mining Registrar.

Question 7.2

Compensation is not required if the background land tenure is "Unallocated State Land" or is owned by the applicant. If the applicant is the owner, proof of ownership is required to be lodged with the application.

Lot Number	6.1		Plan Number	6.2	
------------	-----	--	-------------	-----	--

Land Tenure Type	6.3	
------------------	-----	--

Current Usage	6.4	
---------------	-----	--

Owner's Name	6.5	
--------------	-----	--

Owner's Address	6.6	
-----------------	-----	--

7. COMPENSATION AGREEMENT DETAILS

Is a compensation agreement required?

7.1	<input checked="" type="checkbox"/>	YES (go to Q 8.1)	<input type="checkbox"/>	NO (go to Q 7.2)
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Why is a compensation agreement not required?

7.2	
-----	--

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Question 8.1 to 8.7

It is not necessary to mark out the boundary of the surface area. However, the boundary of the surface area must be described by measuring the distance on the ground and by taking compass bearings. The description must be related to a boundary post by accurately measured distances and compass bearings.

All bearings are to be magnetic and distances are to be in metres.

Please attach a separate list if insufficient space.

8. SURFACE AREA CONNECTION AND DESCRIPTION

Describe the connection from a Corner Post of this application to the initial corner of the surface area.

Commencing from the Corner Post located at

8.1	REFER ATTACHMENT
-----	------------------

at a bearing of

8.2	
-----	--

 for a distance of

8.3	
-----	--

 m,

to

8.4	
-----	--

 thence

at a bearing of

8.2	
-----	--

 for a distance of

8.3	
-----	--

 m,

to

8.4	
-----	--

 thence

at a bearing of

8.2	
-----	--

 for a distance of

8.3	
-----	--

 m,

to

8.4	
-----	--

 thence

at a bearing of

8.2	
-----	--

 for a distance of

8.3	
-----	--

 m,

to

8.4	
-----	--

 thence

at a bearing of

8.2	
-----	--

 for a distance of

8.3	
-----	--

 m,

to the initial corner of the surface area.

Describe the Surface Area of the land being applied for.

Commencing from the initial corner of the surface area

at a bearing of

8.5	REFER ATTACHMENT
-----	------------------

 for a distance of

8.6	
-----	--

 m,

to

8.7	
-----	--

 thence

at a bearing of

8.5	
-----	--

 for a distance of

8.6	
-----	--

 m,

to

8.7	
-----	--

 thence

at a bearing of

8.5	
-----	--

 for a distance of

8.6	
-----	--

 m,

to

8.7	
-----	--

 thence

at a bearing of

8.5	
-----	--

 for a distance of

8.6	
-----	--

 m,

to

8.7	
-----	--

 thence

at a bearing of

8.5	
-----	--

 for a distance of

8.6	
-----	--

 m,

to

8.7	
-----	--

 thence

at a bearing of

8.5	
-----	--

 for a distance of

8.6	
-----	--

 m,

to

8.7	
-----	--

 thence

back to the point of commencement.

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Question 9

Please provide a description of all parcels of land, including easements, the whole or part of which is required for access to the mining lease. It is necessary to provide the landowner's name and address for each parcel of land covered by the proposed access.

Please attach list if insufficient space. You can obtain this information from an Natural Resources and Water (NRW) Service centre.

Question 9.1

If you answered YES, complete Question 9.2.

Question 9.2

Upon answering Question 9.2, go to Question 10

Question 9.3

Insert the width of the access required in metres.

Question 9.4

Insert the description of the start point, e.g. At a point on the Mt Mulligan Road 2.15km NE of the Sandy Creek crossing at co-ordinates.....

Question 9.5

Insert the description of the end point, e.g. The southern boundary of the mining lease.

Question 9.6

Enter the compass bearings taken along the centreline of the access. All bearings are to be magnetic.

Question 9.7

Enter the distance, in metres, of the access route on the compass bearing.

9. ACCESS LAND DETAILS

Is access to this mining lease via a dedicated road that is within or abutting the mining lease area?

9.1	<input checked="" type="checkbox"/>	YES (go to Q 9.2)	<input type="checkbox"/>	NO (go to Q 9.3)
-----	-------------------------------------	-------------------	--------------------------	------------------

What is the description of the dedicated road to be used for access?

9.2	Kemmis Creek Road within the boundary of ML 4750 and additional surface area application will be sought over road reserve.
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What is the description of the access?

Width of Access required	9.3	N/A	metres.
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What is the description of the start point?

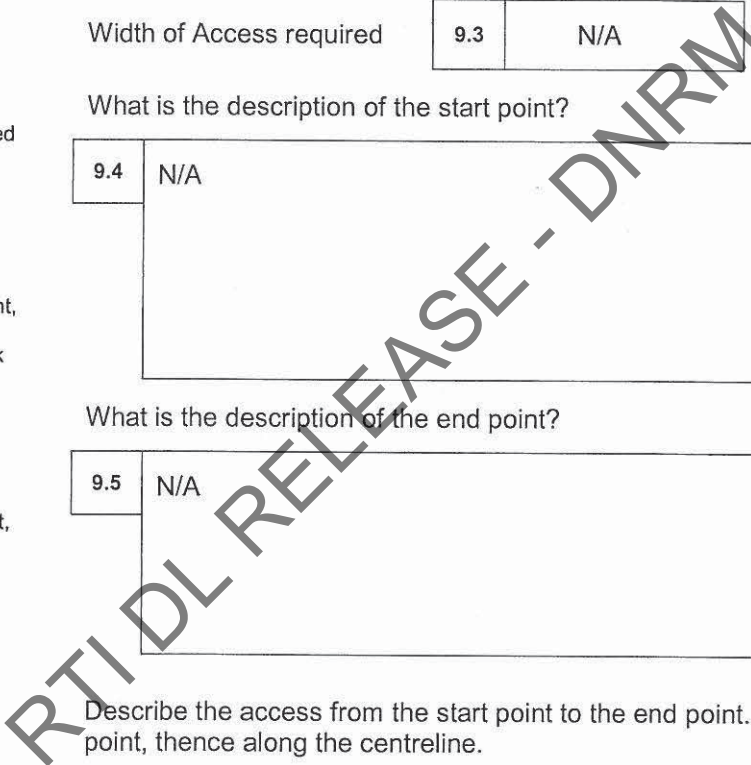
9.4	N/A
-----	-----

What is the description of the end point?

9.5	N/A
-----	-----

Describe the access from the start point to the end point. Commencing from the start point, thence along the centreline.

9.6		for a distance of	9.7	m,	thence at a bearing of
9.6		for a distance of	9.7	m,	thence at a bearing of
9.6		for a distance of	9.7	m,	thence at a bearing of
9.6		for a distance of	9.7	m,	thence at a bearing of
9.6		for a distance of	9.7	m,	thence at a bearing of
9.6		for a distance of	9.7	m,	thence at a bearing of
9.6		for a distance of	9.7	m,	thence at a bearing of
9.6		for a distance of	9.7	m,	thence at a bearing of
9.6		for a distance of	9.7	m,	to the end point.



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Question 10.1

Enter the name of place where the application was signed, the day of the month, the month and the year when the form is signed.

Question 10.2

Insert the full name of the holder(s).

Question 10.3

Signature of holder(s).

Question 10.4

Insert full name of Witness.

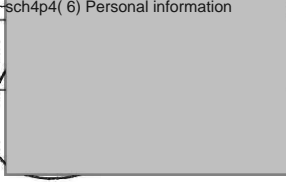


Question 10.5

Signature of Witness.

10. SIGNATURES

I/We:

- solemnly sincerely and truly declare that the information provided in this form is true and correct.
- understand that any false or misleading information may attract a maximum penalty of 200 penalty units.

10.1	Signed at BRISBANE this <u>26th</u> day of <u>July</u> , 2013		
10.2	Gideon OBERHOLZER	10.3	
	DIRECTOR		
10.2	JILL M. BUCKLE <u>TONI A WILTSHIRE</u>	10.3	
	SECRETARY		
10.2		10.3	
10.2		10.3	
10.4	Ingerlise Lindley, Land and Tenement Advisor	10.5	

Full name and title of Holder(s) Signature

Full name of Witness Signature of Witness

Execution of Documents

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

All of the holders of the tenure MUST execute the appointment of agent or the power of attorney for the appointment or power of attorney to be effective.

A company signing an appointment of agent, power of attorney or signing an application form must do so in accordance with the corporation law and/or the articles of association of the company.

11 ACCOMPANIMENTS

The following must accompany this form:

Question 11.1

Tick the appropriate boxes to indicate compliance.

11.1	Tick
<ul style="list-style-type: none"> • A statement: <ul style="list-style-type: none"> ○ Outlining the mining program proposed, outlining its method of operation, and providing an indication of when operations are expected to start; or ○ If a mining program is not proposed, outline the use proposed for the land and provide an indication of when the proposed use is to start; and <p><i>(Note: The above information is not required if, under part 7AA, if your application includes a proposed development plan that complies with the initial development plan requirements)</i></p> <ul style="list-style-type: none"> ○ Of proposals for infrastructure requirements necessary to enable the mining program to proceed, or additional activities to be carried on to work out the infrastructure requirements; and ○ Specifying the estimated human, technical and financial resources proposed to be committed for the term of the lease. 	<input checked="" type="checkbox"/> or <input type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/>

GUIDE FOR APPLICANTS

Question 11.2

Tick the appropriate boxes to indicate compliance.

Refer to the DERM's Website www.derm.qld.gov.au for prescribed/annual fee amounts and appropriate application forms.

Question 11.3

If the application is for the purpose of mining for coal or oil shale or a specific purpose (coal or oil shale), you must ensure the additional accompaniments are lodged with the application.

You must determine whether any part of the application area of your Mining Lease is within the tenure area of a pre-existing petroleum lease or authority to prospect.

Refer to section 7AA of the *Mineral Resources Act 1989*. If so, separate applications may need to be lodged.

Mining lease (coal) means a mining lease for coal, whether or not the lease specifies any other mineral to be mined, and whether or not the lease is for any additional purpose.

Mining lease (oil shale) means a mining lease for oil shale, whether or not the lease specifies any other mineral to be mined, and whether or not the lease is for any additional purpose.

Specific purpose mining lease (coal or oil shale) means a mining lease, other than a mining lease (coal or oil shale), granted under section 234(1)(b), if the purposes for which it is granted include a purpose that is associated with, arises from or promotes the activity of coal or oil shale mining.

Specific purpose mining lease (oil shale) means a mining lease, other than a mining lease (oil shale), granted under section 234(1)(b), if the purposes for which it is granted include a purpose that is associated with, arises from or promotes the activity of oil shale mining.

Departmental Guidelines for initial and later development plans are available at www.dme.qld.gov.au/mines/guidelines.cfm

<ul style="list-style-type: none"> A statement detailing the applicant's financial and technical resources however separate from the statements mentioned above. 	<input checked="" type="checkbox"/>
<ul style="list-style-type: none"> Sketch map(s) or other graphic representation setting out: <ul style="list-style-type: none"> the boundaries of the land the subject of this application; proposed surface area; location of datum post and start/reference point; the proposed access; and any Mining Claim, Mineral Development Licence or Mining Lease (or application for grant of same) wholly within the land sought. 	<input checked="" type="checkbox"/>
<ul style="list-style-type: none"> Proof of identity of the Applicant(s) 	<input checked="" type="checkbox"/>
<ul style="list-style-type: none"> Instrument of Lease document (if issued) 	<input checked="" type="checkbox"/>
<ul style="list-style-type: none"> The prescribed application fee 	<input checked="" type="checkbox"/>

11.2 Department of Environment and Resource Management requirements:

<ul style="list-style-type: none"> A completed application form 	<input checked="" type="checkbox"/>
<ul style="list-style-type: none"> The prescribed fee/s 	<input checked="" type="checkbox"/>

11.3 Coal or Oil Shale applications require the following additional accompaniments:

<ul style="list-style-type: none"> A proposed development plan which complies with the initial development plan requirements (sections 318DT and 318DV) and the requirements of either A, B, C or D below. 	<input checked="" type="checkbox"/>
<ul style="list-style-type: none"> Prescribed development plan fee 	<input checked="" type="checkbox"/>
<p>A. If the application is within an area of an authority to prospect for petroleum and is being made jointly with, or with the consent of the authority to prospect holder, the following must be lodged:</p> <ul style="list-style-type: none"> A Coal Seam Gas (CSG) Statement; Other information that addresses the CSG assessment criteria; and Written consent (if applicable) or 	<input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/>
<p>B. If the application is within an area of an authority to prospect for petroleum and is being made other than jointly with, or with the consent of the authority to prospect holder, the following must be lodged:</p> <ul style="list-style-type: none"> A Coal Seam Gas (CSG) Statement; Other information that addresses the CSG assessment criteria; and Written consent (if applicable) or 	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
<p>C. If the application is within an area of a petroleum lease and is being made other than jointly with, or with the consent of the lease holder, the following must be lodged:</p> <ul style="list-style-type: none"> A Coal Seam Gas (CSG) Statement or 	<input type="checkbox"/>

GUIDE FOR APPLICANTS

Question 11.4

You must determine whether any part of the application area is within the tenure area of a pre-existing GHG tenure.

Refer to section 7AAC of the *Mineral Resources Act 1989*.

GHG Act means *Greenhouse Gas Storage Act 2009*.

GHG Tenure means a GHG exploration permit (also known as a GHG permit) or a GHG injection and storage lease (also known as a GHG lease)

<p>D. If the application is within an area of a petroleum lease and is being made jointly with the petroleum leaseholder, the following must be lodged:</p> <ul style="list-style-type: none"> o A Coal Seam Gas (CSG) Statement. 	<input type="checkbox"/>
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11.4 Additional accompaniments for applications overlapping with a GHG tenure issued under the GHG Act:

<ul style="list-style-type: none"> ▪ A GHG Statement that complies with section 318ELAS. 	<input type="checkbox"/>
<ul style="list-style-type: none"> ▪ Other information that addresses the GHG assessment criteria (section 318ELAR(2)). 	<input type="checkbox"/>

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Disclaimer

The Department of Employment, Economic Development and Innovation is collecting information provided on this form for the purposes of assessing the suitability of your application for additional surface area and maintain the public searchable register under the *Mineral Resources Act 1989* (the Act). This information is authorised by sections 275 and 387 of the Act. Some or all of this information may be provided to the Department of Environment and Resource Management for the issuing of an environmental authority, or through arrangements with other government agencies authorised to make register searches, under the provisions of section 387B of the Act. Your personal information will not otherwise be disclosed to any other third party without your consent, unless authorised or required by law

Release

ATTACHMENTS

**ADDITIONAL SURFACE AREA APPLICATION NO.6
ML 4750 - KEMMIS-WALKER**

August 2013

ADDITIONAL SURFACE AREA APPLICATION NO. 6
ML 4750 - KEMMIS-WALKER

LIST OF ATTACHMENTS

ATTACHMENT	DESCRIPTION
A	Applicant's Details.
B	Native Title Details
C	Compensation Agreement Details
D	Location Description and External Boundary Description.
E	Land Tenures Search: <ul style="list-style-type: none"> 5SP236273 (GHFL 214216)
F	Survey Plans: <ul style="list-style-type: none"> SP236273 (Land)
G	Signatures and Endorsements.
H	Accompaniments Contents List.
I	Completed Application for an Environmental Authority (Mining Activities).
J	Proposals for infrastructure requirements necessary to enable the mining program to proceed, or additional activities to be carried on to work out the infrastructure requirements.
K	Overlapping and adjacent petroleum tenure holders
L	A statement, separate from the above, detailing the applicant's financial and technical resources.
M	Sketch map(s) or other graphic representation acceptable to the Mining Registrar setting out: <ul style="list-style-type: none"> Location Map Reserve Land
N	Proof of identity of the Applicant's.
O	Prescribed application fee.

NB: Refer IDP for details of statement as required below.

A statement:

- Outlining the mining program proposed, outlining its method of operation, and providing an indication of when operations are expected to start or, if a mining program is not proposed, outlining the use proposed for the land and providing an indication of when the proposed use is to start. **(NB. Not required if your application is for coal or oil shale as this information is to be included in the initial Development Plan for the lease);** and

Release

ATTACHMENT 'A'

ADDITIONAL SURFACE AREA APPLICATION NO. 6
ML 4750 - KEMMIS-WALKER

APPLICATION DETAILS

COMPANY	ABN	% INTEREST
BHP Billiton Mitsui Coal Pty Ltd	34 009 713 875	100.00
TOTAL		100.00

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ATTACHMENT 'B'

ADDITIONAL SURFACE AREA APPLICATION NO. 6
ML 4750 - KEMMIS-WALKER

NATIVE TITLE

The land affected by the Surface Area application is partially subject to a registered Native Title claim (Barada Barna People – QC08/11) – see map. The land effected GHFL 214216.

All cultural heritage matters will be managed under the terms of the SWC CHMP entered into with the Barada Barna People – QC08/11 in 2012.

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ATTACHMENT 'C'
ADDITIONAL SURFACE AREA APPLICATION NO. 6
ML 4750 - KEMMIS-WALKER

COMPENSATION AGREEMENT DETAILS

A consent / compensation agreement with the landowners of the application area is still in negotiation.

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ATTACHMENT 'D'

ADDITIONAL SURFACE AREA APPLICATION NO. 6
ML 4750 - KEMMIS-WALKER

SURFACE AREA CONNECTION AND DESCRIPTION

The reference point for the surface area application is located at the south east corner of Lot 3 on SP238564 being Station 14 on MP40216

The reference point is also the Datum Point.

Commencing at the Datum Point (approx 640523.1mE, 7599699.5mN GDA94 Zone 55)

Thence by a line bearing of **359°45'50"** for a distance of **1183.18m** along the western boundary of Lot 5 on SP236273 to a point on the eastern boundary of ML 4750

Thence by a line bearing of **122°50'40"** for a distance of **2180.31m** along the western boundary of ML 4750 to a point on the southern boundary of Lot 5 on SP236273

Thence by a line bearing of **269°58'40"** for a distance of **1826.82m** along the southern boundary of Lot 5 on SP236273

back to the point of commencement.

NOTES:

1. Area of the Mining Lease Additional Surface Area Application 6 is **107.8ha** approx
2. Bearings are magnetic (CAM). Add 7°37'25" for grid bearings (MGA). Coordinate datum is GDA94.
3. All bearings, distances and areas are subject to survey
4. Survey plans referenced are MP40216 and SP238564
5. Coordinate references refer to GDA94 Zone 55
6. Area applied for is within the Isaac Regional Council
7. Area applied for is located within the Parish of Hyne, County of Wodehouse

LOCATION (FROM)	LOCATION (TO)	BEARING (CAM)	DISTANCE	EASTING (GDA94)	NORTHING (GDA94)	EASTING (AGD84)	NORTHING (AGD84)
1	2	359°45'50"	1183.18	640675.2	7600872.4	640561.1	7600692.2
2	3	122°50'40"	2180.31	642333.4	7599457.7	642219.3	7599277.5
3	1	269°58'40"	1826.82	640522.8	7599699.4	640408.7	7599519.2

ATTACHMENT 'E'

ADDITIONAL SURFACE AREA APPLICATION NO. 6
ML 4750 - KEMMIS-WALKER

BACKGROUND LAND TENURE DETAILS

CURRENT STATE TENURE SEARCH

DEPT OF NATURAL RESOURCES AND MINES, QUEENSLAND

Request No: 15828702

Search Date: 26/03/2013 08:31

Title Reference: 40025385

Date Created: 30/06/2000

Previous Title: 17650077

DESCRIPTION OF LAND

Tenure Reference: GHFL 0/214216

LOT 5 SURVEY PLAN 236273
 County of WODEHOUSE Parish of HYNE
 Local Government: ISAAC

Area: 2843.000000 Ha. (SURVEYED)

No Land Description

No Forestry Entitlement Area

No Future Conservation Area

Purpose for which granted:
 NO PURPOSE DEFINED

TERM OF LEASE

Term and day of beginning of lease and purchase price

Term: 30 years commencing on 28/04/2000

Purchase Price: \$259380.00

REGISTERED LESSEE

Interest

Dealing No: 712623241 27/07/2009

MARIE JOSEPHINE HOWARD

1/2

JOHN ANGUS HOWARD

1/2

AS TENANTS IN COMMON

CONDITIONS

Page 1/3

CURRENT STATE TENURE SEARCH

DEPT OF NATURAL RESOURCES AND MINES, QUEENSLAND

Request No: 15828702

Search Date: 26/03/2013 08:31

Title Reference: 40025385

Date Created: 30/06/2000

CONDITIONS

- B40** For the purposes of this condition: "GST" means the goods and services tax which results from the enactment of A New Tax System (Goods and Services Tax) Act 1999 and the related Acts which constitute the Commonwealth taxation reform (as amended from time to time).
The Parties acknowledge that GST may be payable in respect of a supply made under this lease.
Where GST becomes payable in respect of a supply made under this lease, the State (lessor) may recover the GST from the lessee by increasing the consideration payable by the lessee to the State by an amount equal to that which the State is obliged to remit to the Commonwealth as GST on the supply, and that amount may be recovered from the lessee as part of the monies payable to the State under this lease.
The State shall upon request by the lessee, issue to the lessee a valid GST tax invoice in respect of any taxable supply made under this lease.
- I55** The lessee indemnifies and agrees to keep the State of Queensland, Crown Instrumentalities, local governments and other statutory bodies indemnified against all actions, suits, proceedings, claims, demands, costs, losses, damages and expenses arising out of or in any way connected to or resulting from the State of Queensland granting this lease to the lessee including all such actions, suits, proceedings, claims, demands, costs, losses, damages and expenses arising out of or in any way connected to or resulting from a breach of any of the conditions of the lease by the lessee.

ENCUMBRANCES AND INTERESTS

1. Rights and interests reserved to the Crown by Lease No. 40025385
2. EASEMENT IN GROSS No 711943577 24/09/2008 at 15:18 burdening the land
ERGON ENERGY CORPORATION LIMITED A.C.N. 087 646 062 over
EASEMENTS A AND B ON SP195755
3. MORTGAGE No 712623258 27/07/2009 at 16:07
RABOBANK AUSTRALIA LIMITED A.C.N. 001 621 129

ADMINISTRATIVE ADVICES - NIL
UNREGISTERED DEALINGS - NIL

Page 2/3

CURRENT STATE TENURE SEARCH

DEPT OF NATURAL RESOURCES AND MINES, QUEENSLAND

Request No: 15828702

Search Date: 26/03/2013 08:31

Title Reference: 40025385

Date Created: 30/06/2000

Corrections have occurred - Refer to Historical Search

Caution - Charges do not necessarily appear in order of priority

**** End of Current State Tenure Search ****Information provided under section 34 Land Title Act (1994) or
section 281 Land Act (1994)COPYRIGHT THE STATE OF QUEENSLAND (DEPT OF NATURAL RESOURCES AND MINES) [2013]
Requested By: D APPLICATIONS CITEC CONFIRM

RTI DL RELEASE - DNRM

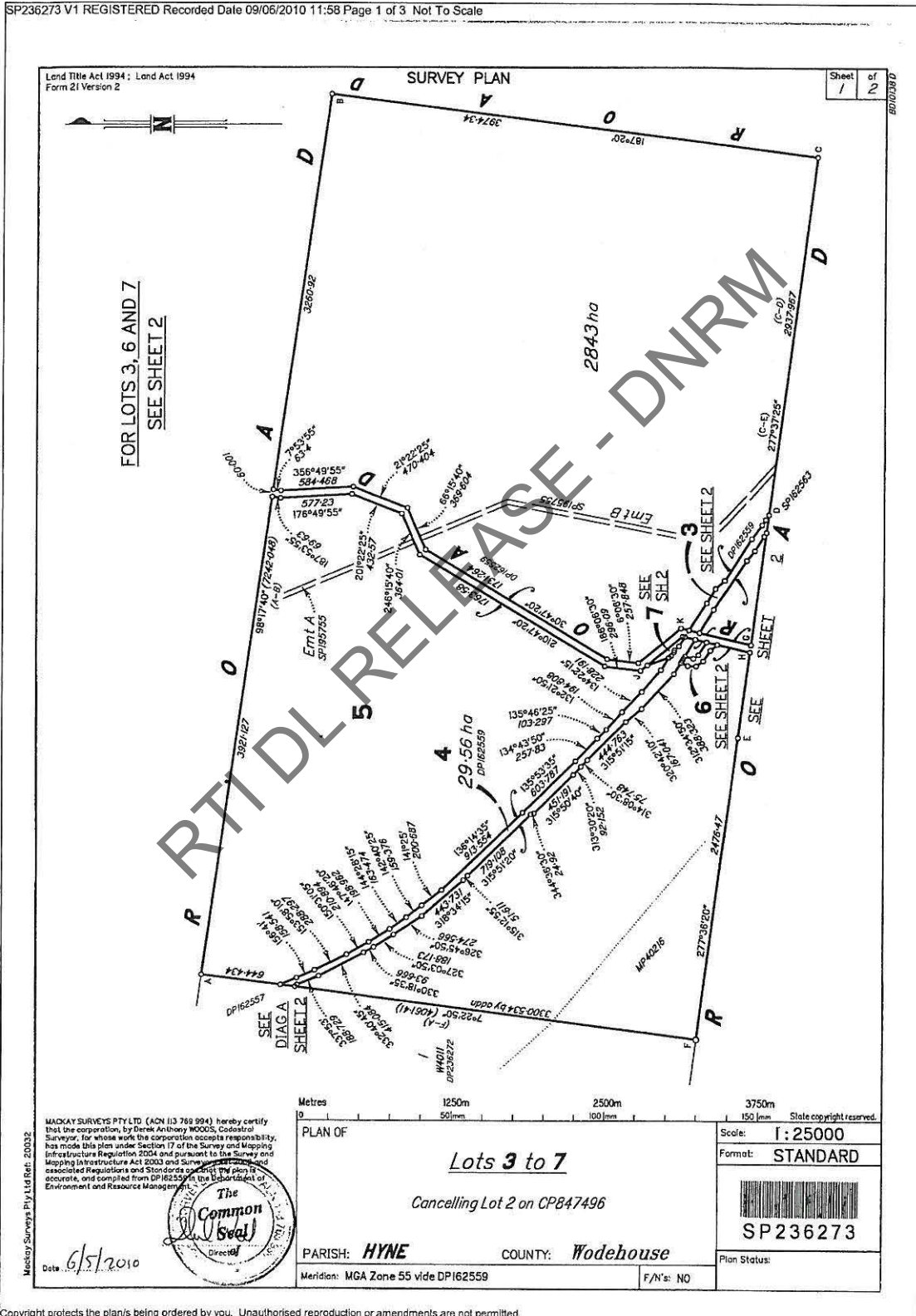
Page 3/3

Release

ATTACHMENT 'F'

ADDITIONAL SURFACE AREA APPLICATION NO. 6
ML 4750 - KEMMIS-WALKER

SURVEY PLANS
SP236273



ATTACHMENT 'G'

ADDITIONAL SURFACE AREA APPLICATION NO. 6
ML 4750 - KEMMIS-WALKER

10. SIGNATURES

SIGNED by **BHP BILLITON MITSUI COAL
PTY LTD** in accordance with section
127(1) of the Corporations Act 2001 (Cwth)
by authority of its directors:

sch4p4(6) Personal information
[Redacted]

)
) Director
) Name: **Gideon OBERHOLZER**

[Redacted]

) Director/ Secretary
) Name: **Jill BUCKLE**
) *Toni WILSHIRE*

Dated at **BRISBANE** this 26th day of JULY 2013

RTI DL RELEASE - DNRPM

Release

ATTACHMENT 'H'

ADDITIONAL SURFACE AREA APPLICATION NO. 6
ML 4750 - KEMMIS-WALKER

ACCOMPANIMENTS

ATTACHMENT	DESCRIPTION
I	Completed Application for an Environmental Authority (Mining Activities)
✓ Refer IDP for details.	<p>A statement:</p> <ul style="list-style-type: none"> Outlining the mining program proposed, outlining its method of operation, and providing an indication of when operations are expected to start or, if a mining program is not proposed, outlining the use proposed for the land and providing an indication of when the proposed use is to start. (NB. Not required if your application is for coal or oil shale as this information is to be included in the Initial Development Plan for the lease); and
J	<ul style="list-style-type: none"> of proposals for infrastructure requirements necessary to enable the mining program to proceed, or additional activities to be carried on to work out the infrastructure requirements.
K	Overlapping and adjacent petroleum tenure holders
L	A statement, separate from the above, detailing the applicant's financial and technical resources.
M	<p>Sketch map(s) or other graphic representation acceptable to the Mining Registrar setting out:</p> <ul style="list-style-type: none"> the boundaries of the land the subject of this application; the proposed access; and any Mining Claim, Mineral Development Licence or Mining Lease (or application for grant of same) wholly within the land sought.
N	<p>Proof of identity of the Applicant's</p> <ul style="list-style-type: none"> Individual – Drivers' Licence, passport, birth certificate Company – Certificate of Registration
O	Prescribed application fee.

Release

ATTACHMENT 'I'

ADDITIONAL SURFACE AREA APPLICATION NO. 6
ML 4750 - KEMMIS-WALKER

COMPLETED APPLICATION FOR AN ENVIRONMENTAL AUTHORITY
(MINING ACTIVITIES)

Environmental Authority (MIN100552107) Amendment Application for the Additional Surface Area Application has been lodged with DEHP separately due to consultation.

RTI DL RELEASE - DNRM

ATTACHMENT 'J'

ADDITIONAL SURFACE AREA APPLICATION NO. 6
ML 4750 - KEMMIS-WALKER**PROPOSALS FOR INFRASTRUCTURE REQUIREMENTS NECESSARY TO
ENABLE THE MINING PROGRAM TO PROCEED, OR ADDITIONAL ACTIVITIES
TO BE CARRIED ON TO WORK OUT THE INFRASTRUCTURE REQUIREMENTS.**

Refer to the included proposed Initial / (Later) Development Plan (2011-15) for the South Walker Creek mining leases and applications, and the CSG Statement (including the CSG Criteria requirements). These documents were lodged with the Department in April-May 2010 for review and approval)

Surface Area No. 6 on ML 4750 applied for covers an area of **107.8 ha** of land to the N of the current operating South Walker Creek mine within ML 4750.

The surface area is required for development drilling and coal resource definition to support the development of the South Walker Creek mining leases.

ML 4750 is granted for the purpose of mining coal and gaseous hydrocarbons, therefore the mining lease is excluded from all overlapping petroleum tenure holders. The development drilling programme will test the coal seam gas content from the targeted coal seams – see map.

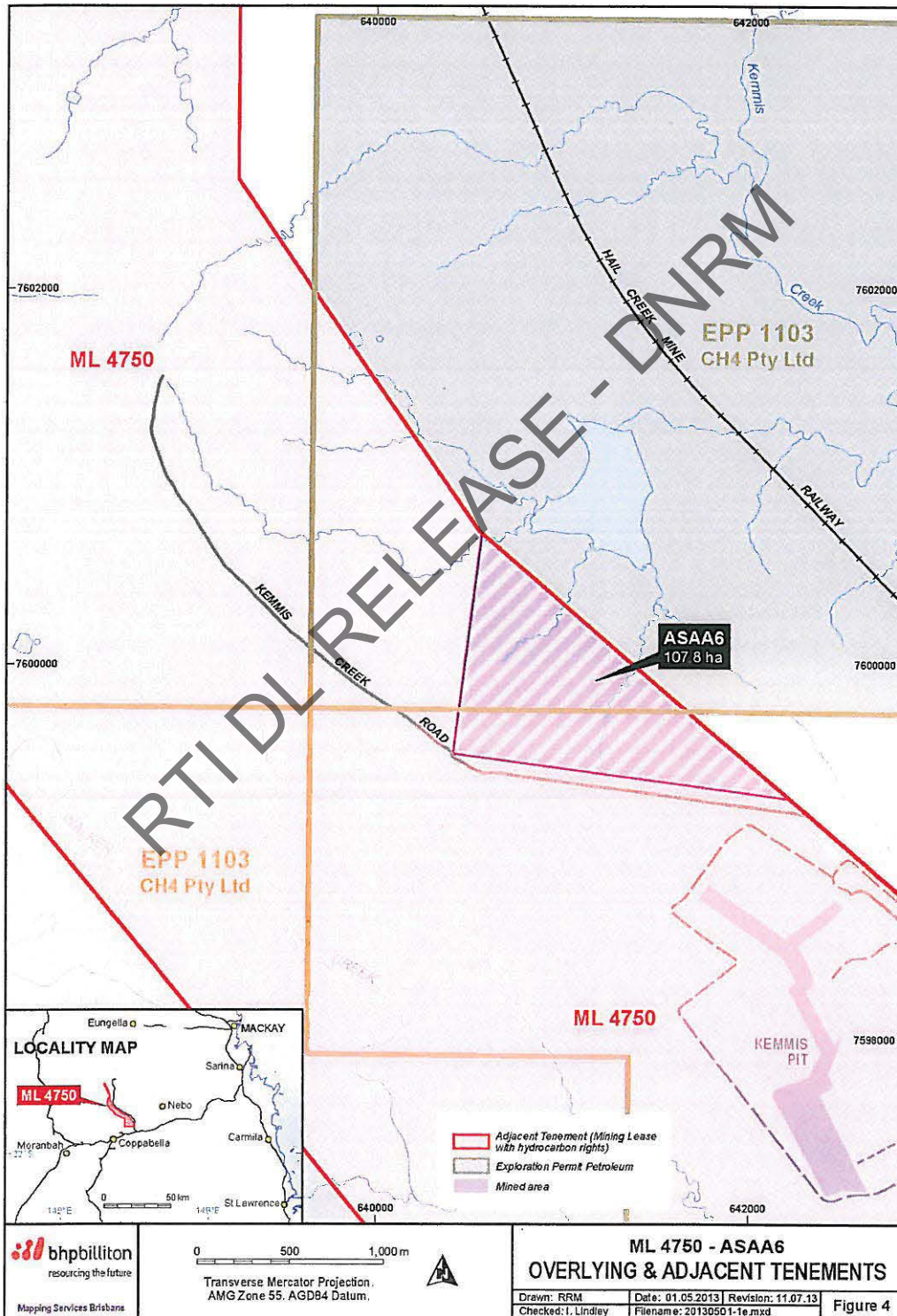
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ATTACHMENT 'K'

ADDITIONAL SURFACE AREA APPLICATION NO. 6
ML 4750 - KEMMIS-WALKER

OVERLAPPING & ADJACENT PETROLEUM TENURE HOLDERS

Adjacent Petroleum Tenure holders include: CH4 Pty Ltd (EPP 1103)



ATTACHMENT 'L'

ADDITIONAL SURFACE AREA APPLICATION NO. 6
ML 4750 - KEMMIS-WALKERA STATEMENT, SEPARATE FROM THE ABOVE, DETAILING THE APPLICANT'S
FINANCIAL AND TECHNICAL RESOURCES.

BHP Billiton Ltd ("BHPB") is the world's largest diversified resource company. With a global workforce of 41,000 employees and 58,000 contractors at 100 operations in 25 countries, BHPB is an industry leader or near industry leader in commodity businesses, including aluminium, energy coal and metallurgical coal, copper, manganese, iron ore, uranium, nickel, silver and titanium minerals, and have substantial interests in oil, gas, liquefied natural gas and diamonds.

Key highlights for FY2013 include:

- Underlying EBITDA of US\$37.1 billion, up 51 per cent
- Underlying EBIT of US\$32.0 billion, up 62 per cent
- Attributable profit (excluding exceptional items) of US\$21.7 billion, up 74 per cent
- Net operating cash flow of US\$30.1 billion
- Basic earnings per share (excluding exceptional items) of 393.5 US cents
- Final dividend of 101 US cents per share
- Completion of expanded US\$10.0 billion capital management program

A Consolidated Statement of Income for the year ended 30 June 2013 can be located on the website www.bhpbilliton.com

BHP Billiton's coal operations in the Bowen Basin include BHP Billiton Mitsui Coal Pty Ltd (BMC) and BHP Billiton Mitsubishi Alliance (BMA), both of which have major growth potential. BMC is an unincorporated joint venture between BHP Billiton (80%) and Mitsui Coal (20%). BMC operates two Central Queensland coal mines: South Walker Creek Mine and Poitrel Mine. These mines have a total production capacity of 7.2 million tonnes per annum of coking and pulverized coal injection coal.

BMC, through its existing operations, provides extensive support to community development, education, health, social and recreational programs as well as considerable employment and training opportunities through direct and indirect employment and secondary support industries.

BMC's contribution to the Queensland economy can be summarised as:

- BMC currently employees 470 full time employees.
- \$ 25M annual wages paid to employees;
- \$ 471M paid to Queensland businesses for equipment, materials and services;
- \$ 95M paid to State Government in coal royalties spent on towns and community support

BHP Billiton Mitsui Coal Pty Ltd operates two mines in the Bowen Basin: South Walker Creek Mine and Poitrel Mine. South Walker Creek Mine is located on the eastern flank of the Bowen Basin, 35 kilometres west of the town of Nebo and 132 kilometres west of the Hay Point port facilities. Poitrel Mine is situated south-east of the town of Moranbah and began open-cut operations in October 2006.

The total approved exploration budget of BMC in Queensland for FY14 is A\$13.2M of which A\$7.3M relates to nezzr mine development.

Additional information can be located on the website www.bhpbilliton.com

Public Interest and Impacts

The public interest is not adversely affected by the ASAA. The granting of the ASAA is in the public interest because of the contributions to the National, State and local communities from coal mining, for which the ASAA area forms an integral part in the resource definition and exploitation of the Wards Well resource. Examples of such contributions are noted below.

Health and Safety

The health and safety of our employees is fundamental to our business. BMC has an overriding commitment to the health and safety of our employees and contractors and strive to create a culture where we all have a genuine desire to achieve Zero Harm.

Environment

Management of the environment remains a critical aspect of our licence to operate. We aim to carefully and fully manage all our impacts on the local environment and our use of natural resources.

Indigenous Relations

BMC continues to build relations and understanding with the traditional owners of the land. Cultural Heritage Management Plans have been completed for all sites.

Impact on Public and Public Infrastructure

There are no apparent negative impacts on the public interests from the granted mining lease activities due to its location, size and economic importance to the local area.

Exploration and Mining Interests Held in Queensland:

BMC Exploration and Mining Interests Held in Queensland:

NAME	NUMBER	OWNERSHIP	AREA Ha
POITREL / DAUNIA	ML 1791	BMC	843.9
	ML 4749	BMC	3,809.405
	ML 70116	BMC 50%	754
TOTAL	3		5,407.305

SOUTH WALKER CREEK	ML 4750	BMC	11,390
	ML 4751	BMC	3,788.222
	ML 70131	BMC	1,711
	MDL 235	BMC	8,057.14
TOTAL	4		24,946.362

WARDS WELL	ML 1790	BMC	4,392
	ML 4752	BMC	6,001
	MLA 70443	BMC	864
	MLA 70495	BMC	487.4
TOTAL	4		11,744.4

EXPLORATION PROJECTS	EPC 928	BMC	12 sub-block
	EPC 1016	BMC	1 sub-block
	EPC 1061	BMC	10 sub-block
	EPC 1646	BMC	1 sub-block
	EPC 1647	BMC	4 sub-block
	EPC 1686	BMC	1 sub-block
	EPC 2071	BMC	9 sub-block
	EPC 2109	BMC	3 sub-block
TOTAL	8		41 sub-blocks

Poitrel Mine

Poitrel Mine is the most recent mining operation to be developed by BMC and is located 35km south-east of Moranbah in Central Queensland.

The first coal was mined in October 2006 and processed in the mine's preparation plant in November 2006.

Poitrel Mine is designed to produce up to 3 million tonnes per annum of coking and PCI coals for global steelmakers, with production being stepped up in phases.

Coal processing and rail loading infrastructure is shared with Excel's Millennium Coal mine, located next to Poitrel.



South Walker Creek Mine

South Walker Creek is a contract mining operation owned by BHP Billiton Mitsui Coal. It commenced as a trial mine in 1995 to develop low volatile, high energy coals for the growing PCI market. The first washed coal was produced in July 1996, and the first shipment of South Walker Creek coal was made in August 1996.

Annual production has increased to 4 million tonnes of marketable coal, which is suitable for Pulverised Coal Injection (PCI). Low volatile high energy coals are sourced from the main seam which forms part of the Upper Permian Rangal Coal Measures. Further initiatives are under way to take the mine to a production rate of 4.3 million tonnes per annum.

South Walker Creek Mine is located on the eastern flank of the Bowen Basin, 35km west of the town of Nebo and 132km south west of the Hay Point port facilities.

South Walker Creek is an open cut mine with overburden removed by a single dragline, 2 excavators and 7 rear dump trucks. Coal is processed in a 820tph modular coal processing plant incorporating a dense medium cyclone and fine coal spirals. Annual production totals 4.3 million tonnes.

Markets for South Walker Creek coal have been developed in Europe, Japan and Brazil, principally for use as a PCI product but also as thermal coal and a blend coking coal.

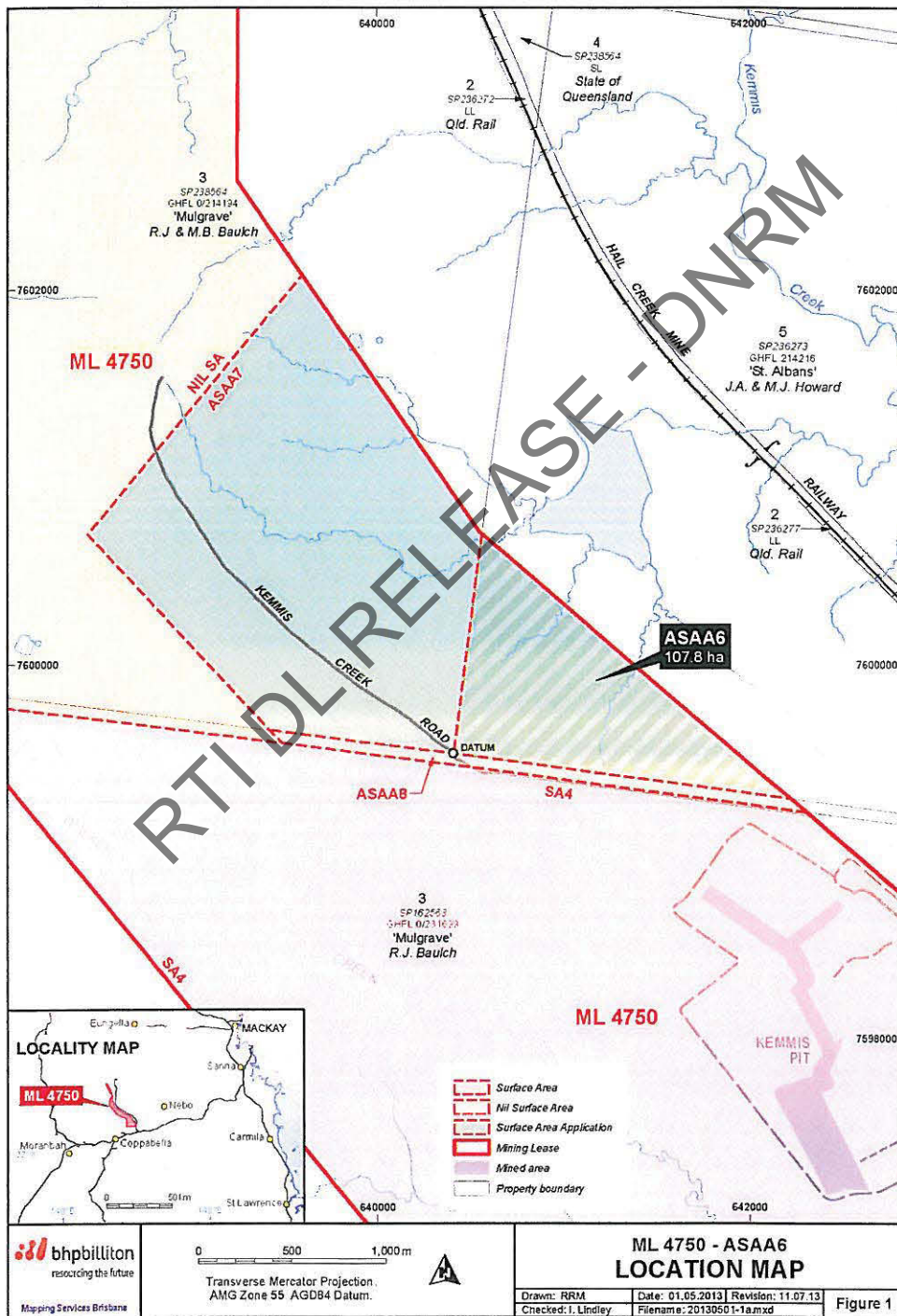
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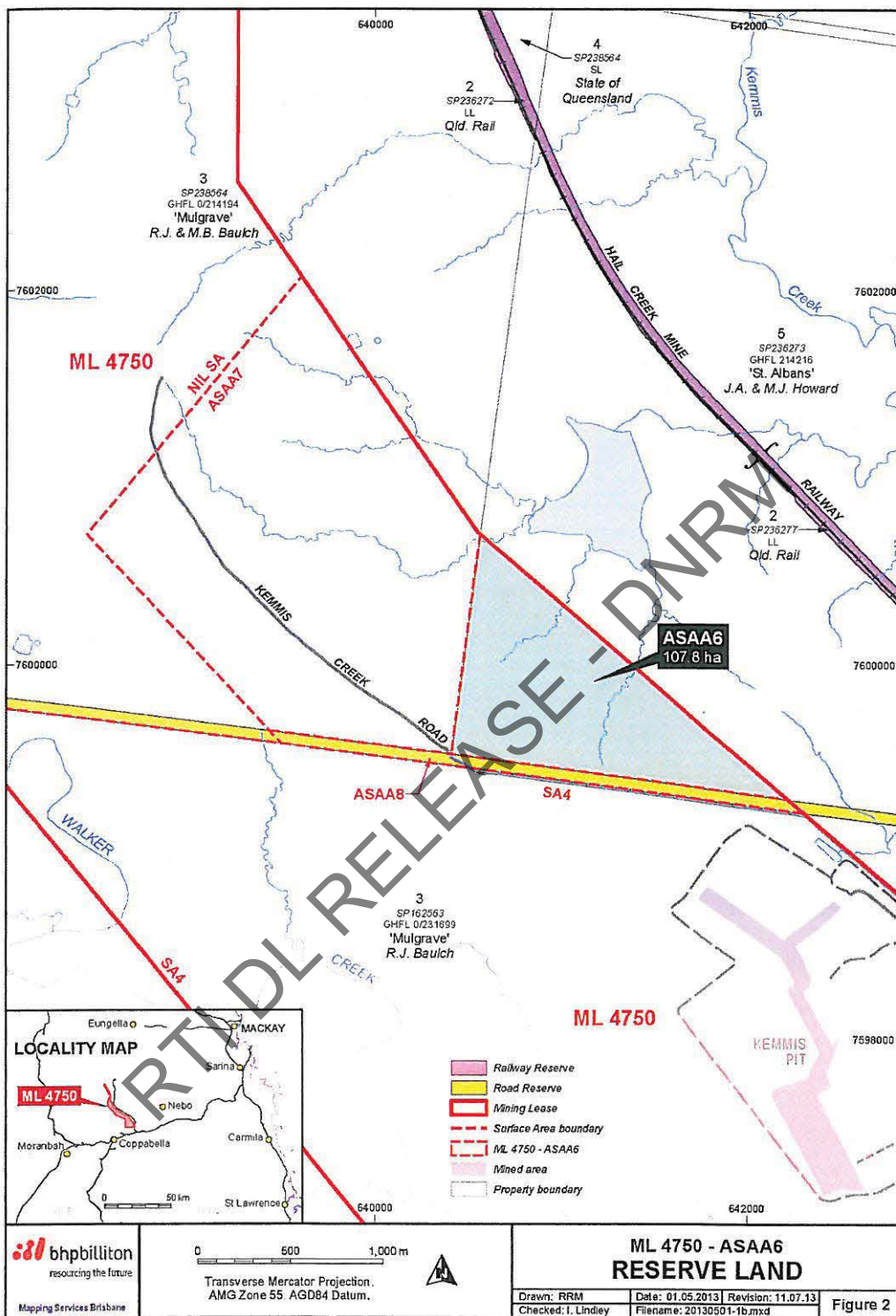
ATTACHMENT 'M'

ADDITIONAL SURFACE AREA APPLICATION NO. 6
ML 4750 - KEMMIS-WALKER

SKETCH MAP(S) OR OTHER GRAPHIC REPRESENTATION ACCEPTABLE TO
THE MINING REGISTRAR

NB: The cadastre database and the mining tenement dataset does not match due to the inaccuracies of the State cadastre.





ATTACHMENT 'N'

ADDITIONAL SURFACE AREA APPLICATION NO. 6
ML 4750 - KEMMIS-WALKER

PROOF OF IDENTITY OF THE APPLICANT'S

MALLESONS STEPHEN JAQUES
ATTN: JOHN NARAYAN
GPO BOX 1406
BRISBANE QLD 4001

Certificate of the Registration of a Company

Corporations Act 2001 Paragraph 1274 (2) (b)

This is to certify that

PEABODY COAL PTY. LTD.

Australian Company Number 009 713 875

is taken to be registered as a company under the
Corporations Act 2001 in Queensland.

On the fifteenth day of February 1963 the company changed its name to
THIESS PEABODY MITSUI COAL PTY. LTD.

On the twenty-eighth day of July 1977 the company changed its name to
THIESS DAMPIER MITSUI COAL PTY. LTD.

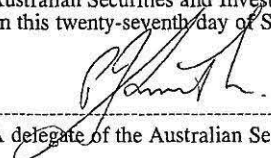
On the twenty-fourth day of January 1992 the company changed its name to
BHP MITSUI COAL PTY. LTD.

The company is limited by shares.

The company is a proprietary company.

The day of commencement of registration is
the twenty-third day of February 1962.

Issued by the
Australian Securities and Investments Commission
on this twenty-seventh day of September, 2001.


A delegate of the Australian Securities and Investments Commission



Certificate of Registration on Change of Name

This is to certify that

BHP MITSUI COAL PTY. LTD.

Australian Company Number 009 713 875

did on the twenty-ninth day of June 2011 change its name to

BHP BILLITON MITSUI COAL PTY LTD

Australian Company Number 009 713 875

The company is a proprietary company.

The company is limited by shares.

The company is taken to be registered under the Corporations Act 2001 in Queensland and the date of commencement of registration is the twenty-third day of February, 1962.

Issued by the
Australian Securities and Investments Commission
on this twenty-ninth day of June 2011.

Greg Medcraft
Chairman

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CERTIFICATE

ATTACHMENT 'O'

ADDITIONAL SURFACE AREA APPLICATION NO. 6
ML 4750 - KEMMIS-WALKER

PRESCRIBED APPLICATION FEE

Additional Surface Area Application Fee	\$3,731.00
Environmental Authority Application Fee	\$551.00
TOTAL	\$4,282.00

RTI DL RELEASE - DNRM

APPLICATION FOR ADDITIONAL SURFACE AREA

Section 275
Mineral Resources Act 1989
 Form Number MRA-18 Version Number 4

OFFICIAL USE ONLY	
ML No.	
PART A	
Received AT DNEM LOCKHARTON	Received BY Sch4p4(6) Personal information
DATE 9 18/13	TIME 3:45 AM PM
PART B	
Document accepted as an application for a Mining Lease in accordance with section 81 of the <i>Mineral Resources Regulation 2003</i> .	
Mining Registrar (SIGNATURE)	[Redacted]
DATE	9/18/13
FEE Paid	RECEIPT no.
111 8590	R0317754
PART C	
ENTERED on register by (SIGNATURE)	[Redacted]
DATE	9/18/13

The completed original of this application and any attachments, must be submitted with the prescribed fee at the Office of the Mining Registrar for the mining district in which the land is situated.

The document submitted must first be accepted by the Mining Registrar as an application for a mining lease under the provisions of section 81 of the Mineral Resources Regulation 2003 before registration.

Note: A document containing information that is false or misleading may attract a maximum penalty of 200 penalty units.

If form is to be completed by hand please print clearly in ink and use block letters.

1. HOLDER(S) DETAILS

Company Name/Surname 1.1 BHP Billiton Mitsui Coal Pty Ltd

Given Name(s) 1.2

ACN (if company) 1.3 009 713 875 Percentage 1.4 100.00 %

Company Name/Surname 1.1

Given Name(s) 1.2

ACN (if company) 1.3 Percentage 1.4 %

Company Name/Surname 1.1

Given Name(s) 1.2

ACN (if company) 1.3 Percentage 1.4 0.00 %

Company Name/Surname 1.1

Given Name(s) 1.2

ACN (if company) 1.3 Percentage 1.4 0.00 %

Total Percentage 1.5 100.00 %

GUIDE FOR APPLICANTS

Please Note: the Government's policy is that it will not grant mining tenements for the purpose of mining uranium in Queensland, nor will it permit the treatment or processing of uranium within the State.

Question 1.1

Specify company name or surname of holder(s).

Question 1.2

Specify given name(s) of holder(s).

GUIDE FOR APPLICANTS

Question 1.3
If a company, what is the Australian Company Number (ACN)?

Question 1.4
Specify the percentage of interest to be held by each holder.

Question 1.5
The total interest must equal 100%. If you are entering these details online, right click the '0' and select 'Update Field'.

Question 1.6
One holder must be shown as the nominated person, upon whom any notice may be served on behalf of the holders. (Commonly referred to as the 'Principal Holder')

Question 1.7
Specify the address of the nominated applicant.

Question 1.8
Specify the phone number of the nominated applicant.

Question 1.9
Specify the fax number of the nominated applicant.

Question 1.10
Specify the email address of the nominated applicant.

Question 2.1
Specify the surface area applied for.

Question 2.2
Provide reasons why surface area is required.

Question 2.3
There are no restrictions on the area and shape of the land, which can be granted under a mining lease (other than those imposed under certain Restricted Areas). However, you must justify the area and shape when you make your application.

Question 3
Compliance with the native title provisions of the *Commonwealth Native Title Act 1993* is not necessary on land where native title is taken to have been extinguished (i.e. "exclusive" land tenures).

However, if you wish to include in your application land that may be subject to Native Title (i.e. "non-exclusive" land tenures), you must comply with the relevant Native Title procedure irrespective as to whether or not a native title claim has been lodged over the area).

Nominated Person	1.6	Ingerlise Lindley
Address	1.7	GPO Box 1389 BRISBANE QLD 4171
Phone Number	1.8	(07) 3329 8683
Fax Number	1.9	(07) 3229 2333
E-mail	1.10	ingerlise.lindley@bhpbilliton.com

2. APPLICATION DETAILS

Surface Area applied for	2.1	315.2	ha
--------------------------	-----	-------	----

Why is surface area required?

2.2	Coal mining and development drilling for coal resource definition to support the developemnt of the South Walker Creek mining leases
-----	--

Provide detailed reasons for the area and shape of the land applied for.

2.3	Area of mining project extention. Further details in LDP
-----	--

3. NATIVE TITLE

Do you believe that the application area (including any access land) is over land tenures that may be subject to Native Title?

3.1	<input checked="" type="checkbox"/> YES (go to Q 3.2) <input type="checkbox"/> NO (go to Q 4)
-----	---

If the land applied for is over land tenures where native title may still exist, is the land applied for subject to an Indigenous Land Use Agreement (ILUA)?

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

4. RESTRICTED LAND

Are there any permanent buildings or relevant features within the boundaries of the land applied for or within the prescribed distances laterally of the boundaries?

4.1	<input type="checkbox"/> YES (go to Q 4.2) <input checked="" type="checkbox"/> NO (go to Q 5.1)
-----	---

What are those permanent buildings or relevant fixtures?

4.2	
-----	--

GUIDE FOR APPLICANTS

Question 4

The *Mineral Resources Act 1989* prescribes certain types of land as "restricted land". This land is only available if the owner of the land where the relevant permanent building (Category A), or feature (Category B) is situated, consents in writing to your application. If consents are not lodged, such areas will automatically be excluded from the surface area of your mining lease.

Restricted Land (category A)

Means land within 100m laterally of a permanent building used –

- (a) mainly as accommodation or for business purposes; or
- (b) for community, sporting or recreational purposes or as a place of worship.

Restricted Land (category B)

Means land within 50m laterally of any of the following features –

- (a) a principal stockyard;
- (b) a bore or artesian well;
- (c) a dam;
- (d) another artificial water storage connected to a water supply; or
- (e) a cemetery or burial place.

Question 4.2

Specify the improvements to the land which is being applied in the mining lease. The types of improvements and prescribed distances are defined in the *Mineral Resources Act 1989*.

Question 5.1

Indicate whether the mining lease is over land that is a reserve as defined in the Schedule - Dictionary of the *Mineral Resources Act 1989*.

Question 5.2

If you are unable to obtain the written views of the owner of the reserve despite efforts to do so, the Land Court of Queensland has the power to make a recommendation to the Minister as to whether the Governor in Council should consent to the grant of the mining lease over the surface of the reserve subject of certain conditions.

Question 5.3

Specify what attempts have been made to obtain consent.

Do you have the written consent of the owner(s) of the land containing those permanent buildings or relevant fixtures to the land being applied for in the mining lease?

4.3	<input type="checkbox"/>	YES (attach copy)	<input type="checkbox"/>	NO (see below)
-----	--------------------------	-------------------	--------------------------	----------------

Note: Consent must be lodged with the Mining Registrar prior to close of objections.

5. RESERVE LAND

Is the application over land the surface of a reserve?

5.1	<input type="checkbox"/>	YES (go to Q 5.2)	<input checked="" type="checkbox"/>	NO (go to Q 6)
-----	--------------------------	-------------------	-------------------------------------	----------------

Do you have written consent of the owner(s) of the reserve?

5.2	<input type="checkbox"/>	YES (go to Q 6.1)	<input type="checkbox"/>	NO (go to Q 5.3)
-----	--------------------------	-------------------	--------------------------	------------------

If yes – please attach a copy of consent.

If NO, what action has been taken to obtain such written consent?

5.3	
-----	--

Note: Consent must be lodged with the Mining Registrar prior to close of objections.

6. BACKGROUND LAND TENURE DETAILS

Lot Number	6.1	3	Plan Number	6.2	SP238564
Land Tenure Type	6.3	GHFL			
Current Usage	6.4	Grazing			
Owner's Name	6.5	R & M Baulch			
Owner's Address	6.6	Mulgrave Station NEBO QLD 4752			

GUIDE FOR APPLICANTS

Question 6

Please provide a description of all parcels of land, the whole or part of which are covered by your application. It is necessary to provide the landowner's name and address for each parcel of land. You can obtain this information from a Natural Resources and Water (NRW) service centre.

You are also required to provide details of which parcels of land for access being applied for.

Question 6.1 & 6.2

Specify the Lot Number and Registered Plan Number of land over which the lease is required.

Question 6.3

Insert land tenure type, e.g. Freehold, special lease, pastoral holding etc.

Question 6.4

What is the land currently used for?

Question 6.5 & 6.6

Name and address of the owner of the land.

Please attach separate list if insufficient space.

Lot Number	6.1		Plan Number	6.2	
------------	-----	--	-------------	-----	--

Land Tenure Type	6.3	
------------------	-----	--

Current Usage	6.4	
---------------	-----	--

Owner's Name	6.5	
--------------	-----	--

Owner's Address	6.6	
-----------------	-----	--

Lot Number	6.1		Plan Number	6.2	
------------	-----	--	-------------	-----	--

Land Tenure Type	6.3	
------------------	-----	--

Current Usage	6.4	
---------------	-----	--

Owner's Name	6.5	
--------------	-----	--

Owner's Address	6.6	
-----------------	-----	--

Lot Number	6.1		Plan Number	6.2	
------------	-----	--	-------------	-----	--

Land Tenure Type	6.3	
------------------	-----	--

Current Usage	6.4	
---------------	-----	--

Owner's Name	6.5	
--------------	-----	--

Owner's Address	6.6	
-----------------	-----	--

Lot Number	6.1		Plan Number	6.2	
------------	-----	--	-------------	-----	--

Land Tenure Type	6.3	
------------------	-----	--

Current Usage	6.4	
---------------	-----	--

Owner's Name	6.5	
--------------	-----	--

Owner's Address	6.6	
-----------------	-----	--

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GUIDE FOR APPLICANTS

Describe the land parcels over which access to the application for mining lease is required:

Lot Number	6.1	3	Plan Number	6.2	SP162563
------------	-----	---	-------------	-----	----------

Land Tenure Type	6.3	GHFL
------------------	-----	------

Current Usage	6.4	Coal Mining/Grazing
---------------	-----	---------------------

Owner's Name	6.5	R & M Baulch
--------------	-----	--------------

Owner's Address	6.6	Mulgrave Station NEBO QLD 4752
-----------------	-----	-----------------------------------

Question 7.1

If the applicant is not the owner of the land over which the surface of the application is made, then compensation must be entered into prior to grant either by written agreement or determined by the Land Court of Queensland of Queensland. Access land is also subject to the compensation requirements of the Act.

Any compensation agreement must be signed by all parties, stamped by the Office of State Revenue and filed with the Mining Registrar.

Question 7.2

Compensation is not required if the background land tenure is "Unallocated State Land" or is owned by the applicant. If the applicant is the owner, proof of ownership is required to be lodged with the application.

Lot Number	6.1		Plan Number	6.2	
------------	-----	--	-------------	-----	--

Land Tenure Type	6.3	
------------------	-----	--

Current Usage	6.4	
---------------	-----	--

Owner's Name	6.5	
--------------	-----	--

Owner's Address	6.6	
-----------------	-----	--

7. COMPENSATION AGREEMENT DETAILS

Is a compensation agreement required?

7.1	<input checked="" type="checkbox"/>	YES (go to Q 8.1)	<input type="checkbox"/>	NO (go to Q 7.2)
-----	-------------------------------------	-------------------	--------------------------	------------------

Why is a compensation agreement not required?

7.2	
-----	--

RTI/DL RELEASE - DNRM

GUIDE FOR APPLICANTS

Question 8.1 to 8.7

It is not necessary to mark out the boundary of the surface area. However, the boundary of the surface area must be described by measuring the distance on the ground and by taking compass bearings. The description must be related to a boundary post by accurately measured distances and compass bearings.

All bearings are to be magnetic and distances are to be in metres.

Please attach a separate list if insufficient space.

8. SURFACE AREA CONNECTION AND DESCRIPTION

Describe the connection from a Corner Post of this application to the initial corner of the surface area.

Commencing from the Corner Post located at

8.1	REFER ATTACHMENT
-----	------------------

at a bearing of

8.2	
-----	--

 for a distance of

8.3	
-----	--

 m,

to

8.4	
-----	--

 thence

at a bearing of

8.2	
-----	--

 for a distance of

8.3	
-----	--

 m,

to

8.4	
-----	--

 thence

at a bearing of

8.2	
-----	--

 for a distance of

8.3	
-----	--

 m,

to

8.4	
-----	--

 thence

at a bearing of

8.2	
-----	--

 for a distance of

8.3	
-----	--

 m,

to the initial corner of the surface area.

Describe the Surface Area of the land being applied for.

Commencing from the initial corner of the surface area

at a bearing of

8.5	REFER ATTACHMENT
-----	------------------

 for a distance of

8.6	
-----	--

 m,

to

8.7	
-----	--

 thence

at a bearing of

8.5	
-----	--

 for a distance of

8.6	
-----	--

 m,

to

8.7	
-----	--

 thence

at a bearing of

8.5	
-----	--

 for a distance of

8.6	
-----	--

 m,

to

8.7	
-----	--

 thence

at a bearing of

8.5	
-----	--

 for a distance of

8.6	
-----	--

 m,

to

8.7	
-----	--

 thence

at a bearing of

8.5	
-----	--

 for a distance of

8.6	
-----	--

 m,

to

8.7	
-----	--

 thence

at a bearing of

8.5	
-----	--

 for a distance of

8.6	
-----	--

 m,

to

8.7	
-----	--

 thence

back to the point of commencement.

GUIDE FOR APPLICANTS

Question 9

Please provide a description of all parcels of land, including easements, the whole or part of which is required for access to the mining lease. It is necessary to provide the landowner's name and address for each parcel of land covered by the proposed access.

Please attach list if insufficient space. You can obtain this information from an Natural Resources and Water (NRW) Service centre.

Question 9.1

If you answered YES, complete Question 9.2.

Question 9.2

Upon answering Question 9.2, go to Question 10

Question 9.3

Insert the width of the access required in metres.

Question 9.4

Insert the description of the start point, e.g. At a point on the Mt Mulligan Road 2.15km NE of the Sandy Creek crossing at co-ordinates.....

Question 9.5

Insert the description of the end point, e.g. The southern boundary of the mining lease.

Question 9.6

Enter the compass bearings taken along the centreline of the access. All bearings are to be magnetic.

Question 9.7

Enter the distance, in metres, of the access route on the compass bearing.

9. ACCESS LAND DETAILS

Is access to this mining lease via a dedicated road that is within or abutting the mining lease area?

9.1	<input checked="" type="checkbox"/>	YES (go to Q 9.2)	<input type="checkbox"/>	NO (go to Q 9.3)
-----	-------------------------------------	-------------------	--------------------------	------------------

What is the description of the dedicated road to be used for access?

9.2	Kemmis Creek Road within the boundary of ML 4750 and additional surface area application will be sought over road reserve.
-----	--

What is the description of the access?

Width of Access required

9.3	N/A
-----	-----

 metres.

What is the description of the start point?

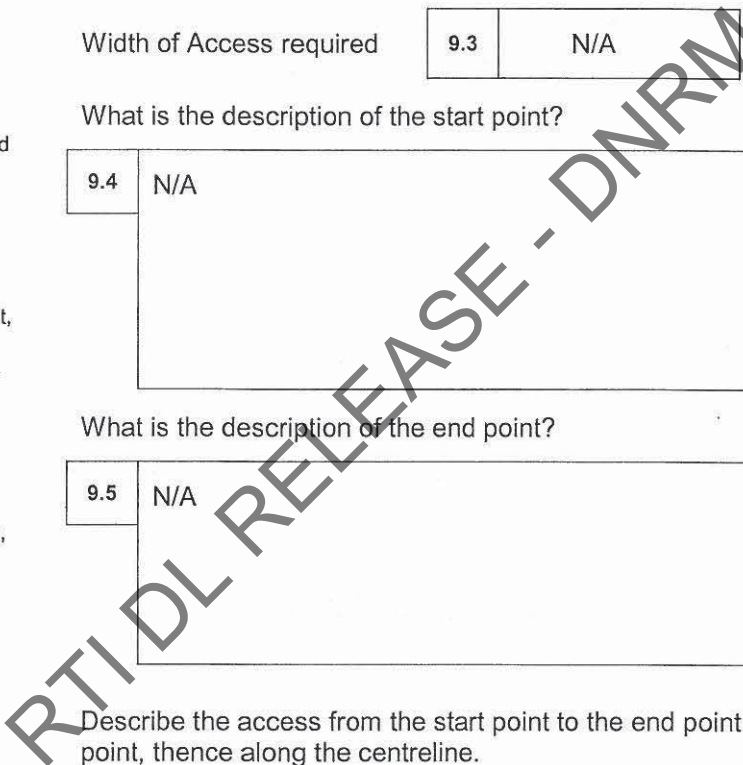
9.4	N/A
-----	-----

What is the description of the end point?

9.5	N/A
-----	-----

Describe the access from the start point to the end point. Commencing from the start point, thence along the centreline.

9.6		for a distance of	9.7		m, thence at a bearing of
9.6		for a distance of	9.7		m, thence at a bearing of
9.6		for a distance of	9.7		m, thence at a bearing of
9.6		for a distance of	9.7		m, thence at a bearing of
9.6		for a distance of	9.7		m, thence at a bearing of
9.6		for a distance of	9.7		m, thence at a bearing of
9.6		for a distance of	9.7		m, thence at a bearing of
9.6		for a distance of	9.7		m, thence at a bearing of
9.6		for a distance of	9.7		m, to the end point.



GUIDE FOR APPLICANTS

Question 11.2

Tick the appropriate boxes to indicate compliance.

Refer to the DERM's Website www.derm.qld.gov.au for prescribed/annual fee amounts and appropriate application forms.

Question 11.3

If the application is for the purpose of mining for coal or oil shale or a specific purpose (coal or oil shale), you must ensure the additional accompaniments are lodged with the application.

You must determine whether any part of the application area of your Mining Lease is within the tenure area of a pre-existing petroleum lease or authority to prospect.

Refer to section 7AA of the *Mineral Resources Act 1989*.

If so, separate applications may need to be lodged.

Mining lease (coal) means a mining lease for coal, whether or not the lease specifies any other mineral to be mined, and whether or not the lease is for any additional purpose.

Mining lease (oil shale) means a mining lease for oil shale, whether or not the lease specifies any other mineral to be mined, and whether or not the lease is for any additional purpose.

Specific purpose mining lease (coal or oil shale) means a mining lease, other than a mining lease (coal or oil shale), granted under section 234(1)(b), if the purposes for which it is granted include a purpose that is associated with, arises from or promotes the activity of coal or oil shale mining.

Specific purpose mining lease (oil shale) means a mining lease, other than a mining lease (oil shale), granted under section 234(1)(b), if the purposes for which it is granted include a purpose that is associated with, arises from or promotes the activity of oil shale mining.

Departmental Guidelines for initial and later development plans are available at www.dme.qld.gov.au/mines/guidelines.cfm

<ul style="list-style-type: none"> • A statement detailing the applicant's financial and technical resources however separate from the statements mentioned above. 	<input checked="" type="checkbox"/>
<ul style="list-style-type: none"> • Sketch map(s) or other graphic representation setting out: <ul style="list-style-type: none"> ○ the boundaries of the land the subject of this application; ○ proposed surface area; ○ location of datum post and start/reference point; ○ the proposed access; and ○ any Mining Claim, Mineral Development Licence or Mining Lease (or application for grant of same) wholly within the land sought. 	<input checked="" type="checkbox"/>
<ul style="list-style-type: none"> • Proof of identity of the Applicant(s) 	<input checked="" type="checkbox"/>
<ul style="list-style-type: none"> • Instrument of Lease document (if issued) 	<input checked="" type="checkbox"/>
<ul style="list-style-type: none"> • The prescribed application fee 	<input checked="" type="checkbox"/>

11.2 Department of Environment and Resource Management requirements:

<ul style="list-style-type: none"> • A completed application form 	<input checked="" type="checkbox"/>
<ul style="list-style-type: none"> • The prescribed fee/s 	<input checked="" type="checkbox"/>

11.3 Coal or Oil Shale applications require the following additional accompaniments:

<ul style="list-style-type: none"> ▪ A proposed development plan which complies with the initial development plan requirements (sections 318DT and 318DV) and the requirements of either A, B, C or D below. 	<input checked="" type="checkbox"/>
<ul style="list-style-type: none"> ▪ Prescribed development plan fee 	<input type="checkbox"/>
<p>A. If the application is within an area of an authority to prospect for petroleum and is being made jointly with, or with the consent of the authority to prospect holder, the following must be lodged:</p> <ul style="list-style-type: none"> ○ A Coal Seam Gas (CSG) Statement; ○ Other information that addresses the CSG assessment criteria; and ○ Written consent (if applicable) or 	<input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/>
<p>B. If the application is within an area of an authority to prospect for petroleum and is being made other than jointly with, or with the consent of the authority to prospect holder, the following must be lodged:</p> <ul style="list-style-type: none"> ○ A Coal Seam Gas (CSG) Statement; ○ Other information that addresses the CSG assessment criteria; and ○ Written consent (if applicable) or 	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
<p>C. If the application is within an area of a petroleum lease and is being made other than jointly with, or with the consent of the lease holder, the following must be lodged:</p> <ul style="list-style-type: none"> ○ A Coal Seam Gas (CSG) Statement or 	<input type="checkbox"/>

GUIDE FOR APPLICANTS

Question 11.4

You must determine whether any part of the application area is within the tenure area of a pre-existing GHG tenure.

Refer to section 7AAC of the *Mineral Resources Act 1989*.

GHG Act means *Greenhouse Gas Storage Act 2009*.

GHG Tenure means a GHG exploration permit (also known as a GHG permit) or a GHG injection and storage lease (also known as a GHG lease)

<p>D. If the application is within an area of a petroleum lease and is being made jointly with the petroleum leaseholder, the following must be lodged:</p> <ul style="list-style-type: none"> o A Coal Seam Gas (CSG) Statement. 	<input type="checkbox"/>
--	--------------------------

11.4 Additional accompaniments for applications overlapping with a GHG tenure issued under the GHG Act:

<ul style="list-style-type: none"> ▪ A GHG Statement that complies with section 318ELAS. 	<input type="checkbox"/>
<ul style="list-style-type: none"> ▪ Other information that addresses the GHG assessment criteria (section 318ELAR(2)). 	<input type="checkbox"/>

RTI DL RELEASE - DNRM

ATTACHMENTS

**ADDITIONAL SURFACE AREA APPLICATION NO.7
ML 4750 - KEMMIS-WALKER**

August 2013

ADDITIONAL SURFACE AREA APPLICATION NO. 7
ML 4750 - KEMMIS-WALKER

LIST OF ATTACHMENTS

ATTACHMENT	DESCRIPTION
A	Applicant's Details.
B	Native Title Details
C	Compensation Agreement Details
D	Location Description and External Boundary Description.
E	Land Tenures Search: <ul style="list-style-type: none"> 3SP238564 (GHFL 0/214194) (previously 1SP236272)
F	Survey Plans: <ul style="list-style-type: none"> SP236272 (Land)
G	Signatures and Endorsements.
H	Accompaniments Contents List.
I	Completed Application for an Environmental Authority (Mining Activities).
J	Proposals for infrastructure requirements necessary to enable the mining program to proceed, or additional activities to be carried on to work out the infrastructure requirements.
K	Overlapping and adjacent petroleum tenure holders
L	A statement, separate from the above, detailing the applicant's financial and technical resources.
M	Sketch map(s) or other graphic representation acceptable to the Mining Registrar setting out.
N	Proof of identity of the Applicant's.
O	Prescribed application fee.

NB: Refer IDP for details of statement as required below.

A statement:

- Outlining the mining program proposed, outlining its method of operation, and providing an indication of when operations are expected to start or, if a mining program is not proposed, outlining the use proposed for the land and providing an indication of when the proposed use is to start. **(NB. Not required if your application is for coal or oil shale as this information is to be included in the initial Development Plan for the lease);** and

ATTACHMENT 'A'

ADDITIONAL SURFACE AREA APPLICATION NO. 7
ML 4750 - KEMMIS-WALKER

APPLICATION DETAILS

COMPANY	ABN	% INTEREST
BHP Billiton Mitsui Coal Pty Ltd	34 009 713 875	100.00
TOTAL		100.00

RTI DL RELEASE - DNRM

ATTACHMENT 'B'

ADDITIONAL SURFACE AREA APPLICATION NO. 7
ML 4750 - KEMMIS-WALKER

NATIVE TITLE

The land affected by the Surface Area application is partially subject to a registered Native Title claim (Barada Barna People – QC08/11) – see map. The land effected GHFL 0214194.

All cultural heritage matters will be managed under the terms of the SWC CHMP entered into with the Barada Barna People – QC08/11 in 2012.

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ATTACHMENT 'C'

ADDITIONAL SURFACE AREA APPLICATION NO. 7
ML 4750 - KEMMIS-WALKER

COMPENSATION AGREEMENT DETAILS

A consent / compensation agreement with the landowners of the application area is still in negotiation.

RTI DL RELEASE - DNRM

ATTACHMENT 'D'

ADDITIONAL SURFACE AREA APPLICATION NO. 7
ML 4750 - KEMMIS-WALKER

SURFACE AREA CONNECTION AND DESCRIPTION

The reference point for the surface area application is located at the south east corner of Lot 3 on SP238564 being Station 14 on MP40216

The reference point is also the Datum Point.

Commencing at the Datum Point (approx 640523.1mN, 7599699.5mN GDA94 Zone 55)

Thence by a line bearing of **269°39'** for a distance of **987.45m** along the southern boundary of Lot 3 on SP238564

Thence by a line bearing of **309°07'25"** for a distance of **1437.35m** along the western boundary of ML 4750

Thence by a line bearing of **32°22'35"** for a distance of **1805.69m** to a point on the eastern boundary of ML 4750

Thence by a line bearing of **137°51'** for a distance of **1664.23m** along the eastern boundary of ML 4750

Thence by a line bearing of **122°50'40"** for a distance of **16.88m** to the eastern boundary of Lot 3 on SP238564

Thence along the eastern boundary of Lot 3 on SP238564 on a bearing of **179°45'50"** for a distance of **1183.18m**

back to the point of commencement.

NOTES:

1. Area of the Mining Lease Additional Surface Area Application 7 is **315.2ha** approx
2. Bearings are magnetic (CAM). Add **7°37'25"** for grid bearings (MGA). Coordinate datum is GDA94.
3. All bearings, distances and areas are subject to survey
4. Survey plans referenced are MP40216 and SP238564
5. Coordinate references refer to GDA94 Zone 55
6. Area applied for is within the Isaac Regional Council
7. Area applied for is located within the Parish of Hyne, County of Wodehouse

LOCATION (FROM)	LOCATION (TO)	BEARING (CAM)	DISTANCE	EASTING (GDA94)	NORTHING (GDA94)	EASTING (AGD84)	NORTHING (AGD84)
1	2	269°39'	987.45	639543.3	7599824.4	639429.2	7599644.2
2	3	309°07'25"	1437.35	638558.4	7600871.3	638444.3	7600691.1
3	4	32°22'35"	1805.69	639719.1	7602254.5	639605.0	7602074.3
4	5	137°51'	1664.23	640662.3	7600883.4	640548.2	7600703.2
5	6	122°50'40"	16.88	640675.2	7600872.4	640561.1	7600692.2
6	1	179°45'50"	1183.18	640522.8	7599699.4	640408.7	7599519.2

RTI DL RELEASE - DNRM

Release

ATTACHMENT 'E'

ADDITIONAL SURFACE AREA APPLICATION NO. 7
ML 4750 - KEMMIS-WALKERBACKGROUND LAND TENURE
DETAILS

CURRENT STATE TENURE SEARCH

DEPT OF NATURAL RESOURCES AND MINES, QUEENSLAND

Request No: 15946058

Search Date: 15/04/2013 10:27

Title Reference: 40025331

Date Created: 26/06/2000

Previous Title: 17650076

DESCRIPTION OF LAND

Tenure Reference: GHFL 0/214194

LOT 3	SURVEY PLAN 238564	Parish of HYNE
	County of WODEHOUSE	
	Local Government: ISAAC	

Area: 3154.875100 Ha. (SURVEYED)

No Land Description

No Forestry Entitlement Area

No Future Conservation Area

Purpose for which granted:
NO PURPOSE DEFINED

TERM OF LEASE

Term and day of beginning of lease and purchase price

Term: 30 years commencing on 18/05/2000

Purchase Price: \$222119.90

REGISTERED LESSEE

RAYMOND JOHN BAULCH	JOINT TENANTS
MARJORIE BERYL BAULCH	

CONDITIONS

RTI/DL RELEASE - DNRM

Page 1/2

Release

CURRENT STATE TENURE SEARCH

DEPT OF NATURAL RESOURCES AND MINES, QUEENSLAND

Request No: 15946058
Search Date: 15/04/2013 10:27Title Reference: 40025331
Date Created: 26/06/2000**CONDITIONS**

- B40 For the purposes of this condition: "GST" means the goods and services tax which results from the enactment of A New Tax System (Goods and Services Tax) Act 1999 and the related Acts which constitute the Commonwealth taxation reform (as amended from time to time).
The Parties acknowledge that GST may be payable in respect of a supply made under this lease.
Where GST becomes payable in respect of a supply made under this lease, the State (lessor) may recover the GST from the lessee by increasing the consideration payable by the lessee to the State by an amount equal to that which the State is obliged to remit to the Commonwealth as GST on the supply, and that amount may be recovered from the lessee as part of the monies payable to the State under this lease.
The State shall upon request by the lessee, issue to the lessee a valid GST tax invoice in respect of any taxable supply made under this lease.
- I55 The lessee indemnifies and agrees to keep the State of Queensland, Crown Instrumentalities, local governments and other statutory bodies indemnified against all actions, suits, proceedings, claims, demands, costs, losses, damages and expenses arising out of or in any way connected to or resulting from the State of Queensland granting this lease to the lessee including all such actions, suits, proceedings, claims, demands, costs, losses, damages and expenses arising out of or in any way connected to or resulting from a breach of any of the conditions of the lease by the lessee.

ENCUMBRANCES AND INTERESTS

1. Rights and interests reserved to the Crown by
Lease No. 40025331

ADMINISTRATIVE ADVICES

Dealing	Type	Lodgement Date	Status
709445500	VEG NOTICE	17/03/2006 10:15	CURRENT

VEGETATION MANAGEMENT ACT 1999

UNREGISTERED DEALINGS - NIL

Corrections have occurred - Refer to Historical Search

** End of Current State Tenure Search **

Information provided under section 34 Land Title Act (1994) or section 281 Land Act (1994)

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Requested By: D APPLICATIONS CITEC CONFIRM

Page 2/2

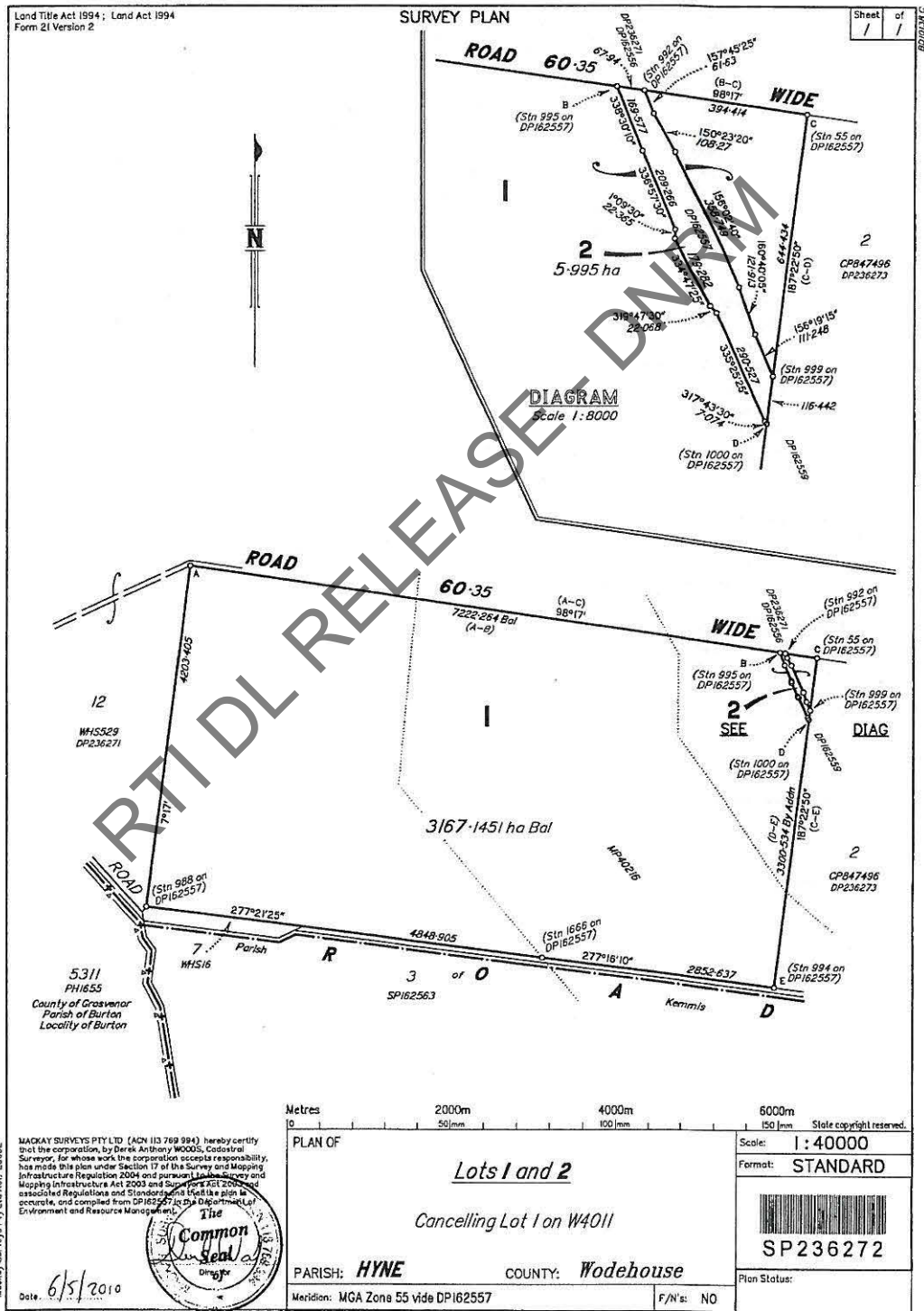
Release

ATTACHMENT 'F'

ADDITIONAL SURFACE AREA APPLICATION NO. 7
ML 4750 - KEMMIS-WALKER

SURVEY PLANS
SP236272

SP236272 V1 REGISTERED Recorded Date 09/06/2010 11:59 Page 1 of 2 Not To Scale



Copyright protects the plan/s being ordered by you. Unauthorised reproduction or amendments are not permitted

ATTACHMENT 'G'

ADDITIONAL SURFACE AREA APPLICATION NO. 7
ML 4750 - KEMMIS-WALKER

10. SIGNATURES

SIGNED by **BHP BILLITON MITSUI COAL
PTY LTD** in accordance with section
127(1) of the Corporations Act 2001 (Cwth)
by authority of its directors:

) [Redacted]
) sch4p4(6) Personal information
) Director
) Name: **Gideon OBERHOLZER**
)
) [Redacted]
) Director/ Secretary
) Name: **Jill BUCKLE** *Tom WILTSHIRE*

Dated at **BRISBANE** this 26th , day of JULY **2013**

RTI DL RELEASE - DNR/M

ATTACHMENT 'H'

ADDITIONAL SURFACE AREA APPLICATION NO. 7
ML 4750 - KEMMIS-WALKER

ACCOMPANIMENTS

ATTACHMENT	DESCRIPTION
I	Completed Application for an Environmental Authority (Mining Activities)
✓ Refer IDP for details.	<p>A statement:</p> <ul style="list-style-type: none"> Outlining the mining program proposed, outlining its method of operation, and providing an indication of when operations are expected to start or, if a mining program is not proposed, outlining the use proposed for the land and providing an indication of when the proposed use is to start. (NB. Not required if your application is for coal or oil shale as this information is to be included in the initial Development Plan for the lease); and
J	<ul style="list-style-type: none"> of proposals for infrastructure requirements necessary to enable the mining program to proceed, or additional activities to be carried on to work out the infrastructure requirements.
K	Overlapping and adjacent petroleum tenure holders
L	A statement, separate from the above, detailing the applicant's financial and technical resources.
M	<p>Sketch map(s) or other graphic representation acceptable to the Mining Registrar setting out:</p> <ul style="list-style-type: none"> the boundaries of the land the subject of this application; the proposed access; and any Mining Claim, Mineral Development Licence or Mining Lease (or application for grant of same) wholly within the land sought.
N	<p>Proof of identity of the Applicant's</p> <ul style="list-style-type: none"> Individual – Drivers' Licence, passport, birth certificate Company – Certificate of Registration
O	Prescribed application fee.

ATTACHMENT 'I'

ADDITIONAL SURFACE AREA APPLICATION NO. 7
ML 4750 - KEMMIS-WALKER

COMPLETED APPLICATION FOR AN ENVIRONMENTAL AUTHORITY
(MINING ACTIVITIES)

Refer to Attachment for Environmental Authority (MIN100552107) Amendment Application for the Additional Surface Area Application.

RTI DL RELEASE - DNRM

ATTACHMENT 'J'

ADDITIONAL SURFACE AREA APPLICATION NO. 7
ML 4750 - KEMMIS-WALKERPROPOSALS FOR INFRASTRUCTURE REQUIREMENTS NECESSARY TO
ENABLE THE MINING PROGRAM TO PROCEED, OR ADDITIONAL ACTIVITIES
TO BE CARRIED ON TO WORK OUT THE INFRASTRUCTURE REQUIREMENTS.

Refer to the included proposed Initial / (Later) Development Plan (2011-15) for the South Walker Creek mining leases and applications, and the CSG Statement (including the CSG Criteria requirements). These documents were lodged with the Department in April-May 2010 for review and approval)

Surface Area No. 7 on ML 4750 applied for covers an area of **315.2ha** of land to the N of the current operating South Walker Creek mine within ML 4750.

The surface area is required for development drilling and coal resource definition to support the development of the South Walker Creek mining leases.

ML 4750 is granted for the purpose of mining coal and gaseous hydrocarbons, therefore the mining lease is excluded from all overlapping petroleum tenure holders. The development drilling programme will test the coal seam gas content from the targeted coal seams – see map.

RTI DL RELEASE - DIRM

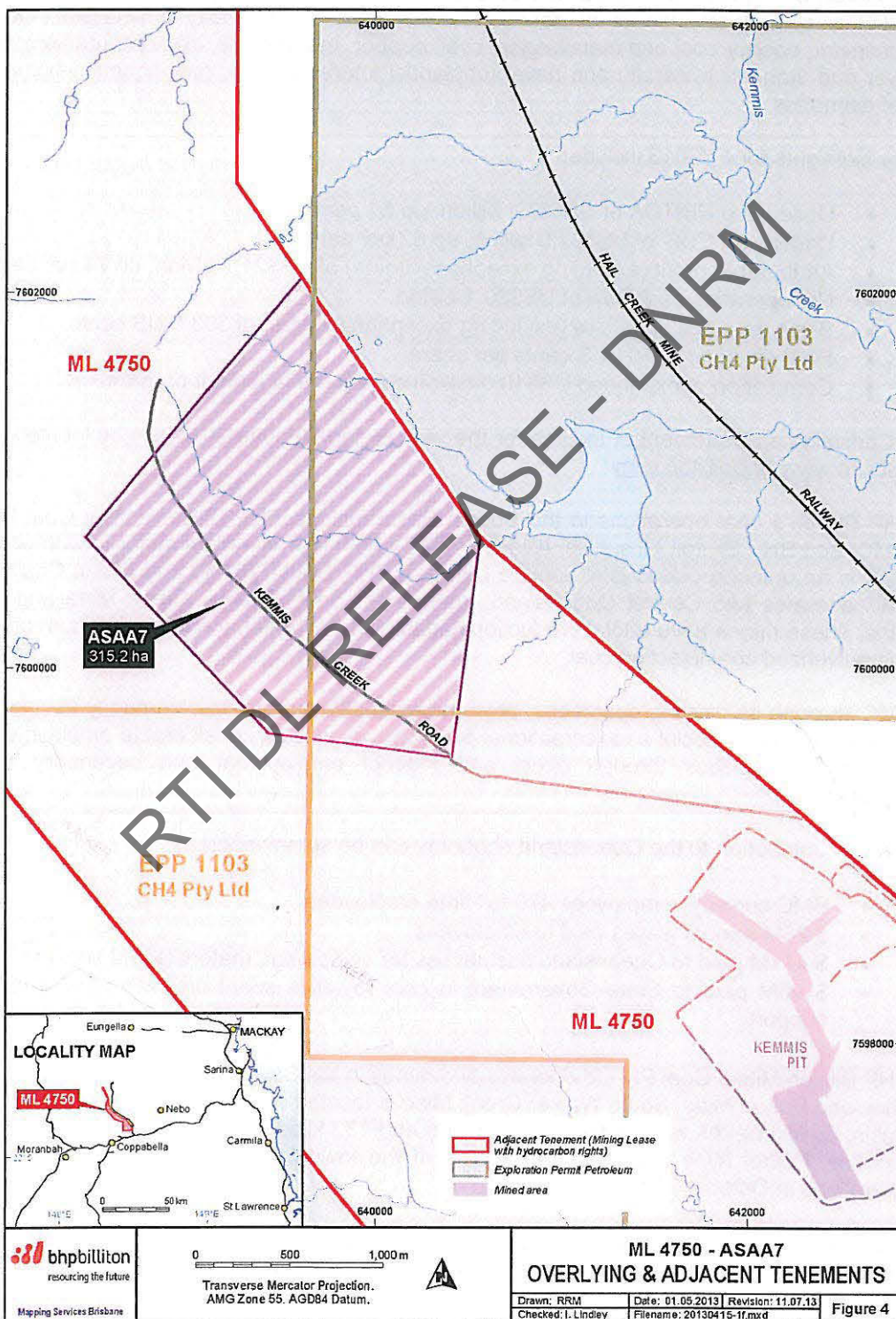
Release

ATTACHMENT 'K'

ADDITIONAL SURFACE AREA APPLICATION NO. 7
ML 4750 - KEMMIS-WALKER

OVERLAPPING & ADJACENT PETROLEUM TENURE HOLDERS

Adjacent Petroleum Tenure holders include: CH4 Pty Ltd (EPP 1103)



ATTACHMENT 'L'

ADDITIONAL SURFACE AREA APPLICATION NO. 7
ML 4750 - KEMMIS-WALKERA STATEMENT, SEPARATE FROM THE ABOVE, DETAILING THE APPLICANT'S
FINANCIAL AND TECHNICAL RESOURCES.

BHP Billiton Ltd ("BHPB") is the world's largest diversified resource company. With a global workforce of 41,000 employees and 58,000 contractors at 100 operations in 25 countries, BHPB is an industry leader or near industry leader in commodity businesses, including aluminium, energy coal and metallurgical coal, copper, manganese, iron ore, uranium, nickel, silver and titanium minerals, and have substantial interests in oil, gas, liquefied natural gas and diamonds.

Key highlights for FY2013 include:

- Underlying EBITDA of US\$37.1 billion, up 51 per cent
- Underlying EBIT of US\$32.0 billion, up 62 per cent
- Attributable profit (excluding exceptional items) of US\$21.7 billion, up 74 per cent
- Net operating cash flow of US\$30.1 billion
- Basic earnings per share (excluding exceptional items) of 393.5 US cents
- Final dividend of 101 US cents per share
- Completion of expanded US\$10.0 billion capital management program

A Consolidated Statement of Income for the year ended 30 June 2013 can be located on the website www.bhpbilliton.com

BHP Billiton's coal operations in the Bowen Basin include BHP Billiton Mitsui Coal Pty Ltd (BMC) and BHP Billiton Mitsubishi Alliance (BMC), both of which have major growth potential. BMC is an unincorporated joint venture between BHP Billiton (80%) and Mitsui Coal (20%). BMC operates two Central Queensland coal mines: South Walker Creek Mine and Poitrel Mine. These mines have a total production capacity of 7.2 million tonnes per annum of coking and pulverized coal injection coal.

BMC, through its existing operations, provides extensive support to community development, education, health, social and recreational programs as well as considerable employment and training opportunities through direct and indirect employment and secondary support industries.

BMC's contribution to the Queensland economy can be summarised as:

- BMC currently employs 470 full time employees.
- \$ 25M annual wages paid to employees;
- \$ 471M paid to Queensland businesses for equipment, materials and services;
- \$ 95M paid to State Government in coal royalties spent on towns and community support

BHP Billiton Mitsui Coal Pty Ltd operates two mines in the Bowen Basin: South Walker Creek Mine and Poitrel Mine. South Walker Creek Mine is located on the eastern flank of the Bowen Basin, 35 kilometres west of the town of Nebo and 132 kilometres west of the Hay Point port facilities. Poitrel Mine is situated south-east of the town of Moranbah and began open-cut operations in October 2006.

The total approved exploration budget of BMC in Queensland for FY14 is A\$13.2M of which A\$7.3M relates to near mine development.

Additional information can be located on the website www.bhpbilliton.com

Public Interest and Impacts

The public interest is not adversely affected by the ASAA. The granting of the ASAA is in the public interest because of the contributions to the National, State and local communities from coal mining, for which the ASAA area forms an integral part in the resource definition and exploitation of the Wards Well resource. Examples of such contributions are noted below.

Health and Safety

The health and safety of our employees is fundamental to our business. BMC has an overriding commitment to the health and safety of our employees and contractors and strive to create a culture where we all have a genuine desire to achieve Zero Harm.

Environment

Management of the environment remains a critical aspect of our licence to operate. We aim to carefully and fully manage all our impacts on the local environment and our use of natural resources.

Indigenous Relations

BMC continues to build relations and understanding with the traditional owners of the land. Cultural Heritage Management Plans have been completed for all sites.

Impact on Public and Public Infrastructure

There are no apparent negative impacts on the public interests from the granted mining lease activities due to its location, size and economic importance to the local area.

Exploration and Mining Interests Held in Queensland:

BMC Exploration and Mining Interests Held in Queensland:

NAME	NUMBER	OWNERSHIP	AREA Ha
POITREL / DAUNIA	ML 1791	BMC	843.9
	ML 4749	BMC	3,809.405
	ML 70116	BMC 50%	754
TOTAL	3		5,407.305

SOUTH WALKER CREEK	ML 4750	BMC	11,390
	ML 4751	BMC	3,788.222
	ML 70131	BMC	1,711
	MDL 235	BMC	8,057.14
TOTAL	4		24,946.362

WARDS WELL	ML 1790	BMC	4,392
	ML 4752	BMC	6,001
	MLA 70443	BMC	864
	MLA 70495	BMC	487.4
TOTAL	4		11,744.4

EXPLORATION PROJECTS	EPC 928	BMC	12 sub-block
	EPC 1016	BMC	1 sub-block
	EPC 1061	BMC	10 sub-block
	EPC 1646	BMC	1 sub-block
	EPC 1647	BMC	4 sub-block
	EPC 1686	BMC	1 sub-block
	EPC 2071	BMC	9 sub-block
	EPC 2109	BMC	3 sub-block
TOTAL	8		41 sub-blocks

Poitrel Mine

Poitrel Mine is the most recent mining operation to be developed by BMC and is located 35km south-east of Moranbah in Central Queensland.

The first coal was mined in October 2006 and processed in the mine's preparation plant in November 2006.

Poitrel Mine is designed to produce up to 3 million tonnes per annum of coking and PCI coals for global steelmakers, with production being stepped up in phases.

Coal processing and rail loading infrastructure is shared with Excel's Millennium Coal mine, located next to Poitrel.



South Walker Creek Mine

South Walker Creek is a contract mining operation owned by BHP Billiton Mitsui Coal. It commenced as a trial mine in 1995 to develop low volatile, high energy coals for the growing PCI market. The first washed coal was produced in July 1996, and the first shipment of South Walker Creek coal was made in August 1996.

Annual production has increased to 4 million tonnes of marketable coal, which is suitable for Pulverised Coal Injection (PCI). Low volatile high energy coals are sourced from the main seam which forms part of the Upper Permian Rangal Coal Measures. Further initiatives are under way to take the mine to a production rate of 4.3 million tonnes per annum.

South Walker Creek Mine is located on the eastern flank of the Bowen Basin, 35km west of the town of Nebo and 132km south west of the Hay Point port facilities.

South Walker Creek is an open cut mine with overburden removed by a single dragline, 2 excavators and 7 rear dump trucks. Coal is processed in a 820tph modular coal processing plant incorporating a dense medium cyclone and fine coal spirals. Annual production totals 4.3 million tonnes.

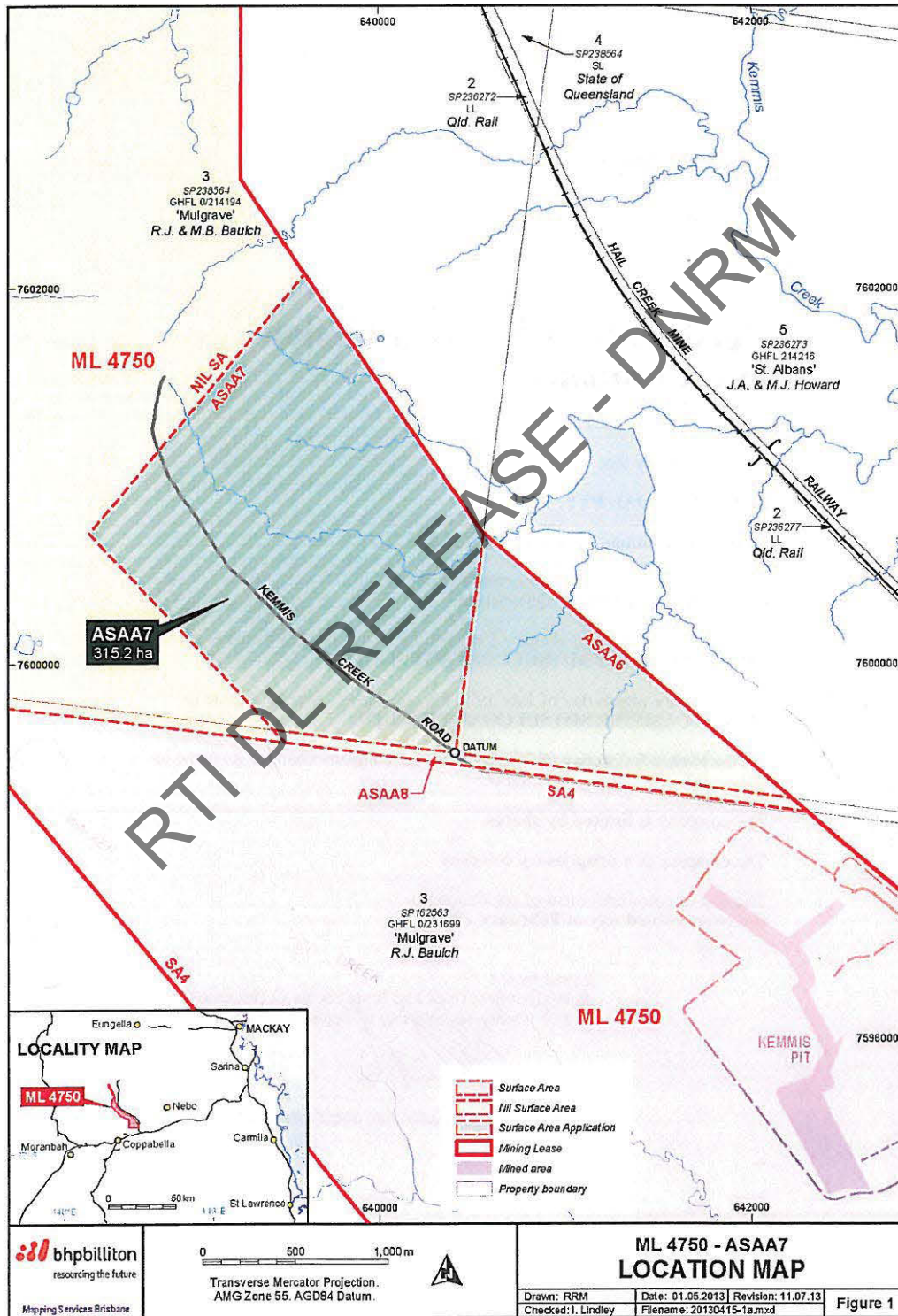
Markets for South Walker Creek coal have been developed in Europe, Japan and Brazil, principally for use as a PCI product but also as thermal coal and a blend coking coal.

ATTACHMENT 'M'

ADDITIONAL SURFACE AREA APPLICATION NO. 7
ML 4750 - KEMMIS-WALKER

SKETCH MAP(S) OR OTHER GRAPHIC REPRESENTATION ACCEPTABLE TO
THE MINING REGISTRAR

NB: The cadastre database and the mining tenement dataset does not match due to the inaccuracies of the State cadastre.



ATTACHMENT 'N'

ADDITIONAL SURFACE AREA APPLICATION NO. 7
ML 4750 - KEMMIS-WALKER

PROOF OF IDENTITY OF THE APPLICANT'S

MALLESONS STEPHEN JAQUES
ATTN: JOHN NARAYAN
GPO BOX 1406
BRISBANE QLD 4001

Certificate of the Registration of a Company

Corporations Act 2001 Paragraph 1274 (2) (b)

This is to certify that

PEABODY COAL PTY. LTD.

Australian Company Number **009 713 875**

is taken to be registered as a company under the
Corporations Act 2001 in Queensland.

On the fifteenth day of February 1963 the company changed its name to
THIESS PEABODY MITSUI COAL PTY. LTD.

On the twenty-eighth day of July 1977 the company changed its name to
THIESS DAMPIER MITSUI COAL PTY. LTD.

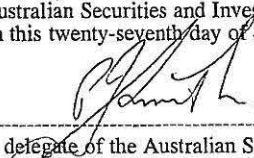
On the twenty-fourth day of January 1992 the company changed its name to
BHP MITSUI COAL PTY. LTD.

The company is limited by shares.

The company is a proprietary company.

The day of commencement of registration is
the twenty-third day of February 1962.

Issued by the
Australian Securities and Investments Commission
on this twenty-seventh day of September, 2001.


A delegate of the Australian Securities and Investments Commission



Certificate of Registration on Change of Name

This is to certify that

BHP MITSUI COAL PTY. LTD.

Australian Company Number 009 713 875

did on the twenty-ninth day of June 2011 change its name to

BHP BILLITON MITSUI COAL PTY LTD

Australian Company Number 009 713 875

The company is a proprietary company.

The company is limited by shares.

The company is taken to be registered under the Corporations Act 2001 in Queensland and the date of commencement of registration is the twenty-third day of February, 1962.

Issued by the
Australian Securities and Investments Commission
on this twenty-ninth day of June 2011.

Greg Medcraft
Chairman

RTI DL RELEASE - DNRM CERTIFICATE

ATTACHMENT 'O'

ADDITIONAL SURFACE AREA APPLICATION NO. 7
ML 4750 - KEMMIS-WALKER

PRESCRIBED APPLICATION FEE

Additional Surface Area Application Fee	\$3,731.00
Environmental Authority Application Fee	\$551.00
TOTAL	\$4,282.00

RTI DL RELEASE - DNRM

APPLICATION FOR ADDITIONAL SURFACE AREA

Section 275

Mineral Resources Act 1989

Form Number MRA-18 Version Number 4

The completed original of this application and any attachments, must be submitted with the prescribed fee at the Office of the Mining Registrar for the mining district in which the land is situated.

The document submitted must first be accepted by the Mining Registrar as an application for a mining lease under the provisions of section 81 of the Mineral Resources Regulation 2003 before registration.

Note: A document containing information that is false or misleading may attract a maximum penalty of 200 penalty units.

If form is to be completed by hand please print clearly in ink and use block letters.

1. HOLDER(S) DETAILS

OFFICIAL USE ONLY	
ML No.	
PART A	
Received AT <i>DWLT</i> <i>ROCKHAMPTON</i>	Received BY sch4p4(6) Personal information
DATE <i>19/11/13</i>	TIME <i>3:06</i> AM
PART B	
Document accepted as an application for a Mining Lease in accordance with section 81 of the <i>Mineral Resources Regulation 2003</i> .	
Mining Registrar (SIGNATURE)	[Redacted]
DATE <i>9/8/2013</i>	
FEE Paid <i>11 859.00</i>	RECEIPT no. <i>ROB17754</i>
PART C	
ENTERED on register by (SIGNATURE)	[Redacted]
DATE <i>9/18/2013</i>	

Company Name/Surname	1.1	BHP Billiton Mitsui Coal Pty Ltd			
Given Name(s)	1.2				
ACN (if company)	1.3	009 713 875	Percentage	1.4	100.00 %
Company Name/Surname	1.1				
Given Name(s)	1.2				
ACN (if company)	1.3		Percentage	1.4	%
Company Name/Surname	1.1				
Given Name(s)	1.2				
ACN (if company)	1.3		Percentage	1.4	0.00 %
Company Name/Surname	1.1				
Given Name(s)	1.2				
ACN (if company)	1.3		Percentage	1.4	0.00 %
			Total Percentage	1.5	100.00 %

GUIDE FOR APPLICANTS

Please Note: the Government's policy is that it will not grant mining tenements for the purpose of mining uranium in Queensland, nor will it permit the treatment or processing of uranium within the State.

Question 1.1

Specify company name or surname of holder(s).

Question 1.2

Specify given name(s) of holder(s).

GUIDE FOR APPLICANTS

Question 1.3

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

Question 1.4

Specify the percentage of interest to be held by each holder.

Question 1.5

The total interest must equal 100%. If you are entering these details online, right click the '0' and select 'Update Field'.

Question 1.6

One holder must be shown as the nominated person, upon whom any notice may be served on behalf of the holders. (Commonly referred to as the 'Principal Holder')

Question 1.7

Specify the address of the nominated applicant.

Question 1.8

Specify the phone number of the nominated applicant.

Question 1.9

Specify the fax number of the nominated applicant.

Question 1.10

Specify the email address of the nominated applicant.

Question 2.1

Specify the surface area applied for.

Question 2.2

Provide reasons why surface area is required.

Question 2.3

There are no restrictions on the area and shape of the land, which can be granted under a mining lease (other than those imposed under certain Restricted Areas). However, you must justify the area and shape when you make your application.

Question 3

Compliance with the native title provisions of the *Commonwealth Native Title Act 1993* is not necessary on land where native title is taken to have been extinguished (i.e. "exclusive" land tenures).

However, if you wish to include in your application land that may be subject to Native Title (i.e. "non-exclusive" land tenures), you must comply with the relevant Native Title procedure irrespective as to whether or not a native title claim has been lodged over the area).

Nominated Person	1.6	Ingerlise Lindley
Address	1.7	GPO Box 1389 BRISBANE QLD 4171
Phone Number	1.8	(07) 3329 8683
Fax Number	1.9	(07) 3229 2333
E-mail	1.10	ingerlise.lindley@bhpbilliton.com

2. APPLICATION DETAILS

Surface Area applied for	2.1	17.0	ha
--------------------------	-----	------	----

Why is surface area required?

2.2	Coal mining and development drilling for coal resource definition to support the developemnt of the South Walker Creek mining leases
-----	--

Provide detailed reasons for the area and shape of the land applied for.

2.3	Area of mining project extention. Further details in LDP
-----	--

3. NATIVE TITLE

Do you believe that the application area (including any access land) is over land tenures that may be subject to Native Title?

3.1	<input checked="" type="checkbox"/> YES (go to Q 3.2) <input type="checkbox"/> NO (go to Q 4)
-----	---

If the land applied for is over land tenures where native title may still exist, is the land applied for subject to an Indigenous Land Use Agreement (ILUA)?

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

4. RESTRICTED LAND

Are there any permanent buildings or relevant features within the boundaries of the land applied for or within the prescribed distances laterally of the boundaries?

4.1	<input type="checkbox"/> YES (go to Q 4.2) <input checked="" type="checkbox"/> NO (go to Q 5.1)
-----	---

What are those permanent buildings or relevant fixtures?

4.2	
-----	--

GUIDE FOR APPLICANTS

Question 4

The *Mineral Resources Act 1989* prescribes certain types of land as "restricted land". This land is only available if the owner of the land where the relevant permanent building (Category A), or feature (Category B) is situated, consents in writing to your application. If consents are not lodged, such areas will automatically be excluded from the surface area of your mining lease.

Restricted Land (category A)

Means land within 100m laterally of a permanent building used –

- mainly as accommodation or for business purposes; or
- for community, sporting or recreational purposes or as a place of worship.

Restricted Land (category B)

Means land within 50m laterally of any of the following features –

- a principal stockyard;
- a bore or artesian well;
- a dam;
- another artificial water storage connected to a water supply; or
- a cemetery or burial place.

Question 4.2

Specify the improvements to the land which is being applied in the mining lease. The types of improvements and prescribed distances are defined in the *Mineral Resources Act 1989*.

Question 5.1

Indicate whether the mining lease is over land that is a reserve as defined in the Schedule - Dictionary of the *Mineral Resources Act 1989*.

Question 5.2

If you are unable to obtain the written views of the owner of the reserve despite efforts to do so, the Land Court of Queensland has the power to make a recommendation to the Minister as to whether the Governor in Council should consent to the grant of the mining lease over the surface of the reserve subject of certain conditions.

Question 5.3

Specify what attempts have been made to obtain consent.

Do you have the written consent of the owner(s) of the land containing those permanent buildings or relevant fixtures to the land being applied for in the mining lease?

4.3	<input type="checkbox"/>	YES (attach copy)	<input type="checkbox"/>	NO (see below)
-----	--------------------------	-------------------	--------------------------	----------------

Note: Consent must be lodged with the Mining Registrar prior to close of objections.

5. RESERVE LAND

Is the application over land the surface of a reserve?

5.1	<input checked="" type="checkbox"/>	YES (go to Q 5.2)	<input type="checkbox"/>	NO (go to Q 6)
-----	-------------------------------------	-------------------	--------------------------	----------------

Do you have written consent of the owner(s) of the reserve?

5.2	<input type="checkbox"/>	YES (go to Q 6.1)	<input checked="" type="checkbox"/>	NO (go to Q 5.3)
-----	--------------------------	-------------------	-------------------------------------	------------------

If yes – please attach a copy of consent.

If NO, what action has been taken to obtain such written consent?

5.3	Road Reserve - compensation agreement is currently being negotiated			
-----	---	--	--	--

Note: Consent must be lodged with the Mining Registrar prior to close of objections.

6. BACKGROUND LAND TENURE DETAILS

Lot Number	6.1	-	Plan Number	6.2	-
Land Tenure Type	6.3	Road Reserve			
Current Usage	6.4	Road			
Owner's Name	6.5	Department of Transport and Main Roads Mackay			
Owner's Address	6.6	PO Box 62 Mackay, QLD 4740			

GUIDE FOR APPLICANTS

Question 6

Please provide a description of all parcels of land, the whole or part of which are covered by your application. It is necessary to provide the landowner's name and address for each parcel of land. You can obtain this information from a Natural Resources and Water (NRW) service centre.

You are also required to provide details of which parcels of land for access being applied for.

Question 6.1 & 6.2

Specify the Lot Number and Registered Plan Number of land over which the lease is required.

Question 6.3

Insert land tenure type, e.g. Freehold, special lease, pastoral holding etc.

Question 6.4

What is the land currently used for?

Question 6.5 & 6.6

Name and address of the owner of the land.

Please attach separate list if insufficient space.

Lot Number	6.1		Plan Number	6.2	
------------	-----	--	-------------	-----	--

Land Tenure Type	6.3	
------------------	-----	--

Current Usage	6.4	
---------------	-----	--

Owner's Name	6.5	
--------------	-----	--

Owner's Address	6.6	
-----------------	-----	--

Lot Number	6.1		Plan Number	6.2	
------------	-----	--	-------------	-----	--

Land Tenure Type	6.3	
------------------	-----	--

Current Usage	6.4	
---------------	-----	--

Owner's Name	6.5	
--------------	-----	--

Owner's Address	6.6	
-----------------	-----	--

Lot Number	6.1		Plan Number	6.2	
------------	-----	--	-------------	-----	--

Land Tenure Type	6.3	
------------------	-----	--

Current Usage	6.4	
---------------	-----	--

Owner's Name	6.5	
--------------	-----	--

Owner's Address	6.6	
-----------------	-----	--

Lot Number	6.1		Plan Number	6.2	
------------	-----	--	-------------	-----	--

Land Tenure Type	6.3	
------------------	-----	--

Current Usage	6.4	
---------------	-----	--

Owner's Name	6.5	
--------------	-----	--

Owner's Address	6.6	
-----------------	-----	--

PT/DL RELEASE - DNRM

GUIDE FOR APPLICANTS

Describe the land parcels over which access to the application for mining lease is required:

Lot Number	6.1	3	Plan Number	6.2	SP162563
Land Tenure Type	6.3	GHFL			
Current Usage	6.4	Coal Mining/Grazing			
Owner's Name	6.5	R & M Baulch			
Owner's Address	6.6	Mulgrave Station NEBO QLD 4752			

Question 7.1

If the applicant is not the owner of the land over which the surface of the application is made, then compensation must be entered into prior to grant either by written agreement or determined by the Land Court of Queensland of Queensland. Access land is also subject to the compensation requirements of the Act.

Any compensation agreement must be signed by all parties, stamped by the Office of State Revenue and filed with the Mining Registrar.

Question 7.2

Compensation is not required if the background land tenure is "Unallocated State Land" or is owned by the applicant. If the applicant is the owner, proof of ownership is required to be lodged with the application.

Lot Number	6.1		Plan Number	6.2	
Land Tenure Type	6.3				
Current Usage	6.4				
Owner's Name	6.5				
Owner's Address	6.6				

RTID/RELEASE - DNRM

7. COMPENSATION AGREEMENT DETAILS

Is a compensation agreement required?

7.1	<input checked="" type="checkbox"/>	YES (go to Q 8.1)	<input type="checkbox"/>	NO (go to Q 7.2)
-----	-------------------------------------	-------------------	--------------------------	------------------

Why is a compensation agreement not required?

7.2	
-----	--

GUIDE FOR APPLICANTS

Question 8.1 to 8.7

It is not necessary to mark out the boundary of the surface area. However, the boundary of the surface area must be described by measuring the distance on the ground and by taking compass bearings. The description must be related to a boundary post by accurately measured distances and compass bearings.

Bearings are to be magnetic and distances are to be in metres.

Please attach a separate list if sufficient space.

8. SURFACE AREA CONNECTION AND DESCRIPTION

Describe the connection from a Corner Post of this application to the initial corner of the surface area.

Commencing from the Corner Post located at

8.1	REFER ATTACHMENT
-----	------------------

at a bearing of

8.2	
-----	--

 for a distance of

8.3	
-----	--

 m,

to

8.4	
-----	--

 thence

at a bearing of

8.2	
-----	--

 for a distance of

8.3	
-----	--

 m,

to

8.4	
-----	--

 thence

at a bearing of

8.2	
-----	--

 for a distance of

8.3	
-----	--

 m,

to

8.4	
-----	--

 thence

at a bearing of

8.2	
-----	--

 for a distance of

8.3	
-----	--

 m,

to

8.4	
-----	--

 thence

at a bearing of

8.2	
-----	--

 for a distance of

8.3	
-----	--

 m,

to the initial corner of the surface area.

Describe the Surface Area of the land being applied for.

Commencing from the initial corner of the surface area

at a bearing of

8.5	REFER ATTACHMENT
-----	------------------

 for a distance of

8.6	
-----	--

 m,

to

8.7	
-----	--

 thence

at a bearing of

8.5	
-----	--

 for a distance of

8.6	
-----	--

 m,

to

8.7	
-----	--

 thence

at a bearing of

8.5	
-----	--

 for a distance of

8.6	
-----	--

 m,

to

8.7	
-----	--

 thence

at a bearing of

8.5	
-----	--

 for a distance of

8.6	
-----	--

 m,

to

8.7	
-----	--

 thence

at a bearing of

8.5	
-----	--

 for a distance of

8.6	
-----	--

 m,

to

8.7	
-----	--

 thence

at a bearing of

8.5	
-----	--

 for a distance of

8.6	
-----	--

 m,

to

8.7	
-----	--

 thence

back to the point of commencement.

RT/DL RELEASE - DNR/M

GUIDE FOR APPLICANTS

Question 9

Please provide a description of all parcels of land, including easements, the whole or part of which is required for access to the mining lease. It is necessary to provide the landowner's name and address for each parcel of land covered by the proposed access.

Please attach list if insufficient space. You can obtain this information from an Natural Resources and Water (NRW) Service centre.

Question 9.1

If you answered YES, complete Question 9.2.

Question 9.2

Upon answering Question 9.2, go to Question 10

Question 9.3

Insert the width of the access required in metres.

Question 9.4

Insert the description of the start point, e.g. At a point on the Mt Mulligan Road 2.15km NE of the Sandy Creek crossing at co-ordinates.....

Question 9.5

Insert the description of the end point, e.g. The southern boundary of the mining lease.

Question 9.6

Enter the compass bearings taken along the centreline of the access. All bearings are to be magnetic.

Question 9.7

Enter the distance, in metres, of the access route on the compass bearing.

9. ACCESS LAND DETAILS

Is access to this mining lease via a dedicated road that is within or abutting the mining lease area?

9.1	<input checked="" type="checkbox"/> YES (go to Q 9.2) <input type="checkbox"/> NO (go to Q 9.3)
-----	---

What is the description of the dedicated road to be used for access?

9.2	Kemmis Creek Road within the boundary of ML 4750 (this application for SA)
-----	--

What is the description of the access?

Width of Access required

9.3	N/A
-----	-----

 metres.

What is the description of the start point?

9.4	N/A
-----	-----

What is the description of the end point?

9.5	N/A
-----	-----

Describe the access from the start point to the end point. Commencing from the start point, thence along the centreline.

9.6		for a distance of	9.7		m,	thence at a bearing of
9.6		for a distance of	9.7		m,	thence at a bearing of
9.6		for a distance of	9.7		m,	thence at a bearing of
9.6		for a distance of	9.7		m,	thence at a bearing of
9.6		for a distance of	9.7		m,	thence at a bearing of
9.6		for a distance of	9.7		m,	thence at a bearing of
9.6		for a distance of	9.7		m,	thence at a bearing of
9.6		for a distance of	9.7		m,	thence at a bearing of
9.6		for a distance of	9.7		m,	thence at a bearing of
9.6		for a distance of	9.7		m,	to the end point.

RTI DL RELEASE - DNRM

GUIDE FOR APPLICANTS

10. SIGNATURES

I/We:

- solemnly sincerely and truly declare that the information provided in this form is true and correct.
- understand that any false or misleading information may attract a maximum penalty of 200 penalty units.

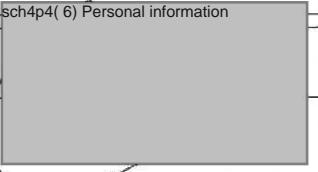
Question 10.1

Enter the name of place where the application was signed, the day of the month, the month and the year when the form is signed.

10.1	Signed at BRISBANE this <u>26th</u> day of <u>JULY</u> , 2013
------	---

Question 10.2

Insert the full name of the holder(s).


10.2	Gideon OBERHOLZER	10.3	
	DIRECTOR		

Question 10.3

Signature of holder(s).

Question 10.4

Insert full name of Witness.

10.2	Jill M. BUCKLE <u>TONI WILTSHIRE</u>	10.3	
	SECRETARY		

Question 10.5

Signature of Witness.

Execution of Documents


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

10.2		10.3	
------	--	------	--

All of the holders of the tenure MUST execute the appointment of agent or the power of attorney for the appointment or power of attorney to be effective.

10.2		10.3	
------	--	------	--

A company signing an appointment of agent, power of attorney or signing an application form must do so in accordance with the corporation law and/or the articles of association of the company.

Full name and title of Holder(s)		Signature	
10.4	Ingerlise Lindley, Land and Tenement Advisor	10.5	
	Full name of Witness		Signature of Witness

11 ACCOMPANIMENTS

The following must accompany this form:

Question 11.1

Tick the appropriate boxes to indicate compliance.

11.1	Tick
<ul style="list-style-type: none"> • A statement: <ul style="list-style-type: none"> ○ Outlining the mining program proposed, outlining its method of operation, and providing an indication of when operations are expected to start; or ○ If a mining program is not proposed, outline the use proposed for the land and provide an indication of when the proposed use is to start; and <p><i>(Note: The above information is not required if, under part 7AA, if your application includes a proposed development plan that complies with the initial development plan requirements)</i></p> <ul style="list-style-type: none"> ○ Of proposals for infrastructure requirements necessary to enable the mining program to proceed, or additional activities to be carried on to work out the infrastructure requirements; and ○ Specifying the estimated human, technical and financial resources proposed to be committed for the term of the lease. 	<input checked="" type="checkbox"/> or <input type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/>

GUIDE FOR APPLICANTS

Question 11.2

Tick the appropriate boxes to indicate compliance.

Refer to the DERM's Website www.derm.qld.gov.au for prescribed/annual fee amounts and appropriate application forms.

Question 11.3

If the application is for the purpose of mining for coal or oil shale or a specific purpose (coal or oil shale), you must ensure the additional accompaniments are lodged with the application.

You must determine whether any part of the application area of your Mining Lease is within the tenure area of a pre-existing petroleum lease or authority to prospect.

Refer to section 7AA of the *Mineral Resources Act 1989*.

If so, separate applications may need to be lodged.

Mining lease (coal) means a mining lease for coal, whether or not the lease specifies any other mineral to be mined, and whether or not the lease is for any additional purpose.

Mining lease (oil shale) means a mining lease for oil shale, whether or not the lease specifies any other mineral to be mined, and whether or not the lease is for any additional purpose.

Specific purpose mining lease (coal or oil shale) means a mining lease, other than a mining lease (coal or oil shale), granted under section 234(1)(b), if the purposes for which it is granted include a purpose that is associated with, arises from or promotes the activity of coal or oil shale mining.

Specific purpose mining lease (oil shale) means a mining lease, other than a mining lease (oil shale), granted under section 234(1)(b), if the purposes for which it is granted include a purpose that is associated with, arises from or promotes the activity of oil shale mining.

Departmental Guidelines for initial and later development plans are available at www.dme.qld.gov.au/mines/guidelines.cfm

<ul style="list-style-type: none"> A statement detailing the applicant's financial and technical resources however separate from the statements mentioned above. 	<input checked="" type="checkbox"/>
<ul style="list-style-type: none"> Sketch map(s) or other graphic representation setting out: <ul style="list-style-type: none"> the boundaries of the land the subject of this application; proposed surface area; location of datum post and start/reference point; the proposed access; and any Mining Claim, Mineral Development Licence or Mining Lease (or application for grant of same) wholly within the land sought. 	<input checked="" type="checkbox"/>
<ul style="list-style-type: none"> Proof of identity of the Applicant(s) 	<input checked="" type="checkbox"/>
<ul style="list-style-type: none"> Instrument of Lease document (if issued) 	<input checked="" type="checkbox"/>
<ul style="list-style-type: none"> The prescribed application fee 	<input checked="" type="checkbox"/>

11.2 Department of Environment and Resource Management requirements:

<ul style="list-style-type: none"> A completed application form 	<input checked="" type="checkbox"/>
<ul style="list-style-type: none"> The prescribed fee/s 	<input checked="" type="checkbox"/>

11.3 Coal or Oil Shale applications require the following additional accompaniments:

<ul style="list-style-type: none"> A proposed development plan which complies with the initial development plan requirements (sections 318DT and 318DV) and the requirements of either A, B, C or D below. 	<input checked="" type="checkbox"/>
<ul style="list-style-type: none"> Prescribed development plan fee 	<input type="checkbox"/>
<p>A. If the application is within an area of an authority to prospect for petroleum and is being made jointly with, or with the consent of the authority to prospect holder, the following must be lodged:</p> <ul style="list-style-type: none"> A Coal Seam Gas (CSG) Statement; Other information that addresses the CSG assessment criteria; and Written consent (if applicable) or 	<input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/>
<p>B. If the application is within an area of an authority to prospect for petroleum and is being made other than jointly with, or with the consent of the authority to prospect holder, the following must be lodged:</p> <ul style="list-style-type: none"> A Coal Seam Gas (CSG) Statement; Other information that addresses the CSG assessment criteria; and Written consent (if applicable) or 	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
<p>C. If the application is within an area of a petroleum lease and is being made other than jointly with, or with the consent of the lease holder, the following must be lodged:</p> <ul style="list-style-type: none"> A Coal Seam Gas (CSG) Statement or 	<input type="checkbox"/>

GUIDE FOR APPLICANTS

Question 11.4

You must determine whether any part of the application area is within the tenure area of a pre-existing GHG tenure.

Refer to section 7AAC of the *Mineral Resources Act 1989*.

GHG Act means *Greenhouse Gas Storage Act 2009*.

GHG Tenure means a GHG exploration permit (also known as a GHG permit) or a GHG injection and storage lease (also known as a GHG lease)

<p>D. If the application is within an area of a petroleum lease and is being made jointly with the petroleum leaseholder, the following must be lodged:</p> <ul style="list-style-type: none"> o A Coal Seam Gas (CSG) Statement. 	<input type="checkbox"/>
--	--------------------------

11.4 Additional accompaniments for applications overlapping with a GHG tenure issued under the GHG Act:

<ul style="list-style-type: none"> ▪ A GHG Statement that complies with section 318ELAS. 	<input type="checkbox"/>
<ul style="list-style-type: none"> ▪ Other information that addresses the GHG assessment criteria (section 318ELAR(2)). 	<input type="checkbox"/>

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Disclaimer

The Department of Employment, Economic Development and Innovation is collecting information provided on this form for the purposes of assessing the suitability of your application for additional surface area and maintain the public searchable register under the *Mineral Resources Act 1989* (the Act). This information is authorised by sections 275 and 387 of the Act. Some or all of this information may be provided to the Department of Environment and Resource Management for the issuing of an environmental authority, or through arrangements with other government agencies authorised to make register searches, extracts or copies under section 387B of the Act. Your personal information will not otherwise be disclosed to any other third party without your consent. **File B - Applications 2**

ATTACHMENTS

**ADDITIONAL SURFACE AREA APPLICATION NO.8
ML 4750 - KEMMIS-WALKER**

August 2013

ADDITIONAL SURFACE AREA APPLICATION NO. 8
ML 4750 - KEMMIS-WALKER

LIST OF ATTACHMENTS

ATTACHMENT	DESCRIPTION
A	Applicant's Details.
B	Native Title Details
C	Compensation Agreement Details
D	Location Description and External Boundary Description.
E	Land Tenures Search: <ul style="list-style-type: none"> • 3SP238564 (Road Reserve)
F	Survey Plans: <ul style="list-style-type: none"> • SP236272 (Land & Road Reserve)
G	Signatures and Endorsements.
H	Accompaniments Contents List.
I	Completed Application for an Environmental Authority (Mining Activities).
J	Proposals for infrastructure requirements necessary to enable the mining program to proceed, or additional activities to be carried on to work out the infrastructure requirements.
K	Overlapping and adjacent petroleum tenure holders
L	A statement, separate from the above, detailing the applicant's financial and technical resources.
M	Sketch map(s) or other graphic representation acceptable to the Mining Registrar setting out: <ul style="list-style-type: none"> • Location Map • Reserve Land
N	Proof of identity of the Applicant's.
O	Prescribed application fee.

NB: Refer IDP for details of statement as required below.

A statement:

- Outlining the mining program proposed, outlining its method of operation, and providing an indication of when operations are expected to start or, if a mining program is not proposed, outlining the use proposed for the land and providing an indication of when the proposed use is to start. **(NB. Not required if your application is for coal or oil shale as this information is to be included in the initial Development Plan for the lease);** and

ATTACHMENT 'A'

ADDITIONAL SURFACE AREA APPLICATION NO. 8
ML 4750 - KEMMIS-WALKER

APPLICATION DETAILS

COMPANY	ABN	% INTEREST
BHP Billiton Mitsui Coal Pty Ltd	34 009 713 875	100.00
TOTAL		100.00

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Release

ATTACHMENT 'B'

ADDITIONAL SURFACE AREA APPLICATION NO. 8
ML 4750 - KEMMIS-WALKER

NATIVE TITLE

The land affected by the Surface Area application is partially subject to a registered Native Title claim (Barada Barna People – QC08/11) – see map. The land effected GHFL 0214194 and GHFL 214216.

All cultural heritage matters will be managed under the terms of the SWC CHMP entered into with the Barada Barna People – QC08/11 in 2012.

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ATTACHMENT 'C'

ADDITIONAL SURFACE AREA APPLICATION NO. 8
ML 4750 - KEMMIS-WALKER

COMPENSATION AGREEMENT DETAILS

A consent / compensation agreement with the landowners of the application area is still in negotiation.

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ATTACHMENT 'D'

ADDITIONAL SURFACE AREA APPLICATION NO. 8
ML 4750 - KEMMIS-WALKER

SURFACE AREA CONNECTION AND DESCRIPTION

The reference point for the surface area application is located at the south east corner of Lot 3 on SP238564 being Station 14 on MP40216

The reference point is also the Datum Point.

Commencing at the Datum Point (approx 640523.1mN, 7599699.5mN GDA94 Zone 55)

Thence by a line bearing of **89°58'40"** for a distance of **1826.82m** along the northern boundary of a road reserve to a point on the eastern boundary of ML 4750

Thence by a line bearing of **122°50'40"** for a distance of **111.21m** along ML 4750 boundary

Thence by a line bearing of **269°58'40"** for a distance of **1920.31m** along the southern boundary of a road reserve

Thence by a line bearing of **269°39'** for a distance of **914.10m** along the southern boundary of a road reserve to a point on the western boundary of ML 4750

Thence by a line bearing of **309°07'25"** for a distance of **94.87m** along the western boundary of ML 4750

Thence by a line bearing of **89°39'** for a distance of **987.45m** along the northern boundary of a road reserve

back to the point of commencement.

NOTES:

1. Area of the Mining Lease Additional Surface Area Application 8 is **17.0ha** approx
2. Bearings are magnetic (CAM). Add **7°37'25"** for grid bearings (MGA). Coordinate datum is GDA94.
3. All bearings, distances and areas are subject to survey
4. Survey plans referenced are MP40216 and SP238564
5. Coordinate references refer to GDA94 Zone 55
6. Area applied for is within the Isaac Regional Council
7. Area applied for is located within the Parish of Hyne, County of Wodehouse

LOCATION (FROM)	LOCATION (TO)	BEARING (CAM)	DISTANCE	EASTING (GDA94)	NORTHING (GDA94)	EASTING (AGD84)	NORTHING (AGD84)
1	2	89°58'40"	1826.82	642333.4	7599457.7	642219.3	7599277.5
2	3	122°50'40"	111.21	642418.5	7599385.7	642304.4	7599205.5
3	4	269°58'40"	1920.31	640515.0	7599639.7	640400.9	7599459.5
4	5	269°39'	914.10	639608.3	7599755.3	639494.2	7599575.1
5	6	309°07'25"	94.87	639543.3	7599824.4	639429.2	7599644.2
6	1	89°39'	987.45	640522.8	7599699.4	640408.7	7599519.2

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ATTACHMENT 'E'

ADDITIONAL SURFACE AREA APPLICATION NO. 8
ML 4750 - KEMMIS-WALKER

BACKGROUND LAND TENURE DETAILS

Application for surface area over Road Reserve 'Kemmis Creek Road' as shown in survey plan below.

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ATTACHMENT 'G'

ADDITIONAL SURFACE AREA APPLICATION NO. 8
ML 4750 - KEMMIS-WALKER

10. SIGNATURES

sch4p4(6) Personal information
[Redacted]

)
) Director
) Name: **Gideon OBERHOLZER**
)

SIGNED by **BHP BILLITON MITSUI COAL
PTY LTD** in accordance with section
127(1) of the Corporations Act 2001 (Cwth)
by authority of its directors:

[Redacted]

)
) Director/ Secretary
) Name: **Jill BUCKLE** *TONTMILTSHIRE*
)

Dated at **BRISBANE** this 26th , day of JULY **2013**

RTI DL RELEASE - DNRM

ATTACHMENT 'H'

ADDITIONAL SURFACE AREA APPLICATION NO. 8
ML 4750 - KEMMIS-WALKER

ACCOMPANIMENTS

ATTACHMENT	DESCRIPTION
I	Completed Application for an Environmental Authority (Mining Activities)
✓ Refer IDP for details.	<p>A statement:</p> <ul style="list-style-type: none"> Outlining the mining program proposed, outlining its method of operation, and providing an indication of when operations are expected to start or, if a mining program is not proposed, outlining the use proposed for the land and providing an indication of when the proposed use is to start. (NB. Not required if your application is for coal or oil shale as this information is to be included in the Initial Development Plan for the lease); and
J	<ul style="list-style-type: none"> of proposals for infrastructure requirements necessary to enable the mining program to proceed, or additional activities to be carried on to work out the infrastructure requirements.
K	Overlapping and adjacent petroleum tenure holders
L	A statement, separate from the above, detailing the applicant's financial and technical resources.
M	<p>Sketch map(s) or other graphic representation acceptable to the Mining Registrar setting out:</p> <ul style="list-style-type: none"> the boundaries of the land the subject of this application; the proposed access; and any Mining Claim, Mineral Development Licence or Mining Lease (or application for grant of same) wholly within the land sought.
N	<p>Proof of identity of the Applicant's</p> <ul style="list-style-type: none"> Individual – Drivers' Licence, passport, birth certificate Company – Certificate of Registration
O	Prescribed application fee.

ATTACHMENT 'I'

ADDITIONAL SURFACE AREA APPLICATION NO. 8
ML 4750 - KEMMIS-WALKER

COMPLETED APPLICATION FOR AN ENVIRONMENTAL AUTHORITY
(MINING ACTIVITIES)

Refer to Attachment for Environmental Authority (MIN100552107) Amendment Application for the Additional Surface Area Application.

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ATTACHMENT 'J'

ADDITIONAL SURFACE AREA APPLICATION NO. 8
ML 4750 - KEMMIS-WALKERPROPOSALS FOR INFRASTRUCTURE REQUIREMENTS NECESSARY TO
ENABLE THE MINING PROGRAM TO PROCEED, OR ADDITIONAL ACTIVITIES
TO BE CARRIED ON TO WORK OUT THE INFRASTRUCTURE REQUIREMENTS.

Refer to the included proposed Initial / (Later) Development Plan (2011-15) for the South Walker Creek mining leases and applications, and the CSG Statement (including the CSG Criteria requirements). These documents were lodged with the Department in April-May 2010 for review and approval)

Surface Area No. 8 on ML 4750 applied for covers an area of **17.0ha** of land to the N of the current operating South Walker Creek mine within ML 4750.

The surface area is required for development drilling and coal resource definition to support the development of the South Walker Creek mining leases.

ML 4750 is granted for the purpose of mining coal and gaseous hydrocarbons, therefore the mining lease is excluded from all overlapping petroleum tenure holders. The development drilling programme will test the coal seam gas content from the targeted coal seams – see map.

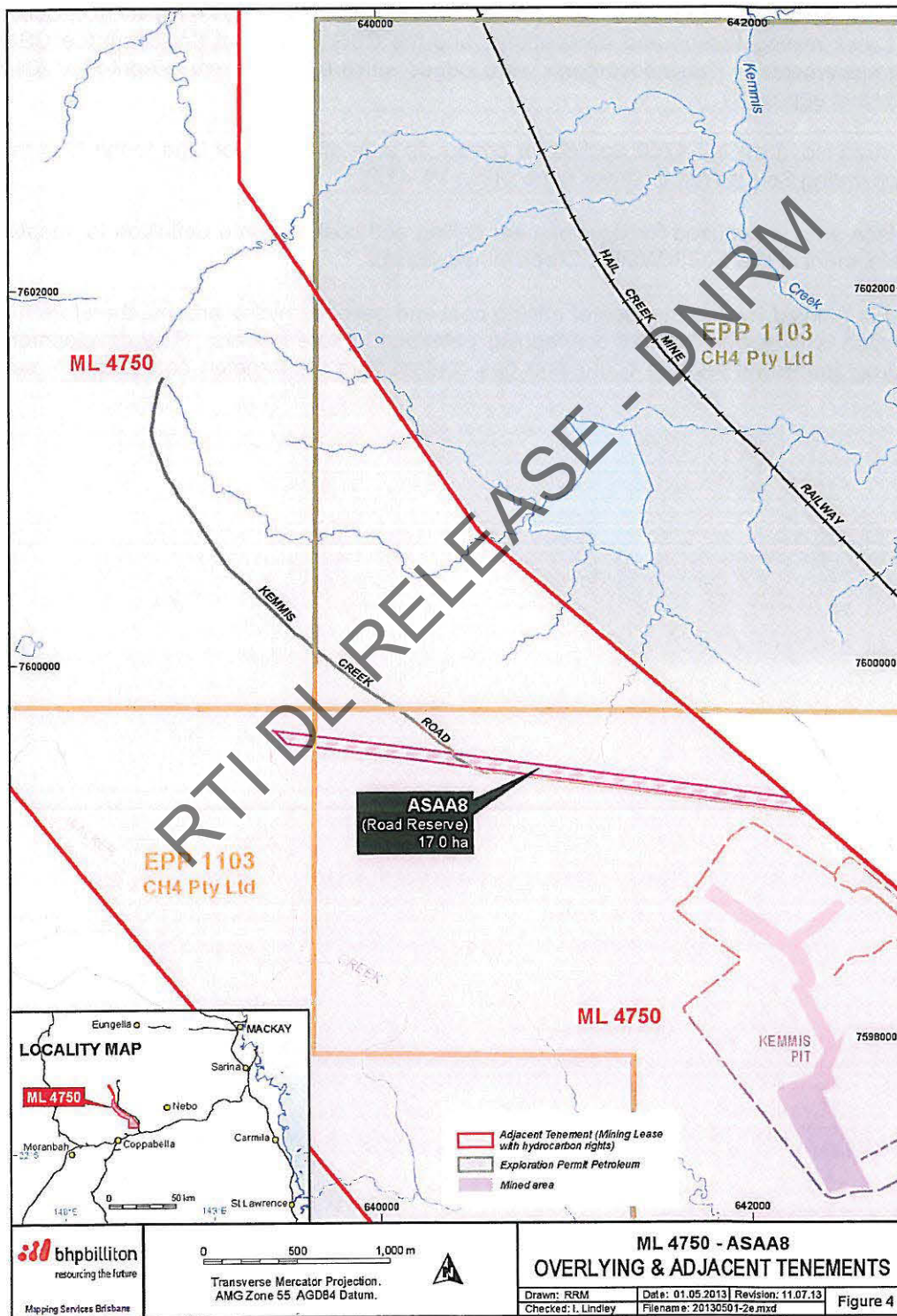
RTI DL RELEASE - DIRM

ATTACHMENT 'K'

ADDITIONAL SURFACE AREA APPLICATION NO. 8
ML 4750 - KEMMIS-WALKER

OVERLAPPING & ADJACENT PETROLEUM TENURE HOLDERS

Adjacent Petroleum Tenure holders include: CH4 Pty Ltd (EPP 1103)



ATTACHMENT 'L'

ADDITIONAL SURFACE AREA APPLICATION NO. 8
ML 4750 - KEMMIS-WALKERA STATEMENT, SEPARATE FROM THE ABOVE, DETAILING THE APPLICANT'S
FINANCIAL AND TECHNICAL RESOURCES.

BHP Billiton Ltd ("BHPB") is the world's largest diversified resource company. With a global workforce of 41,000 employees and 58,000 contractors at 100 operations in 25 countries, BHPB is an industry leader or near industry leader in commodity businesses, including aluminium, energy coal and metallurgical coal, copper, manganese, iron ore, uranium, nickel, silver and titanium minerals, and have substantial interests in oil, gas, liquefied natural gas and diamonds.

Key highlights for FY2013 include:

- Underlying EBITDA of US\$37.1 billion, up 51 per cent
- Underlying EBIT of US\$32.0 billion, up 62 per cent
- Attributable profit (excluding exceptional items) of US\$21.7 billion, up 74 per cent
- Net operating cash flow of US\$30.1 billion
- Basic earnings per share (excluding exceptional items) of 393.5 US cents
- Final dividend of 101 US cents per share
- Completion of expanded US\$10.0 billion capital management program

A Consolidated Statement of Income for the year ended 30 June 2013 can be located on the website www.bhpbilliton.com

BHP Billiton's coal operations in the Bowen Basin include BHP Billiton Mitsui Coal Pty Ltd (BMC) and BHP Billiton Mitsubishi Alliance (BMA), both of which have major growth potential. BMC is an unincorporated joint venture between BHP Billiton (80%) and Mitsui Coal (20%). BMC operates two Central Queensland coal mines: South Walker Creek Mine and Poitrel Mine. These mines have a total production capacity of 7.2 million tonnes per annum of coking and pulverized coal injection coal.

BMC, through its existing operations, provides extensive support to community development, education, health, social and recreational programs as well as considerable employment and training opportunities through direct and indirect employment and secondary support industries.

BMC's contribution to the Queensland economy can be summarised as:

- BMC currently employs 470 full time employees.
- \$ 25M annual wages paid to employees;
- \$ 471M paid to Queensland businesses for equipment, materials and services;
- \$ 95M paid to State Government in coal royalties spent on towns and community support

BHP Billiton Mitsui Coal Pty Ltd operates two mines in the Bowen Basin: South Walker Creek Mine and Poitrel Mine. South Walker Creek Mine is located on the eastern flank of the Bowen Basin, 35 kilometres west of the town of Nebo and 132 kilometres west of the Hay Point port facilities. Poitrel Mine is situated south-east of the town of Moranbah and began open-cut operations in October 2006.

The total approved exploration budget of BMC in Queensland for FY14 is A\$13.2M of which A\$7.3M relates to near mine development.

Additional information can be located on the website www.bhpbilliton.com

Public Interest and Impacts

The public interest is not adversely affected by the ASAA. The granting of the ASAA is in the public interest because of the contributions to the National, State and local communities from coal mining, for which the ASAA area forms an integral part in the resource definition and exploitation of the Wards Well resource. Examples of such contributions are noted below.

Health and Safety

The health and safety of our employees is fundamental to our business. BMC has an overriding commitment to the health and safety of our employees and contractors and strive to create a culture where we all have a genuine desire to achieve Zero Harm.

Environment

Management of the environment remains a critical aspect of our licence to operate. We aim to carefully and fully manage all our impacts on the local environment and our use of natural resources.

Indigenous Relations

BMC continues to build relations and understanding with the traditional owners of the land. Cultural Heritage Management Plans have been completed for all sites.

Impact on Public and Public Infrastructure

There are no apparent negative impacts on the public interests from the granted mining lease activities due to its location, size and economic importance to the local area.

Exploration and Mining Interests Held in Queensland:

BMC Exploration and Mining Interests Held in Queensland:

NAME	NUMBER	OWNERSHIP	AREA Ha
POITREL / DAUNIA	ML 1791	BMC	843.9
	ML 4749	BMC	3,809.405
	ML 70116	BMC 50%	754
TOTAL	3		5,407.305

SOUTH WALKER CREEK	ML 4750	BMC	11,390
	ML 4751	BMC	3,788.222
	ML 70131	BMC	1,711
	MDL 235	BMC	8,057.14
TOTAL	4		24,946.362

WARDS WELL	ML 1790	BMC	4,392
	ML 4752	BMC	6,001
	MLA 70443	BMC	864
	MLA 70495	BMC	487.4
TOTAL	4		11,744.4

EXPLORATION PROJECTS	EPC 928	BMC	12 sub-block
	EPC 1016	BMC	1 sub-block
	EPC 1061	BMC	10 sub-block
	EPC 1646	BMC	1 sub-block
	EPC 1647	BMC	4 sub-block
	EPC 1686	BMC	1 sub-block
	EPC 2071	BMC	9 sub-block
	EPC 2109	BMC	3 sub-block
TOTAL	8		41 sub-blocks

Poitrel Mine

Poitrel Mine is the most recent mining operation to be developed by BMC and is located 35km south-east of Moranbah in Central Queensland.

The first coal was mined in October 2006 and processed in the mine's preparation plant in November 2006.



Poitrel Mine is designed to produce up to 3 million tonnes per annum of coking and PCI coals for global steelmakers, with production being stepped up in phases.

Coal processing and rail loading infrastructure is shared with Excel's Millennium Coal mine, located next to Poitrel.

South Walker Creek Mine

South Walker Creek is a contract mining operation owned by BHP Billiton Mitsui Coal. It commenced as a trial mine in 1995 to develop low volatile, high energy coals for the growing PCI market. The first washed coal was produced in July 1996, and the first shipment of South Walker Creek coal was made in August 1996.

Annual production has increased to 4 million tonnes of marketable coal, which is suitable for Pulverised Coal Injection (PCI). Low volatile high energy coals are sourced from the main seam which forms part of the Upper Permian Rangal Coal Measures. Further initiatives are under way to take the mine to a production rate of 4.3 million tonnes per annum.

South Walker Creek Mine is located on the eastern flank of the Bowen Basin, 35km west of the town of Nebo and 132km south west of the Hay Point port facilities.

South Walker Creek is an open cut mine with overburden removed by a single dragline, 2 excavators and 7 rear dump trucks. Coal is processed in a 820tph modular coal processing plant incorporating a dense medium cyclone and fine coal spirals. Annual production totals 4.3 million tonnes.

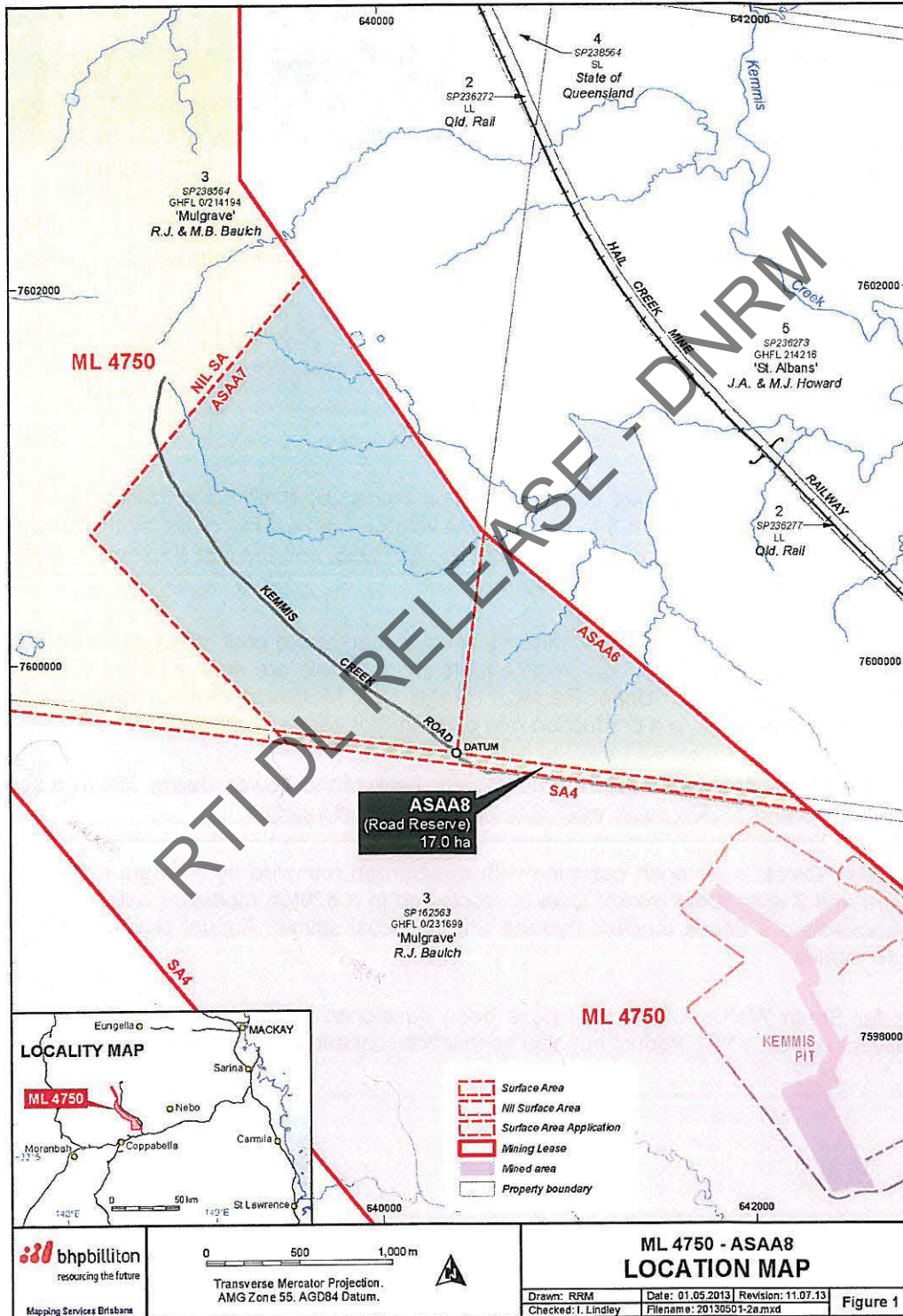
Markets for South Walker Creek coal have been developed in Europe, Japan and Brazil, principally for use as a PCI product but also as thermal coal and a blend coking coal.

ATTACHMENT 'M'

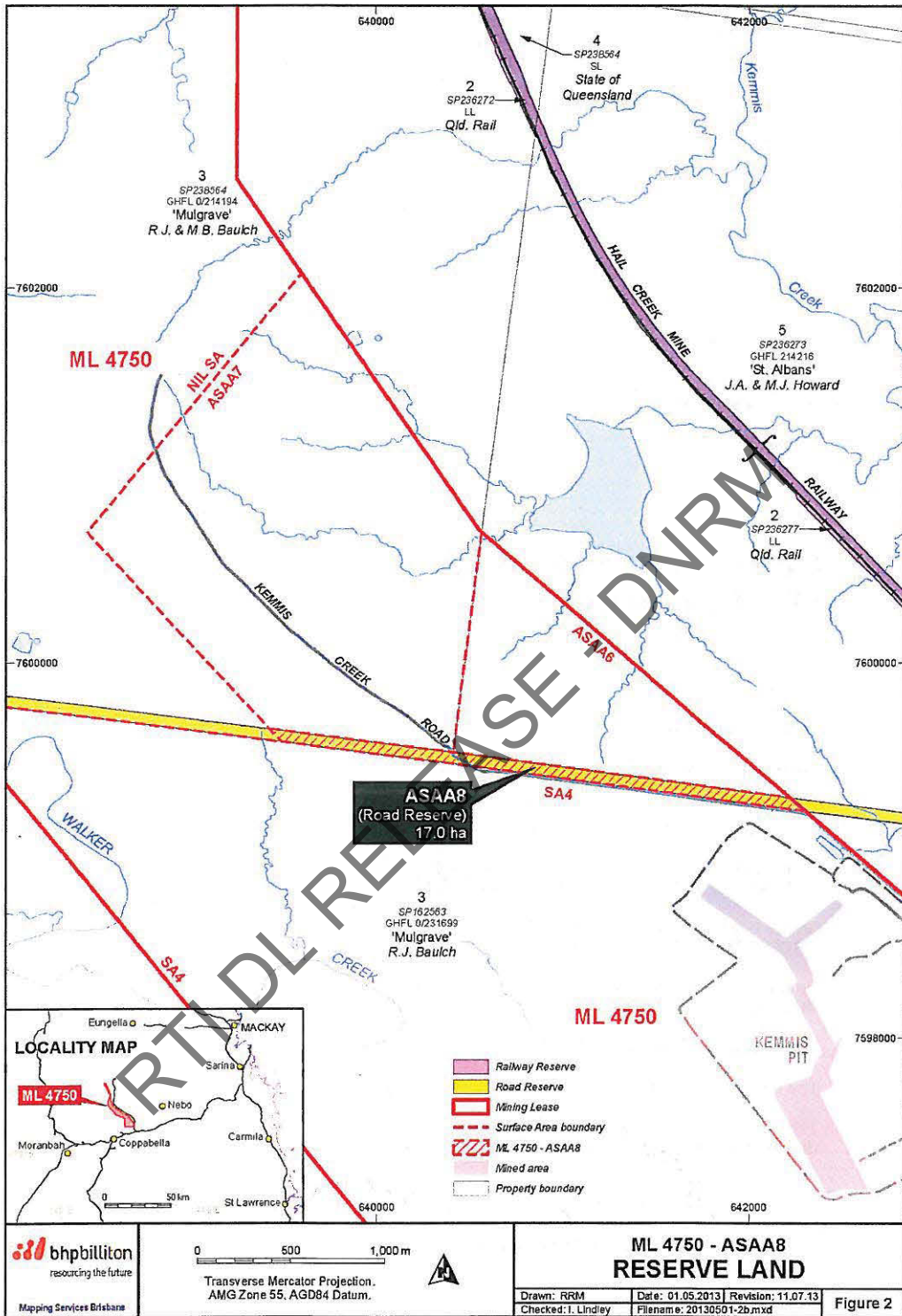
ADDITIONAL SURFACE AREA APPLICATION NO. 8
ML 4750 - KEMMIS-WALKER

SKETCH MAP(S) OR OTHER GRAPHIC REPRESENTATION ACCEPTABLE TO
THE MINING REGISTRAR

NB: The cadastre database and the mining tenement dataset does not match due to the inaccuracies of the State cadastre.



Release



ATTACHMENT 'N'

ADDITIONAL SURFACE AREA APPLICATION NO. 8
ML 4750 - KEMMIS-WALKER

PROOF OF IDENTITY OF THE APPLICANT'S

MALLESONS STEPHEN JAQUES
ATTN: JOHN NARAYAN
GPO BOX 1406
BRISBANE QLD 4001

Certificate of the Registration of a Company

Corporations Act 2001 Paragraph 1274 (2) (b)

This is to certify that

PEABODY COAL PTY. LTD.

Australian Company Number 009 713 875

is taken to be registered as a company under the
Corporations Act 2001 in Queensland.

On the fifteenth day of February 1963 the company changed its name to
THIESS PEABODY MITSUI COAL PTY. LTD.

On the twenty-eighth day of July 1977 the company changed its name to
THIESS DAMPIER MITSUI COAL PTY. LTD.

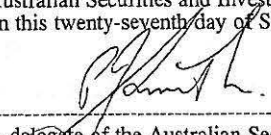
On the twenty-fourth day of January 1992 the company changed its name to
BHP MITSUI COAL PTY. LTD.

The company is limited by shares.

The company is a proprietary company.

The day of commencement of registration is
the twenty-third day of February 1962.

Issued by the
Australian Securities and Investments Commission
on this twenty-seventh day of September, 2001.


A delegate of the Australian Securities and Investments Commission



Certificate of Registration on Change of Name

This is to certify that

BHP MITSUI COAL PTY. LTD.

Australian Company Number 009 713 875

did on the twenty-ninth day of June 2011 change its name to

BHP BILLITON MITSUI COAL PTY LTD

Australian Company Number 009 713 875

The company is a proprietary company.

The company is limited by shares.

The company is taken to be registered under the Corporations Act 2001 in Queensland and the date of commencement of registration is the twenty-third day of February, 1962.

Issued by the
Australian Securities and Investments Commission
on this twenty-ninth day of June 2011.

Greg Medcraft
Chairman

CERTIFICATE

RTI DL RELEASE - DNRM

Release

ATTACHMENT 'O'

ADDITIONAL SURFACE AREA APPLICATION NO. 8
ML 4750 - KEMMIS-WALKER

PRESCRIBED APPLICATION FEE

Additional Surface Area Application Fee	\$3,731.00
Environmental Authority Application Fee	\$551.00
TOTAL	\$4,282.00

RTI DL RELEASE - DNRM