



Notice to Applicant

Section 386J of the *Mineral Resources Act 1989*

This letter is a notice to the applicant under section 386J of the *Mineral Resources Act 1989* requiring them to complete or correct a permit application or provide information with respect to an application. Under 386K of the *Mineral Resources Act 1989* a permit application may be refused if an applicant does not comply with the requirements of this notice.

6 September 2016

Reference: MDL485 & MDL481, ML70454,

Waratah Coal Pty Ltd
GPO Box 1538
BRISBANE QLD 4001

EMAIL: JOsborne@waratahcoal.com

Take notice that: Pursuant to s. 386J of the *Mineral Resources Act 1989 (MRA)* this notice requires you to undertake the actions prescribed in this notice with respect to the application for **mining lease number 70454 and mineral development licences 485 and 481.**

MDL485 and MDL481

A. Requirements and Actions

1. To enable further consideration to be given to your application, it is requested that you provide further information in accordance with the provisions of section 183(1) of the MRA:

(g) give reasons why the mineral development licence should be granted in respect of the area and shape of the land described in the application; and

(m) be accompanied by a statement—

- (i) giving a detailed description and technical particulars of the mineral occurrence for which the mineral development licence is sought together with any necessary supporting documents; and*
- (ii) stating any activities proposed to be carried out under the mineral development licence, including, for example, work programs, amounts to be spent and studies to be performed; and*
- (iii) stating the estimated human, technical and financial resources proposed to be committed to authorised activities for the mineral development licence during each year of the licence, if granted.*

You are required to provide information addressing the above requirements by **4 October 2016.**

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.

ML70454

A. Requirements and Actions

1. To enable further consideration to be given to your application, it is requested that you provide further information in accordance with the provisions of section 245(1) of the MRA:

(o)(iv) *provide a statement, acceptable to the chief executive and separate from the statement mentioned in subparagraph (iii), detailing the applicant's financial and technical resources;*

Your response to request dated 8 December 2015 was received on 15 January 2016 and has been assessed as insufficient.

Please provide further supporting documentation including:

- Company 2015/2016 Financial Statement
- Statement of total indebtedness
- Any other documents/statements that support your financial and technical capability to develop and operate the mine.

You are required to provide information addressing the above requirements by **7 November 2016**.

And take notice that:

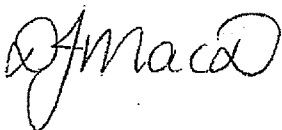
You must bear any costs incurred by complying with this notice.

Failure to comply with this notice to the satisfaction of the department within the prescribed timeframe may result in your permit application being refused pursuant to 386K of the MRA.

The application may be refused despite another provision of the MRA that provides the application must be granted in particular circumstances or particular requirements have been complied with.

Please do not hesitate to contact myself on debbie-jo.macdonald@dnrm.qld.gov.au or (07) 4936 0139 if you require further information.

Yours Sincerely



Debbie-Jo MacDonald
Principal Mining Registrar Assessment
Coal Assessment Hub