



BHP Billiton Mitsubishi Alliance

Applicant:
BHP Coal Pty Ltd and Others
 Central Queensland Coal Associates Joint Venture Participants

Thursday, 9 December 2009

The Mining Registrar
 Department of Employment, Economic Development and Innovation (**DEEDI**)
 Queensland Mines and Energy
 Government Building
 99 Hospital Road or
 PO Box 245
EMERALD QLD 4720

Attention: Mr Ken Goodwin, A/Mining Registrar, Emerald Mining District

Dear Mr Goodwin,

MINING LEASE APPLICATION - (RED HILL)

Pursuant to section 722E ("[Application for a mining lease](#)") of the *Mineral Resources Act, 1989*, **BHP Coal Pty Ltd** (principal applicant) and Others (Central Queensland Coal Associates Joint Venture Participants), hereby apply for a Mining Lease with part Surface Rights. The area covers EPC 554 and part of MDL 307 and MDL 358.

The area applied for will be known as the '**Red Hill**' project and is located approximately 30km NNW of the township of Moranbah.

The application area covers in part the following parcel of land:

Lot No	Plan No	Tenure Type	Owner / property name / feature	Area affected (ha areas approx)
3	GV54	Freehold	Williams, A.G.H. ("Riverside Station")	397
3	SP199176	Freehold	Shaw, G.C. ("Burton Downs Station")	831
4 [^]	SP174465	TL 0/212095	Williams, A.G.H. ("Riverside Station")	135
4	SP199176	Freehold	Peabody Energy Australia Coal Pty Limited & Mitterb Pty Limited	2,861
8	RP903902	Freehold	Shaw, G.C. ("Red Hill Station")	304
13	RP852571	Freehold	RAG Australia Coal Pty Limited & Thiess NG Pty Limited ("Red Hill Station")	41
17 [^]	SP156189	Freehold	Williams, A.G.H. ("Riverside Station")	3,176
18 [^]	SP208194	Pastoral Holding – PH 0/221638	Williams, A.G.H. ("Broadmeadow station")	1,219
-	-	Feature	Isaac River	8
-	-	Red Hill Road	Isaac Regional Council	123
		Various Roads	Isaac Regional Council	50

-	-	Various Easements	-	0
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The area applied for also abuts the eastern boundary of Mining Lease Application No. 1763, a *Central Queensland Coal Associates Agreement Act, 1968*, granted mining lease which is held by the applicants and down-dip of the Broadmeadow underground mine.

The total area of the Mining Lease is 8,841.9ha and Surface Area required is 4,726.6ha.

Also included with the Mining Lease application is a duly completed Coal Seam Gas Later Development Plan (Goonyella Riverside - Broadmeadow Mine amended copy) and an Application for Amendment of Environmental Authority (Mining Activities) as required under s.240 of the *Environmental Protection Act, 1994*.

A BHP Coal Pty Ltd drawn cheque to the sum of \$860 is enclosed, being the Mining Lease application fee of \$149.40, Amended Initial Development Plan fee of \$460.60 and the Environmental Authority fee of \$250.00.

Yours sincerely



Robert HODGE

Senior Tenement Officer

p. 07 3226 0444

f. 07 3229 2575

robert.i.hodge@bmacoal.com



BHP COAL PTY LTD A.C.N 010 595 721
55 Grenfell St, Adelaide, Australia, 5000
Phone: 1800 247 772 or + 61 8 8112 5000

REMITTANCE ADVICE

Date: 28.10.2009
Vendor: 4000612 DEPARTMENT OF MINES AND ENERGY
Payment Document: 3050388699

Payment is made on behalf of BM Alliance Coal Operations Pty Ltd

Our Ref	Your Ref.	Date	Inv. Amount	Deductions	Net Amount
3150036502 NL/EA Appin - Red Hill Area	211009	21.10.2009	860.00	0.00	860.00
Sum total				0.00	860.00

Detach before banking: 109458



Australia and New Zealand Banking Group Limited
324 Queen Street Brisbane QLD 4002

Date

28.10.2009

	Tens of Millions	Millions	Hundreds of Thousands	Tens of Thousands	Thousands	Hundreds	Tens	Units	Cents
Pay the Sum of Dollars	*ZERO *	*ZERO *	*ZERO *	*ZERO *	*ZERO *	*EIGHT *	*SIX *	*ZERO *	00

For and on behalf of
BHP Coal Pty Ltd
ACN 008 519 319
ABN
Disbursement Account

NOT NEGOTIABLE
A/C PAYEE ONLY

To the order of

DEPARTMENT OF MINES AND ENERGY
PO Box 15216
CITY EAST QLD QLD 4002
AUSTRALIA

AUD \$ *****860.00*

109458 01400021 8372 74345

ATTACHMENT

APPOINTMENT OF AGENT

We the undersigned officers for BM Alliance Coal Operations Pty Ltd ("BMA"), under Power of Attorney No. 707957220, hereby appoint Mr Dennis McCowan, Land and Access Manager for BMA as agent on behalf of the company for the purpose of lodging mining tenure applications within the Emerald Mining Registrar.

BM ALLIANCE COAL OPERATIONS PTY LTD as manager and agent on behalf of the Central Queensland Coal Associates Joint Venture participants, with authority to bind each of the participants in proportion to their respective participating interest in the Joint Venture.

SIGNED by BM ALLIANCE COAL OPERATIONS PTY LTD (ABN 67 096 412 752) as the duly constituted attorney of BHP Coal Pty Ltd (ABN 83 010 595 721), Umal Consolidated Pty Ltd (ABN 29 000 767 386), BHP Queensland Coal Investments Pty Ltd (ABN 56 098 876 825), Mitsubishi Development Pty Ltd (ABN 17 009 779 873), QCT Investment Pty Ltd (ABN 45 010 487 831), QCT Mining Pty Ltd (ABN 47 010 487 840) and QCT Resources Pty Limited (ABN 74 010 808 705) under registered power of attorney no. 707957220. BM Alliance Coal Operations Pty Ltd declares that it has not received any notice of revocation of its power of attorney.

SIGNED by BM ALLIANCE COAL OPERATIONS PTY LTD in accordance with section 127(1) of the Corporations Act 2001 (Cwth) by authority of its directors:

.....
Director

Name: **Gideon J. OBERHOLZER**

.....
Director / Secretary

Name: **Jill M. BUCKLE**

Dated in Brisbane this

9th

day of

December

, 2009

ATTACHMENT

APPOINTMENT OF AGENT

We the undersigned officers for BM Alliance Coal Operations Pty Ltd ("BMA"), under Power of Attorney No. 707957220, hereby appoint Mr Paul Shaw, Chief Surveyor for Peak Downs Mine (BMA) as agent on behalf of the company for the purpose of lodging mining tenure applications within the Emerald Mining Registrar.

BM ALLIANCE COAL OPERATIONS PTY LTD as manager and agent on behalf of the Central Queensland Coal Associates Joint Venture participants, with authority to bind each of the participants in proportion to their respective participating interest in the Joint Venture.

SIGNED by BM ALLIANCE COAL OPERATIONS PTY LTD (ABN 67 096 412 752) as the duly constituted attorney of BHP Coal Pty Ltd (ABN 83 010 595 721), Umal Consolidated Pty Ltd (ABN 29 000 767 386), BHP Queensland Coal Investments Pty Ltd (ABN 56 098 876 825), Mitsubishi Development Pty Ltd (ABN 17 009 779 873), QCT Investment Pty Ltd (ABN 45 010 487 831), QCT Mining Pty Ltd (ABN 47 010 487 840) and QCT Resources Pty Limited (ABN 74 010 808 705) under registered power of attorney no. 707957220. BM Alliance Coal Operations Pty Ltd declares that it has not received any notice of revocation of its power of attorney.

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Director
Name: **Gideon J. OBERHOLZER**

.....
Director / Secretary
Name: **Jill M. BUCKLE**

Dated in Brisbane this

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December

, 2009



BHP Billiton Mitsubishi Alliance

Applicant:
BHP Coal Pty Ltd and Others
 Central Queensland Coal Associates Joint Venture Participants

9 December
 November 2009

The Mining Registrar
 Department of Employment, Economic Development and Innovation (**DEEDI**)
 Queensland Mines and Energy
 Government Building
 99 Hospital Road or
 PO Box 245
EMERALD QLD 4720

Dear Sir

WRITTEN CONSENT OF THE LANDOWNER FOR ENTERING LAND FOR PEGGING PURPOSES

I / We the undersigned hereby give consent to **BHP Coal Pty Ltd** as the principal applicant for the *Central Queensland Coal Associates Joint Venture participants, being;*

- Umal Consolidated Pty Ltd;
- BHP Queensland Coal Investments Pty Ltd;
- Mitsubishi Development Pty Ltd;
- QCT Investment Pty Ltd;
- QCT Mining Pty Ltd; and
- QCT Resources Pty Limited

to enter onto the described land under approved Prospecting Permit (No. 73439) for the purpose of pegging and as described under section 19(2) – ("[Consent required to enter certain land](#)") of the *Mineral Resources Act 1989*.

The mining lease area is approximately 9,159ha covering EPC 554, MDL 307 & 358 which are held by the applicants – see attached diagram.

Lot No	Plan No	Tenure / Name	Title Reference
2	SP214117	Freehold – "Dabin"	17668026

SIGNED by BHP MITSUI COAL PTY LTD in
 accordance with section 127(1) of the Corporations
 Act 2001 (Cwth) by authority of its directors:

.....
 Director
 Name: **Gideon J. OBERHOLZER**

Please turn page for additional details.....

.....
 Director / Secretary
 Name: **Jill M. BUCKLE**



BHP Billiton Mitsubishi Alliance

Applicant:
BHP Coal Pty Ltd and Others
 Central Queensland Coal Associates Joint Venture Participants

____ November 2009

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- QCT Investment Pty Ltd;
- QCT Mining Pty Ltd; and
- QCT Resources Pty Limited

to enter onto the described land under approved Prospecting Permit (No. 73439) for the purpose of pegging and as described under section 19(2) – ("Consent required to enter certain land") of the *Mineral Resources Act 1989*.

The mining lease area is approximately 9,159ha covering EPC 554, MDL 307 & 358 which are held by the applicants – see attached diagram.

Lot No	Plan No	Tenure / Name	Title reference
3	SP199176	Freehold / "Burton Downs"	50781962

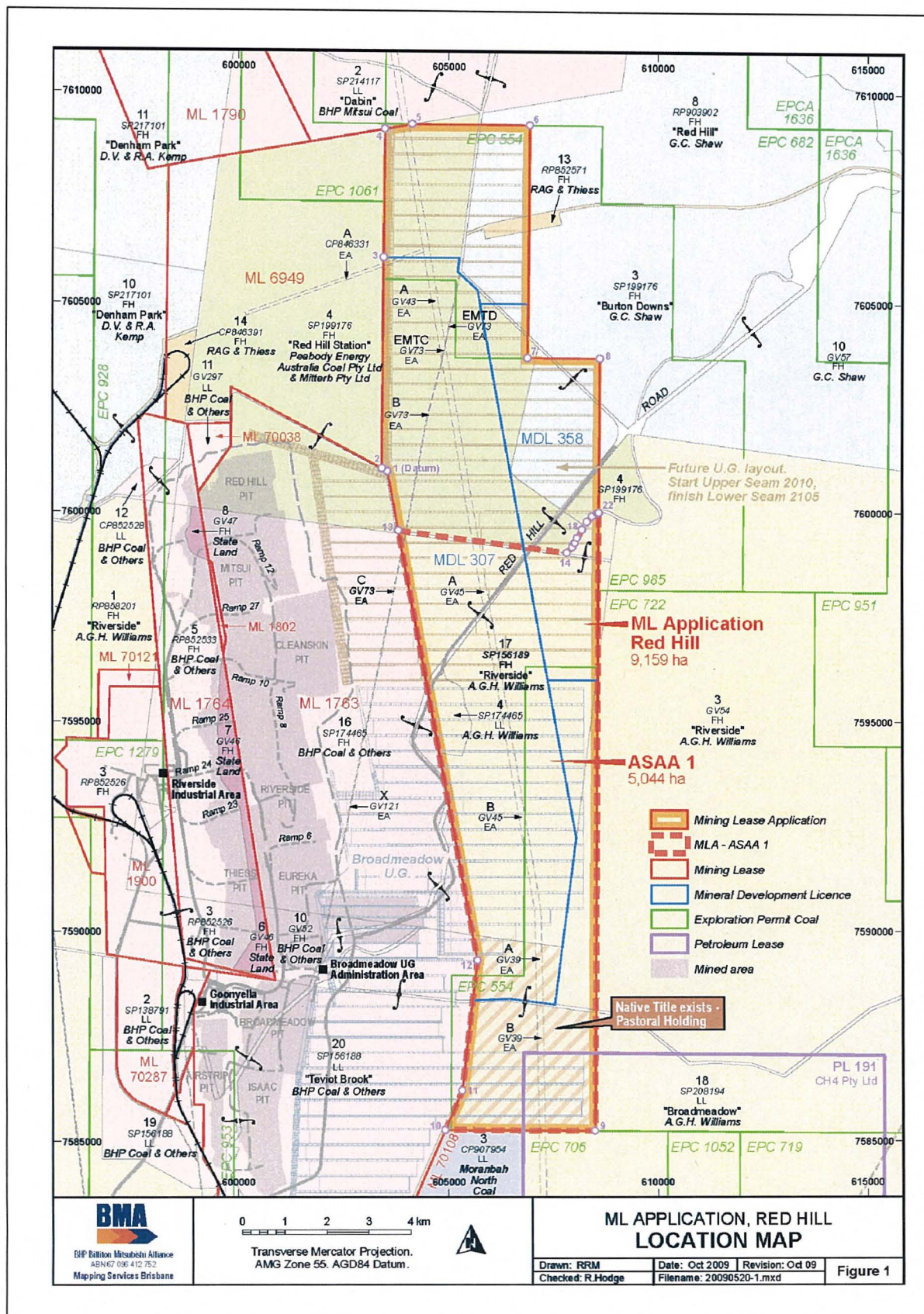
Signed by: **G.C. Shaw**

)
) *Geoff C Shaw*
)
) dated 23 / 11 / 2009
)

Witnessed by:

)
) *J m L*
)

Please turn page for additional details.....





BHP Billiton Mitsubishi Alliance

Applicant:

BHP Coal Pty Ltd and Others

Central Queensland Coal Associates Joint Venture Participants

____ November 2009

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 Department of Employment, Economic Development and Innovation (DEEDI)
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- Mitsubishi Development Pty Ltd;
- QCT Investment Pty Ltd;
- QCT Mining Pty Ltd; and
- QCT Resources Pty Limited

to enter onto the described land under an approved Prospecting Permit (No. 73439) for the purpose of pegging and as described under Part 18A (s.722..) of the *Mineral Resources Act 1989*.

The mining lease area is approximately 9,159ha covering EPC 554, MDL 307 & 358 which are held by the applicants – see attached diagram.

Lot No	Plan No	Tenure	Name
3	GV54	Freehold	"Riverside"
17	SP156189	Freehold	"Riverside"
18	SP208194	Pastoral Holding	"Broadmeadow"

Signed by A.G.H. Williams

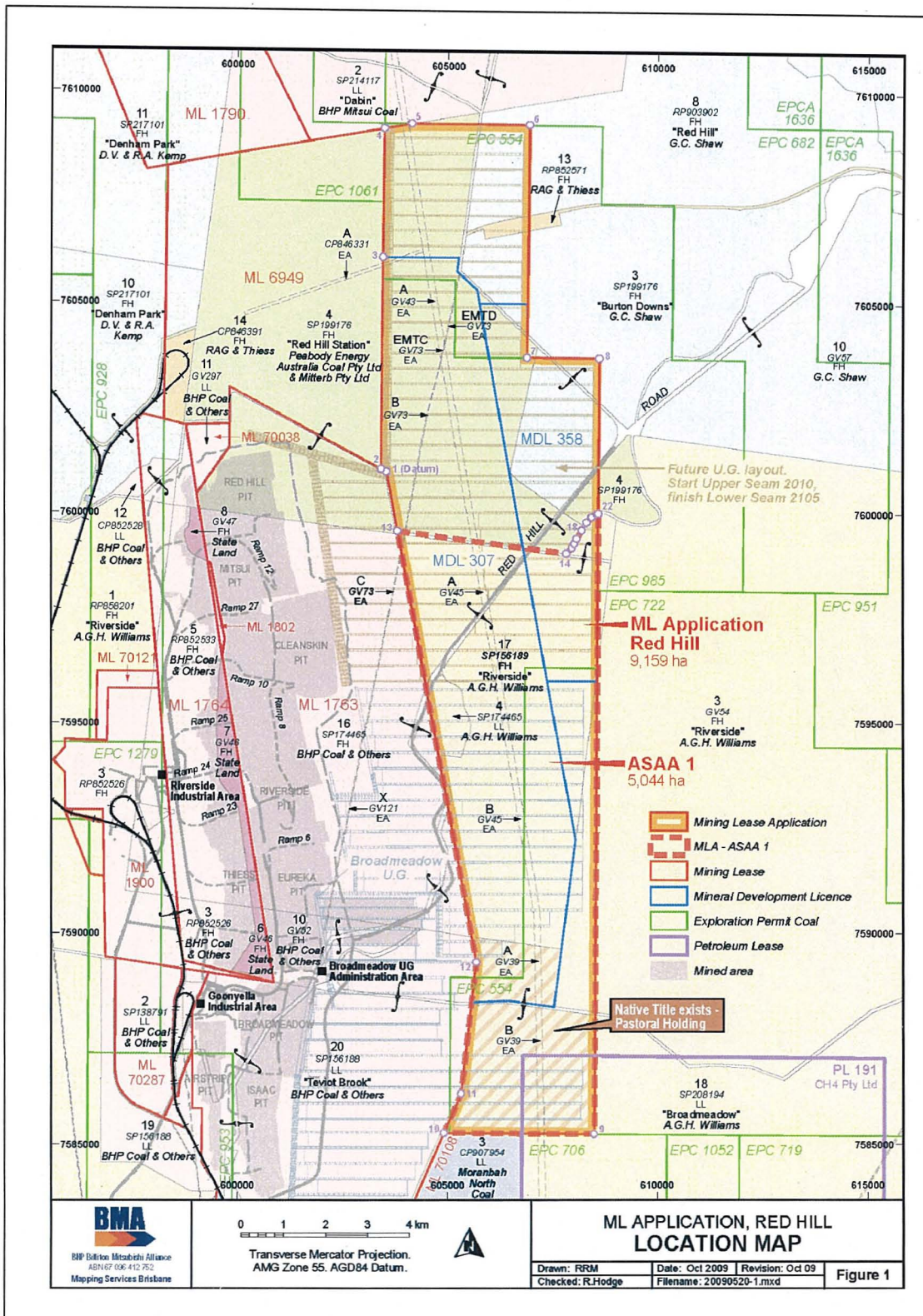
)
)
) 
)
)
) dated 12 / 11 / 2009

Please turn page for additional details.....

Witnessed by:

[Handwritten signature]

MLAs "RED HILL" - LOCATION DIAGRAM



NOTICE OF INTENTION OF ENTRY ON OCCUPIED LAND

Section 163, 164, 211, 212
Mineral Resources Act 1989
Form Number MRA-12 Version Number 2

GUIDE FOR APPLICANTS

Sections 163, 164, 211 and 212 of the *Mineral Resources Act 1989* require the holder of an exploration permit or a mineral development licence to give owners of land written notice of entry before entry is made under the permit or licence.

This notice must be served at least **five** business days (or such shorter period as is acceptable to the owner of the land and endorsed hereon) before entry is made for initial entry.

This notice must be served at least five business days and not greater than 15 business days (or such shorter period as is acceptable to the owner of the land and endorsed hereon) before entry is made for renewing entry.

A copy of the notice **MUST** be given to the relevant Mining Registrar.

If insufficient space relating to any questions – please attach a separate page.

Question 1.1

Specify the name of the land owner.

Question 1.2

Specify the address of the land owner.

Question 2.1

Specify the full name of each holder and a contact phone number.

Question 2.2 and 2.3

Enter details of tenure requiring this notice of entry.

Question 2.4

Enter expiry date.

The completed original of this notice and any attachments must be submitted to the landowner.

If form is to be completed by hand please print clearly in ink and use block letters.

1. TO THE OWNER OF THE LAND

Name of Owner of the Land

1.1

Peabody Energy Australia Pty Limited and Mitterb Pty Limited

Address

1.2

Goonyella North Mine via
MORANBAH QLD 4744 or
GPO Box 164
Brisbane Queensland 4001

Name of Owner of the Land

1.1

Address

1.2

2. I/WE

2.1

Name(s)

BHP Coal Pty Ltd and Others - C.Q.C.A. Joint Venture participants

GPO Box 1389

BRISBANE QLD 4001

being the registered holder(s) of

		Tick		Number
		Mineral	Coal	
2.2	Exploration Permit	☐	☒	554
2.3	Mineral Development Licence	☒		307 & 358

☒ give notice of my/our intention to enter upon and undertake exploration on

☐ renew my/our notice of entry which expires on

2.4

/ /

on

GUIDE FOR APPLICANTS

Question 2.5

Enter property details. (eg. Lot 5 on RP125251)

Question 2.6

Enter the date the period will commence from.

Question 2.7

Enter the date the period will expire on.

your land described as

2.5	Lot 4 on SP 199176 freehold land known as "Red Hill Station"
-----	--

for the period commencing from

2.6

1 / 12 / 2009

and expiring

on

2.7

28 / 2 / 2010

3. PROPOSED ACTIVITIES

Description of proposed activities.

Question 3.1

Provide details of specific activities to be conducted (e.g. drilling, trenching, costeaning, etc.), the equipment to be used (e.g. hand auger, vehicle-mounted drill, excavator, etc.), and where the activities will occur (e.g. NW corner).

3.1	..."to enter onto the described land (Lot 4 on SP199176) for the purpose of pegging (placing posts) for a mining lease application over areas covered by EPC 554, MDL 307 & MDL 358"
-----	--

When will proposed activities be carried out?

Question 3.2

Enter timeframe required to undertake your proposed activities.

3.2	Week commencing 1 December 2009 or before if consent is given by Peabody/Mitterb
-----	--

Question 3.3 to 3.6

Enter name and contact details for a local contact.

Name of Local Contact

3.3

Denny McCowan (Land Access Manager)

0417 792 135 or Denny.McCowan@bmacoal.com

Address

3.4

C/- Mackay Supply

MACKAY QLD 4740

3.5	Phone Number	(07) 4969 3158
-----	--------------	------------------

3.6	Fax Number	()
-----	------------	-----

Question 4.1

Enter the name of the place where the application was signed, the day of the month, the month and the year when the form is signed.

4. SIGNATURE OF HOLDER(S)

4.1	Signed at Moranbah this 20 th day of November	, 2009
-----	--	--------

4.2	Doug Dunn	4.3	
	Manager Geological Services		

4.2		4.3	

Question 4.2

Insert full name and title of holder(s).

Question 4.3

Signature of holder(s).

GUIDE FOR APPLICANTS

4.2		4.3	
4.2		4.3	

Full name and title of Holder(s) Signature

LANDOWNER TO COMPLETE

Question 5.1

Tick the appropriate boxes to indicate compliance.

5. ACCOMPANIMENTS

The following must accompany this form:

5.1		Tick
	• Copies of the Code of Conduct or Practice	☒
	• Any statement previously given to the Minister about environmental protection and land rehabilitation	☐

6. LANDOWNER ENDORSEMENTS

I/We

6.1	
-----	--

being the owner(s) of the described land upon which entry is sought, hereby

Question 6.2 and 6.4

Tick the appropriate box and enter the appropriate fields – For Question 6.3, note the accepted shorter timeframe. For Question 6.5 and 6.6, note the accepted longer expiry period.

	Tick					
6.2	☐	accept a shorter period of <table border="1" style="display: inline-table;"><tr><td>6.3</td><td></td></tr></table> business days for this Notice of Intention of Entry to be served upon me/us;	6.3			
6.3						
6.4	☐	consent to a longer period than the three month expiry limit prescribed, such period being from <table border="1" style="display: inline-table;"><tr><td>6.5</td><td>/ /</td></tr></table> and expiring on <table border="1" style="display: inline-table;"><tr><td>6.6</td><td>/ /</td></tr></table> .	6.5	/ /	6.6	/ /
6.5	/ /					
6.6	/ /					

Question 7.1

Enter the name of the place where the application was signed, the day of the month, the month and the year when the form is signed.

Question 7.2

Insert full name and title of Land Owner(s).

Question 7.3

Signature of Land Owner(s).

7. SIGNATURE OF LAND OWNER(S)

7.1	Signed at	this	day of November	, 2009
7.2		7.3		

GUIDE FOR APPLICANTS

MINING REGISTRAR TO COMPLETE

Questions 8 and 9

If the holder satisfies the Mining Registrar it is impracticable to give either the owner or occupier notice of the intended entry, the Mining Registrar may dispense with the need to give notice.

However, the Mining Registrar may require the holder to take action to publicise the proposed entry (e.g. publishing an advertisement in a newspaper or other publication).

7.2		7.3	

7.2		7.3	

7.2		7.3	

Full name and title of Land Owner(s)

Signature

8. MINING REGISTRAR ENDORSEMENT

Question 8.1

Insert the Mining Registrar's full name.

Question 8.2

Enter the name of the Mining District

I	8.1		, Mining Registrar for
the	8.2		Mining District being

satisfied that it is impracticable to serve on the owner of the land described herein

this Notice of Intention of Entry, hereby certify that the obligation to so serve

such notice to be dispensed with.

Question 9.1 and 9.2

Specify what type of action was taken to publicise proposed entry.

9. ACTION TAKEN TO PUBLICISE PROPOSED ENTRY

		Tick		
9.1	Advertised in	☐ Newspaper	☐ Other	☐ Not Required
9.2	Specify:			

Question 10.1 to 10.3

Enter the name of the place where the application was signed, the day of the month, the month and the year when the form is signed.

Question 10.4

Insert full name of Mining Registrar.

Question 10.5

Signature of Mining Registrar.

10. SIGNATURE OF MINING REGISTRAR

Dated at	10.1	
10.2		day of 10.3, 20
10.4		10.5

Full name of Mining Registrar

Signature of Mining Registrar

Disclaimer

The information provided on this form is used to assess the suitability of your application and maintain the public searchable register under the *Mineral Resources Act 1989* (the Act). This information is authorised by sections 163, 164, 211, 212 and 387 of the Act. Some or all of this information may be provided to the Department of Environment and Resource Management for the issuing of an environmental authority, or through arrangements with other government agencies authorised to make register searches, extracts or copies under section 387B of the Act. Your personal information will not otherwise be disclosed to any other third party without your consent, unless authorised or required by law, or for the purposes of information Standard 4.2.



Common application details - Mining tenement and environmental authority

Important information for applicants

This form asks for common applicant details for the application for a mining tenement (Mineral Resources Act 1989) and application for environmental authority [Chapter 5, Environmental Protection Act 1994 (EP Act)].

Details entered here will be considered as part of your application for the mining tenement and the environmental authority.

Please note: Information entered here would generally be available, upon request for public viewing and copying. However, you may apply for exemption from disclosing information contained in a document submitted, or proposed to be submitted with this application (pursuant to section 564 of the EP Act) by an Application for Disclosure Exemption form.

Guide

Where there is more than one applicant, please nominate one of the applicants to act on your behalf. The principal applicant can be a person, or registered entity, nominated by all applicants, upon whom any correspondence or notice is to be served. The company name must be a legal entity (it must not be a business trading name).

¹To appoint a principal applicant (under the Environmental Protection Act 1994) complete an Appointment or Cancellation of Appointment of Principal Applicant form.

The registered business address provided for the principal applicant should be the head office location, or residence, of the principal applicant, for the purpose of serving notices.

Where there is more than one applicant, this form is to be signed by the person authorised to sign on behalf of all applicants (ie. the principal applicant). Where the applicant or principal applicant is a company, this form is to be signed by an authorised person for that company.

1 Name of principal applicant

Name
BHP COAL PTY LTD (ABN 83 010 595 721)

2 Contact details for principal applicant

Registered business address
'Riparian Plaza'
Level 23
71 Eagle Street
BRISBANE QLD 4000

Postal address (where different)
GPO Box 1389
BRISBANE QLD 4001

Telephone
(07) 3226 0754

Fax
(07) 3229 2575

E-mail
Peter.A.Roe@bmacoal.com

3 Responsible person for principal applicant

Name
Peter A. Roe

Position (ie CEO, Director, Manager etc)
Manager Environment

4 Principal applicant's signature

Peter A. Roe
Printed name

Manager Environment
Position (eg Owner, CEO, Partner, Manager etc)

Signed 

6/12/2009
Date

FOR OFFICE USE ONLY

Received at	Fee lodged / Account Code	Entered on register by	EPA District
time	\$	(initials)	
date / /	Receipt No.	on (date) / /	Project No.
by (initials)	DME District	Tenement No.	EA No.

APPLICATION FOR MINING LEASE

Section 245

Mineral Resources Act 1989

Form Number MRA-15 Version Number 6

OFFICIAL USE ONLY	
ML No.	
PART A	
Received AT	Received BY
DATE	TIME
/ /	: AM PM
PART B	
Document accepted as an application for a Mining Lease in accordance with section 81 of the <i>Mineral Resources Regulation 2003</i> .	
Mining Registrar	
(SIGNATURE)	
DATE / /	
FEE Paid	RECEIPT no.
PART C	
ENTERED on register by	
(SIGNATURE)	
DATE / /	

The completed original plus two copies of this application and any attachments must be submitted with the prescribed fee at the Office of the Mining Registrar for the mining district in which the land is situated.

The document submitted must first be accepted by the Mining Registrar as an application for a mining lease under the provisions of section 81 of the *Mineral Resources Regulation 2003* before registration.

Note: A document containing information that is false or misleading may attract a maximum penalty of 200 penalty points.

If form is to be completed by hand please print clearly in ink and use block letters.

1. APPLICANT DETAILS

Company Name/Surname 1.1 BHP COAL PTY LTD

Given Name(s) 1.2

ACN (if company) 1.3

If Tenant in Common, specify share or interest - Percentage 1.4 40.75 %

Company Name/Surname 1.1 OTHERS (REFER ATTACHMENT 'A')

Given Name(s) 1.2

ACN (if company) 1.3

If Tenant in Common, specify share or interest - Percentage 1.4 59.25 %

Company Name/Surname 1.1

Given Name(s) 1.2

ACN (if company) 1.3

If Tenant in Common, specify share or interest - Percentage 1.4 0.00 %

Company Name/Surname 1.1

Given Name(s) 1.2

ACN (if company) 1.3

If Tenant in Common, specify share or interest - Percentage 1.4 0.00 %

GUIDE FOR APPLICANTS

Before making an application you are required to mark out the land proposed for the mining lease. For the manner of marking out, refer to sections 240 and 241 of the *Mineral Resources Act 1989*.

Question 1.1

Specify company name or surname of applicant.

Question 1.2

Specify given name(s) of applicant.

Question 1.3

If a company, what is the Australian Company Number (ACN)?

GUIDE FOR APPLICANTS

Question 1.4

Specify the percentage of interest to be held by each applicant.

Question 1.5

The total interest must equal 100%. If you are entering these details online, right click the '0' and select 'Update Field'.

Question 1.6

If there are 2 or more applicants, indicate if the interests will be held as Tenants in Common or as Joint Tenants. If interests are not specified, tenancy will be registered as Tenants in Common.

NOTE: Joint Tenants must be of equal interest held.

Question 1.7

One applicant must be shown as the nominated person, upon whom any notice may be served on behalf of the applicant(s). (Commonly referred to as the 'Principal Holder')

Question 1.8

Specify the address of the nominated applicant.

Question 1.9

Specify the phone number of the nominated applicant.

Question 1.10

Specify the fax number of the nominated applicant.

Question 1.11

Specify the email address of the nominated applicant.

Question 2

A mining lease can be applied for if the applicant (or one of the applicants) is the holder of a current pre-requisite tenure.

Question 2.1-2.5

Tick which is the pre-requisite tenure for the mining lease application either a prospecting permit, exploration permit for mineral or coal, mineral development licence or a mining claim or mining lease (being conditionally surrendered) and provide the number and expiry date of the tenure.

A conditional surrender may be for the whole or part of the area in favour of either whole or part of a new application.

Question 2.6

Identify whether the land is situated within an exploration permit, geothermal exploration permit or mineral development licence (either granted or an application) that is not held by you.

If so, you must obtain the earlier applicant's or holders written views on your application and lodge those views with the Mining Registrar. (Refer to sections 248 and 249 of the Mineral Resources Act 1989)

Total Percentage

1.5 100.00 %

Tenancy

1.6	Tenants in Common	☒	Joint Tenants	☐
-----	-------------------	-------------------------------------	---------------	--------------------------

Nominated Person

1.7	ROBERT HODGE
-----	--------------

Address

1.8	GPO BOX 1389 BRISBANE QLD 4001
-----	-----------------------------------

Phone Number

1.9	(07) 32260444
-----	-----------------

Fax Number

1.10	(07) 32292333
------	-----------------

E-mail

1.11	Robert.J.Hodge@bmacoal.com
------	----------------------------

2. PRE-REQUISITE TENURE DETAILS

What pre-requisite tenure do you hold over this area?

		Tick	Number(s)	Expiry Date(s)
2.1	Prospecting Permit	☒	73439	1 / 5 / 2010
2.2	Exploration Permit(s)	Mineral ☐ Coal ☒	554	13 / 2 / 2011
2.3	Mineral Development Licence(s)	Mineral ☐ Coal ☒	307 & 358	31 / 7 / 2012
2.4	Conditionally surrendered Mining Claim	☐		/ /
2.5	Conditionally surrendered Mining Lease	☐		/ /

Is the land applied for situated within an area of an Exploration Permit for Mineral or Coal, a Geothermal tenure or a Mineral Development Licence, which you are not the holder?

2.6	☐ YES (go to Q 2.7) ☒ NO (go to Q 3.1)
-----	---

		Tick	Number(s)	Expiry Date(s)
2.7	Exploration Permit(s)	Mineral ☐ Coal ☐		/ /
2.8	Mineral Development Licence(s)	Mineral ☐ Coal ☐		/ /
2.9	Geothermal Exploration Permit	☐		/ /

3. APPLICATION DETAILS

What was the date and time the land was marked out?

3.1	DATE: 14 / 12 / 2009	3.2	TIME: 11:00	☒ AM ☐ PM
-----	----------------------	-----	-------------	---

Term applied for:

3.3	21 years
-----	----------

GUIDE FOR APPLICANTS

Question 2.7 to 2.9

If yes, provide number and expiry date of relevant tenure not held by you.

Question 3

Before you apply for a mining lease you must mark out the boundary of the land, even if the surface of the land is not going to be included in your application.

Once marked out you have five business days in which to lodge your application.

Question 3.1-3.2

Specify the date and time the land the subject of the mining lease was marked out.

Question 3.3

There is no restriction on the term of a mining lease. However, when you apply for a lease you must justify the term you are seeking. A mining lease cannot be for a term longer than the period for which compensation has been agreed or decided. *For example, if you agree to compensation for a five-year period then the lease cannot exceed five years.*

Question 3.4

Provide detailed reasons for the length of term sought.

Question 3.5 & 3.6

State the area of land being applied for. There are no restrictions on the area and shape of the land, which can be granted under a mining lease (other than those imposed under certain Restricted Areas). However, you must justify the area and shape when you make your application.

Question 3.7

State the general locality of the application, e.g. 15km SE of Mount Isa.

Question 3.8

Insert the name of the Mining Lease.

Question 3.9

Insert the details of the Local Government. This refers to either the City or Shire Council responsible for the local government area(s) in which the land is situated.

Question 3.10

Specify which minerals are sought and/or the purpose for the mining lease. Do not use symbols. Do not include minerals that are not specified in the pre-requisite tenure.

Please Note: the Government's policy is that it will not grant mining tenements for the purpose of mining uranium in Queensland, nor will it permit the treatment or processing of uranium within the State.

Provide detailed reasons the term applied for.

3.4 The expansion of the Goonyella-Riverside open-cut and the Broadmeadow longwall underground mines into the 'Red Hill' area have exploitable coal reserves beyond the term applied for.

Size of area applied for 3.5 8,841.9 ha

Provide detailed reasons for the area and shape of the land applied for.

3.6 Area applied for covers EPC 554, MDL 307 & MDL 358 to allow for the future down-dip expansion of the Goonyella-Riverside open-cut and Broadmeadow longwall underground mines that originate from ML1763.

What is the general locality of this application?

3.7 30km NNW of Moranbah

What is the name of the Mining Lease? (if any)

3.8 Red Hill

What is the local government area(s) in which the land applied for is situated?

3.9 Isaac Regional Council

Specify the minerals and/or purpose for which this mining lease is sought?

3.10 Coal / opencut & underground longwall mining and ancillary infrastructure

Is the application solely for infrastructure facilities associated with mining? (e.g. Workshops, administration buildings)

3.11 ☐ YES ☒ NO

4. RESTRICTED LAND

Are there any permanent buildings or relevant features within the boundaries of the land applied for or within the prescribed distances laterally of the boundaries?

4.1 ☒ YES (go to Q 4.2) ☐ NO (go to Q 5.1)

What are those permanent buildings or relevant fixtures?

4.2 'Riverside' homestead, buildings, earth dams

GUIDE FOR APPLICANTS

NOTE: Coal mining leases are subject to additional provisions imposed under Part 7AA of the *Mineral Resources Act 1989*.

Question 3.11

Mining leases may be granted for purposes other than mining of minerals (i.e. for the purposes of carrying out activities associated with mining such as plant site, camp or tailings dam).

Question 4

The *Mineral Resources Act 1989* prescribes certain types of land as "restricted land". This land is only available if the owner of the land where the relevant permanent building (Category A), or feature (Category B) is situated, consents in writing to your application. If consents are not lodged, such areas will automatically be excluded from the surface area of your mining lease.

Restricted Land (category A)

Means land within 100m laterally of a permanent building used –

- (a) mainly as accommodation or for business purposes; or
- (b) for community, sporting or recreational purposes or as a place of worship.

Restricted Land (category B)

Means land within 50m laterally of any of the following features–

- (a) a principal stockyard;
- (b) a bore or artesian well;
- (c) a dam;
- (d) another artificial water storage connected to a water supply; or
- (e) a cemetery or burial place.

Question 4.2

Specify the improvements to the land which is being applied in the mining lease. The types of improvements and prescribed distances are defined in the *Mineral Resources Act 1989*.

Question 5.1

Indicate whether the mining lease is over land that is a reserve as defined in the Schedule - Dictionary of the *Mineral Resources Act 1989*.

Question 5.2

If you are unable to obtain the written views of the owner of the reserve despite efforts to do so, the Land Court of Queensland has the power to make a recommendation to the Minister as to whether the Governor in Council should consent to the grant of the mining lease over the surface of the reserve subject of certain conditions.

Question 5.3

Specify what attempts have been made to obtain consent.

Do you have the written consent of the owner(s) of the land containing those permanent buildings or relevant fixtures to the land being applied for in the mining lease?

4.3	☐ YES (attach copy)	☒ NO (see below)
-----	--	--

Please note: Consent must be lodged with the Mining Registrar prior to close of objections.

5. RESERVE LAND

Is the application over land the surface of a reserve?

5.1	☒ YES (go to Q 5.2)	☐ NO (go to Q 6.1)
-----	---	---

Do you have written consent of the owner(s) of the reserve?

5.2	☐ YES (go to Q 6.1)	☒ NO (go to Q 5.3)
-----	--	--

If yes – please attach a copy of consent.

If NO, what action has been taken to obtain such written consent?

5.3	The applicants are seeking a compensation/consent agreement with the Isaac Regional Council for all the Council controlled/managed roads within the bounds of the mining lease application.
-----	---

Please note: Consent must be lodged with the Mining Registrar prior to close of objections.

6. BACKGROUND LAND TENURE DETAILS

Describe the land parcels that are the subject of the application for mining lease:

Lot Number	6.1	4	Plan Number	6.2	SP199176
------------	-----	---	-------------	-----	----------

Land Tenure Type	6.3	Freehold
------------------	-----	----------

Current Usage	6.4	Coal mining
---------------	-----	-------------

Owner's Name	6.5	Peabody Energy Coal Australia Pty Limited and Mitterb Pty Limited
--------------	-----	---

Owner's Address	6.6	GPO Box 164 BRISBANE QLD 4001
-----------------	-----	----------------------------------

Lot Number	6.1	13	Plan Number	6.2	RP852571
------------	-----	----	-------------	-----	----------

Land Tenure Type	6.3	Freehold
------------------	-----	----------

Current Usage	6.4	Unknown
---------------	-----	---------

Owner's Name	6.5	RAG Australia Coal Pty Limited & Thiess NG Pty Limited
--------------	-----	--

Owner's Address	6.6	GPO Box 164 BRISBANE QLD 4001
-----------------	-----	----------------------------------

GUIDE FOR APPLICANTS

Question 6

Please provide a description of all parcels of land the whole or part of which are covered by your application. It is necessary to provide the landowner's name and address for each parcel of land. You can obtain this information from the Department of Natural Resources and Water Service Centre.

You are also required to provide details of which parcels of land are within the boundaries of the surface area and access being applied for.

Refer to Schedule - Dictionary in the *Mineral Resources Act 1989* for the definition of an 'owner'

If insufficient space please attach list.

Questions 6.1 & 6.2

Specify the Lot Number and Registered Plan Number of land over which the lease is required.

Question 6.3

Insert land tenure type, e.g. Freehold, special lease, pastoral holding etc.

Question 6.4

What is the land currently used for?

Questions 6.5 & 6.6

Enter the Name and Address of the owner of the land.

Lot Number	6.1	3	Plan Number	6.2	SP199176
Land Tenure Type	6.3	Freehold			
Current Usage	6.4	Grazing			
Owner's Name	6.5	Shaw, G.C.			
Owner's Address	6.6	'Burton Downs' Station via. NEBO QLD 4742			

Lot Number	6.1	Refer Attachment 'C' & 'D'	Plan Number	6.2	Refer Attachment 'C' & 'D'
Land Tenure Type	6.3	Refer Attachment 'C' & 'D'			
Current Usage	6.4	Refer Attachment 'C' & 'D'			
Owner's Name	6.5	Refer Attachment 'C' & 'D'			
Owner's Address	6.6	Refer Attachment 'C' & 'D'			

Describe the land parcels over which access to the application for mining lease is required:

Lot Number	6.1		Plan Number	6.2	
Land Tenure Type	6.3				
Current Usage	6.4				
Owner's Name	6.5				
Owner's Address	6.6				

Lot Number	6.1		Plan Number	6.2	
Land Tenure Type	6.3				
Current Usage	6.4				
Owner's Name	6.5				
Owner's Address	6.6				

GUIDE FOR APPLICANTS

Question 7.1

If the applicant is not the owner of the land over which the surface of the application is made, then compensation must be entered into prior to grant either by written agreement or determined by the Land Court of Queensland of Queensland. Access land is also subject to the compensation requirements of the Act.

Any compensation agreement must be signed by all parties, stamped by the Office of State Revenue and filed with the Mining Registrar.

Question 7.2

Compensation is not required if the background land tenure is "Unallocated State Land" or is owned by the applicant. If the applicant is the owner, proof of ownership is required to be lodged with the application.

Question 8.1

Fully describe the reference/start point of the land so that it can be accurately located. Either by a survey mark or other fixed and well defined point.
Preferably a GPS point.

GPS Points must be in latitude and longitude on GDA94 Datum or MGA94 (Easting, Northing, Zone)

Question 8.2

Indicate which corner the datum post is located, e.g. NW corner.

Question 8.3

Enter description of the reference start point. In describing the reference point, all bearings are to be magnetic. If there is insufficient space, please attach a list.

Question 8.4

Enter the compass bearing taken along the centreline of the reference/start point.

Question 8.5

Enter the distance, in metres, from the reference/start point on the compass bearing.

Question 8.6

The posts used to mark out the mining lease must have the applicant's initials along with the date of marking out.

Indicate the initials and date marked on each post (Refer to section 241 of the *Mineral Resources Act 1989*).

7. COMPENSATION AGREEMENT DETAILS

Is a compensation agreement required?

7.1	☒ YES (go to Q 8.1)	☐ NO (go to Q 7.2)
-----	---	---

Why is a compensation agreement not required?

7.2	
-----	--

8. LOCATION DESCRIPTION

Describe the location of the Reference/Start Point of the land applied for.

8.1	Refer Attachment 'E'
-----	----------------------

In which corner of the lease is the Datum Post located?

8.2	Refer Attachment 'E'
-----	----------------------

Describe the connection **from** the Reference/Start Point **to** the Datum Post:

Commencing from the reference start point:

8.3	Refer Attachment 'E'
-----	----------------------

at a bearing of	8.4	Refer Attachment 'E'	for a distance of	8.5	Refer Attachment 'E'	metres,
at a bearing of	8.4		for a distance of	8.5		metres,
at a bearing of	8.4		for a distance of	8.5		metres,
at a bearing of	8.4		for a distance of	8.5		metres,
at a bearing of	8.4		for a distance of	8.5		metres,
at a bearing of	8.4		for a distance of	8.5		metres,
at a bearing of	8.4		for a distance of	8.5		metres,

to the Datum Post.

What are the markings on all the posts? (Initials and surname of one applicant or company initials and Date)

8.6	BHPC 14 / 12 / 2009
-----	---------------------

GUIDE FOR APPLICANTS

Question 9

You must describe the boundaries of the mining lease by accurately measured distances and compass bearings. All bearings are to be magnetic and clockwise and the description should indicate any abutments, for example, a bearing of 90° 00' for a distance of 100 metres to and abutting the western boundary of ML 70045.

You must also include a sketch map, or other graphic representation acceptable to the Mining Registrar setting out the boundaries of the land being applied for and the land required as access. This map should also show any mining claims, mineral development licences, or mining leases (or applications for the grant of one of these) within the boundaries of the land being applied for

Question 9.1

Enter the compass bearing taken.

Question 9.2

Enter the distance, in metres, to the next post.

Question 9.3

Enter description, e.g. North West Corner... etc.

9. EXTERNAL BOUNDARY DESCRIPTION

Describe the external boundaries of the land applied for in this application.

Commencing from the datum post:

at a bearing of	9.1	Refer Attach 'E'	for a distance of	9.2	Refer Attach 'E' m,
to	9.3	thence			
at a bearing of	9.1		for a distance of	9.2	m,
to	9.3	thence			
at a bearing of	9.1		for a distance of	9.2	m,
to	9.3	thence			
at a bearing of	9.1		for a distance of	9.2	m,
to	9.3	thence			
at a bearing of	9.1		for a distance of	9.2	m,
to	9.3	thence			
at a bearing of	9.1		for a distance of	9.2	m,
to	9.3	thence			
at a bearing of	9.1		for a distance of	9.2	m,
to	9.3	thence			
at a bearing of	9.1		for a distance of	9.2	m,
to	9.3	thence			

back to the point of commencement.

10. INTERNAL BOUNDARY CONNECTION AND DESCRIPTION

Is there an existing mining tenure (or prior application for grant of a mining tenure) wholly within this application?

10.1	☐ YES (go to Q 10.2) ☒ NO (go to Q 11)
------	---

Provide the tenure details of existing mining tenure:

10.2	Tick	Number(s)	Expiry Date(s)
Mining Claim	☐		/ /
Mining Lease	☐		/ /
Mineral Development Licence(s)	Mineral ☐ Coal ☐		/ /

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Questions 10.3 to 10.6

If there is a mining claim, mineral development licence or mining lease or an application for one of these tenements already within the area you are applying for, then the datum post or commencement post of the mining claim, mineral development licence or mining lease (or applications) must be related to the commencement point of your mining lease application by accurately measured distances and compass bearings.

The Mining Registrar may accept alternative methods instead of measured distances and bearings where these are more accurate.

All bearings are to be magnetic and the description should indicate any abutments. For example, "at a bearing of 90° 00' for a distance of 100 metres to the..."

Please attach a separate list if insufficient space

Question 10.7 to 10.10

All bearings are to be magnetic and clockwise and the description should indicate any abutments, for example, "at a bearing of 90° 00' for a distance of 100 metres to the western boundary of ML 70045".

Please attach separate list if insufficient space.

Questions 11.1 to 11.3

Indicate if surface area is required, if so, state reasons why surface area is required and whether surface area is applied for over whole or part of the mining lease.

Describe the connection from the Commencement Point of this application to the Datum Post/commencement point of the interior tenure.

From the Commencement Point **10.3** of this application
 at a bearing of **10.4** for a distance of **10.5** m,
 to **10.6** thence
 at a bearing of **10.4** for a distance of **10.5** m,
 to **10.6** thence
 at a bearing of **10.4** for a distance of **10.5** m,
 to **10.6** thence
 at a bearing of **10.4** for a distance of **10.5** m,
 to **10.6** thence
 to the Datum Post/Commencement Point of the interior tenure.

Describe the external boundaries of the interior tenure referred to above.

From the Datum Post / Commencement Point in the

10.7 corner of the interior tenure
 at a bearing of **10.8** for a distance of **10.9** m,
 to **10.10** thence
 at a bearing of **10.8** for a distance of **10.9** m,
 to **10.10** thence
 at a bearing of **10.8** for a distance of **10.9** m,
 to **10.10** thence
 at a bearing of **10.8** for a distance of **10.9** m,
 back to the Datum Post/Commencement Point of the interior tenure.

11. SURFACE AREA CONNECTION AND DESCRIPTION

11.1 ☐ Whole (go to Q 11.2) ☒ Part (go to Q 11.2) ☐ Nil (go to Q 11.12)

Why is surface area required?

11.2 To cover the Broadmeadow underground longwall layout from ML 1763/SA4

Whole (go to Q 12) Part (go to Q 11.3)

11.3 If part - what area is required? 4,726.6 ha (go to Q 11.4)

GUIDE FOR APPLICANTS

Questions 11.4 to 11.7

All bearings are to be magnetic.

Please attach separate list if insufficient space.

Question 11.8 to 11.11

It is not necessary to mark out the boundary of the surface area if part only of the surface is going to be included in your application. However, the boundary of the surface area must be described by measuring the distance on the ground and by taking compass bearings. The description must be related to a boundary post by accurately measured distances and compass bearings.

All bearings are to be magnetic and distances are to be in metres.

Please attach a separate list if insufficient space.

Describe the connection from a Datum Post of this application to the initial corner of the surface area.

Commencing from the Datum Post located at

11.4	Refer Attach 'E'
------	------------------

at a bearing of

11.5	Refer Attach 'E'
------	------------------

 for a distance of

11.6	Refer Attach 'E' m,
------	---------------------

to

11.7	Refer Attach 'E'
------	------------------

 thence

at a bearing of

11.5	
------	--

 for a distance of

11.6	m,
------	----

to

11.7	
------	--

 thence

at a bearing of

11.5	
------	--

 for a distance of

11.6	m,
------	----

to

11.7	
------	--

 thence

at a bearing of

11.5	
------	--

 for a distance of

11.6	m,
------	----

to the initial corner of the surface area.

Describe the Surface Area of the land being applied for:

From the initial corner of the surface area

11.8	Refer Attach 'E'
------	------------------

at a bearing of

11.9	Refer Attach 'E'
------	------------------

 for a distance of

11.10	Refer Attach 'E' m,
-------	---------------------

to

11.11	Refer Attach 'E'
-------	------------------

 thence

at a bearing of

11.9	
------	--

 for a distance of

11.10	m,
-------	----

to

11.11	
-------	--

 thence

at a bearing of

11.9	
------	--

 for a distance of

11.10	m,
-------	----

to

11.11	
-------	--

 thence

at a bearing of

11.9	
------	--

 for a distance of

11.10	m,
-------	----

to

11.11	
-------	--

 thence

at a bearing of

11.9	
------	--

 for a distance of

11.10	m,
-------	----

to

11.11	
-------	--

 thence

at a bearing of

11.9	
------	--

 for a distance of

11.10	m,
-------	----

back to the point of commencement.

Question 11.12

If no surface area is required to gain access to the area applied for in this application, provide details of your adjoining mining lease(s) that will enable you to gain access to the proposed area.

11.12	If no surface area is required, give details of the adjoining granted mining lease(s) held by you that will enable you to gain access to the area applied for in this application.	
	Mining Lease Number(s)	Holder Name(s)

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Question 12.1

If you answered YES, complete Question 12.2.
If you answered NO, go to Question 12.3.

Question 12.2

Upon answering Question 12.2, go to Question 13.

Question 12.3

Insert the width of the access
required in metres.

Question 12.4

Insert the description of the start point, e.g. At a point on the Mt Mulligan Road 2.15km NE of the Sandy Creek crossing at co-ordinates.....

Question 12.5

Insert the description of the end point, e.g. The Southern boundary of the mining lease.

Question 12.6

Enter the compass bearings taken along the centreline of the access.

Question 12.7

Enter the distance, in metres, of the access route on the compass bearing.

12. ACCESS LAND DETAILS

Is access to this mining lease via a dedicated road that is within or abutting the mining lease area?

12.1	☒ YES (go to Q 12.2) ☐ NO (go to Q 12.3)
------	--

What is the description of the dedicated road to be used for access?

12.2	Red Hill Road (Isaac Regional Council)
------	--

What is the description of the access?

Width of Access required	12.3	metres
--------------------------	------	--------

What is the description of the start point?

12.4	
------	--

What is the description of the end point?

12.5	
------	--

Commencing from the start point, thence along the centreline at a bearing of

[illegible]

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Question 13

Compliance with the native title provisions of the *Commonwealth Native Title Act 1993* is not necessary on land where native title is taken to have been extinguished (i.e. 'exclusive' land tenures).

However, if you wish to include in your application land that may be subject to native title (i.e. 'non-exclusive' land tenures), you must comply with the relevant native title procedure irrespective as to whether or not a native title claim has been lodged over the area.

Question 14.1

Enter the name of place where the application was signed, the day of the month, the month and the year when the form is signed.

Question 14.2

Insert full name of the applicant(s).

Question 14.3

Signature of applicant(s).

Question 14.4

Insert full name of Witness.

Question 14.5

Signature of Witness.

Execution of Documents by an Agent

If an agent or the holder of a power of attorney is signing a document, required to be lodged by an Act, on behalf of another, the agent or holder of the power of attorney must produce current, written evidence of their authority to act at the time of lodgement.

All of the holders of the tenure MUST execute the appointment of agent or the power of attorney for the appointment or power of attorney to be effective. A company signing an appointment of agent or power of attorney must do so in accordance with the corporation law and/or the articles of association of the company.

13. NATIVE TITLE

Do you believe that the application area (including any access land) is over land tenures that may be subject to Native Title?

13.1	☒ YES (go to Q 13.2)	☐ NO (go to Q 14)
------	--	--

If the land applied for is over land tenures where native title may still exist, is the land applied for subject to an Indigenous Land Use Agreement (ILUA)?

13.2	☐ YES	☒ NO
------	------------------------------	--

14. SIGNATURES

I/We:

- solemnly sincerely and truly declare that the information provided in this form is true and correct.
- understand that any false or misleading information may attract a maximum penalty of 200 penalty points.

14.1	Signed at BRISBANE this day of DECEMBER , 2009
------	---

14.2	Refer Attachment 'N'	14.3	
------	----------------------	------	--

--	--	--	--

14.2		14.3	
------	--	------	--

--	--	--	--

14.2		14.3	
------	--	------	--

--	--	--	--

14.2		14.3	
------	--	------	--

--	--	--	--

Full name and title of Applicant(s)

Signature of Applicant(s)

14.4		14.5	
------	--	------	--

Full name of Witness

Signature of Witness

GUIDE FOR APPLICANTS

Question 15.1

Tick the appropriate boxes to indicate compliance.

Question 15.2

Tick the appropriate boxes to indicate compliance.

An annual fee must accompany application for Level 1 or Level 2 mining projects. Level 2 annual fee is \$500. Refer to the EPA's Website www.epa.qld.gov.au for Level 1 annual fee amounts.

Question 15.3

If the application is for the purpose of mining for coal or oil shale or a specific purpose (coal or oil shale), you must ensure the additional accompaniments are lodged with the application.

You must determine whether any part of the application area of your Mining Lease is within the tenure area of a pre-existing petroleum lease or authority to prospect.

Refer to section 7AA of the *Mineral Resources Act 1989*.

If so, separate applications may need to be lodged.

Mining lease (coal) means a mining lease for coal, whether or not the lease specifies any other mineral to be mined, and whether or not the lease is for any additional purpose.

Mining lease (oil shale) means a mining lease for oil shale, whether or not the lease specifies any other mineral to be mined, and whether or not the lease is for any additional purpose.

Specific purpose mining lease (coal or oil shale) means a mining lease, other than a mining lease (coal or oil shale), granted under section 234(1)(b), if the purposes for which it is granted include a purpose that is associated with, arises from or promotes the activity of coal or oil shale mining.

Specific purpose mining lease (oil shale) means a mining lease, other than a mining lease (oil shale), granted under section 234(1)(b), if the purposes for which it is granted include a purpose that is associated with, arises from or promotes the activity of oil shale mining.

Departmental Guidelines for initial and later development plans are available at www.dme.qld.gov.au/mines/legislation/guidelines.html

15. ACCOMPANIMENTS

15.1 The following must accompany this form:

	Tick
- A statement: - Outlining the mining program proposed, outlining its method of operation, and providing an indication of when operations are expected to start; or - If a mining program is not proposed, outline the use proposed for the land and provide an indication of when the proposed use is to start; and (Note: The above information is not required if, under part 7AA, your application includes a proposed development plan that complies with the initial development plan requirements) - Of proposals for infrastructure requirements necessary to enable the mining program to proceed, or additional activities to be carried on to work out the infrastructure requirements; and - Specifying the estimated human, technical and financial resources proposed to be committed for the term of the lease.	☒ or ☐
A statement detailing the applicant's financial and technical resources however separate from the statements mentioned above.	☒
- Sketch map(s) or other graphic representation setting out: - the boundaries of the land the subject of this application; - proposed surface area; - location of datum post and start/reference point; - the proposed access; and - any Mining Claim, Mineral Development Licence or Mining Lease (or application for grant of same) wholly within the land sought.	☒
Proof of identity of the Applicant(s)	☒
The prescribed application fee	☒

15.2 Environmental Protection Agency requirements:

Completed Application for an Environmental Authority (Mining Activities)	☒
Prescribed application fee and annual fee	☒

15.3 Coal or Oil Shale applications require the following additional accompaniments:

A proposed development plan which complies with the initial development plan requirements (sections 318DT and 318DV) and the requirements of either A, B, C or D below.	☒
Prescribed development plan fee	☒

GUIDE FOR APPLICANTS

A. If the application is within an area of an authority to prospect for petroleum and is being made jointly with, or with the consent of the authority to prospect holder, the following must be lodged: ○ A Coal Seam Gas (CSG) Statement; ○ Other information that addresses the CSG assessment criteria; and ○ Written consent (if applicable) or	☐ ☐ ☐
B. If the application is within an area of an authority to prospect for petroleum and is being made other than jointly with, or with the consent of the authority to prospect holder, the following must be lodged: ○ A Coal Seam Gas (CSG) Statement; ○ Other information that addresses the CSG assessment criteria; and ○ Written consent (if applicable) or	☒ ☒ ☐
C. If the application is within an area of a petroleum lease and is being made other than jointly with, or with the consent of the lease holder, the following must be lodged: ○ A Coal Seam Gas (CSG) Statement or	☒
D. If the application is within an area of a petroleum lease and is being made jointly with the petroleum leaseholder, the following must be lodged: ○ A Coal Seam Gas (CSG) Statement.	☐

16. PRIVACY STATEMENT

The Department of Mines and Energy is collecting the information on this form to process your application for a mining lease. This is required by section 245 of the *Mineral Resources Act 1989* (the Act).

Information collected on this form may be provided to other Queensland Government Agencies to assist in the processing of applications, where such disclosure is necessary for the effective management of the mineral resources and industry in Queensland. These agencies may include the Environmental Protection Agency, the Department of Primary Industries and Fisheries and the Department of Natural Resources and Water.

For more information on Information Privacy, please contact the Privacy Contact Officer for the Department of Mines and Energy on (07) 324 73239.

ATTACHMENTS

**MINING LEASE APPLICATION
Including
SURFACE RIGHTS (part)**

“RED HILL”

ATTACHMENT	DESCRIPTION
A	Additional list of applicants.
B	Pre-requisite tenure.
C	Native Title.
D	Background land tenure.
E	Location description and external boundary description.
F	Sketch map(s) or other graphic representation acceptable to the Mining Registrar setting out:
G	Restricted Zones - map
H	Accompaniments contents list.
I	Completed application for an environmental authority (mining activities).
J	Proposals for infrastructure requirements necessary to enable the mining program to proceed, or additional activities to be carried on to work out the infrastructure requirements.
K	A statement, separate from the above, detailing the applicant's financial and technical resources.
L	Proof of identity of the applicants.
M	Prescribed application fee.
N	Signatures and endorsements.

NB: Refer IDP for details of statement as required below.

A statement:

- Outlining the mining program proposed, outlining its method of operation, and providing an indication of when operations are expected to start or, if a mining program is not proposed, outlining the use proposed for the land and providing an indication of when the proposed use is to start. **(NB. Not required if your application is for coal or oil shale as this information is to be included in the initial Development Plan for the lease);** and

ATTACHMENT 'A'
MINING LEASE WITH SURFACE RIGHTS APPLICATION
"RED HILL"

APPLICANT'S DETAILS

Central Queensland Coal Associates (C.Q.C.A.) Joint Venture Participants
and Percentage Interests

COMPANY NAME	ACN NO	PERCENTAGE (%)
BHP BILLITON GROUP OF COMPANIES		
BHP Coal Pty Ltd (principal applicant)	010 595 721	40.75
Umal Consolidated Pty Ltd	000 767 386	0.75
BHP Queensland Coal Investments Pty Ltd	098 876 825	8.50
Percentage Sub Total		50.00
MITSUBISHI CORP GROUP OF COMPANIES		
Mitsubishi Development Pty Ltd	009 779 873	15.53
QCT Investment Pty Ltd	010 487 831	12.00
QCT Mining Pty Ltd	010 487 840	15.78
QCT Resources Pty Limited	010 808 705	6.69
Percentage Sub Total		50.00
TOTAL PERCENTAGE		100.00

ATTACHMENT 'B'
MINING LEASE WITH SURFACE RIGHTS APPLICATION
"RED HILL"

2. PRE-REQUISITE TENURE DETAILS

District Prospecting Permit	73439
Exploration Permit for Coal	554
Mineral Development Licence	307
Mineral Development Licence	358