



Mr Stephen O'Donoghue
Director Resources Assessments
Department of Planning Industry and Environment
GPO Box 39
SYDNEY NSW 2001

11 July 2019

Dear Mr O'Donoghue

VICKERY MINE EXTENSION (SSD-7480) – VOLUNTARY PLANNING AGREEMENT

I refer to the above.

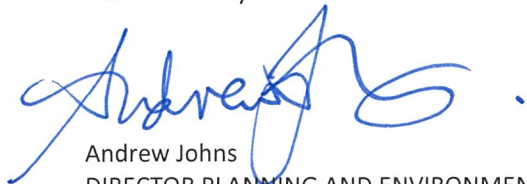
Council writes to inform the department that Gunnedah Shire Council and Whitehaven Coal have successfully negotiated the terms of the Voluntary Planning Agreement for the Vickery Mine Extension Project.

Based upon total product tonnes for the development being 143 million tonnes, Whitehaven have agreed to the following:

1. The Developer is to make the following Development Contributions in respect of the Development, representing in total \$0.075 per tonne of Product Coal payable in the ratio of 70% to Gunnedah Shire Council and 30% to Narrabri Shire Council:
 - a. Payment of \$500,000 to Gunnedah Shire Council on the granting of the Development Consent by the Consent Authority for the Development; and
 - b. Payment of \$500,000 to Gunnedah Shire Council on the Mine Commencement Date; and
 - c. Payment of 70% of \$0.065 per tonne of Product Coal to Gunnedah Shire Council, which is payable within three (3) months of the end of each Financial Year for the term of the mine.
2. The parties acknowledge and agree that the amount of the Development Contributions in:
 - a. Parts 1(a) and 1(b) represent the sum of 70% of the difference between the agreed total payable amount under the VPA of \$0.075 per Tonne of Product Coal and the 70% of \$0.065 payable under Part 1(c), and will increase annually from 1 July 2020 in accordance with CPI; and
 - b. Part 1(c) will increase annually at the start of each Financial Year from 1 July 2020 in accordance with CPI.

Should you wish to discuss this matter further, please Contact Council's Director Planning and Environmental Services, Mr Andrew Johns, on 02 6740 2121.

Yours faithfully



Andrew Johns
DIRECTOR PLANNING AND ENVIRONMENTAL SERVICES

Contact: 6740 2100

Reference: aj:bg

CC- Mr Brian Cole
Whitehaven Coal Limited
231 Conadilly Street
GUNNEDAH NSW 2380