

Instrument of Grant

Section 63 of the *Mining Act 1992*

I, **The Hon Paul Toole MP, Deputy Premier, Minister for Regional New South Wales, and Minister for Police** for the State of New South Wales, pursuant to section 63 of the *Mining Act 1992*, have determined to grant a Mining Lease in satisfaction of **Mining Lease Application 612 (Act 1992)**, as described in Schedule 1, to **Narrabri Coal Pty Ltd (ACN 107 813 963), Narrabri Coal Australia Pty Ltd (ACN 110 262 925), J-Power Australia Pty. Ltd. (ACN 002 307 682), Kores Narrabri Pty Limited (ACN 138 993 263), POSCO International Narrabri Investment Pty Ltd (ACN 139 088 967) and Upper Horn Investments (Australia) Pty Ltd (ACN 129 190 281)**, subject to the conditions:

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

SIGNED



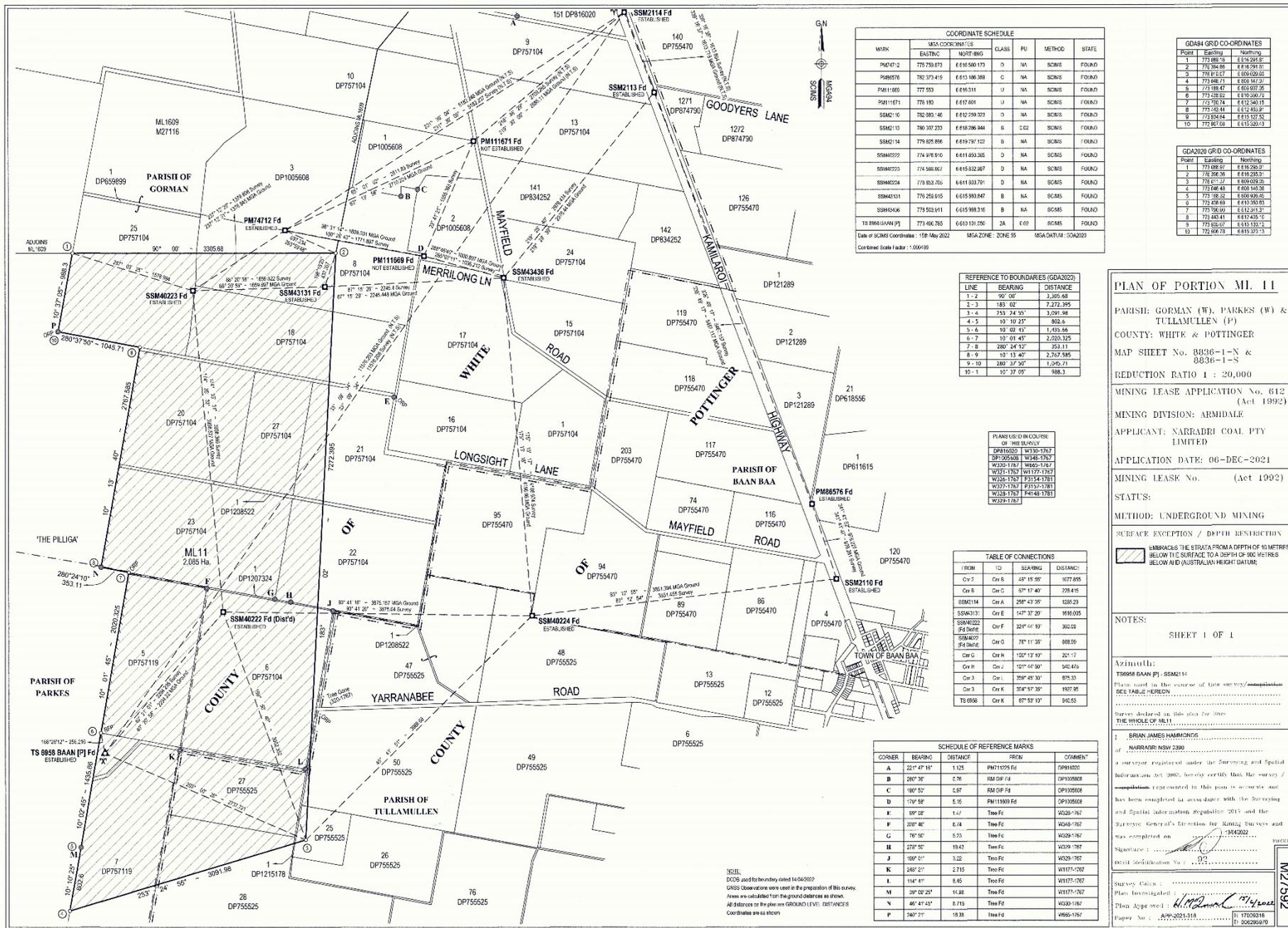
**Paul Toole MP
Deputy Premier
Minister for Regional New South Wales
Minister for Police**

Dated: 13.9.22

SCHEDULE 1

Description of Lease

Mining lease number:	1839 (Act 1992)
Grant date:	13 September 2022
Term:	Twenty-one (21) years
Term ending (expiry date):	13 September 2043
Lease Holder(s):	Narrabri Coal Pty Ltd (ACN 107 813 963) Narrabri Coal Australia Pty Ltd (ACN 110 262 925) J-Power Australia Pty. Ltd (ACN 002 307 682) Kores Narrabri Pty Limited (ACN 138 993 263) POSCO International Narrabri Investment Pty Ltd (ACN 139 088 967) and Upper Horn Investments (Australia) Pty Ltd (ACN 129 190 281)
Area:	2,085 hectares
Surface Exception / Depth Restriction:	Embraces the strata from a depth of 10 metres below the surface to a depth of 900 metres below Australian Height Datum (AHD)
Mineral(s):	Coal
Method:	Underground
Land:	The lease area includes all land described in the attached lease plan titled M27592 and approved on 15 June 2022.



COORDINATE SCHEDULE						
MARK	MGA COORDINATES		CLASS	PU	METHOD	STATE
	EASTING	NORTHING				
PM47-2	775 739 873	E 615 500 173	D	NA	SCMS	FOUNDED
PM48-76	782 373 416	E 615 186 389	C	NA	SCMS	FOUNDED
PM11-265	777 553	E 615 511	U	NA	SCMS	FOUNDED
PM11-671	775 183	E 617 601	U	NA	SCMS	FOUNDED
SSM2-10	782 883 146	E 612 739 323	D	NA	SCMS	FOUNDED
SSM2-15	780 337 233	E 615 286 344	B	D2	SCMS	FOUNDED
SSM2-14	779 825 856	E 619 731 133	B	NA	SCMS	FOUNDED
SSM40222	774 918 910	E 611 850 305	D	NA	SCMS	FOUNDED
SSM40224	779 853 176	E 611 933 701	D	NA	SCMS	FOUNDED
SSM40231	775 255 615	E 615 903 847	B	NA	SCMS	FOUNDED
SSM40246	779 503 611	E 615 983 116	B	NA	SCMS	FOUNDED
TS 8968 BAAN PJ	773 485 785	E 610 131 250	2A	C09	SCMS	FOUNDED

Date of SCMS Coordinates: 15F-May-2022 MGA ZONE: ZONE 55 MGA DATUM: SGA2020
Continued Scale 1:xx = 0.0049

GDA84 GRID CO-ORDINATES		
Point	Easting	Northing
1	775 983.76	E 614 291.81
2	775 384.86	E 614 291.81
3	778 810.07	E 608 029.85
4	775 983.76	E 608 029.85
5	772 188.47	E 610 260.76
6	775 428.82	E 610 260.76
7	772 787.14	E 612 503.91
8	775 428.82	E 612 503.91
9	772 810.07	E 615 137.82
10	772 810.07	E 615 137.82

GDA2020 GRID CO-ORDINATES		
Point	Easting	Northing
1	775 983.76	E 614 291.81
2	775 384.86	E 614 291.81
3	778 810.07	E 608 029.85
4	775 983.76	E 608 029.85
5	772 188.47	E 610 260.76
6	775 428.82	E 610 260.76
7	772 787.14	E 612 503.91
8	775 428.82	E 612 503.91
9	772 810.07	E 615 137.82
10	772 810.07	E 615 137.82

REFERENCE TO BOUNDARIES (GDA2020)		
LINE	BEARING	DISTANCE
1-2	90° 00'	2,305.58
2-3	183° 02'	7,272.395
3-4	353° 24' 50"	3,091.98
4-5	10° 10' 25"	802.6
5-6	10° 02' 45"	1,439.56
6-7	10° 01' 45"	2,220.325
7-8	280° 24' 12"	353.11
8-9	10° 13' 40"	2,767.585
9-10	280° 37' 50"	1,295.71
10-1	10° 37' 00"	988.3

PLANS USED IN COURSE OF THIS SURVEY	
DP816022	W336-1767
DP120528	W346-1767
W336-1767	W366-1767
W371-1767	W1177-1767
W325-1767	P3154-1767
W372-1767	P3153-1767
W328-1767	P4148-1767
W324-1767	

TABLE OF CONNECTIONS			
FROM	TO	BEARING	DISTANCE
Cr 2	Cr 8	23° 15' 55"	1677.885
Cr 8	Cr 2	8° 17' 40"	238.416
SSM2114	Cr 8	28° 43' 35"	1225.23
SSM43131	Cr 8	14° 37' 20"	1646.005
SSM40222 Fd Dist'd	Cr F	32° 41' 50"	362.58
SSM40223 Fd Dist'd	Cr G	7° 11' 30"	688.56
Cr G	Cr H	102° 13' 50"	201.17
Cr H	Cr G	101° 46' 50"	545.476
Cr 3	Cr 1	35° 45' 30"	815.33
Cr 3	Cr 8	50° 57' 30"	1827.95
TS 8686	Cr 8	67° 53' 10"	910.53

SCHEDULE OF REFERENCE MARKS				
CORNER	BEARING	DISTANCE	FROM	COMMENT
A	221° 47' 18"	1.25	PM11225 Fd	DP816022
B	280° 36'	0.76	RM Cr Fd	DP120528
C	180° 52'	0.67	RM Cr Fd	DP120528
D	178° 58'	5.35	PM11889 Fd	DP120528
E	99° 22'	1.47	Two Fc	W528-1767
F	32° 41'	6.4	Two Fc	W548-1767
G	7° 11'	5.23	Two Fc	W529-1767
H	272° 50'	19.43	Two Fc	W539-1767
J	102° 13'	3.22	Two Fc	W529-1767
K	245° 21'	2.315	Two Fc	W1175-1767
L	114° 41'	8.45	Two Fc	W1175-1767
M	39° 02' 25"	16.88	Two Fc	W1175-1767
N	45° 41' 45"	8.715	Two Fc	W530-1767
P	240° 21'	10.38	Two Fc	W665-1767

PLAN OF PORTION ML 11
 PARISH: GORMAN (W), PARKES (W) & TULLAMULLEN (P)
 COUNTY: WHITE & POTTINGER
 MAP SHEET No. 8836-1-N & 8836-1-S
 REDUCTION RATIO 1 : 20,000
 MINING LEASE APPLICATION No. 612 (Act 1992)
 MINING DIVISION: ARMIDALE
 APPLICANT: NARRABRI COAL PTY LIMITED
 APPLICATION DATE: 06-DEC-2021
 MINING LEASE No. (Act 1992)
 STATUS:
 METHOD: UNDERGROUND MINING
 SURFACE EXCEPTION / DEPTH RESTRICTION
 EMBRACES THE STRATA FROM A DEPTH OF 90 METRES BELOW THE SURFACE TO A DEPTH OF 90 METRES BELOW AID (AUSTRALIAN HEIGHT DATUM)
 NOTES:
 SHEET 1 OF 1

Azimuth:
 TS8686 BAAN PJ - SSM2110
 Plans used in the course of this survey:
 SEE TABLE HEREON
 Survey declared an Act 1992 Act under THE WHOLE OF ML11
 I, BRIAN JAMES HAMMOND
 of NARRABRI NSW 2380
 a surveyor registered under the Surveying and Spatial Information Act 2002, hereby certify that the survey / compilation represented in this plan is accurate and has been completed in accordance with the Surveying and Spatial Information Regulation 2013 and the Surveyor General's Education for Mining Surveyors and was completed on 15/04/2022
 Signature: *[Signature]*
 Printed Declaration No. 1940202
 Survey Date:
 Plan Investigated:
 Date Approved: 15/04/2022
 Paper No.: APP-2021-318
 C: 1700316
 D: 20220670

NOTE:
 DCOB used for boundary dated 14-04-2002
 GNSS observations were used in the preparation of this survey.
 Areas are calculated from the ground reference as shown.
 All distances are the plan area GROUND LEVEL. DISTANCES
 Coordinates are as shown

M27592

SCHEDULE 2

Mining Lease Conditions 2021

(Version 1.1 as at February 2022)

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.

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MINING LEASE 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) Within 90 days from the date of grant or renewal of this mining lease, the lease holder must give each landholder notice in writing:

- (i) that this mining lease has been granted or renewed; and
- (ii) whether the lease includes the surface.

The notice must include a plan identifying the lease area and each landholder and individual land parcel within the lease area.

(b) If there are ten or more landholders to which notice must be given, the lease holder will be taken to have complied with condition 1(a) if a notice complying with condition 1(a) is published in a newspaper circulating in the region where the lease area is situated.

2. Security

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

The amount of the security deposit to be provided and maintained is **\$10,000**.

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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 1992*. 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.

4. Assessable Prospecting Operations

- (a) The lease holder must not carry out any assessable prospecting operation on land over which this lease has been granted unless:
- (i) it is carried out in accordance with any necessary development consent; or
 - (ii) if development consent is not required, the prior written approval of the Minister has been obtained.
- (b) The Minister may require the lease holder to provide such information as required to assist the Minister to consider an application for approval.
- (c) An approval granted by the Minister under this condition may be granted subject to terms.
- (d) The lease holder must comply with the approval granted to the holder under this condition.

Special conditions

Nil

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Exploration Reporting

Note: Exploration Reports (Geological and Geophysical)

The lease holder must lodge reports in accordance with the requirements in section 163C of the Mining Act 1992 and clauses 59, 60 and 61 of the Mining Regulation 2016 as well as any further requirements issued by the Secretary under clause 62 of the Mining Regulation.

Guidelines for the structure, content and data format requirements for reports are set out in the Exploration Reporting: A guide for reporting on exploration and prospecting in New South Wales.

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