

Instrument of Renewal

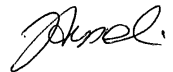
Section 114 of the *Mining Act 1992*

I, **Jamie Tripodi, Executive Director Assessments & Systems, NSW Resources**, as delegate for the Minister administering the *Mining Act 1992* for the State of New South Wales, pursuant to section 114 of the *Mining Act 1992*, have determined to renew **Mining Lease 1550 (Act 1992)**, as described in Schedule 1, to **Austar Coal Mine Pty Limited, ACN 111 910 822**, subject to the conditions:

1. prescribed in the *Mining Act 1992* and the Mining Regulation 2016; and
2. set out in Schedule 2.

Note: For the avoidance of doubt, any prior Description of Lease and any conditions imposed prior to the effective date of this Instrument of Renewal are replaced by Schedule 1 and 2 of this Instrument of Renewal on and from the effective date.

Signed this 11th day of September 2024.



Jamie Tripodi
Executive Director Assessments & Systems
NSW Resources
Department of Primary Industries and Regional Development
As delegate for the Minister administering the *Mining Act 1992*
Delegation dated: 28 February 2023

SCHEDULE 1

Description of Lease

Mining lease:	1550 (Act 1992)
Renewal date:	11 September 2024
Effective date:	24 June 2025
Expiry date:	23 June 2046
Lease holder(s):	Austar Coal Mine Pty Limited, ACN 111 910 822
Land:	The lease area includes all land described in the attached lease plan titled M26975 and approved on 21 July 2003
Area:	14.11 hectares
Surface exception / depth restriction:	See plan
Ancillary Mining Activity or Activities:	<ul style="list-style-type: none"> • The construction, maintenance or use (in or in connection with mining operations) of – <ul style="list-style-type: none"> ○ any building • The generation and transmission of electricity for use in or in connection with mining operations • The construction, maintenance and use (in or in connection with mining operations) of any drillhole or shaft for – <ul style="list-style-type: none"> ○ Drainage or conveyance of water, or ○ Ventilation, or ○ Conveyance of electricity, or ○ Conveyance of materials.

SURVEYORS (PRACTICE) REGULATIONS 2001 : CLAUSE 32(2)

MARK	M.G.A. CO-ORDINATES		CLASS	ORDER	C.S.F.
	EASTING	NORTHING			
T.S.2519	345153.718	6358437.443	2A	0	0.999860
T.S.10839	344240.299	6352855.637	C	3	0.999858
P.M.82899	345722.178	6356215.655	C	3	0.999872
S.S.M.43245	344735.275	6356380.909	C	3	0.999877
S.S.M.43246	344412.013	6356125.645	C	3	0.999876

ZONE = 56
SOURCE: M.G.A. CO-ORDINATES ADOPTED FROM S.C.I.M.S. AS AT 21ST MAY, 2003.

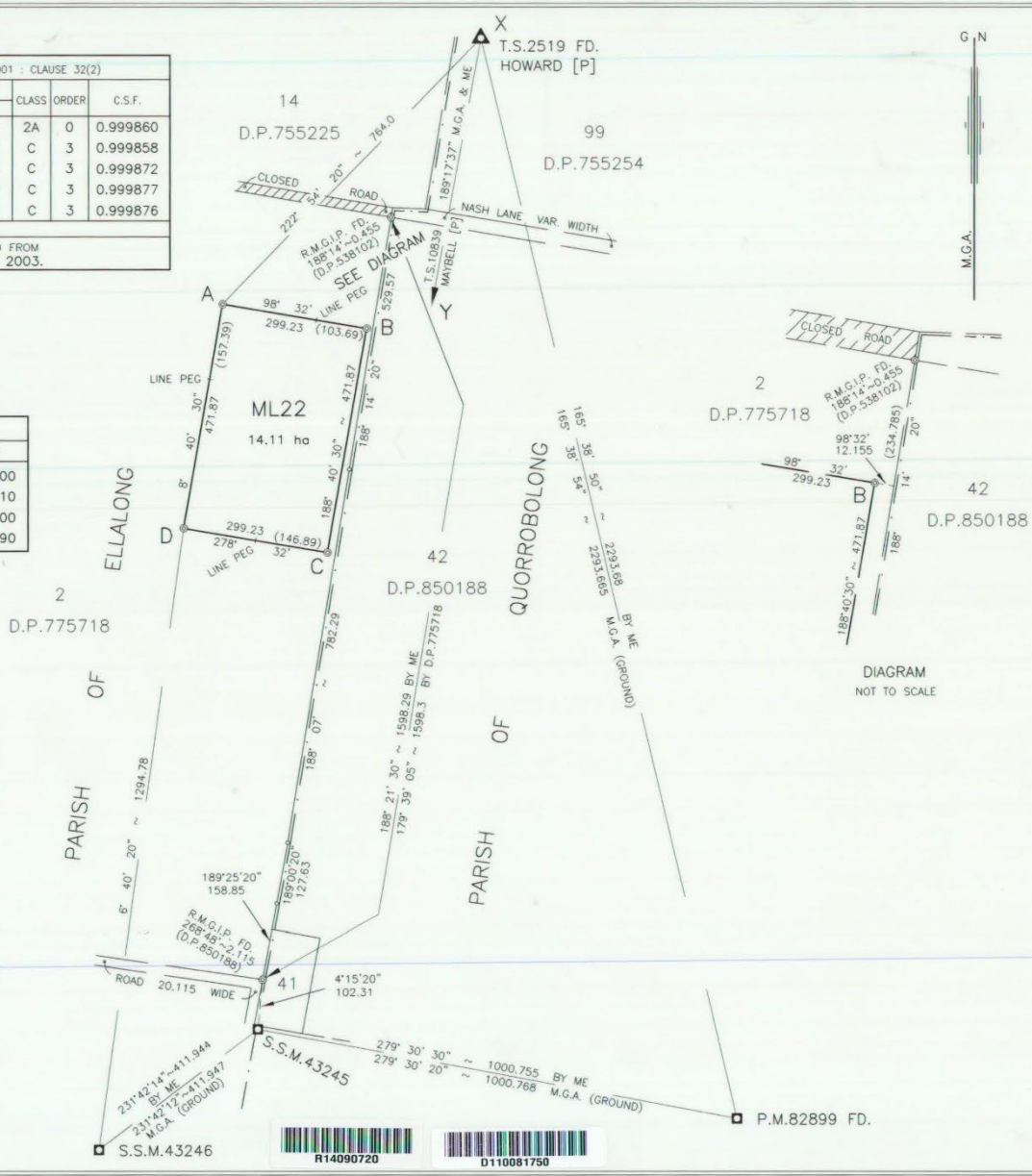
SCHEDULE OF M.G.A. CO-ORDINATES

CORNER	EASTING	NORTHING
A	344633.660	6357877.900
B	344929.540	6357833.510
C	344858.380	6357367.100
D	344562.500	6357411.490

SCHEDULE OF REFERENCE MARKS

CORNER	BEARING	DISTANCE	MARK
A	98° 32'	1.0	G.I.P.
B	278° 32'	1.0	G.I.P.
C	98° 32'	0.6	G.I.P.
D	278° 32'	2.0	G.I.P.

NOTE: ALL DISTANCES SHOWN ON THE PLAN ARE GROUND DISTANCES



PLAN OF PORTION ML22

PARISH: ELLALONG
COUNTY: NORTHUMBERLAND
MAP SHEET No. 9132-2-S
REDUCTION RATIO 1:6000
MINING LEASE APPLICATION No.199
MINING DIVISION: SINGLETON
APPLICANT: SOUTHLAND COAL PTY. LIMITED
APPLICATION DATE: 8TH JAN., 2002.
MINING LEASE No. 1550 (act1992)
STATUS:
METHOD:
DEPTH RESTRICTION/SURFACE EXCEPTION
EMBRACES THE SURFACE AND LAND BELOW THEREOF TO A DEPTH OF 20 METRES

NOTES:

Azimuth: X-Y

Plans used in the course of this survey/compilation:
D.P.775718, D.P.850188, D.P.538102

Survey declared on this plan for lines
A-B-C-D AND CONNECTIONS

I, **ANDREW MARK SCOTT**
of **MARSHALL SCOTT PTY LTD**
a surveyor registered under the Surveyors Act, 1929,
hereby certify that the survey/compilation represented
in this plan is accurate and has been completed in
accordance with the Surveyors (Practice) Regulation 2001
and the Surveyor General's Direction for Mining Surveys
and was completed on **26TH MAY, 2003.**
Signature: *Andrew Mark Scott*
Surveyors Reference: 17020

Survey Cales: *Andrew Mark Scott* 06/05/03
Plan Investigated: *Andrew Mark Scott*
Plan Approved: *Andrew Mark Scott* 21-7-03
Paper No: **C02-9026**

M26975

SCHEDULE 2

Mining Lease for Ancillary Mining Activities Conditions 2021

Definitions

Words used in this mining lease have the same meaning as defined in the *Mining Act 1992* except where otherwise defined below:

Term	Definition
Act	means the <i>Mining Act 1992</i> .
Landholder	for the purposes of these conditions: <ul style="list-style-type: none"> • does not include a secondary landholder • includes, in the case of exempted areas, the controlling body for the exempted area.
Minister	means the Minister administering the Act.

Note:

1. The rights and duties of the lease holder(s) are those prescribed by the *Mining Act 1992* and the Mining Regulation 2016, subject to the terms and conditions of this mining lease.
2. This mining lease does not override any obligation on the lease holder(s) to comply with the requirements of other legislation and regulatory instruments which may apply (including all relevant development approvals) unless specifically provided under the *Mining Act 1992* or other legislation or regulatory instruments.

MINING LEASE FOR ANCILLARY MINING ACTIVITIES CONDITIONS

Standard conditions

See Mining Regulation 2016, Schedule 8A, Part 2.

NOTE TO HOLDERS: The prescribed standard conditions in the Mining Regulation 2016, Schedule 8A, Part 2 apply in addition to the conditions in this Schedule 2 (but have not been replicated in this mining lease). The conditions imposed by the Mining Regulation 2016 prevail to the extent of any inconsistency with the conditions in this Schedule 2.

General conditions

1. Notice to Landholders

- (a) The lease holder must cause written notice of the grant or renewal of this mining lease to be provided to each landholder of land over which the mining lease was granted or renewed in accordance with paragraph (b).
- (b) If there are –
 - i. less than 10 landholders of the land over which the lease was granted or renewed – the notice must be provided to each landholder,
 - ii. 10 or more landholders of the land over which the lease was granted or renewed – the notice may be provided to each landholder or published in a newspaper circulating in the area where the mining lease is situated.
- (c) The notice must be provided –
 - i. for notice of the grant of the mining lease – not later than 90 days after the date on which the mining lease was granted,
 - ii. for notice of the renewal of the mining lease – not later than 90 days after the date on which the renewal of the mining lease takes effect.
- (d) The notice must include the following –
 - i. a statement that the mining lease has been granted or renewed (as relevant),
 - ii. confirmation as to whether the mining lease includes the surface of the land,
 - iii. a plan which identifies –
 - 1. the area of the land subject to the mining lease, and
 - 2. geographical and other features (such as roads, rivers, railways, towns, suburbs, or localities) that are sufficient to identify the area of the State within which the mining lease is situated.

2. Group Security

The lease holder is required to provide and maintain a security deposit to secure funding for the fulfilment of obligations under the mining leases covered by the group security deposit, including obligations under each mining lease that may arise in the future.

The amount to be provided and maintained as a group security deposit is **\$52,775,000**.

The leases covered by the group security include:

Dam Site Lease (Mining Purposes) 89 (Act 1901) (Head lease)	Mining Lease 1666 (Act 1992)
Consolidated Coal Lease 728 (Act 1973)	Mining Lease 1677 (Act 1992)
Consolidated Coal Lease 752 (Act 1973)	Mining Lease 1851 (Act 1992)
Consolidated Mining Lease 2 (Act 1992)	Mining Purposes Lease 23 (Act 1906)
Mining Lease 1157 (Act 1906)	Mining Purposes Lease 204 (Act 1906)
Mining Lease 1283 (Act 1906)	Mining Purposes Lease 217 (Act 1906)
Mining Lease 1345 (Act 1992)	Mining Purposes Lease 233 (Act 1906)
Mining Lease 1388 (Act 1992)	Mining Purposes Lease 269 (Act 1906)
Mining Lease 1550 (Act 1992) (This lease)	Mining Purposes Lease 1364 (Act 1906)
Mining Lease 1661 (Act 1992)	

3. Cooperation Agreement

The lease holder must make every reasonable attempt, and be able to demonstrate its attempts to the satisfaction of the Secretary, to enter into a cooperation agreement with the holder(s) of any overlapping authorisations issued under the *Mining Act 1992* and petroleum titles issued under the *Petroleum (Onshore) Act 1991*. The cooperation agreement should address but not be limited to:

- access arrangements
- operational interaction procedures
- dispute resolution
- information exchange
- well location
- timing of drilling
- potential resource extraction conflicts; and
- rehabilitation issues.

Special conditions

4. Aboriginal Place or Relic

The lease holder shall not knowingly destroy, deface or damage any aboriginal place or relic within the subject area except in accordance with an authority issued under the National Parks and Wildlife Act, 1974, and shall take every precaution in drilling, excavating or disturbing the land against any such destruction, defacement or damage.