Instrument of Renewal

Section 114 of the *Mining Act 1992*

I**, Jamie Tripodi**, **Executive Director Assessments & Systems**, **NSW Resources**, as delegate for the Minister administering the *Mining Act 1992* for the State of New South Wales, pursuant to section 114 of the *Mining Act 1992*, have determined to renew **Consolidated Coal Lease 747 (Act 1973),** as described in Schedule 1, to **Bargo Collieries Pty Ltd, ACN 000 970 276**, subject to the conditions:

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

Note: For the avoidance of doubt, any prior Description of Lease and any Conditions imposed prior to the effective date of this Instrument of Renewal are replaced by Schedule 1 and 2 of this Instrument of Renewal on and from the effective date.

Signed this 16th day of May 2025

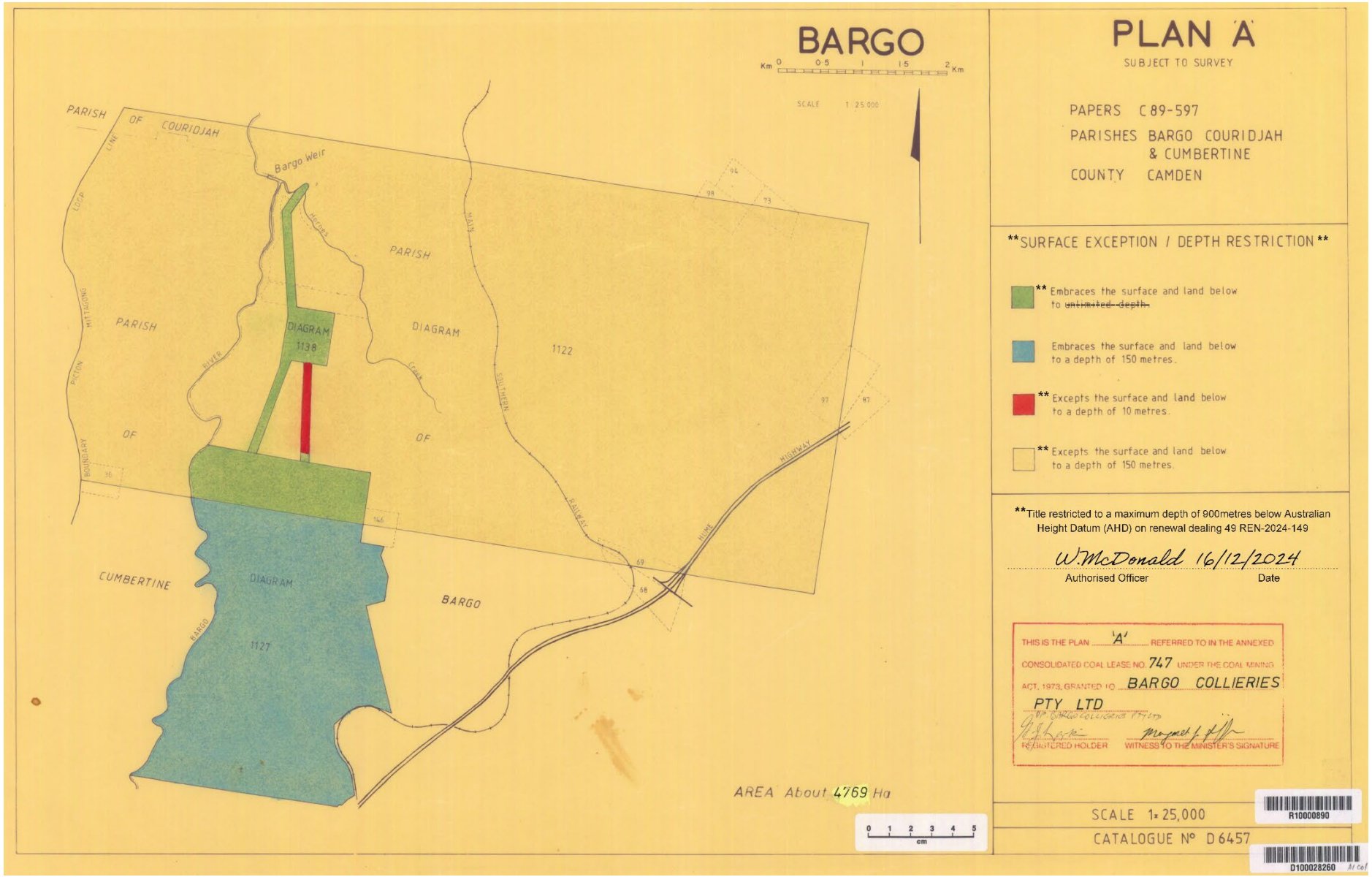


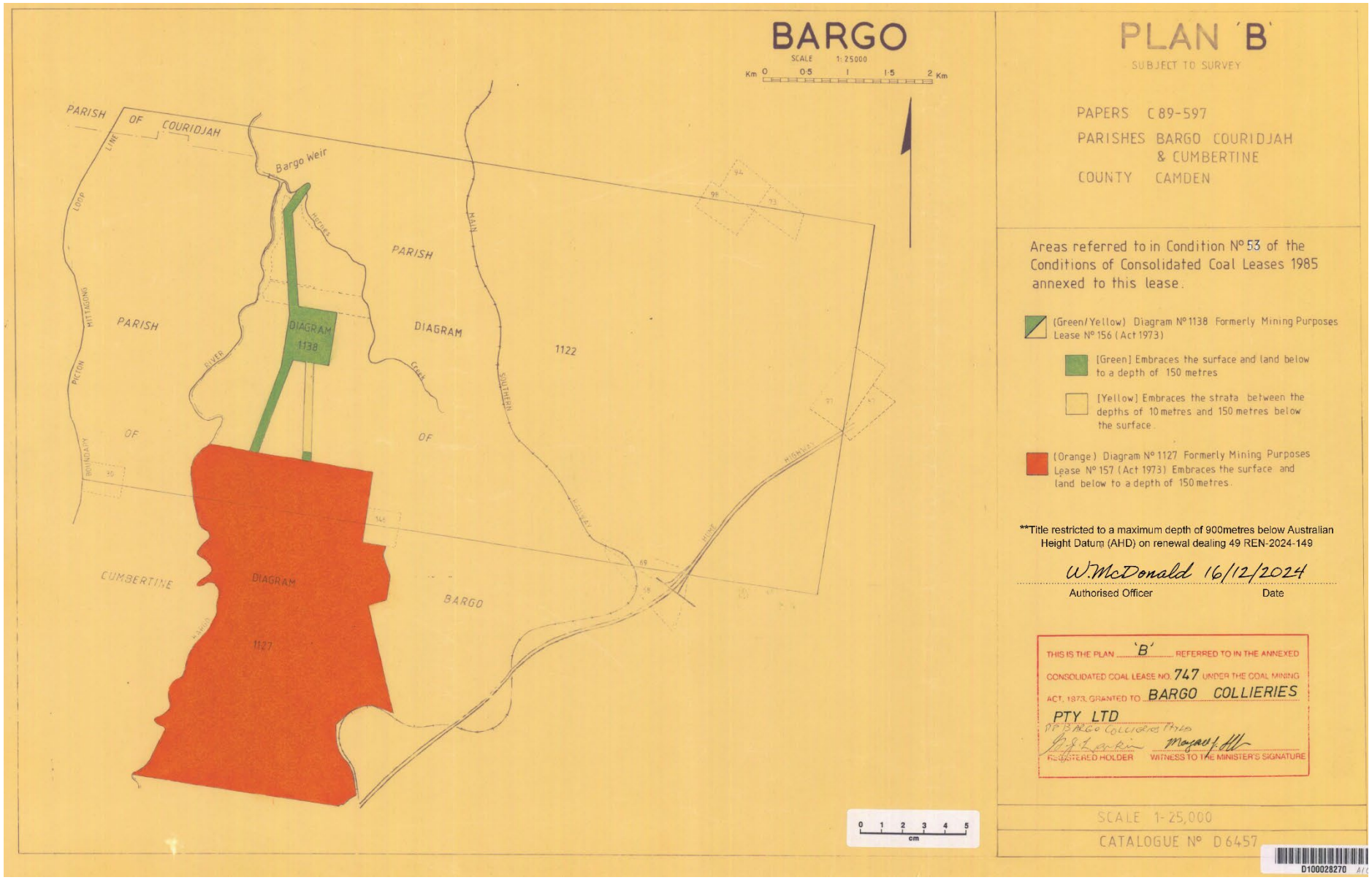
Jamie Tripodi
Executive Director Assessments & Systems
NSW Resources
Department of Primary Industries and Regional Development
As delegate for the Minister administering the *Mining Act 1992*
Delegation dated: 28 February 2023

SCHEDULE 1

Description of Lease

Consolidated Coal lease:	**747 (Act 1973)**
Renewal date:	**14 May 2025**
Effective date:	**7 November 2025**
Term ending (expiry date):	**6 November 2046**
Lease Holder(s):	**Bargo Collieries Pty Ltd,** **ACN 000 970 276**
Land:	The lease area includes all land described in the attached lease plan titled **D6457, as amended** on **16 December 2024**.
Area:	**4769 hectares**
Surface Exception:	**See plan**
Depth Restriction:	**See plan**
Mineral(s):	**Coal** **Petroleum**
Method:	**Nil methods/purposes specified**


BARGO
Km 0 0.5 1 1.5 2 Km
SCALE 1:25,000
PARISH OF COURIDJAH
Bargo Weir
PARISH OF CUMBERTINE
PARISH OF BARGO
DIAGRAM 1138
DIAGRAM 1127
DIAGRAM 1122
MAIN SOUTHERN RAILWAY
HUME HIGHWAY
AREA About 4769 Ha
PLAN 'A'
SUBJECT TO SURVEY
PAPERS C89-597
PARISHES BARGO COURIDJAH & CUMBERTINE
COUNTY CAMDEN
SURFACE EXCEPTION / DEPTH RESTRICTION
** Embraces the surface and land below to ~~unlimited depth~~
Embraces the surface and land below to a depth of 150 metres.
** Excepts the surface and land below to a depth of 10 metres.
** Excepts the surface and land below to a depth of 150 metres.
**Title restricted to a maximum depth of 900metres below Australian Height Datum (AHD) on renewal dealing 49 REN-2024-149
W.McDonald 16/12/2024
Authorised Officer
Date
THIS IS THE PLAN 'A' REFERRED TO IN THE ANNEXED CONSOLIDATED COAL LEASE NO. 747 UNDER THE COAL MINING ACT, 1973, GRANTED TO BARGO COLLIERIES PTY LTD
REGISTERED HOLDER
WITNESS TO THE MINISTER'S SIGNATURE
SCALE 1:25,000
CATALOGUE Nº D6457
R10000890
D100028260


BARGO
SCALE 1:25000
Km 0 0·5 1 1·5 2 Km
PARISH OF COURIDJAH
Bargo Weir
PARISH
DIAGRAM
1138
1122
PARISH
OF
CUMBERTINE
DIAGRAM
1127
BARGO
PLAN 'B'
SUBJECT TO SURVEY
PAPERS C89-597
PARISHES BARGO COURIDJAH & CUMBERTINE
COUNTY CAMDEN
Areas referred to in Condition N° 53 of the Conditions of Consolidated Coal Leases 1985 annexed to this lease.
(Green/Yellow) Diagram N° 1138 Formerly Mining Purposes Lease N° 156 (Act 1973)
[Green] Embraces the surface and land below to a depth of 150 metres
[Yellow] Embraces the strata between the depths of 10 metres and 150 metres below the surface.
(Orange) Diagram N° 1127 Formerly Mining Purposes Lease N° 157 (Act 1973) Embraces the surface and land below to a depth of 150 metres.
**Title restricted to a maximum depth of 900metres below Australian Height Datum (AHD) on renewal dealing 49 REN-2024-149
W.McDonald 16/12/2024
Authorised Officer
Date
THIS IS THE PLAN 'B' REFERRED TO IN THE ANNEXED CONSOLIDATED COAL LEASE NO. 747 UNDER THE COAL MINING ACT, 1973, GRANTED TO BARGO COLLIERIES PTY LTD
REGISTERED HOLDER
WITNESS TO THE MINISTER'S SIGNATURE
SCALE 1-25,000
CATALOGUE N° D6457
D100028270

SCHEDULE 2

Mining Lease Conditions 2021

(Version 1.3 as at October 2023)

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 *Mining Act 1992*.
Landholder	for the purposes of these conditions: • 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.

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) The lease holder must cause written notice of the grant or renewal of this mining lease to be provided to each landholder of land over which the mining lease was granted or renewed in accordance with paragraph (b).

(b) If there are –

i. less than 10 landholders of the land over which the lease was granted or renewed – the notice must be provided to each landholder,

ii. 10 or more landholders of the land over which the lease was granted or renewed – the notice may be provided to each landholder or published in a newspaper circulating in the area where the mining lease is situated.

(c) The notice must be provided –

i. for notice of the grant of the mining lease – not later than 90 days after the date on which the mining lease was granted,

ii. for notice of the renewal of the mining lease – not later than 90 days after the date on which the renewal of the mining lease takes effect.

(d) The notice must include the following –

i. a statement that the mining lease has been granted or renewed (as relevant),

ii. confirmation as to whether the mining lease includes the surface of the land,

iii. a plan which identifies –

1. the area of the land subject to the mining lease, and

2. geographical and other features (such as roads, rivers, railways, towns, suburbs, or localities) that are sufficient to identify the area of the State within which the mining lease 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 **$467,000**.

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 1991*. 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

5. Details of Lands, Purposes and Additional Conditions

The lease holder shall be limited to the following operations and conditions within the specified areas described on the plan annexed hereto and marked "B".

COLUMN 1 - DESCRIPTION	COLUMN 2 - PURPOSES	COLUMN 3 – APPLICABLE CONDITIONS
Land shown by green and yellow colours on the plan hereto and marked "B"	The following purposes are as prescribed as mining purposes for the purposes of the definition of mining purpose in the Dictionary at the end of the *Mining Act, 1992*: 1. the construction, maintenance or use (in or in connection with mining operations) of any road, cable, conveyor, pipeline, telephone line. 2. the storage of fuel, machinery, timber or equipment for use in or in connection with mining operations. 3. the generation and transmission of electricity for use in or in connection with mining operations. 4. the construction, maintenance and use (in or in connection with mining operations) of any drillhole or shaft for drainage of gas, or drainage or conveyance of water, or ventilation, or conveyance of electricity, or conveyance of materials, or communications, or	a) The lease holder shall observe and perform any instruction given or which may be given by the Minister regarding any aboriginal relics within the subject area.

	emergency access to underground workings.	
Lands shown by orange colour on the plan hereto and marked "B''	The following purposes are as prescribed as mining purposes for the purposes of the definition of mining purpose in the Dictionary at the end of the *Mining Act 1992*: 1. the construction, maintenance or use (in or in connection with mining operations) of any building or mining plant, road, railway, reservoir, dam, drain cable, conveyor, pipeline, telephone line or signalling system, bin. 2. the stockpiling or depositing of overburden, ore or tailings, 3. the storage of fuel, machinery, timber or equipment for use in or in connection with mining operations, 4. the generation and transmission of electricity for use in or in connection with mining operations, 5. the construction, maintenance and use (in or in connection with mining operations) of any drillhole or shaft for drainage of gas, or drainage or conveyance of water, or ventilation, or conveyance of electricity, or conveyance of materials, or communications, or emergency access to underground workings.	a) The lease holder shall observe and perform any instruction given or which may be given by the Minister regarding any aboriginal relics within the subject area.

6. Petroleum (Mining Operations By-Product Only)

For the purposes of this lease, petroleum is limited to coal bed methane that is captured or extracted as a by-product in the course of carrying out mining operations.

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 2016.

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.*