

Wilpinjong Coal Pty Ltd
GPO BOX 164
BRISBANE QLD 4001
Attn: [REDACTED]

By email: [REDACTED]

Dear [REDACTED]

**NOTICE OF GRANT OF ACTIVITY APPROVAL MAAG0016107 AND
CANCELLATION OF ACTIVITY APPROVAL APO0001235**

Your application has been assessed and I advise as follows:

1. Pursuant to sections 23A(4) of the *Mining Act 1992* a delegate of the Minister has decided to grant the activity approval on the terms set out in the activity approval. The activity approval is attached at **Annexure A** to this letter.
2. Pursuant to sections 23A(9)(a) and 23A(12) of the *Mining Act 1992* a delegate of the Minister has decided to cancel activity approval APO0001235

This grant of the activity approval outlined in point 1 above and the cancellation of the activity approval outlined in point 2 above is effective from 30 May 2023.

You are reminded that the conditions of EL 9399 (1992) sets out obligations in respect of the *Exploration Code of Practice: Rehabilitation* (NSW Department of Planning and Environment, July 2015). One of the obligations is to provide to the Secretary, no later than 14 days prior to the commencement of any surface disturbance activity associated with an assessable prospecting operation:

1. a copy of specific, measurable, achievable, realistic and time-bound rehabilitation objectives and completion criteria for activities associated with that activity, developed in consultation with relevant landholders, and
2. if associated with higher risk prospecting operations, a copy of a Rehabilitation Management Plan which provides for the effective rehabilitation of areas disturbed by that activity.

OTHER

You are reminded of your obligations under the *Mining Act 1992* to provide and maintain a security deposit to secure funding for the fulfilment of obligations under the authorisation, including obligations under the authorisation that may arise in the future.

Yours sincerely,

[REDACTED] Manager

Environmental Operations

Mining Act Inspectorate Resources Regulator

Signed under delegation from the Minister for Resources and under delegation from the Secretary of the Department of Regional NSW

ANNEXURE A

ACTIVITY APPROVAL OF ASSESSABLE PROSPECTING OPERATIONS

EL 9399 (1992) Activity:
EL9399 Exploration Program Application
Reference: MAAG0016107, LETT0008168

ACTIVITY APPROVAL

Pursuant to section 23A of the *Mining Act 1992*, an activity approval is granted to carry out the assessable prospecting operations, which form part of the Activity on EL9399, from the date specified in the 'Notice of grant of activity approval modification' given for this approval, on the following terms by reference to the definitions below:

General

1. The licence holder must carry out the Activity in accordance with the Application.

Exploration Code of Practice: Environmental Management

1. When carrying out the Activity, the licence holder must comply with Part B of the *Exploration Code of Practice: Environmental Management* (NSW Department of Planning and Environment, July 2015, as amended from time to time).

Note: Part B of the *Exploration Code of Practice: Environmental Management* (NSW Department of Planning and Environment, July 2015) prevails in the event of any inconsistency in it and the Application.

DEFINITIONS

Words in this instrument have the meaning given to those terms in EL 9399 (1992), unless otherwise specified below.

EL 9399 (1992) means Exploration Licence No. 9399.

Activity EL9399 Exploration Program means the activities described in the

Application.

Application means:

The original Activity Application (APO0001235, approved 2 August 2022) (Application to conduct exploration activities for assessable prospecting operations) and supporting documents

1. APO0001235 - Approval as at 2_Aug_2022 00:57:48 (RR22/90252)
2. Attachment 1_Site plan and location details (RR22/90254)
3. Attachment 1_Site plan and location details (RR22/90233)
4. Attachment 2_Aquatic habitat species record search (RR22/90248)
5. Attachment 3_Threatened species record search (RR22/90243)
6. Attachment 4_Historic cultural or natural heritage items (RR22/90238)
7. Attachment 5_Aboriginal heritage sites (RR22/90257)
8. Drilling Location Photos (RR22/90236)
9. Nominated Drilling Location Photos (RR22/90249)
10. Site Plan & Location Details (RR22/90239)
11. Wilpinjong APO Form (Additional Details) (RR22/90258), and
12. Wilpinjong Complying Exploration Activities Form (RES01135746) (RR22/90253).

As amended by the modified Application Form ESF4 (MAAG0016107, submitted 16 May 2023) (Application to conduct exploration activities for assessable prospecting operations) and supporting documents

1. MAAG0016107 - APO0001235 EL9399 Exploration Program Modification - ESF4 (RR23/68069).

If you require additional information, please contact the Resources Regulator on 1300 814 609 or via email at nswresourcesregulator@service-now.com.

Yours sincerely,


Manager Environmental Operations
Resources Regulator

30 June 2023