



Notice to progress

Section 386L of the *Mineral Resources Act 1989*

This letter is a notice to progress a mining lease application under section 386L of the *Mineral Resources Act 1989 (MRA)*. An application may be rejected if an applicant does not comply with the requirements of this notice.

Reference: ML 70454

Date: 16 March 2015

Waratah Coal Pty Ltd
PO Box 71
SPRING HILL QLD 4004

Take notice that: Pursuant to s.386L of the *Mineral Resources Act 1989 (MRA)* this notice requires you to progress the application for **Mining Lease 70454** to allow the application to be decided.

The Minister may by notice require an applicant for a mining tenement to do anything required of the applicant under this Act (the MRA), or another Act to allow the application do be decided.

This is the first and final notice to progress issued for this application.

A. Grounds for this notice

This notice to progress is issued based on the following grounds:

1. Pursuant to section 391A(3) of the MRA, for your application to be decided, you must have an Environmental Authority (EA) under the *Environmental Protection Act 1994 (EP Act)*. I have been advised by the Department of Environment and Heritage Protection (EHP) that you were issued an Assessment Report for your Environmental Impact Statement in August of 2013.

B. Requirements and action

You are required to take the following actions:

1. You are now required to submit an Environmental Management Plan that meets the content requirements of the EP Act. You may wish to discuss this with the relevant EHP officer, Liz Clarke, who can be contacted on 4987 9386.

17/4 April 2015

You are required to take the abovementioned action/s within **twenty (20) business days** of this notice. Failure to comply with this notice to progress within the prescribed timeframe may result in your permit application being rejected pursuant to s386L(4) of the MRA.

If you are unable to complete these actions within the prescribed timeframe you may request an extension of time to comply with the requirements of this notice.

If you do not wish to continue with this mining lease application, please provide a notice in writing that you wish to abandon the application pursuant to section 307(1) of the Act. Upon abandonment, you will be required to remove any posts, cairns or other things used to mark out the boundary. The abandonment will take effect on the day following its receipt.

Please do not hesitate to call Debbie-Jo MacDonald, Principal Mining Registrar Assessment of the Coal Assessment Hub on +61 (07) 4936 0139 or debbie-jo.macdonald@dnrm.qld.gov.au if you require further information.

Yours Sincerely

A handwritten signature in black ink, appearing to read 'S. Smith', with a horizontal line extending to the right.

Stephen Smith
A/Regional Director