



# Appendix 15

## Preliminary Site Investigation



## BYERWEN COAL PROJECT PRELIMINARY SITE INVESTIGATION

Byerwen Coal Pty Ltd

10 January 2013

Prepared by  
Environmental & Licensing Professionals Pty Ltd



## DOCUMENT CONTROL SHEET

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# TABLE OF CONTENTS

<b>1</b>	<b>Executive Summary .....</b>	<b>1</b>
<b>2</b>	<b>Introduction .....</b>	<b>3</b>
2.1	Scope of Investigation.....	3
2.2	Methodology.....	3
<b>3</b>	<b>Site Information .....</b>	<b>5</b>
3.1	Location .....	5
3.2	Project Proposal .....	5
3.3	Current and Previous Land Use .....	7
3.4	Contaminated Land and Environmental Management Registers.....	9
3.5	Historical Land Use .....	10
3.5.1	Site Personnel Surveys .....	11
3.5.2	Aerial Photography .....	13
3.6	Mineral Exploration .....	13
<b>4</b>	<b>Surrounding Area .....</b>	<b>14</b>
4.1	Adjacent Land Uses.....	14
4.2	Nearby Receptors .....	14
4.3	Local Sites of Significance.....	14
<b>5</b>	<b>Contamination Summary.....</b>	<b>16</b>
5.1	Chemical Contamination Concerns within the Project Area.....	16
5.2	Disturbance of Contaminants within the Project Area.....	16
<b>6</b>	<b>Recommendations and Mitigation Measures.....</b>	<b>18</b>

## Tables

Table 3-1:	Lot and Plan Numbers of Land Related to the Byerwen Coal Project .....	7
Table 3-2:	Current and Historical Land Use of Lot and Plan Numbers of Related Land .....	9
Table 3-3:	EHP Register Search Results for Affected Land Parcels .....	9
Table 3-4:	Summary of Survey Results .....	11
Table 4-1:	Identified Local Sites of Significance within Byerwen Project MLAs .....	15

## Figures

Figure 1	Mine Layout.....	6
Figure 2	Underlying Cadastre .....	8
Figure 3	Potentially Contaminated Sites .....	17

## Appendices

Appendix 1 – Aerial Photographs

Appendix 2 – Current Title Searches

Appendix 3 – Historical Title Searches

Appendix 4 – EMR/CLR Search Results

# 1 EXECUTIVE SUMMARY

Environmental and Licensing Professionals (ELP) Pty Ltd was commissioned by Byerwen Coal Pty Ltd (the proponent) to perform a limited preliminary site investigation to determine the existence of contaminated sites or potentially contaminated sites within and surrounding the Byerwen Coal Project (the project) area. This was undertaken as outlined in the *Terms of Reference for an Environmental Impact Statement for the Byerwen Coal Project*, (July 2011). This assessment has been conducted in accordance with the *Draft Guidelines for the Assessment and Management of Contaminated Land in Queensland 1998* and the *National Environment Protection (Assessment of Site Contamination) Measure 1999*.

The project consists of six mining leases, MLA 10355, MLA 10356, MLA 10357, MLA 70434, MLA 70435 and MLA 70436, which are underlain by seven leasehold properties; Lot 689 SP251696, Lot 3 SP171922, Lot 14 SP225054, Lot 1 CP905226, Lot 682 CP906890, Lot 4 SP171921 and Lot 667 PH1321.

Mining activities will include clearing vegetation, stockpiling topsoil, removing overburden and spoil to in-pit and out of pit spoil dumps, coal mining and progressive rehabilitation.

Infrastructure requirements for the mine will include crushing, screening and washing facilities to process the coal, as well as mine water management and tailings storage facilities. Additional infrastructure will be required to establish train loading facilities, connect the mine to the regional power grid and water supply pipelines and provide administration and maintenance facilities.

Run of mine (ROM) coal will be transported on internal haul roads to either the northern or southern coal handling and preparation plant (CHPP) where it will be crushed, washed and processed to produce a range of hard coking and thermal coal products. Product coal will be loaded onto trains via two train load out facilities (TLFs), wholly within the project tenement area, located adjacent to the two CHPP areas. Each TLF will comprise rail loop, train loading bin and rail spur. The TLF will be connected to the Goonyella to Abbott Point rail line. The product coal will be railed to the Abbot Point Port coal terminal for distribution to international markets.

Current land use over the extent of the proposed development is primarily low intensity livestock grazing in land that is largely cleared of remnant vegetation. The associated potential contamination issues with these types of activities usually include:

1. Old plunge dips and more recent spray races, with arsenic and/or organo-pesticide contaminants;
2. Small farm landfills, with heavy metal and/or petroleum hydrocarbon contaminants;
3. Crop pesticide/herbicide storage areas, with organo-pesticides contaminants; and
4. Fuel storage tanks, with petroleum hydrocarbon contaminants.

Other potential sources of contamination include sealed roads and a railway. Any weed control activities associated with road and railway maintenance, as well as any oily water runoff from the sealed roads may result in localised surface soil contamination of herbicide and hydrocarbon.

All exploration activities conducted by the proponent have been conducted with the Code of environmental compliance for exploration and mineral development projects (EHP, March 2011) or under approved environmental management plans (EMPs) to address and prevent contamination. Historical mineral exploration undertaken by parties other than the proponent could also have contributed to minor localised contamination in the area immediately around the drilling operation.

Contaminants associated with these activities can include drilling mud additives, containing polymers and lubricants.

Xstrata's Newlands Mine is located adjacent the eastern boundaries of MLA 10356 and MLA 70434 which are underlain by Lot 689 SP251696, Lot 3 SP171922, Lot 14 SP225054 and Lot 682 CP906890. Xstrata's Newlands Mine has been operational since 1983 and is a potential source of historical contamination in the area. A review of the Environmental Management Register (EMR) revealed that Lot 3 on SP171922 and Lot 14 on SP225054 are both listed on the EMR as per Section 374 of the *Environmental Protection Act 1994 (Qld)*. The notifiable activities conducted on Lot 3 on SP171922 and Lot 14 on SP225054 are assumed to be part of the Newlands Mine operation and as they are therefore outside of the project area, the project will not result in any disturbance of these sources of potential contamination.

Anecdotal evidence based on discussions with the project site managers and personnel, indicated that there is limited evidence of historical plunge dips, spray races, fuel storage tanks, pesticide storage areas or buried waste throughout the proposed development site. These findings suggest that historical/current land uses pose a low risk of contamination. This low risk of contamination results in a reduced risk of migration of contaminants from the proposed site.

No evidence of contamination from historical or current exploration activities was identified during the investigation, and as such, the risk from this is considered to be low.

## 2 INTRODUCTION

### 2.1 Scope of Investigation

This report was commissioned by Byerwen Coal Pty Ltd (the proponent) to provide an assessment of potential existing contamination, as a result of previous and existing land use, within the Byerwen Coal Project (the project) site boundaries and immediate surrounds.

The scope of this assessment is to investigate the existing land contamination concerns for the project area, and prepare a report that addresses the relevant section of the project's Terms of Reference (Coordinator General, Department of Employment, Economic Development and Innovation (now Department of State Development, Infrastructure and Planning), August 2011). The requirements detailed in the Terms of Reference are as follows.

#### **Description of environmental values**

Include:

- Mapping of any areas listed on the Environmental Management Register or Contaminated Land Register under the EP Act
- Identification of any potentially contaminated sites not on the registers that may need remediation
- Areas of contamination on or adjacent to the project area
- A description of the nature and extent of contamination at each site

#### **Description of environmental values**

Discuss the management of any contaminated land and potential for contamination from construction, commissioning and operation, in accordance with the *Draft Guidelines for the Assessment and Management of Contaminated Land in Queensland 1998* and the *National Environment Protection (Assessment of Site Contamination) Measure 1999*.

This report includes only the existing potential contamination and its management (where required), as contamination from specific activities associated with the project is dealt with in the relevant sections of the EIS.

### 2.2 Methodology

A desktop study of the property lots (refer to Table 3-1) intersected by Mining Lease Applications MLA 10355, MLA 10356, MLA 10357, MLA 70434, MLA 70435 and MLA 70436 was undertaken, to determine all potential existing land contamination concerns. As part of this assessment the following documents were inspected to establish possible contaminants and any likely locations requiring further investigation, for each lot associated with the proposed development.

- Current Titles;
- Historical Titles;
- Contaminated Land Register (CLR);
- Environmental Management Register (EMR);
- Historical aerial photographs;
- Recent satellite photographs; and



- Current site project personnel interviews.

Documentation from similar investigations and development within the local region were also reviewed for relevant information associated with potential contamination sources.

Conclusions and recommendations are drawn from all documentation reviewed, which also consider the intended use of the land and related disturbances as the framework for any suggested future actions. It is expected that the mine areas (open pits and waste rock dumps) will experience widespread disturbance throughout the lifetime of the project, while the haul routes, train loading facilities and other linear infrastructure are only expected to experience a narrow disturbance along their respective lengths, with the main intrusion experienced during the construction phase.

## 3 SITE INFORMATION

### 3.1 Location

The project is located in the northern Bowen Basin, approximately 20km west of the mining township of Glenden and approximately 140km due west of the regional centre of Mackay. The project is centred on Mining Lease Applications MLA 10355, MLA 10356, MLA 10357, MLA 70434, MLA 70435 and MLA 70436..

The project's target coal deposits lie to the west of the existing Xstrata Coal Newlands Mine operation and to the northwest of the Xstrata Coal Suttor Creek, Wollombi operation. The project area is traversed by the Collinsville-Elphinstone Road and the Goonyella to Abbot Point (GAP) railway line. Access to the project area will be via sealed two lane highway / roads from either Bowen via Collinsville or from Mackay via Glenden and Nebo.

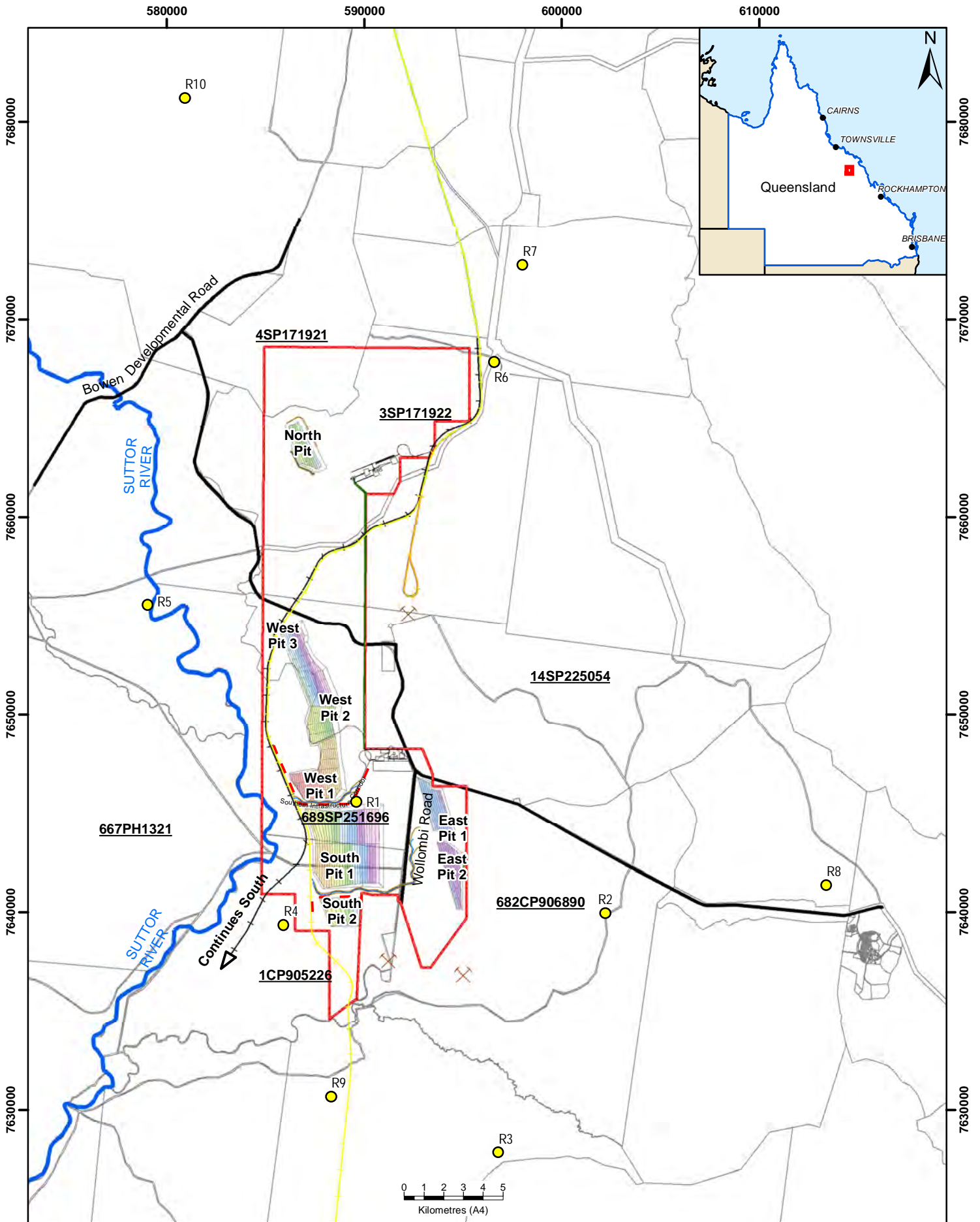
### 3.2 Project Proposal

The proponent proposes to develop the project which will comprise multiple open cut coal pits. It is proposed that the mine will produce up to 10 million tonnes per annum of product coal for the export market over the mine's 46 year operational life. Production from the project will primarily be high quality coking coal with some thermal coal. The mine will be serviced by administration and workshop facilities and will include coal handling and preparation plants and internal coal haul roads.

The project includes the construction of a water supply pipelines connected to the existing Burdekin to Moranbah Water Supply Pipeline (which intersects the project area) and connections to existing power supply infrastructure which intersect the project area. Product coal will be railed to Abbot Point after loading onto either the southern or northern TLFs connected to the GAP rail line.

Figure 1 shows the proposed mine layout relative to transport and water infrastructure and identified sensitive receptors.

All the land parcels are intersected by the project Mining Leases and will experience varying degrees of disturbance as a result of the construction and operation of the project. The level of disturbance will depend upon the lots proximity to the coal seam, the planned out of pit spoil stockpiles, out of pit water management areas, haul roads and CHPPs. The greatest levels of disturbance will occur in and around the coal seams due to the proposed open cut operation, with considerable disturbance associated with soil and water management areas. In contrast the soil disturbance linked to the haul roads, CHPP and other infrastructure constructions will be minor in relation to the soil volumes connected to the open pits.



**Legend**

- Project Area
- GAP Railway
- Suttor River
- ✕ Existing Mine Site
- Newlands Mine Rail Loop
- Creek Drainage Bund
- Powerline Diversion
- Alpha Coal Project Rail Line
- Creek Drainage Diversion
- Mine Infrastructure
- Central Infrastructure Corridor
- Sensitive Receptors

<b>Mine Layout</b>		
<b>Figure 1</b>	<b>Byerwen Coal Project</b>	
Date: 28/02/2013	Author: samuel.ferguson	
Revision: R1	Map Scale: 1:250,000	
Coordinate System: GDA 1994 MGA Zone 55		
G:\CLIENTS\A-TO-D\BYEGEN - Byerwen EIS\GIS\Map\Contaminated Land Report\BYEGEN_operations_homesteads.mxd		

© State of Queensland (Department of Environment and Resource Management (DERM), Department of Natural Resources and Mines (DNRM)). ELP has produced this map for the purpose of presenting a summary of relevant spatial information based on or containing data provided by the State of Queensland (DERM, DNRM) [2012] and other sources at the time the map was prepared. In consideration of the State permitting use of this data you acknowledge and agree that both the State and ELP give no warranty in relation to the data (including accuracy, reliability, completeness or suitability) and accept no liability (including without limitation, liability in negligence) for any loss, damage or costs (including consequential damage) relating to any use of or reliance upon the data. Data must not be used for direct marketing or be used in breach of privacy laws. Imagery outside of project area accurate +/- 100m.

### 3.3 Current and Previous Land Use

There are 7 land parcels underlying the project area, excluding road, watercourse and infrastructure easements, as detailed in Table 3-1 and shown in Figure 2. These land parcels have had relatively uniform land uses of agricultural grazing. The intensity of grazing on each property has varied with topography, agriculture land quality and land management approaches. The lots are predominantly used for grazing. Anecdotal evidence indicates that there was some small scale cotton crop cultivation at least 10 years ago on one of the properties in the southern portion of the project area. It is apparent that some hard wood lumber harvesting has also occurred in the project area, with steady reductions in the forested areas from 1963 to 1984 and current aerial photographs from 2011. Aerial photographs are provided in Appendix 1.

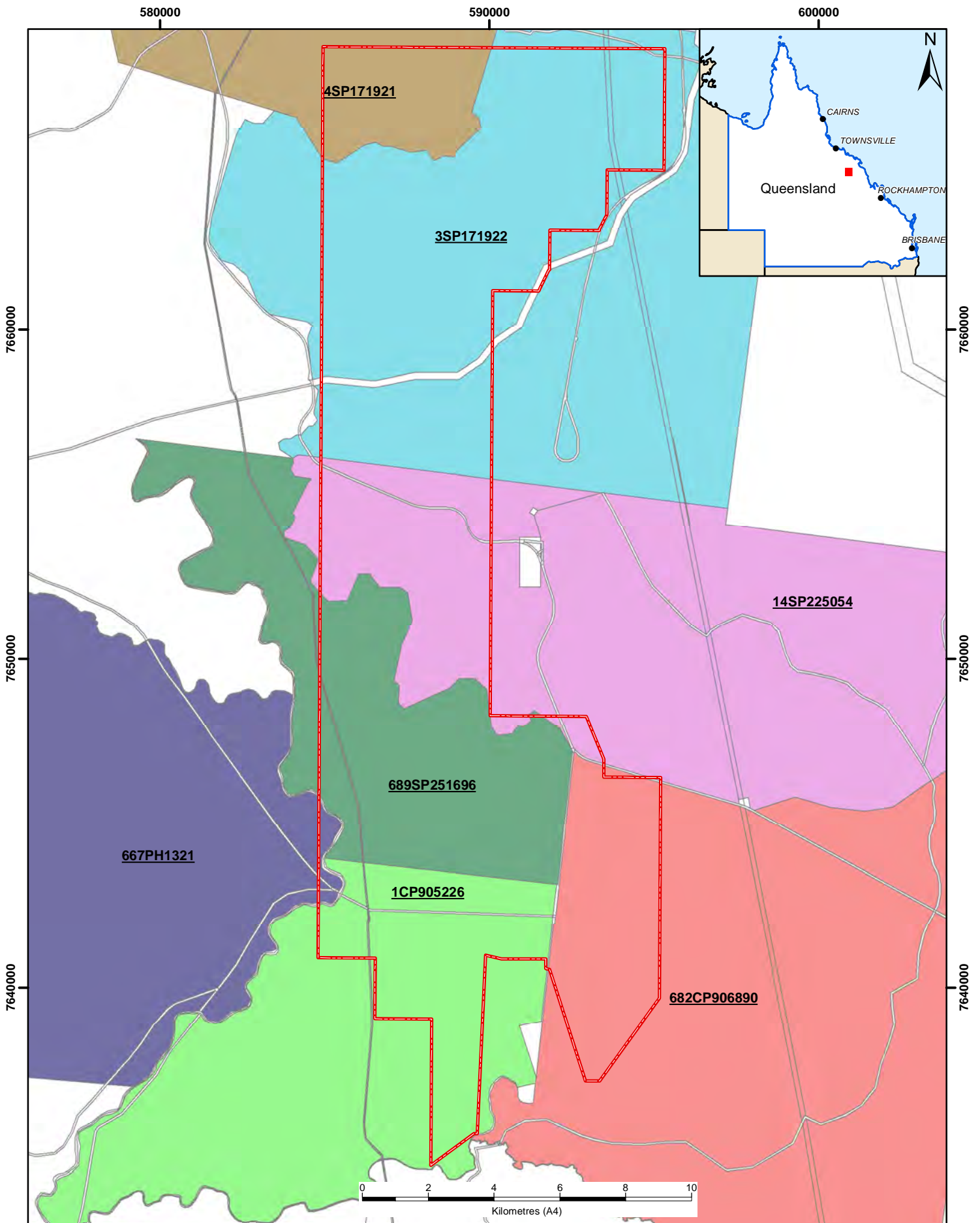
**Table 3-1: Lot and Plan Numbers of Land Related to the Byerwen Coal Project**

Lot	Plan	County	Parish	Local Government Area
4	SP171921	Drake	Byerwen	Whitsunday
3	SP171922	Drake	Byerwen	Whitsunday
14	SP225054	Drake	Cerito	Whitsunday
689	SP251696	Drake	Cerito	Isaac
667	PH1321	Drake	Locharwood	Whitsunday
1	CP905226	Drake	Emin	Isaac
682	CP906890	Drake	Emin	Isaac

It is noted that the degree of forestation on land parcels within and adjacent to the project area has remained fairly constant since 1971, with the exception of Lot 14 on SP225054 and Lot 3 on SP171922, where the Newlands Mine development has resulted in extensive clearing and excavation.

The project area is crossed by third party infrastructure and road easements including the GAP rail line, the Burdekin to Moranbah water pipeline, high-voltage power lines and the Collinsville-Elphinstone Road, as shown in Figure 1.

Within the project area, the land currently used for this infrastructure had previously been used for agricultural and grazing purposes, consistent with the main land parcels identified. It is unlikely that the current uses would form a notable potential contamination source; however, minor localised sources of potential contamination may include the GAP railway, where use of herbicides to control weed species is likely. This would only affect land within the rail easement corridor and as no interference with this land is expected to occur as part of the project, it is unlikely that contamination from this source will be encountered.



### Legend

	Project Area		4SP171921
	14SP225054		667PH1321
	1CP905226		682CP906890
	3SP171922		689SP251696

<b>Underlying Cadastre</b>		
<b>Figure 2</b>	<b>Byerwen Coal Project</b>	
<b>Date:</b> 14/12/2012	<b>Author:</b> samuel.ferguson	
<b>Revision:</b> R1	<b>Map Scale:</b> 1:150,000	
<b>Coordinate System:</b> GDA 1994 MGA Zone 55		
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© State of Queensland (Department of Environment and Resource Management (DERM), Department of Natural Resources and Mines (DNRM)). ELP has produced this map for the purpose of presenting a summary of relevant spatial information based on or containing data provided by the State of Queensland (DERM, DNRM) [2012] and other sources at the time the map was prepared. In consideration of the State permitting use of this data you acknowledge and agree that both the State and ELP give no warranty in relation to the data (including accuracy, reliability, completeness or suitability) and accept no liability (including without limitation, liability in negligence) for any loss, damage or costs (including consequential damage) relating to any use of or reliance upon the data. Data must not be used for direct marketing or be used in breach of privacy laws.

Table 3-2 summarises current and historical land uses for each potentially affected land parcel and the current title holder. Extracts from current and historical land title searches are provided in Appendices 2 and 3, respectively.

**Table 3-2: Current and Historical Land Use of Lot and Plan Numbers of Related Land**

Lot	Plan	Title Search - Land Use		Current Title Holder Type
		Current	Previous	
4	SP171921	Agricultural – Grazing	Agricultural – Grazing	Individual-Lessee
3	SP171922	Agricultural – Grazing, Mining	Agricultural – Grazing	Grazing Co.
14	SP225054	Agricultural – Grazing, Mining	Agricultural – Grazing	Grazing Co.
689	SP251696	Agricultural – Grazing	Agricultural – Grazing	Grazing Co.
667	PH1321	Agricultural – Grazing	Agricultural – Grazing	Individual-Lessee
1	CP905226	Agricultural – Grazing	Agricultural – Grazing	Individual-Lessee
682	CP906890	Agricultural – Grazing	Agricultural – Grazing	Individual-Lessee

Point source contamination from cattle grazing, crop growing, timber harvesting, roads, railways and previous mineral exploration activities can include:

- Old plunge dips and more recent spray races, with arsenic and/or organo-pesticide contaminants;
- Small farm landfills, with heavy metal and/or petroleum hydrocarbon contaminants;
- Crop pesticide/herbicide storage areas, with organo-pesticides contaminants;
- Fuel storage tanks, with petroleum hydrocarbon contaminants;
- Herbicide contaminants from weed control activities along roads and railways; and
- Drilling mud additives, including polymers and lubricants.

All previous and current identified land uses on the project site have occurred only on the land surface or at shallow depths, that is no extractive industries have been conducted within the project area. As such, evidence of any potential contamination would likely be on the surface of the land.

### 3.4 Contaminated Land and Environmental Management Registers

A review of the Queensland Department of Environment and Heritage Protection’s (EHP, formerly DERM) Contaminated Land Register (CLR) and Environmental Management Register (EMR) revealed that two lots within the proposed project area are listed on the EMR. Table 3-3 provides a summary of the CLR and EMR search results. Extracts from EMR and CLR searches are provided in Appendix 4.

**Table 3-3: EHP Register Search Results for Affected Land Parcels**

Lot	Plan	EHP Register Search Results	
		Contaminated Land	Environmental Management
4	SP171921	Not Included on the register	Not Included on the register

Lot	Plan	EHP Register Search Results	
		Contaminated Land	Environmental Management
3	SP171922	Not Included on the register	Included on the register
14	SP225054	Not Included on the register	Included on the register
689	SP251696	Not Included on the register	Not Included on the register
667	PH1321	Not Included on the register	Not Included on the register
1	CP905226	Not Included on the register	Not Included on the register
682	CP906890	Not Included on the register	Not Included on the register

Lot 3 on SP171922 is listed on the EMR as being subjected to the following *Notifiable Activities*, as per Section 374 of the *Environmental Protection Act 1994 (Qld)*:

- Mineral Processing;
- Petroleum Product or Oil Storage; and
- Waste Storage, Treatment or Disposal.

Lot 14 on SP225054 is listed on the EMR as being subjected to the following *Notifiable Activities*, as per Section 374 of the *Environmental Protection Act 1994 (Qld)*:

- Mineral Processing;
- Explosives Production or Storage;
- Petroleum Product or Oil Storage; and
- Waste Storage, Treatment or Disposal.

The notifiable activities conducted on Lot 3 on SP171922 and Lot 14 on SP225054 are assumed to be part of the Xstrata's Newlands Mine operation, and therefore on separate mining leases to the project area. As such, the project will not result in any disturbance of the area around these activities.

### 3.5 Historical Land Use

Due to the historical regional focus on livestock and related crops, agricultural activities which may have been undertaken and which have a potential to contaminate land were identified as:

- livestock dips;
- chemical storage areas; and
- crop spraying.

These activities can also be each broken down into potential sites posing a risk of contamination and those posing a low or very limited risk of contamination.

Potential sites posing a risk from agricultural operations are traditionally larger commercial sites that have had high throughput and/or which operate dips for the public. Within the project area no evidence was found of large scale dips or chemical storage.

Smaller farm-based dip/spray sites, operated for the private use of the landholder, could have potentially existed on properties in the project area; however, no evidence of these sites was found during the investigation so the presence of these sites is highly unlikely. Furthermore it should be

noted that if any small farm dams were ever present their usage and capacity would have been considerably lower than commercial counterparts. As a result, chemical usage and storage would have been very low, producing a very low risk of contamination..

### 3.5.1 Site Personnel Surveys

Telephone surveys with project site managers and site personnel, who have covered the entire project area during their extensive time onsite (with a particular focus on areas proposed for disturbance as part of the project), were held to establish the existence of potentially contaminated sites within the project area. During project exploration and planning these site personnel have ongoing contact with the land owners, lessees or farm managers of the properties within and adjacent to the project area, sufficient to provide robust survey data. Information for Lot 4 on SP171921 was less available than the other lots, as the terrain of that lot largely prevents access other than by helicopter; however, the project footprint does not intersect this lot and as such there is no planned disturbance of this area.

The following initial questions were asked during the survey and with more detailed questions upon a “yes” response.

1. Is there, or has there, been a waste disposal pit on site?
  - a. Where is/was it located?
  - b. How large was the pit?
  - c. What was disposed there (drums)?
2. Have fuels and oils been stored on site in quantities greater than a 1,000 litres?
  - a. Where is/was it located?
  - b. What types of fuel is/was stored?
  - c. How large was the largest container?
  - d. Has any staining of soil been noticed around the storage area?
3. Is there, or has there, been a livestock plunge dip or spray race operating on site?
  - a. Where is/was it located?
  - b. How often is the facility used?
  - c. Have any spills been reported?
  - d. What was done to decommission the site?
4. Have pesticides been stored on site in quantities greater than a 1,000 litres?
  - a. Where is/was it located?
  - b. What types of pesticide is/was stored?
  - c. How large was the largest container?
  - d. Has any staining of soil been noticed around the storage area?

A summary of the survey results is provided in Table 3-4 below.

**Table 3-4: Summary of Survey Results**

Lot	Plan	Property/Owner Name	Summary of Response to Survey Questions
4	SP171921	Fig Tree Station	No infrastructure on the project area. No information regarding adjacent areas.
3	SP171922	Byerwen / Colinta Holdings	1. No known waste disposal.
14	SP225054		2. No known fuel storage on project area. All operations run from Byerwen homestead, located east of the ML. 3. No known dip or spray race within project area.



Lot	Plan	Property/Owner Name	Summary of Response to Survey Questions
			<p>4. No known pesticides stored within project area.</p> <p>Other: Approximately 3 bores and dams for stock watering within the project area.</p>
689	SP251696	Leichhardt Pastoral	<p>1. No known waste disposal.</p> <p>2. No known fuel storage on project area.</p> <p>3. There are 2 sets of penning yards onsite, one currently in use - commercial cattle operation. Potential dip site, however no drums were identified at either set of yards.</p> <p>4. Unlikely to have more than 1,000L pesticides stored on the site.</p>
667	PH1321	Mason	Nothing has been observed within the project area. All operations, yards and homestead located west of the project area.
1	CP905226	Wollombi Station	Homestead is unoccupied, located west of the project area. Yards are also located to the west of the project area.
682	CP906890	Suttor Creek Station / Gillham	<p>1. No known waste disposal. Small domestic disposal assumed to be located close to homestead, on the project area, but not observed during numerous visits.</p> <p>2. Overhead fuel tanks located close to homestead, on the project area. Several thousand litres of diesel stored here, well maintained, no leaking or staining observed.</p> <p>3. No known dip or spray race within project area. Main cattle yards located east of the project area – possible dip or race here.</p> <p>4. Cotton was grown here over 10 years ago, and there is a storage shed that potentially houses pesticides/herbicides within the project area, however the property is very well maintained and unlikely to have kept large quantities of disused chemicals here.</p>

Anecdotal evidence obtained during the surveys suggest limited potential for plunge dips and pesticide/herbicide storage within the project area. Existing fuel storages and small quantities of buried general waste could not be conclusively discounted in the project area; however no evidence was found of existing contamination in any lots within the project areas. Furthermore areas of potential contamination were reported as being well maintained with no visible contamination effects.

### 3.5.2 Aerial Photography

A review of available aerial photography of the subject area from 1971, 1983 and 2000 was conducted (refer to Appendix 1 for aerial photographs obtained from the Landcentre dataset). It was noted that little physical confirmation of the individual yard locations and therefore likely historical dip/spray sites is visible. It is apparent from the aerial photography records that any dip sites that may have existed were small in size. More recent, higher resolution imagery did not display any larger sites of concern.

Historically, the local graziers, as with many in Queensland, would have routinely treated their stock for ticks using plunge dips up to twice per year. Many of these dip sites were relatively small and would have generally been adjacent to the main stock pens on each farm, however larger commercial sites were also present, generally associated with sales yards or centrally located in a region. No large commercial dips or spray sites were identified within the project area or immediate surrounds. Generally the larger sites have a higher risk of contamination, due to their frequency of use and volume of chemical throughput. Cattle dipping has been phased out since the introduction of anti-tick vaccine in the 1990's.

Plunge dips would have been sited near the main stock pens, while chemicals would have generally been stored in the main farm sheds. Both would likely have been sited within a kilometre of the farm house or homestead. In most cases these sites would have been small in area, with limited use and therefore present a very low risk of contaminant migration.

The review of aerial photographs has highlighted that there are few homestead and cattle pen structures on the land within the project area. This low incidence of structures suggests that there is little likelihood plunge dips or significant chemical storage areas have ever existed on the project area.

It has been identified from research into the cultural heritage of the area, that there was large-scale clearing of land for pastoral development from the late 1960's onwards at a regional scale. Eucalypt, Brigalow and other Acacia forests were significantly cleared. Further clearing appears to have been undertaken in the early 2000's, during the amnesty period prior to the State Government's ban on broad-scale clearing. While deforestation of the land poses very limited direct chemical contaminant risk, it can be an indication of an increase in the intensity of land use, which may in turn indicate a potential for contamination.

## 3.6 Mineral Exploration

The greater region has had considerable mineral exploration over the past 40 years, notably with the Newlands and Suttor Creek mines located close to the project area. Besides these operational mines, an intensified drilling program would have been carried out over the project areas. These exploration operations can also contribute to contamination of the site from poor waste management practices and spills. No concerns were raised regarding any wastes or spilt materials left by the exploration operations, indicating that good waste management practice has been in place during the project drilling programs. All exploration activities conducted by the proponent have been conducted with the Code of environmental compliance for exploration and mineral development projects (EHP, March 2011) or under approved environmental management plans (EMPs) to address and prevent contamination.

## 4 SURROUNDING AREA

### 4.1 Adjacent Land Uses

As with the subject properties, much of the surrounding area has been utilised for sheep and cattle grazing since circa 1860 and the establishment of the original Suttor Creek Station. Over the past 150 years much of area has been cleared of the native forests, while the larger stations have been divided into smaller grazing properties. A small-scale timber mill was also established at the Plum Creek Camp, located in what is now Fig Tree Station (Lot 4 on SP171921).

Due to the region's continued grazing utilisation, Stock Routes were established to provide continued access between outlying cattle properties and rail transport and saleyards. Although these routes have since become inactive, they cross the southern portion of the project area, linking the Collinsville-Elphinstone Road to the east with the Bowen Developmental Road in the west.

As a result of the underlying Bowen Basin, coal mining is a major industry across the region, and is planned to develop further over the next 5 to 10 years. Numerous mines have been proposed within the region, and several coal seam gas (CSG) extraction projects are slated to expand into this area. Approved projects will have the potential to cause new, and disturb existing, land contamination during construction and operation phases.

### 4.2 Nearby Receptors

The project has some homesteads located around the project boundaries, however most are more than 2km from the boundaries on the project area. There are two homesteads within 2km of the planned project footprint operations, to the south of the site. These are identified as R1 and R4 on Figure 1. It is noted that R1 is currently occupied; however it will be vacated prior to the commencement of construction and will remain vacant for the life of the mine. R4 is currently unoccupied, and will remain vacant for the life of the mine.

In general the southern portion of the project area (south of Collinsville-Elphinstone Road) is likely to have the greatest potential to release contaminants from any potentially pre-existing contamination, due to the comparatively larger disturbance associated with this part of the project area. The northern operation is proposed to be a smaller-scale operation in an area where broad scale vegetation clearing has not occurred and the likelihood of potential contamination is even less than the southern portion of the project area.

### 4.3 Local Sites of Significance

A historical cultural heritage investigation was undertaken as part of the EIS process. This investigation highlighted 12 potential sites of significance within the local area. Only two of these sites (sites 7 and 8 which are old drover's and ringer's camps), which are detailed in Table 4-1 below, were considered as having any potential for historical contamination such as heavy metals and pesticide residues. Current mine plans do not indicate that any activities will occur at these sites and as such there is minimal potential to disturb any contaminants located at the sites.

**Table 4-1: Identified Local Sites of Significance within Byerwen Project MLAs**

#	Site Name	Location	Land Parcel	Relevant MLA	Description
7	Old drovers' and ringers' camp (late 19th early 20th C.)	Junction of Kangaroo Creek and stock route near E.591000/ N.7661300 +/-300m	Lot 3 on SP171922	10355	Old tank, mill and camp on western side of creek
8	Old drovers' and ringers' camp (late 19th early 20th C.)	Eastern side of Suttor River near E.585500/ N.7643000 +/-300m	Lot 1 on CP905226	70436	Black tank and remains of old camp

## 5 CONTAMINATION SUMMARY

### 5.1 Chemical Contamination Concerns within the Project Area

Historically, the dominant land use has been agricultural livestock grazing with some dry-land cropping. These land uses may have included potential point source contamination from old plunge dips, more recent spray races, small farm landfills, small crop pesticide storage areas and fuel storage tanks. Applying the precautionary principle, there is potential for the lots to have contained these contaminant point sources, even though none of the properties are identified on the EHP registers for livestock dips. Prior to 1987 when the use of arsenic-based products for sheep and cattle was banned, their use was widespread. The enactment of the *Environmental Protection Act* in 1994 required landholders and local government to notify if land has been used for activities such as cattle dipping, but before this the use of arsenic compounds was relatively uncontrolled.

Many of these infrastructures are or have been located in close proximity to livestock yards and farm sheds. However, no evidence in the information reviewed or obtained as part of this investigation has identified specific locations with a known contamination or concern of potential contamination to warrant further investigation.

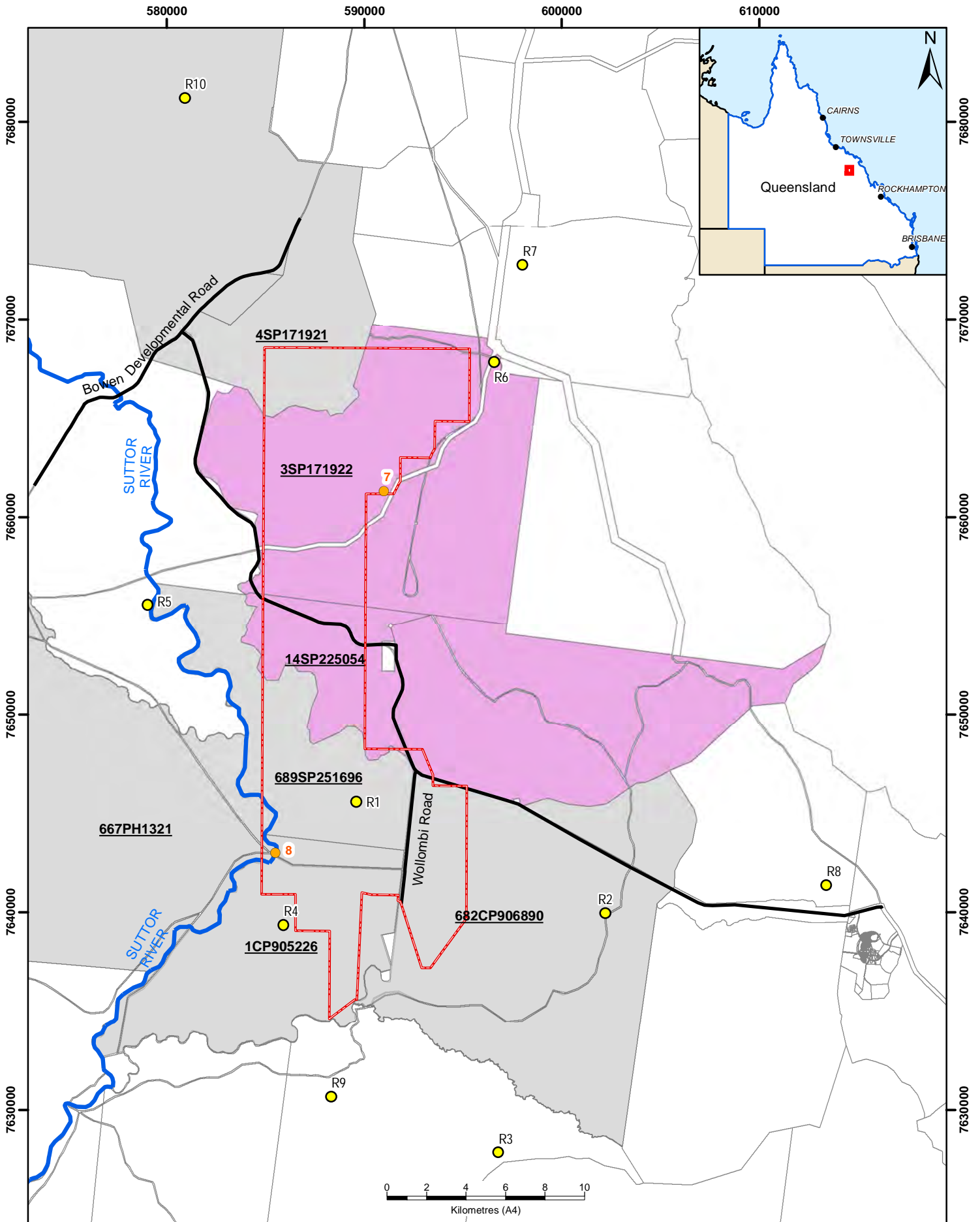
No evidence was found to suggest that the past mining exploration or operations throughout the project or adjacent areas had left a contamination legacy that would impact the management of this project. A list of contaminants of concern has not been included here due to a lack of evidence of point sources within the project area.

Figure 3 shows the sites where contamination could be present, based on identified historical land use and results of the EMR/CLR searches.

### 5.2 Disturbance of Contaminants within the Project Area



The activities to be conducted within the project area encompassed by MLA 10355, MLA 10356, MLA 10357, MLA 70434, MLA 70435 and MLA 70436, have the potential to disturb potential contaminants, if they are present within the boundary of the site.

In the unlikely event that contaminants do exist within the project area, they will be contained within the surface layer or the soils immediately below this layer. These surface soil layers and overburden are to be stripped and stockpiled onsite, in order to gain access to the coal or for construction of infrastructure. Any soils that are suspected to be contaminated from visual/odour indications will be captured and contained pending further investigation.



## Legend

- Project Area
- Sutor River
- Sensitive Receptors
- Historical Cultural Heritage Site Locations (+/- 300m)
- Listed on EMR
- Not Listed on EMR

Potentially Contaminated Sites		 
<b>Figure 3</b>	<b>Byerwen Coal Project</b>	
<b>Date:</b> 14/12/2012	<b>Author:</b> samuel.ferguson	
<b>Revision:</b> R1	<b>Map Scale:</b> 1:250,000	
<b>Coordinate System:</b> GDA 1994 MGA Zone 55		
<small>G:\CLIENTS\A-TO-D\BYEGEN - Byerwen EIS\GIS\Maps\Potentially Contaminated Land Report\BYEGEN_fig3_EMR.mxd</small>		

## 6 RECOMMENDATIONS AND MITIGATION MEASURES

If suspect sites are located, these should be inspected for visual evidence of contamination.. Some examples of these visual indicators include:

- Soil staining;
- Un-natural or chemical odour; and
- Vegetation die-off.

If evidence of significant contamination is observed during soil stripping activities, this material should be stockpiled separately pending further investigation. Once stockpiled, the suspected contaminated soil should be strictly managed, including stormwater management, to mitigate the risk of release of contaminants.

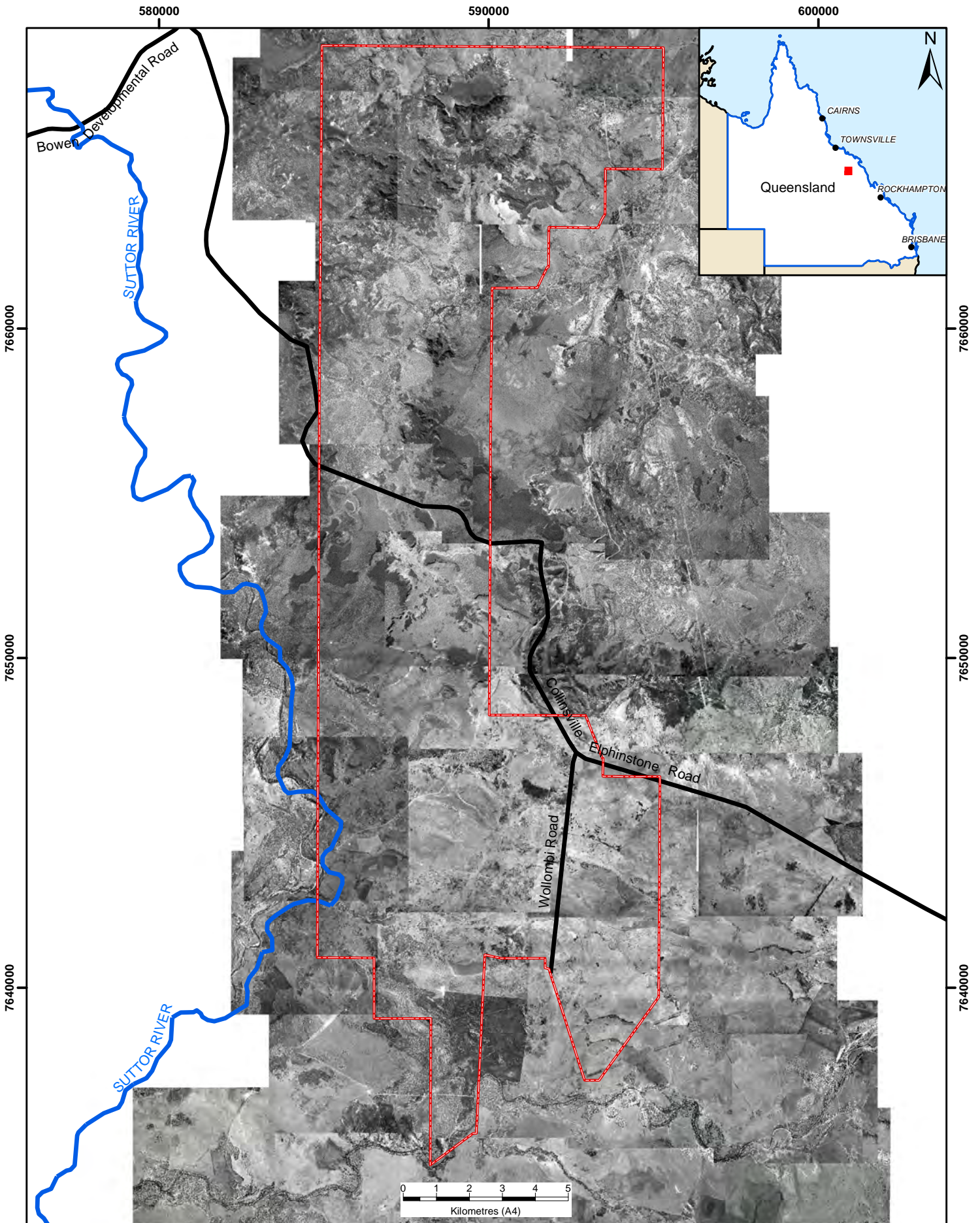
Once representative samples of stockpiled material are analysed and interpreted by suitably qualified and experienced personnel a management strategy for any impacted soils would be developed. Potential management strategies may comprise onsite retention, onsite treatment and reuse or offsite disposal to an appropriately licenced facility, pending regulatory approval.



## Appendix 1 – Aerial Photographs







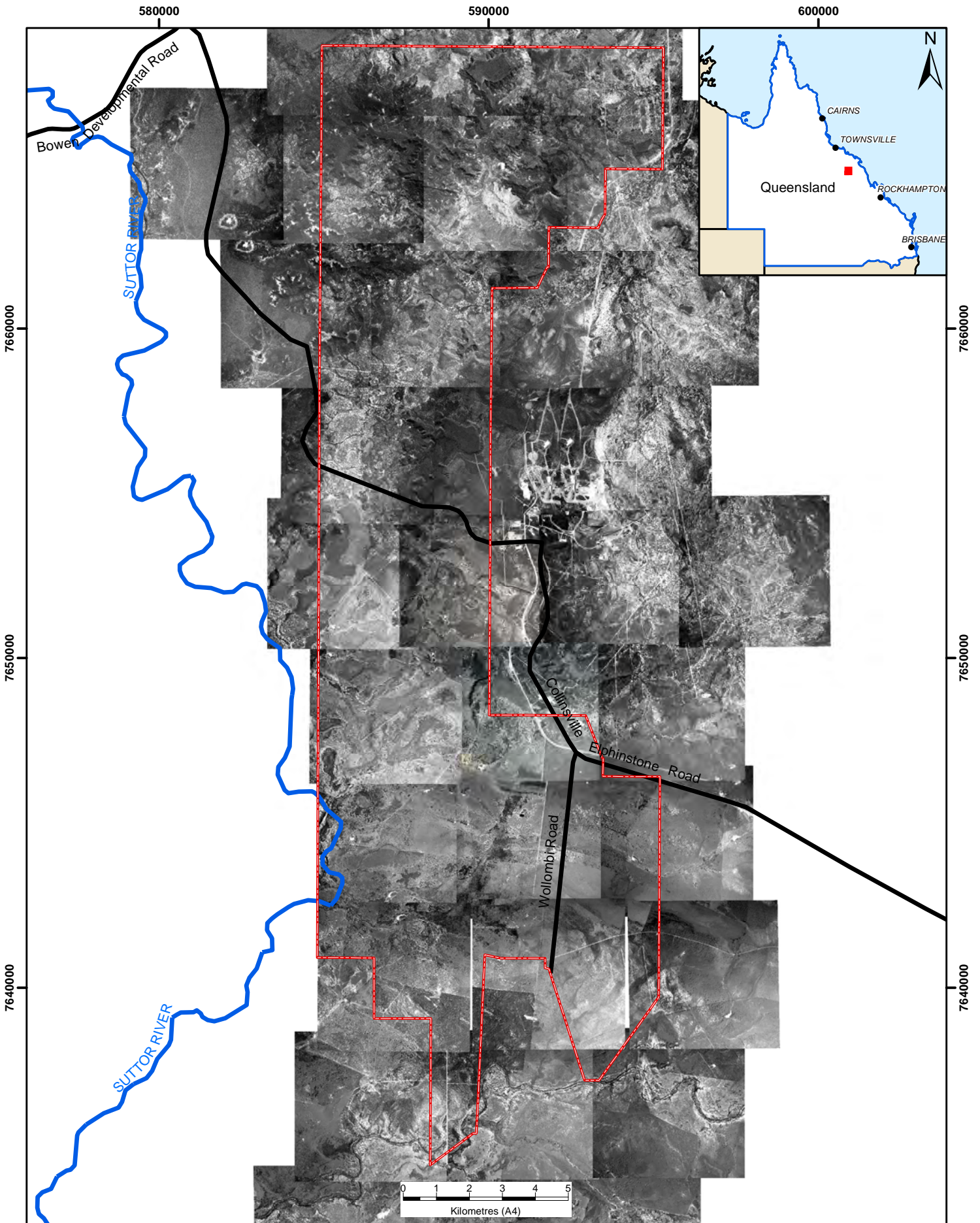


## Legend

- Project Area
- Suttor River
- Roads



<b>Historical Aerial - 1971</b>		
<b>Figure 1</b>	<b>Byerwen Coal Project</b>	
<b>Date:</b> 3/09/2012	<b>Author:</b> sabrina.wu	
<b>Revision:</b> R1	<b>Map Scale:</b> 1:150,000	
<b>Coordinate System:</b> GDA 1994 MGA Zone 55		
<small>G:\CLIENTS\A-TO-D\BYEGEN - Byerwen EIS\GIS\Maps\Historical Aerial\Figures\BYEGEN_Fig1_1_120903.mxd</small>		

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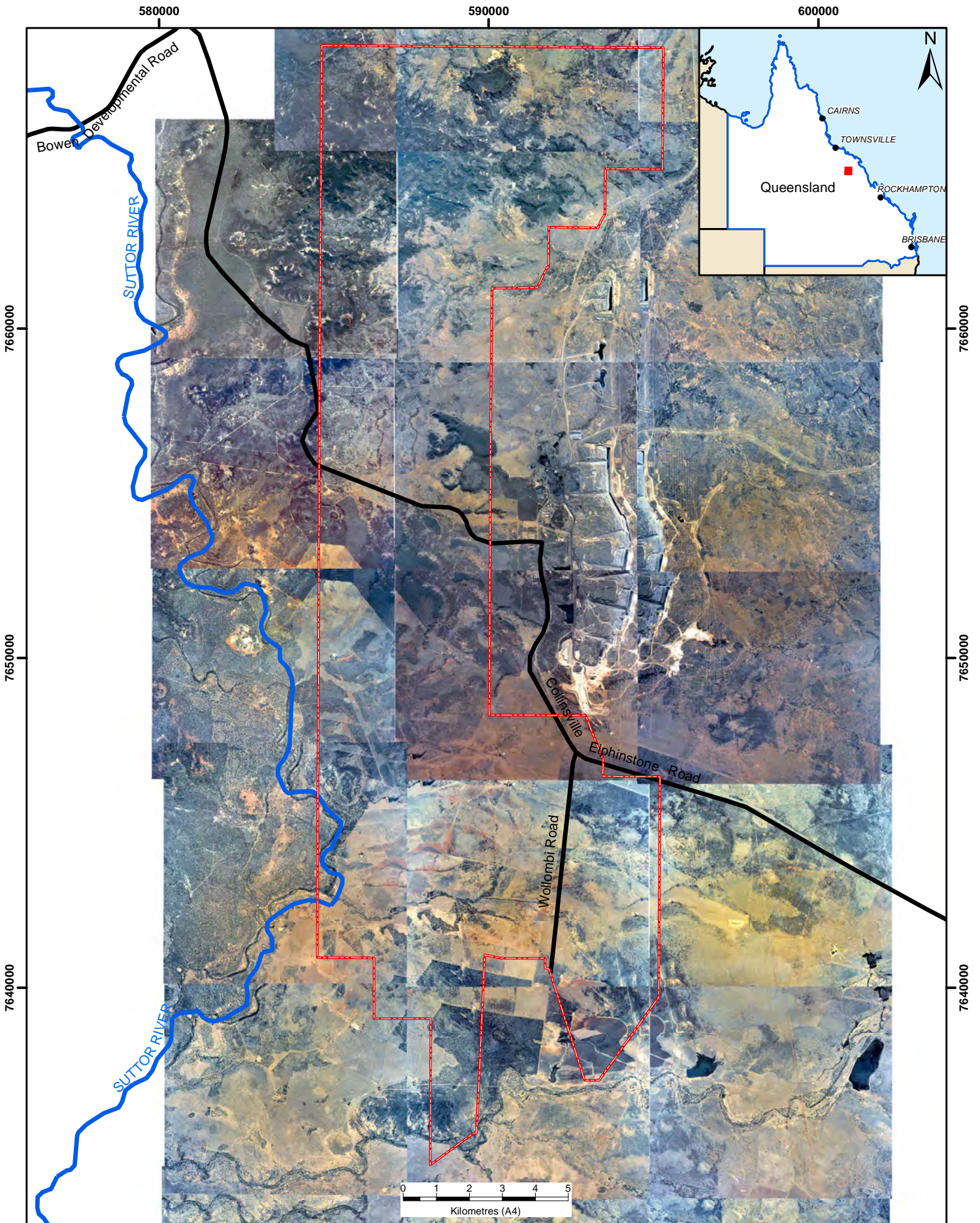


## Legend

- Project Area
- Suttor River
- Roads



<b>Historical Aerial - 1983</b>		
<b>Figure 2</b>	<b>Byerwen Coal Project</b>	
<b>Date:</b> 3/09/2012	<b>Author:</b> sabrina.wu	
<b>Revision:</b> R1	<b>Map Scale:</b> 1:150,000	
<b>Coordinate System:</b> GDA 1994 MGA Zone 55		
<small>G:\CLIENTS\A-TO-D\BYEGEN - Byerwen EIS\GIS\Maps\Historical Aerial\Figures\BYEGEN_Fig2_83.mxd</small>		

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## Legend

- Project Area
- Suttor River
- Roads

<b>Historical Aerial - 2000</b>		
<b>Figure 3</b>	<b>Byerwen Coal Project</b>	
<b>Date:</b> 3/09/2012	<b>Author:</b> sabrina.wu	
<b>Revision:</b> R1	<b>Map Scale:</b> 1:150,000	
<b>Coordinate System:</b> GDA 1994 MGA Zone 55		
<small>G:\CLIENTS\A-TO-DB\YEGEN - Byerwen EIS\GIS\Maps\Historical Aerial\Figures\BYEGEN_Fig3_00_120903.mxd</small>		

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## Appendix 2 – Current Title Searches



# CURRENT STATE TENURE SEARCH

DEPT OF NATURAL RESOURCES AND MINES, QUEENSLAND

Request No: 15029428

Search Date: 13/11/2012 15:20

Title Reference: 40063296

Date Created: 15/12/2011

Previous Title: 17664028

## DESCRIPTION OF LAND

Tenure Reference: TL 0/235359

LOT 689      SURVEY PLAN 251696  
County of DRAKE      Parish of CERITO  
Local Government: ISAAC

Area: 6800.000000 Ha. (ABOUT)

No Land Description

No Forestry Entitlement Area

No Future Conservation Area

Purpose for which granted:  
PASTORAL

## TERM OF LEASE

Term and day of beginning of lease

Term: 40 years commencing on 02/12/2011

Expiring on 01/12/2051

## REGISTERED LESSEE

Dealing No: 714234912 22/12/2011

LEICHHARDT PASTORAL PTY LTD A.C.N. 150 209 975

## CONDITIONS

# CURRENT STATE TENURE SEARCH

DEPT OF NATURAL RESOURCES AND MINES, QUEENSLAND

Request No: 15029428

Search Date: 13/11/2012 15:20

Title Reference: 40063296

Date Created: 15/12/2011

## CONDITIONS

- A78
- (1) The lessee must use the leased land for pastoral purposes .
  - (2) This lease may be forfeited if not used for the purpose stated above.
  - (3) The annual rent must be paid in accordance with the Land Act 1994.
  - (4) The Parties acknowledge that GST may be payable in respect of a supply made under this lease. Where GST becomes payable in respect of a supply made under this lease, the State (lessor) may recover the GST from the lessee by increasing the consideration payable by the lessee to the State by an amount equal to that which the State is obliged to remit to the Commonwealth as GST on the supply and that amount may be recovered from the lessee as part of the money payable to the State under this lease. The State will upon request by the lessee, issue to the lessee a valid GST tax invoice in respect of any taxable supply made under this lease. (NOTE: For the purposes of this condition "GST" means the goods and services tax which results from the enactment of A New Tax System (Goods and Services Tax) Act 1999 and the related Acts which constitute the Commonwealth taxation reform (as amended from time to time)).
  - (5) The lessee must pay the cost of any required survey or re-survey of the leased land.
  - (6) The lessee must control pest plants and animals, on the leased land, in accordance with the Land Protection (Pest and Stock Route Management) Act 2002 and the Local Laws and requirements of the Isaac Regional Council.
  - (7) The lessee has the responsibility for a duty of care, to take all reasonable and practicable measures to sustainably manage the leased land by conserving the physical, biological, productive and cultural values, either on the leased land or in areas affected by the management of the leased land.
  - (8) The lessee must ensure that the use and development of the leased land conforms to the Planning Scheme, Local Laws and requirements of the Isaac Regional Council, binding on the lessee.
  - (9) The lessee must give the Minister administering the Land Act 1994, information about the lease, when requested.
  - (10) The lessee must not clear any vegetation on the leased land, unless in accordance with the Sustainable Planning Act 2009.
  - (11) No compensation for improvements or developmental work is payable by the State at the forfeiture, surrender or expiry of the lease, but the lessee has the right to remove moveable improvements within a period of three (3) months from the forfeiture, surrender or expiry of the lease, provided all money due by the lessee to the State on any account whatsoever has been paid, or be required to remove those improvements as specified in any further condition of lease.
  - (12) This lease is subject to the Land Act 1994 and all other

# CURRENT STATE TENURE SEARCH

DEPT OF NATURAL RESOURCES AND MINES, QUEENSLAND

Request No: 15029428

Search Date: 13/11/2012 15:20

Title Reference: 40063296

Date Created: 15/12/2011

## CONDITIONS

relevant State and Commonwealth Acts.

- A89 (1) The lessee must allow any person authorised under the Forestry Act 1959 access to the leased land for the purpose of cutting and removing timber or removing other forest products, or quarry material, or other material from the leased land.
- (2) Except as hereinafter provided the lessee must not interfere with any forest products or remove any quarry material (including any stone, gravel, sand, earth, soil, rock, guano or clay which is not a mineral within the meaning of the Mineral Resources Act 1989) or other material upon the leased land without the permission of the Minister administering the Land Act 1994 except under the authority of and in compliance in every respect with the requirements or a permit, licence, agreement or contract granted or made under the Forestry Act 1959.
- A90 Further to Condition A78(11), the lessee must remove moveable improvements and rehabilitate the area to the satisfaction of the Minister administering the Land Act 1994 within three (3) months from the date of forfeiture, surrender or expiry of the lease.
- A91 If the lessee fails to remove the improvements and rehabilitate the area as detailed in Condition A90 above, the Minister administering the Land Act 1994, can remove the improvements and rehabilitate the area and is hereby authorised to do whatever is necessary to effect the said removal and rehabilitation. The said Minister may recover from the lessee the total cost incurred in the said removal and rehabilitation.
- C342 The lessee must comply with any lawful requirements of the Minister administering the Land Act 1994 and Isaac Regional Council.
- C343 The lessee must within two (2) months from the commencement of the lease and to the satisfaction of the Minister administering the Land Act 1994, survey the leased land, being Lot 689 on PH2015.
- C344 The lessee must not under any circumstances carry out any cultivation (apart from fodder for own cattle) on the leased land.

# CURRENT STATE TENURE SEARCH

DEPT OF NATURAL RESOURCES AND MINES, QUEENSLAND

Request No: 15029428

Search Date: 13/11/2012 15:20

Title Reference: 40063296

Date Created: 15/12/2011

## CONDITIONS

- C391 Upon forfeiture, surrender or expiry of the lease, the lessee must remove from the leased land all cattle owned by the lessee. Any cattle not removed from the leased land within three (3) months from the date of forfeiture, surrender or expiry of the lease, will become the property of the State and maybe disposed of or otherwise dealt with as the Minister administering the Land Act 1994 may determine. The lessee has no right to compensation or any claim against the State in respect of the loss of ownership of any cattle.
- F46 The lessee must from commencement and to the satisfaction of the Minister administering the Land Act 1994 , fence the leased land, with a good and substantial stock proof fence and must thereafter maintain the fence.
- H123 The provision of access to the leased land will not be the responsibility of Isaac Regional Council or the State.
- H126 The lessee must, at all times during the currency of the lease, allow any person authorised by Ergon Energy free and unrestricted access to from and across the lease land for the purpose of maintaining, upgrading and repairing lines and/or infrastructure .
- H126 The lessee must, at all times during the currency of the lease, allow any person authorised by Telstra free and unrestricted access to, from and across the leased land.
- H127 The lessee must, at all times during the currency of the lease, allow officers of the Departments administering the Forestry Act 1959 and administering the Land Act 1994, their employees and their servants, free and unrestricted access to, from and across the leased land.



# CURRENT STATE TENURE SEARCH

DEPT OF NATURAL RESOURCES AND MINES, QUEENSLAND

Request No: 15029428

Search Date: 13/11/2012 15:20

Title Reference: 40063296

Date Created: 15/12/2011

## CONDITIONS

I66 The lessee indemnifies and agrees to keep indemnified the Minister administering the Land Act 1994, and the State of Queensland, (the "Indemnified parties") against all actions, suits, proceedings, claims, demands, costs, losses, damages and expenses ("Claim") arising out of or in any way connected to or resulting from the granting of this lease to the lessee or which is connected to or resulting from the lessees' use and occupation of the leased land (all of which are referred to as "the indemnified acts or omissions") save to the extent that the Claim arises as a result of any negligent act or omission of the Indemnified parties, however, any negligent act or omission of one of the Indemnified parties does not negate the indemnity to any of the other Indemnified party/ies. The lessee hereby releases and discharges the Indemnified parties from any Claim relating to the indemnified acts or omissions which may be made against the Indemnified parties.

L110 The lessee must, to the satisfaction of the Minister administering the Land Act 1994, maintain improvements on the leased land in a good and substantial state of repair.

## ENCUMBRANCES AND INTERESTS

1. Rights and interests reserved to the Crown by  
Lease No. 40063296
2. EASEMENT IN GROSS No 708573274 11/04/2005 at 15:28  
burdening the land  
ENERTRADE (NQ) PIPELINE NO 1 PTY LTD A.C.N. 100 946 281  
ENERTRADE (NQ) PIPELINE NO 2 PTY LTD A.C.N. 100 946 263  
over  
EASEMENT M ON SP 175266
3. EASEMENT IN GROSS No 711506269 14/03/2008 at 15:24  
burdening the land  
SUNWATER A.B.N. 17 020 276 523  
over  
EASEMENT J ON SP195384
4. LAND MANAGEMENT AGREEMENT No 714218581 15/12/2011 at 09:33  
In accordance with the Land Act 1994
5. SUB LEASE No 714234925 22/12/2011 at 15:03  
PATRICIA MARY MADDERN  
ALAN ROBERT MADDERN JOINT TENANTS  
OF THE WHOLE OF THE LAND  
TERM: 22/12/2011 TO 31/12/2012 OPTION NIL

# CURRENT STATE TENURE SEARCH

DEPT OF NATURAL RESOURCES AND MINES, QUEENSLAND

Request No: 15029428

Search Date: 13/11/2012 15:20

Title Reference: 40063296

Date Created: 15/12/2011

## ADMINISTRATIVE ADVICES

Dealing	Type	Lodgement Date	Status
710807268	NOTC INT RES ACQUISITION OF LAND ACT 1967	12/07/2007 15:17	CURRENT
712013696	VEG NOTICE VEGETATION MANAGEMENT ACT 1999	29/10/2008 09:01	CURRENT
712054182	VEG NOTICE VEGETATION MANAGEMENT ACT 1999	18/11/2008 14:06	CURRENT
712062913	VEG NOTICE VEGETATION MANAGEMENT ACT 1999	21/11/2008 13:17	CURRENT
712251786	VEG NOTICE VEGETATION MANAGEMENT ACT 1999	02/03/2009 15:59	CURRENT
713364606	NOTC INT RES ACQUISITION OF LAND ACT 1967	21/07/2010 15:05	CURRENT
713429674	VEG NOTICE VEGETATION MANAGEMENT ACT 1999	26/08/2010 11:57	CURRENT

**UNREGISTERED DEALINGS - NIL**

Corrections have occurred - Refer to Historical Search

Caution - Charges do not necessarily appear in order of priority

**\*\* End of Current State Tenure Search \*\***

Information provided under section 34 Land Title Act(1994) or  
section 281 Land Act(1994)

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Requested By: D APPLICATIONS CITEC CONFIRM

# CURRENT STATE TENURE SEARCH

DEPT OF NATURAL RESOURCES AND MINES, QUEENSLAND

Request No: 14659530

Search Date: 17/09/2012 17:08

Title Reference: 40064661

Date Created: 17/07/2012

Previous Title: 17668010

## DESCRIPTION OF LAND

Tenure Reference: TL 0/235783

LOT 682      CROWN PLAN 906890  
County of DRAKE      Parish of EMIN  
Local Government: ISAAC

Area: 20500.000000 Ha. (ABOUT)

No Land Description

No Forestry Entitlement Area

No Future Conservation Area

Purpose for which granted:  
PASTORAL

## TERM OF LEASE

Term and day of beginning of lease

Term: 40 years commencing on 18/06/2012

Expiring on 17/06/2052

## REGISTERED LESSEE

Interest

HENRY RAYMOND GILLHAM	1/4
WILLIAM RAYMOND GILLHAM	3/4

AS TENANTS IN COMMON

## CONDITIONS

# CURRENT STATE TENURE SEARCH

DEPT OF NATURAL RESOURCES AND MINES, QUEENSLAND

Request No: 14659530

Search Date: 17/09/2012 17:08

Title Reference: 40064661

Date Created: 17/07/2012

## CONDITIONS

- A78
- (1) The lessee must use the leased land for pastoral purposes .
  - (2) This lease may be forfeited if not used for the purpose stated above.
  - (3) The annual rent must be paid in accordance with the Land Act 1994.
  - (4) The Parties acknowledge that GST may be payable in respect of a supply made under this lease. Where GST becomes payable in respect of a supply made under this lease, the State (lessor) may recover the GST from the lessee by increasing the consideration payable by the lessee to the State by an amount equal to that which the State is obliged to remit to the Commonwealth as GST on the supply and that amount may be recovered from the lessee as part of the money payable to the State under this lease. The State will upon request by the lessee, issue to the lessee a valid GST tax invoice in respect of any taxable supply made under this lease. (NOTE: For the purposes of this condition "GST" means the goods and services tax which results from the enactment of A New Tax System (Goods and Services Tax) Act 1999 and the related Acts which constitute the Commonwealth taxation reform (as amended from time to time)).
  - (5) The lessee must pay the cost of any required survey or re-survey of the leased land.
  - (6) The lessee must control pest plants and animals, on the leased land, in accordance with the Land Protection (Pest and Stock Route Management) Act 2002 and the Local Laws and requirements of the Isaac Regional Council.
  - (7) The lessee has the responsibility for a duty of care, to take all reasonable and practicable measures to sustainably manage the leased land by conserving the physical, biological, productive and cultural values, either on the leased land or in areas affected by the management of the leased land.
  - (8) The lessee must ensure that the use and development of the leased land conforms to the Planning Scheme, Local Laws and requirements of the Isaac Regional Council, binding on the lessee.
  - (9) The lessee must give the Minister administering the Land Act 1994, information about the lease, when requested.
  - (10) The lessee must not clear any vegetation on the leased land, unless in accordance with the Sustainable Planning Act 2009.
  - (11) No compensation for improvements or developmental work is payable by the State at the forfeiture, surrender or expiry of the lease, but the lessee has the right to remove the lessees moveable improvements within a period of three (3) months from the forfeiture, surrender or expiry of the lease, provided all money due by the lessee to the State on any account whatsoever has been paid, or be required to remove those improvements as specified in any further condition of lease.
  - (12) This lease is subject to the Land Act 1994 and all other

# CURRENT STATE TENURE SEARCH

DEPT OF NATURAL RESOURCES AND MINES, QUEENSLAND

Request No: 14659530

Search Date: 17/09/2012 17:08

Title Reference: 40064661

Date Created: 17/07/2012

## CONDITIONS

relevant State and Commonwealth Acts.

- A89 (1) The lessee must allow any person authorised under the Forestry Act 1959 access to the leased land for the purpose of cutting and removing timber or removing other forest products, or quarry material, or other material from the leased land.
- (2) Except as hereinafter provided the lessee must not interfere with any forest products or remove any quarry material (including any stone, gravel, sand, earth, soil, rock, guano or clay which is not a mineral within the meaning of the Mineral Resources Act 1989) or other material upon the leased land without the permission of the Minister administering the Land Act 1994 except under the authority of and in compliance in every respect with the requirements or a permit, licence, agreement or contract granted or made under the Forestry Act 1959.
- C391 Upon forfeiture, cancellation, expiry or surrender of the lease, the lessee must remove from the leased land all cattle owned by the lessee. Any cattle not removed from the leased land within three (3) months from the date of forfeiture, cancellation, expiry or surrender of the lease, will become the property of the State and maybe disposed of or otherwise dealt with as the Minister administering the Land Act 1994 may determine. The lessee has no right to compensation or any claim against the State in respect of the loss of ownership of any cattle.
- F46 The lessee must and to the satisfaction of the Minister administering the Land Act 1994, fence the leased land (where practicable), with a good and substantial stock proof fence and maintain the fence thereafter.
- H126 The lessee must, at all times during the currency of the lease, allow any person authorised by the Minister Administering the Land Act 1994 free and unrestricted access the leased land for the purposes of constructing, maintaining and/or repairing their installations located on the leased land.

# CURRENT STATE TENURE SEARCH

DEPT OF NATURAL RESOURCES AND MINES, QUEENSLAND

Request No: 14659530

Search Date: 17/09/2012 17:08

Title Reference: 40064661

Date Created: 17/07/2012

## CONDITIONS

I66 The lessee indemnifies and agrees to keep indemnified the Minister administering the Land Act 1994, and the State of Queensland, (the "Indemnified parties") against all actions, suits, proceedings, claims, demands, costs, losses, damages and expenses ("Claim") arising out of or in any way connected to or resulting from the granting of this lease to the lessee or which is connected to or resulting from the lessees' use and occupation of the leased land (all of which are referred to as "the indemnified acts or omissions") save to the extent that the Claim arises as a result of any negligent act or omission of the Indemnified parties, however, any negligent act or omission of one of the Indemnified parties does not negate the indemnity to any of the other Indemnified party/ies. The lessee hereby releases and discharges the Indemnified parties from any Claim relating to the indemnified acts or omissions which may be made against the Indemnified parties.

L110 The lessee must, to the satisfaction of the Minister Administering the Land Act 1994, maintain improvements on the leased land in a good and substantial state of repair.

## ENCUMBRANCES AND INTERESTS

1. Rights and interests reserved to the Crown by Lease No. 40064661
2. EASEMENT No 602806054 (A426) 09/07/1970  
EASEMENT IN PURSUANCE OF AN AGREEMENT DATED THE SEVENTH DAY OF OCTOBER 1969 BETWEEN THE LESSEE OF THE WITHIN DESCRIBED HOLDING AND  
THE QUEENSLAND ELECTRICITY GENERATING BOARD  
FOR PURPOSES AS DEFINED IN SUCH AGREEMENT
3. MORTGAGE No 700449649 13/01/1995 at 10:24  
NATIONAL AUSTRALIA BANK LIMITED
4. RELEASE No 708692369 27/05/2005 at 10:35  
of  
MORTGAGE: 700449649  
interest of  
PATRICIA EDITH GILLHAM AND LEIGH PATRICIA SULLIVAN ONLY.
5. LAND MANAGEMENT AGREEMENT No 714572850 17/07/2012 at 12:51  
In accordance with the Land Act 1994

# CURRENT STATE TENURE SEARCH

DEPT OF NATURAL RESOURCES AND MINES, QUEENSLAND

Request No: 14659530

Search Date: 17/09/2012 17:08

Title Reference: 40064661

Date Created: 17/07/2012

## ADMINISTRATIVE ADVICES

Dealing	Type	Lodgement Date	Status
713865669	VEG NOTICE	23/05/2011 10:22	CURRENT
	VEGETATION MANAGEMENT ACT 1999		

**UNREGISTERED DEALINGS - NIL**

Caution - Charges do not necessarily appear in order of priority

\*\* End of Current State Tenure Search \*\*

Information provided under section 34 Land Title Act(1994) or  
section 281 Land Act(1994)

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Requested By: D APPLICATIONS CITEC CONFIRM

# CURRENT STATE TENURE SEARCH

DEPT OF NATURAL RESOURCES AND MINES, QUEENSLAND

Request No: 14659532

Search Date: 17/09/2012 17:08

Title Reference: 17664027

Date Created: 21/10/1995

## DESCRIPTION OF LAND

Tenure Reference: PH 5/667

LOT 667 CROWN PLAN PH1321  
County of DRAKE Parish of LOCHARWOOD  
Local Government: WHITSUNDAY

Area: 35000.000000 Ha. (SURVEYED)

No Land Description

No Forestry Entitlement Area

No Future Conservation Area

Purpose for which granted:  
NO PURPOSE DEFINED

## TERM OF LEASE

Term and day of beginning of lease

Term: 50 years commencing on 01/10/1977

Expiring on 30/09/2027

## REGISTERED LESSEE

Interest

Dealing No: 710521617 20/04/2007

EDWARD PETER MASON	1/3
MORA ELLEN MASON	1/3
VALDA ANN MASON	1/3

AS TENANTS IN COMMON

## CONDITIONS

M76 The lessee shall during the term of the lease maintain all improvements on the holding existing at the commencement thereof in a good and substantial state of repair.



# CURRENT STATE TENURE SEARCH

DEPT OF NATURAL RESOURCES AND MINES, QUEENSLAND

Request No: 14659532

Search Date: 17/09/2012 17:08

Title Reference: 17664027

Date Created: 21/10/1995

## CONDITIONS

M77 (a) The lessees shall within two (2) years from the commencement of the term of the lease, eradicate to the satisfaction of the Minister, all primary growth and any recurring growth of all *Harrisia Cactus* growing upon the leased land and thereafter during the term of the lessee shall keep and maintain the area free from all *Harrisia Cactus*.

(b) The lessee shall not at any time allow any *Harrisia Cactus* growing upon any part of the leased land in respect to which the lessees shall have commenced to perform and comply with the requirements of condition (1)(a) above to bear and produce flower or ripened fruit.

## ENCUMBRANCES AND INTERESTS

1. Rights and interests reserved to the Crown by  
Lease No. 17664027

## ADMINISTRATIVE ADVICES

Dealing	Type	Lodgement Date	Status
712015322	VEG NOTICE VEGETATION MANAGEMENT ACT 1999	29/10/2008 13:08	CURRENT

UNREGISTERED DEALINGS - NIL

\*\* End of Current State Tenure Search \*\*

Information provided under section 34 Land Title Act(1994) or  
section 281 Land Act(1994)

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Requested By: D APPLICATIONS CITEC CONFIRM

# CURRENT STATE TENURE SEARCH

DEPT OF NATURAL RESOURCES AND MINES, QUEENSLAND

Request No: 14659534

Search Date: 17/09/2012 17:08

Title Reference: 40064390

Date Created: 06/06/2012

Previous Title: 17664033

## DESCRIPTION OF LAND

Tenure Reference: TL 0/235642

LOT 14 SURVEY PLAN 225054  
County of DRAKE Parish of CERITO  
Local Government: WHITSUNDAY

Area: 16900.000000 Ha. (ABOUT)

No Land Description

No Forestry Entitlement Area

No Future Conservation Area

Purpose for which granted:  
PASTORAL

## TERM OF LEASE

Term and day of beginning of lease

Term: 40 years commencing on 10/05/2012

Expiring on 09/05/2052

## REGISTERED LESSEE

COLINTA HOLDINGS PTY LTD A.C.N. 010 031 017

## CONDITIONS

# CURRENT STATE TENURE SEARCH

DEPT OF NATURAL RESOURCES AND MINES, QUEENSLAND

Request No: 14659534

Search Date: 17/09/2012 17:08

Title Reference: 40064390

Date Created: 06/06/2012

## CONDITIONS

- A78
- (1) The lessee must use the leased land for pastoral purposes .
  - (2) This lease may be forfeited if not used for the purpose stated above.
  - (3) The annual rent must be paid in accordance with the Land Act 1994.
  - (4) The Parties acknowledge that GST may be payable in respect of a supply made under this lease. Where GST becomes payable in respect of a supply made under this lease, the State (lessor) may recover the GST from the lessee by increasing the consideration payable by the lessee to the State by an amount equal to that which the State is obliged to remit to the Commonwealth as GST on the supply and that amount may be recovered from the lessee as part of the money payable to the State under this lease. The State will upon request by the lessee, issue to the lessee a valid GST tax invoice in respect of any taxable supply made under this lease. (NOTE: For the purposes of this condition "GST" means the goods and services tax which results from the enactment of A New Tax System (Goods and Services Tax) Act 1999 and the related Acts which constitute the Commonwealth taxation reform (as amended from time to time)).
  - (5) The lessee must pay the cost of any required survey or re-survey of the leased land.
  - (6) The lessee must control pest plants and animals, on the leased land, in accordance with the Land Protection (Pest and Stock Route Management) Act 2002 and the Local Laws and requirements of the Whitsunday Regional Council.
  - (7) The lessee has the responsibility for a duty of care, to take all reasonable and practicable measures to sustainably manage the leased land by conserving the physical, biological, productive and cultural values, either on the leased land or in areas affected by the management of the leased land.
  - (8) The lessee must ensure that the use and development of the leased land conforms to the Planning Scheme, Local Laws and requirements of the Whitsunday Regional Council, binding on the lessee.
  - (9) The lessee must give the Minister administering the Land Act 1994, information about the lease, when requested.
  - (10) The lessee must not clear any vegetation on the leased land, unless in accordance with the Sustainable Planning Act 2009.
  - (11) No compensation for improvements or developmental work is payable by the State at the forfeiture, surrender or expiry of the lease, but the lessee has the right to remove the lessees moveable improvements within a period of three (3) months from the forfeiture, surrender or expiry of the lease, provided all money due by the lessee to the State on any account whatsoever has been paid, or be required to remove those improvements as specified in any further condition of lease.
  - (12) This lease is subject to the Land Act 1994 and all other

# CURRENT STATE TENURE SEARCH

DEPT OF NATURAL RESOURCES AND MINES, QUEENSLAND

Request No: 14659534

Search Date: 17/09/2012 17:08

Title Reference: 40064390

Date Created: 06/06/2012

## CONDITIONS

relevant State and Commonwealth Acts.

- A89 (1) The lessee must allow any person authorised under the Forestry Act 1959 access to the leased land for the purpose of cutting and removing timber or removing other forest products, or quarry material, or other material from the leased land.
- (2) Except as hereinafter provided the lessee must not interfere with any forest products or remove any quarry material (including any stone, gravel, sand, earth, soil, rock, guano or clay which is not a mineral within the meaning of the Mineral Resources Act 1989) or other material upon the leased land without the permission of the Minister administering the Land Act 1994 except under the authority of and in compliance in every respect with the requirements or a permit, licence, agreement or contract granted or made under the Forestry Act 1959.
- C391 Upon forfeiture, cancellation, surrender or expiry of the lease, the lessee must remove from the leased land all cattle owned by the lessee. Any cattle not removed from the leased land within three (3) months from the date of forfeiture, cancellation, surrender or expiry of the lease, will become the property of the State and maybe disposed of or otherwise dealt with as the Minister Administering the Land Act 1994 may determine. The lessee has no right to compensation or any claim against the State in respect of the loss of ownership of any cattle.
- F46 The lessee must and to the satisfaction of the Minister Administering the Land Act 1994, fence the the lease land (where practicable), with a good and substantial stock proof fence and maintain the fence thereafter.
- H126 The lessee must, at all times during the currency of the lease, allow any person authorised by the Minister Administering the Land Act 1994 free and unrestricted access to from and across the leased land for the purposes of constructing, maintaining and/or repairing their installations located on the land.

# CURRENT STATE TENURE SEARCH

DEPT OF NATURAL RESOURCES AND MINES, QUEENSLAND

Request No: 14659534

Search Date: 17/09/2012 17:08

Title Reference: 40064390

Date Created: 06/06/2012

## CONDITIONS

- I66 The lessee indemnifies and agrees to keep indemnified the Minister administering the Land Act 1994, and the State of Queensland, (the "Indemnified parties") against all actions, suits, proceedings, claims, demands, costs, losses, damages and expenses ("Claim") arising out of or in any way connected to or resulting from the granting of this lease to the lessee or which is connected to or resulting from the lessees' use and occupation of the leased land (all of which are referred to as "the indemnified acts or omissions") save to the extent that the Claim arises as a result of any negligent act or omission of the Indemnified parties, however, any negligent act or omission of one of the Indemnified parties does not negate the indemnity to any of the other Indemnified party/ies. The lessee hereby releases and discharges the Indemnified parties from any Claim relating to the indemnified acts or omissions which may be made against the Indemnified parties.
- L110 The lessee must , to the satisfaction of the Minister Administering the Land Act 1994, maintain improvements on the leased land in a good and substantial state of repair.
- M538 The lessee must enter into an Land Management agreement with the Minister Administering the Land Act 1994 .

## ENCUMBRANCES AND INTERESTS

1. Rights and interests reserved to the Crown by  
Lease No. 40064390
2. EASEMENT No 602805150 (A418) 09/09/1970  
EASEMENT IN PURSUANCE OF AN AGREEMENT DATED THE 15TH DAY OF  
SEPTEMBER 1969 BETWEEN THE LESSEE OF THE WITHIN DESCRIBED  
HOLDING AND  
THE QUEENSLAND ELECTRICITY GENERATING BOARD FOR PURPOSES AS  
DEFINED IN SUCH AGREEMENT.
3. NATURE REFUGE NOTING No 710679293 13/06/2007 at 14:25  
all or part of the within land has been declared a Nature  
Refuge under the Nature Conservation Act 1992
4. EASEMENT IN GROSS No 712213835 11/02/2009 at 09:58  
burdening the land  
QUEENSLAND ELECTRICITY TRANSMISSION CORPORATION LIMITED  
A.C.N. 078 849 233  
over  
EASEMENT X ON SP214016

# CURRENT STATE TENURE SEARCH

DEPT OF NATURAL RESOURCES AND MINES, QUEENSLAND

Request No: 14659534

Search Date: 17/09/2012 17:08

Title Reference: 40064390

Date Created: 06/06/2012

## ENCUMBRANCES AND INTERESTS

5. LAND MANAGEMENT AGREEMENT No 714502248 07/06/2012 at 11:49  
In accordance with the Land Act 1994

## ADMINISTRATIVE ADVICES

Dealing	Type	Lodgement Date	Status
710807273	NOTC INT RES ACQUISITION OF LAND ACT 1967	12/07/2007 15:18	CURRENT
712054196	VEG NOTICE VEGETATION MANAGEMENT ACT 1999	18/11/2008 14:10	CURRENT
712062916	VEG NOTICE VEGETATION MANAGEMENT ACT 1999	21/11/2008 13:17	CURRENT
712251766	VEG NOTICE VEGETATION MANAGEMENT ACT 1999	02/03/2009 15:58	CURRENT
713364627	NOTC INT RES ACQUISITION OF LAND ACT 1967	21/07/2010 15:06	CURRENT
713429675	VEG NOTICE VEGETATION MANAGEMENT ACT 1999	26/08/2010 11:58	CURRENT
714282218	VEG NOTICE VEGETATION MANAGEMENT ACT 1999	25/01/2012 15:18	CURRENT
714627776	VEG NOTICE VEGETATION MANAGEMENT ACT 1999	20/08/2012 08:59	CURRENT

**UNREGISTERED DEALINGS - NIL**

Caution - Charges do not necessarily appear in order of priority

\*\* End of Current State Tenure Search \*\*

Information provided under section 34 Land Title Act(1994) or  
section 281 Land Act(1994)

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Requested By: D APPLICATIONS CITEC CONFIRM

# CURRENT STATE TENURE SEARCH

DEPT OF NATURAL RESOURCES AND MINES, QUEENSLAND

Request No: 14659528

Search Date: 17/09/2012 17:08

Title Reference: 17657025

Date Created: 21/10/1995

## DESCRIPTION OF LAND

Tenure Reference: GHPL 5/2123

LOT 4 SURVEY PLAN 171921  
County of DRAKE Parish of CORRIEVAHN  
Local Government: WHITSUNDAY

Area: 44000.000000 Ha. (ABOUT)

No Land Description

No Forestry Entitlement Area

No Future Conservation Area

Purpose for which granted:  
NO PURPOSE DEFINED

## TERM OF LEASE

Day of beginning of lease

Lease in perpetuity commencing on 01/07/1987

## REGISTERED LESSEE

JONATHAN CHARLES PHILP  
MARGARET ELVEY PHILP JOINT TENANTS

## CONDITIONS

- M76 The Lessee shall during the whole term of the lease and to the satisfaction of the Minister maintain the leased land free from primary growth and any recurring growth of *Harrisia Cactus*.
- M76 The Lessee shall during the term of the lease maintain all other improvements on the leased land existing at the commencement thereof in a good and substantial state of repair.

## ENCUMBRANCES AND INTERESTS

1. Rights and interests reserved to the Crown by Lease No. 17657025
2. MORTGAGE No 602801729 (M211743) 08/07/1986  
AUSTRALIA AND NEW ZEALAND BANKING GROUP LIMITED

# CURRENT STATE TENURE SEARCH

DEPT OF NATURAL RESOURCES AND MINES, QUEENSLAND

Request No: 14659528

Search Date: 17/09/2012 17:08

Title Reference: 17657025

Date Created: 21/10/1995

## ENCUMBRANCES AND INTERESTS

3. TRANSFER No 707320886 19/12/2003 at 15:19  
MORTGAGE: 602801729 (M211743)  
RABOBANK AUSTRALIA LIMITED A.C.N. 001 621 129
4. MORTGAGE No 707320908 19/12/2003 at 15:21  
RABOBANK AUSTRALIA LIMITED A.C.N. 001 621 129
5. EASEMENT IN GROSS No 709224283 15/12/2005 at 14:52  
burdening the land  
ENERTRADE (NQ) PIPELINE NO 1 PTY LTD A.C.N. 100 946 281  
TENANT IN COMMON 3/5  
ENERTRADE (NQ) PIPELINE NO 2 PTY LTD A.C.N. 100 946 263  
TENANT IN COMMON 2/5  
over  
OVER EASEMENTS T & U ON SP175351
6. EASEMENT IN GROSS No 711688915 30/05/2008 at 15:04  
burdening the land  
ERGON ENERGY CORPORATION LIMITED A.C.N. 087 646 062  
over  
EASEMENTS AA & BB ON SP187960
7. EASEMENT IN GROSS No 711788335 11/07/2008 at 16:20  
burdening the land  
SUNWATER A.B.N. 17 020 276 523  
over  
EASEMENT MA ON SP195386
8. EASEMENT IN GROSS No 711788352 11/07/2008 at 16:21  
burdening the land  
SUNWATER A.B.N. 17 020 276 523  
over  
EASEMENT B ON SP195386
9. EASEMENT IN GROSS No 711788354 11/07/2008 at 16:22  
burdening the land  
SUNWATER A.B.N. 17 020 276 523  
over  
EASEMENTS M & O ON SP195386
10. AMENDMENT OF LEASE CONDITIONS No 712519994 21/06/2009 at 14:12  
THE CONDITIONS OF THE WITHIN TENURE ARE HEREBY AMENDED.
11. EASEMENT No 712663594 14/08/2009 at 14:45  
burdening the land to  
LOT 6 ON SP175352 OVER EASEMENT C ON SP218850



# CURRENT STATE TENURE SEARCH

DEPT OF NATURAL RESOURCES AND MINES, QUEENSLAND

Request No: 14659528

Search Date: 17/09/2012 17:08

Title Reference: 17657025

Date Created: 21/10/1995

## ADMINISTRATIVE ADVICES

Dealing	Type	Lodgement Date	Status
709037173	VEG NOTICE	07/10/2005 10:46	CURRENT
	VEGETATION MANAGEMENT ACT 1999		

**UNREGISTERED DEALINGS - NIL**

Corrections have occurred - Refer to Historical Search

Caution - Charges do not necessarily appear in order of priority

**\*\* End of Current State Tenure Search \*\***

Information provided under section 34 Land Title Act(1994) or  
section 281 Land Act(1994)

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Requested By: D APPLICATIONS CITEC CONFIRM

# CURRENT STATE TENURE SEARCH

DEPT OF NATURAL RESOURCES AND MINES, QUEENSLAND

Request No: 14659531

Search Date: 17/09/2012 17:08

Title Reference: 40064766

Date Created: 30/07/2012

Previous Title: 17664041

## DESCRIPTION OF LAND

Tenure Reference: TL 0/235865

LOT 3            SURVEY PLAN 171922  
                  County of DRAKE                    Parish of BYERWEN  
                  Local Government: WHITSUNDAY

Area: 17587.777800 Ha. (SURVEYED)

No Land Description

No Forestry Entitlement Area

No Future Conservation Area

Purpose for which granted:  
PASTORAL

## TERM OF LEASE

Term and day of beginning of lease

Term: 40 years commencing on 18/06/2012

Expiring on 17/06/2052

## REGISTERED LESSEE

COLINTA HOLDINGS PTY. LTD. A.C.N. 010 031 017

## CONDITIONS

# CURRENT STATE TENURE SEARCH

DEPT OF NATURAL RESOURCES AND MINES, QUEENSLAND

Request No: 14659531

Search Date: 17/09/2012 17:08

Title Reference: 40064766

Date Created: 30/07/2012

## CONDITIONS

- A78
- (1) The lessee must use the leased land for pastoral purposes .
  - (2) This lease may be forfeited if not used for the purpose stated above.
  - (3) The annual rent must be paid in accordance with the Land Act 1994.
  - (4) The Parties acknowledge that GST may be payable in respect of a supply made under this lease. Where GST becomes payable in respect of a supply made under this lease, the State (lessor) may recover the GST from the lessee by increasing the consideration payable by the lessee to the State by an amount equal to that which the State is obliged to remit to the Commonwealth as GST on the supply and that amount may be recovered from the lessee as part of the money payable to the State under this lease. The State will upon request by the lessee, issue to the lessee a valid GST tax invoice in respect of any taxable supply made under this lease. (NOTE: For the purposes of this condition "GST" means the goods and services tax which results from the enactment of A New Tax System (Goods and Services Tax) Act 1999 and the related Acts which constitute the Commonwealth taxation reform (as amended from time to time)).
  - (5) The lessee must pay the cost of any required survey or re-survey of the leased land.
  - (6) The lessee must control pest plants and animals, on the leased land, in accordance with the Land Protection (Pest and Stock Route Management) Act 2002 and the Local Laws and requirements of the Whitsunday Regional Council.
  - (7) The lessee has the responsibility for a duty of care, to take all reasonable and practicable measures to sustainably manage the leased land by conserving the physical, biological, productive and cultural values, either on the leased land or in areas affected by the management of the leased land.
  - (8) The lessee must ensure that the use and development of the leased land conforms to the Planning Scheme, Local Laws and requirements of the Whitsunday Regional Council, binding on the lessee.
  - (9) The lessee must give the Minister administering the Land Act 1994, information about the lease, when requested.
  - (10) The lessee must not clear any vegetation on the leased land, unless in accordance with the Sustainable Planning Act 2009.
  - (11) No compensation for improvements or developmental work is payable by the State at the forfeiture, surrender or expiry of the lease, but the lessee has the right to remove the lessee moveable improvements within a period of three (3) months from the forfeiture, surrender or expiry of the lease, provided all money due by the lessee to the State on any account whatsoever has been paid, or be required to remove those improvements as specified in any further condition of lease.
  - (12) This lease is subject to the Land Act 1994 and all other

# CURRENT STATE TENURE SEARCH

DEPT OF NATURAL RESOURCES AND MINES, QUEENSLAND

Request No: 14659531

Search Date: 17/09/2012 17:08

Title Reference: 40064766

Date Created: 30/07/2012

## CONDITIONS

relevant State and Commonwealth Acts.

- A89 (1) The lessee must allow any person authorised under the Forestry Act 1959 access to the leased land for the purpose of cutting and removing timber or removing other forest products, or quarry material, or other material from the leased land.
- (2) Except as hereinafter provided the lessee must not interfere with any forest products or remove any quarry material (including any stone, gravel, sand, earth, soil, rock, guano or clay which is not a mineral within the meaning of the Mineral Resources Act 1989) or other material upon the leased land without the permission of the Minister administering the Land Act 1994 except under the authority of and in compliance in every respect with the requirements or a permit, licence, agreement or contract granted or made under the Forestry Act 1959.
- C391 Upon forfeiture, cancellation, expiry or surrender of the lease, the lessee must remove from the leased land all cattle owned by the lessee. Any cattle not removed from the leased land within three (3) months from the date of forfeiture, cancellation, expiry or surrender of the lease, will become the property of the State and maybe disposed of or otherwise dealt with as the Minister administering the Land Act 1994 may determine. The lessee has no right to compensation or any claim against the State in respect of the loss of ownership of any cattle.
- F46 The lessee must and to the satisfaction of the Minister Administering the Land Act 1994, fence the leased land (where practicable), with a good and substantial stockproof fence .
- H126 The lessee must, at all times during the currency of the lease of the lease, allow any person authorised by the Minister administering the Land Act 1994 free and unrestricted access to, from and across the leased land for the purpose of constructing, maintaing and/or repairing their installations located on the land.

# CURRENT STATE TENURE SEARCH

DEPT OF NATURAL RESOURCES AND MINES, QUEENSLAND

Request No: 14659531

Search Date: 17/09/2012 17:08

Title Reference: 40064766

Date Created: 30/07/2012

## CONDITIONS

I66 The lessee indemnifies and agrees to keep indemnified the Minister administering the Land Act 1994, and the State of Queensland, (the "Indemnified parties") against all actions, suits, proceedings, claims, demands, costs, losses, damages and expenses ("Claim") arising out of or in any way connected to or resulting from the granting of this lease to the lessee or which is connected to or resulting from the lessees' use and occupation of the leased land (all of which are referred to as "the indemnified acts or omissions") save to the extent that the Claim arises as a result of any negligent act or omission of the Indemnified parties, however, any negligent act or omission of one of the Indemnified parties does not negate the indemnity to any of the other Indemnified party/ies. The lessee hereby releases and discharges the Indemnified parties from any Claim relating to the indemnified acts or omissions which may be made against the Indemnified parties.

L110 The lessee must, to the satisfaction of the Minister administering the Land Act 1994, maintain improvements on the leased land in a good and substantial state of repair.

## ENCUMBRANCES AND INTERESTS

1. Rights and interests reserved to the Crown by Lease No. 40064766
2. EASEMENT No 602805157 (A423) 14/01/1971  
EASEMENT IN PURSUANCE OF AN AGREEMENT DATED THE 22ND DAY OF SEPTEMBER, 1969 BETWEEN THE LESSEE OF THE WITHIN DESCRIBED HOLDING AND THE NORTHERN ELECTRIC AUTHORITY OF QUEENSLAND FOR PURPOSES AS DEFINED IN SUCH AGREEMENT
3. EASEMENT IN GROSS No 712213839 11/02/2009 at 09:58  
burdening the land  
QUEENSLAND ELECTRICITY TRANSMISSION CORPORATION LIMITED  
A.C.N. 078 849 233  
over  
EASEMENT Y ON SP214016
4. LAND MANAGEMENT AGREEMENT No 714595559 30/07/2012 at 11:11  
In accordance with the Land Act 1994

## ADMINISTRATIVE ADVICES

Dealing	Type	Lodgement Date	Status
709622305	VEG NOTICE VEGETATION MANAGEMENT ACT 1999	24/05/2006 14:18	CURRENT
710807273	NOTC INT RES ACQUISITION OF LAND ACT 1967	12/07/2007 15:18	CURRENT

# CURRENT STATE TENURE SEARCH

DEPT OF NATURAL RESOURCES AND MINES, QUEENSLAND

Request No: 14659531

Search Date: 17/09/2012 17:08

Title Reference: 40064766

Date Created: 30/07/2012

## ADMINISTRATIVE ADVICES (Continued)

Dealing	Type	Lodgement Date	Status
712054196	VEG NOTICE VEGETATION MANAGEMENT ACT 1999	18/11/2008 14:10	CURRENT
712062916	VEG NOTICE VEGETATION MANAGEMENT ACT 1999	21/11/2008 13:17	CURRENT
712251766	VEG NOTICE VEGETATION MANAGEMENT ACT 1999	02/03/2009 15:58	CURRENT
713364627	NOTC INT RES ACQUISITION OF LAND ACT 1967	21/07/2010 15:06	CURRENT
713429675	VEG NOTICE VEGETATION MANAGEMENT ACT 1999	26/08/2010 11:58	CURRENT
714282218	VEG NOTICE VEGETATION MANAGEMENT ACT 1999	25/01/2012 15:18	CURRENT
714627776	VEG NOTICE VEGETATION MANAGEMENT ACT 1999	20/08/2012 08:59	CURRENT

**UNREGISTERED DEALINGS - NIL**

Caution - Charges do not necessarily appear in order of priority

\*\* End of Current State Tenure Search \*\*

Information provided under section 34 Land Title Act(1994) or  
section 281 Land Act(1994)

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Requested By: D APPLICATIONS CITEC CONFIRM

# CURRENT STATE TENURE SEARCH

DEPT OF NATURAL RESOURCES AND MINES, QUEENSLAND

Request No: 14659533

Search Date: 17/09/2012 17:08

Title Reference: 17650102

Date Created: 21/10/1995

## DESCRIPTION OF LAND

Tenure Reference: GHPL 30/4120

LOT 1            CROWN PLAN 905226  
                  County of DRAKE                    Parish of EMIN  
                  Local Government: ISAAC

For exclusions / reservations for public purposes refer to  
Plan CP 905226

Area: 9858.907800 Ha. (SURVEYED)

No Land Description

No Forestry Entitlement Area

No Future Conservation Area

Purpose for which granted:  
NO PURPOSE DEFINED

## TERM OF LEASE

Day of beginning of lease

Lease in perpetuity commencing on 01/01/1986

## REGISTERED LESSEE

Dealing No: 714366655 16/03/2012

RAJU APPALA NARASIMHA GOTTUMUKKALA

## CONDITIONS

M76 The Lessee shall not at any time permit or allow any *Harrisia Cactus* growing upon any part of the leased land in respect of which the Lessee shall have commenced to perform or comply with the requirements of a Notice to Destroy *Harrisia Cactus* under Section 261 of the Land Act 1962-1986 to bear and produce flower or ripened fruit.

M76 The Lessee shall during the whole term of the lease maintain all improvements on the holding existing at the commencement thereof in a good and substantial state of repair.

# CURRENT STATE TENURE SEARCH

DEPT OF NATURAL RESOURCES AND MINES, QUEENSLAND

Request No: 14659533

Search Date: 17/09/2012 17:08

Title Reference: 17650102

Date Created: 21/10/1995

## ENCUMBRANCES AND INTERESTS

1. Rights and interests reserved to the Crown by  
Lease No. 17650102
2. EASEMENT IN GROSS No 708559649 06/04/2005 at 11:04  
burdening the land  
ENERTRADE (NQ) PIPELINE NO 1 PTY LTD A.C.N. 100 946 281  
ENERTRADE (NQ) PIPELINE NO 2 PTY LTD A.C.N. 100 946 263  
over  
EASEMENTS K AND L ON SP175265
3. EASEMENT IN GROSS No 711632779 08/05/2008 at 15:54  
burdening the land  
SUNWATER A.B.N. 17 020 276 523  
over  
EASEMENTS H AND I ON SP195383
4. SUB LEASE No 713904587 14/06/2011 at 15:44  
GREGORY JOHN PERRY  
OF THE WHOLE OF THE LAND  
TERM: 09/02/2011 TO 08/02/2012 OPTION AS THEREIN STATED

## ADMINISTRATIVE ADVICES

Dealing	Type	Lodgement Date	Status
710807250	NOTC INT RES ACQUISITION OF LAND ACT 1967	12/07/2007 15:16	CURRENT
712013698	VEG NOTICE VEGETATION MANAGEMENT ACT 1999	29/10/2008 09:01	CURRENT
712054177	VEG NOTICE VEGETATION MANAGEMENT ACT 1999	18/11/2008 14:05	CURRENT
712062861	VEG NOTICE VEGETATION MANAGEMENT ACT 1999	21/11/2008 13:13	CURRENT
713364583	NOTC INT RES ACQUISITION OF LAND ACT 1967	21/07/2010 15:03	CURRENT
713429683	VEG NOTICE VEGETATION MANAGEMENT ACT 1999	26/08/2010 12:00	CURRENT

UNREGISTERED DEALINGS - NIL

Caution - Charges do not necessarily appear in order of priority

\*\* End of Current State Tenure Search \*\*

Information provided under section 34 Land Title Act(1994) or  
section 281 Land Act(1994)

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Requested By: D APPLICATIONS CITEC CONFIRM





## Appendix 3 – Historical Title Searches



# HISTORICAL STATE TENURE SEARCH

DEPT OF NATURAL RESOURCES AND MINES, QUEENSLAND

Request No: 15029446

Search Date: 13/11/2012 15:21

Title Reference: 40063296

Date Created: 15/12/2011

Previous Title: 17664028

[Form 2.1] Title Reference:40063296

QUEENSLAND

LEASE FOR A TERM OF YEARS

Land Act 1994

Pursuant to the provisions of Section 162(1) and Section 15(2) of the Land Act 1994 the land described in Schedule 1 is leased for the term of years specified in Schedule 2 to the person described in Schedule 3.

SUBJECT TO -

- (a) The payment of the annual rent under the Land Act 1994; and
- (b) the reservations specified; and
- (c) the conditions specified in Schedule 4; and
- (d) such other reservations and conditions as may be contained in and declared by the laws of the State.

Specified Reservations -

- (a) All minerals (as defined by the Mineral Resources Act 1989) on and below the surface of the land
- (b) The right of access for the purpose of searching for and working any mines (as defined by the Mineral Resources Act 1989) in any part of the land
- (c) All petroleum (as defined by the Petroleum Act 1923) on and below the surface of the land
- (d) All rights of access for the purpose of searching for and for the operations of obtaining petroleum in any part of the land, and all rights of way for access and for pipelines and other purposes requisite for obtaining and conveying petroleum in the event of petroleum being obtained in any part of the said land

Signed by Rachel Nolan Minister for Finance, Natural Resources and The Arts  
on 8 December 2011

## DESCRIPTION OF LAND

Tenure Reference: TL 0/235359

LOT 689 SURVEY PLAN 251696  
County of DRAKE Parish of CERITO  
Local Government: ISAAC

Area: 6800.000000 Ha. (ABOUT)

No Land Description

# HISTORICAL STATE TENURE SEARCH

DEPT OF NATURAL RESOURCES AND MINES, QUEENSLAND

Request No: 15029446

Search Date: 13/11/2012 15:21

Title Reference: 40063296

Date Created: 15/12/2011

## DESCRIPTION OF LAND

No Forestry Entitlement Area

No Future Conservation Area

Purpose for which granted:

PASTORAL

## TERM OF LEASE

Term and day of beginning of lease

Term: 40 years commencing on 02/12/2011

Expiring on 01/12/2051

## REGISTERED LESSEE

Dealing No: 714234912 22/12/2011

LEICHHARDT PASTORAL PTY LTD A.C.N. 150 209 975

TRANSFER No 714234912

LEICHHARDT PASTORAL PTY LTD A.C.N. 150 209 975

Lodged at 15:01 on 22/12/2011

## CONDITIONS

- A78
- (1) The lessee must use the leased land for pastoral purposes .
  - (2) This lease may be forfeited if not used for the purpose stated above.
  - (3) The annual rent must be paid in accordance with the Land Act 1994.
  - (4) The Parties acknowledge that GST may be payable in respect of a supply made under this lease. Where GST becomes payable in respect of a supply made under this lease, the State (lessor) may recover the GST from the lessee by increasing the consideration payable by the lessee to the State by an amount equal to that which the State is obliged to remit to the Commonwealth as GST on the supply and that amount may be recovered from the lessee as part of the money payable to the State under this lease. The State will upon request by the lessee, issue to the lessee a valid GST tax invoice in respect of any taxable supply made under this lease. (NOTE: For the purposes of this condition "GST" means the goods and services tax which results from the enactment of A New Tax System (Goods and Services Tax) Act 1999 and the related Acts which

# HISTORICAL STATE TENURE SEARCH

DEPT OF NATURAL RESOURCES AND MINES, QUEENSLAND

Request No: 15029446

Search Date: 13/11/2012 15:21

Title Reference: 40063296

Date Created: 15/12/2011

## CONDITIONS

constitute the Commonwealth taxation reform (as amended from time to time)).

- (5) The lessee must pay the cost of any required survey or re-survey of the leased land.
  - (6) The lessee must control pest plants and animals, on the leased land, in accordance with the Land Protection (Pest and Stock Route Management) Act 2002 and the Local Laws and requirements of the Isaac Regional Council.
  - (7) The lessee has the responsibility for a duty of care, to take all reasonable and practicable measures to sustainably manage the leased land by conserving the physical, biological, productive and cultural values, either on the leased land or in areas affected by the management of the leased land.
  - (8) The lessee must ensure that the use and development of the leased land conforms to the Planning Scheme, Local Laws and requirements of the Isaac Regional Council, binding on the lessee.
  - (9) The lessee must give the Minister administering the Land Act 1994, information about the lease, when requested.
  - (10) The lessee must not clear any vegetation on the leased land, unless in accordance with the Sustainable Planning Act 2009.
  - (11) No compensation for improvements or developmental work is payable by the State at the forfeiture, surrender or expiry of the lease, but the lessee has the right to remove moveable improvements within a period of three (3) months from the forfeiture, surrender or expiry of the lease, provided all money due by the lessee to the State on any account whatsoever has been paid, or be required to remove those improvements as specified in any further condition of lease.
  - (12) This lease is subject to the Land Act 1994 and all other relevant State and Commonwealth Acts.
- A89
- (1) The lessee must allow any person authorised under the Forestry Act 1959 access to the leased land for the purpose of cutting and removing timber or removing other forest products, or quarry material, or other material from the leased land.
  - (2) Except as hereinafter provided the lessee must not interfere with any forest products or remove any quarry material (including any stone, gravel, sand, earth, soil, rock, guano or clay which is not a mineral within the meaning of the Mineral Resources Act 1989) or other material upon the leased land without the permission of the Minister administering the Land Act 1994 except under the authority of and in compliance in every respect with the requirements or a permit, licence, agreement or contract granted or made under the Forestry Act 1959.

# HISTORICAL STATE TENURE SEARCH

DEPT OF NATURAL RESOURCES AND MINES, QUEENSLAND

Request No: 15029446

Search Date: 13/11/2012 15:21

Title Reference: 40063296

Date Created: 15/12/2011

## CONDITIONS

- A90 Further to Condition A78(11), the lessee must remove moveable improvements and rehabilitate the area to the satisfaction of the Minister administering the Land Act 1994 within three (3) months from the date of forfeiture, surrender or expiry of the lease.
- A91 If the lessee fails to remove the improvements and rehabilitate the area as detailed in Condition A90 above, the Minister administering the Land Act 1994, can remove the improvements and rehabilitate the area and is hereby authorised to do whatever is necessary to effect the said removal and rehabilitation. The said Minister may recover from the lessee the total cost incurred in the said removal and rehabilitation.
- C342 The lessee must comply with any lawful requirements of the Minister administering the Land Act 1994 and Isaac Regional Council.
- C343 The lessee must within two (2) months from the commencement of the lease and to the satisfaction of the Minister administering the Land Act 1994, survey the leased land, being Lot 689 on PH2015.
- C344 The lessee must not under any circumstances carry out any cultivation (apart from fodder for own cattle) on the leased land.
- C391 Upon forfeiture, surrender or expiry of the lease, the lessee must remove from the leased land all cattle owned by the lessee. Any cattle not removed from the leased land within three (3) months from the date of forfeiture, surrender or expiry of the lease, will become the property of the State and maybe disposed of or otherwise dealt with as the Minister administering the Land Act 1994 may determine. The lessee has no right to compensation or any claim against the State in respect of the loss of ownership of any cattle.
- F46 The lessee must from commencement and to the satisfaction of the Minister administering the Land Act 1994, fence the leased land, with a good and substantial stock proof fence and must thereafter maintain the fence.
- H123 The provision of access to the leased land will not be the responsibility of Isaac Regional Council or the State.

# HISTORICAL STATE TENURE SEARCH

DEPT OF NATURAL RESOURCES AND MINES, QUEENSLAND

Request No: 15029446

Search Date: 13/11/2012 15:21

Title Reference: 40063296

Date Created: 15/12/2011

## CONDITIONS

H126 The lessee must, at all times during the currency of the lease, allow any person authorised by Ergon Energy free and unrestricted access to from and across the lease land for the purpose of maintaining, upgrading and repairing lines and/or infrastructure .

H126 The lessee must, at all times during the currency of the lease, allow any person authorised by Telstra free and unrestricted access to, from and across the leased land.

H127 The lessee must, at all times during the currency of the lease, allow officers of the Departments administering the Forestry Act 1959 and administering the Land Act 1994, their employees and their servants, free and unrestricted access to, from and across the leased land.

I66 The lessee indemnifies and agrees to keep indemnified the Minister administering the Land Act 1994, and the State of Queensland, (the "Indemnified parties") against all actions, suits, proceedings, claims, demands, costs, losses, damages and expenses ("Claim") arising out of or in any way connected to or resulting from the granting of this lease to the lessee or which is connected to or resulting from the lessees' use and occupation of the leased land (all of which are referred to as "the indemnified acts or omissions") save to the extent that the Claim arises as a result of any negligent act or omission of the Indemnified parties, however, any negligent act or omission of one of the Indemnified parties does not negate the indemnity to any of the other Indemnified party/ies. The lessee hereby releases and discharges the Indemnified parties from any Claim relating to the indemnified acts or omissions which may be made against the Indemnified parties.

L110 The lessee must , to the satisfaction of the Minister administering the Land Act 1994, maintain improvements on the leased land in a good and substantial state of repair.

## ENCUMBRANCES AND INTERESTS

1. CORRECTION No 714529145  
OF THE LAND DESCRIPTION AND AREA FROM:  
LOT 689 CROWN PLAN PH2015  
AREA: 6730.000000 HA. (ABOUT)  
Lodged at 09:18 on 26/06/2012

# HISTORICAL STATE TENURE SEARCH

DEPT OF NATURAL RESOURCES AND MINES, QUEENSLAND

Request No: 15029446

Search Date: 13/11/2012 15:21

Title Reference: 40063296

Date Created: 15/12/2011

## ENCUMBRANCES AND INTERESTS

2. SURVEY PLAN No 714528441  
subdivides the land into  
LOT 689 ON SP251696  
Lodged at 14:12 on 25/06/2012
3. SUB LEASE No 714234925  
PATRICIA MARY MADDERN  
ALAN ROBERT MADDERN JOINT TENANTS  
OF THE WHOLE OF THE LAND  
TERM: 22/12/2011 TO 31/12/2012 OPTION NIL  
Lodged at 15:03 on 22/12/2011
4. RELEASE No 714234908  
MORTGAGE: 712743905  
Lodged at 15:01 on 22/12/2011
5. LAND MANAGEMENT AGREEMENT No 714218581  
In accordance with the Land Act 1994  
Lodged at 09:33 on 15/12/2011
6. RECORD ORIGINAL LEASE CONDITIONS No 714218382  
THE ORIGINAL CONDITIONS OF THE WITHIN TENURE.  
Lodged at 05:00 on 15/12/2011
7. MORTGAGE No 712743905 CANCELLED BY 714234908  
RABOBANK AUSTRALIA LIMITED A.C.N. 001 621 129  
Lodged at 16:29 on 21/09/2009
8. EASEMENT IN GROSS No 711506269  
burdening the land  
SUNWATER A.B.N. 17 020 276 523  
over  
EASEMENT J ON SP195384  
Lodged at 15:24 on 14/03/2008
9. EASEMENT IN GROSS No 708573274  
burdening the land  
ENERTRADE (NQ) PIPELINE NO 1 PTY LTD A.C.N. 100 946 281  
ENERTRADE (NQ) PIPELINE NO 2 PTY LTD A.C.N. 100 946 263  
over  
EASEMENT M ON SP 175266  
Lodged at 15:28 on 11/04/2005
10. Rights and interests reserved to the Crown by  
Lease No. 40063296

# HISTORICAL STATE TENURE SEARCH

DEPT OF NATURAL RESOURCES AND MINES, QUEENSLAND

Request No: 15029446

Search Date: 13/11/2012 15:21

Title Reference: 40063296

Date Created: 15/12/2011

## ADMINISTRATIVE ADVICES

Dealing	Type	Lodgement Date	Status
710807268	NOTC INT RES ACQUISITION OF LAND ACT 1967	12/07/2007 15:17	CURRENT
712013696	VEG NOTICE VEGETATION MANAGEMENT ACT 1999	29/10/2008 09:01	CURRENT
712054182	VEG NOTICE VEGETATION MANAGEMENT ACT 1999	18/11/2008 14:06	CURRENT
712062913	VEG NOTICE VEGETATION MANAGEMENT ACT 1999	21/11/2008 13:17	CURRENT
712251786	VEG NOTICE VEGETATION MANAGEMENT ACT 1999	02/03/2009 15:59	CURRENT
713364606	NOTC INT RES ACQUISITION OF LAND ACT 1967	21/07/2010 15:05	CURRENT
713429674	VEG NOTICE VEGETATION MANAGEMENT ACT 1999	26/08/2010 11:57	CURRENT

**UNREGISTERED DEALINGS - NIL**

Caution - Charges do not necessarily appear in order of priority

\*\* End of Historical State Tenure Search \*\*

Information provided under section 34 Land Title Act(1994) or  
section 281 Land Act(1994)

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Requested By: D APPLICATIONS CITEC CONFIRM



# HISTORICAL STATE TENURE SEARCH

ENVIRONMENT AND RESOURCE MANAGEMENT, QUEENSLAND

Request No: 13067721  
Search Date: 13/01/2012 14:06

Title Reference: 17657025  
Date Created: 21/10/1995

## DESCRIPTION OF LAND

Tenure Reference: GHPL 5/2123

LOT 4            SURVEY PLAN 171921  
                 County of DRAKE                            Parish of CORRIEVAHN  
                 Local Government: WHITSUNDAY

Area: 44000.000000 Ha. (ABOUT)

No Land Description

No Forestry Entitlement Area

No Future Conservation Area

Purpose for which granted:  
NO PURPOSE DEFINED

## TERM OF LEASE

Day of beginning of lease

Lease in perpetuity commencing on 01/07/1987

## REGISTERED LESSEE

JONATHAN CHARLES PHILP  
MARGARET ELVEY PHILP                            JOINT TENANTS

RESUMPTION BY THE STATE No 712881007 REJECTED ON 16/04/2010  
Lodged at 14:33 on 20/11/2009

RESUMPTION No 712880982 REJECTED ON 16/04/2010  
Lodged at 14:30 on 20/11/2009

## CONDITIONS

- M76    The Lessee shall during the whole term of the lease and to the satisfaction of the Minister maintain the leased land free from primary growth and any recurring growth of *Harrisia Cactus*.
- M76    The Lessee shall during the term of the lease maintain all other improvements on the leased land existing at the commencement thereof in a good and substantial state of repair.

# HISTORICAL STATE TENURE SEARCH

ENVIRONMENT AND RESOURCE MANAGEMENT, QUEENSLAND

Request No: 13067721

Search Date: 13/01/2012 14:06

Title Reference: 17657025

Date Created: 21/10/1995

## ENCUMBRANCES AND INTERESTS

1. CORRECTION No 714068643  
IN ACCORDANCE WITH THE ATTACHED RESUMPTION STATEMENT OF  
INTENT THE DESCRIPTION OF THE WITHIN TENURE IS HEREBY  
AMENDED  
Lodged at 14:45 on 19/09/2011
2. SURVEY PLAN No 714031470  
subdivides the land into  
LOTS 1 AND 4 ON SP171921  
Lodged at 15:04 on 26/08/2011
3. EASEMENT No 712663594  
burdening the land to  
LOT 6 ON SP175352 OVER EASEMENT C ON SP218850  
Lodged at 14:45 on 14/08/2009
4. SURVEY PLAN No 712663576  
surveys part of the land into  
EASEMENT C ON SP218850  
Lodged at 14:44 on 14/08/2009
5. AMENDMENT OF LEASE CONDITIONS No 712519994  
THE CONDITIONS OF THE WITHIN TENURE ARE HEREBY AMENDED.  
Lodged at 14:12 on 21/06/2009
6. RECORD ORIGINAL LEASE CONDITIONS No 712497126  
THE ORIGINAL CONDITIONS OF THE WITHIN TENURE.  
Lodged at 13:05 on 21/06/2009
7. EASEMENT IN GROSS No 711788354  
burdening the land  
SUNWATER A.B.N. 17 020 276 523  
over  
EASEMENTS M & O ON SP195386  
Lodged at 16:22 on 11/07/2008
8. EASEMENT IN GROSS No 711788352  
burdening the land  
SUNWATER A.B.N. 17 020 276 523  
over  
EASEMENT B ON SP195386  
Lodged at 16:21 on 11/07/2008
9. EASEMENT IN GROSS No 711788335  
burdening the land  
SUNWATER A.B.N. 17 020 276 523  
over  
EASEMENT MA ON SP195386  
Lodged at 16:20 on 11/07/2008

# HISTORICAL STATE TENURE SEARCH

ENVIRONMENT AND RESOURCE MANAGEMENT, QUEENSLAND

Request No: 13067721

Search Date: 13/01/2012 14:06

Title Reference: 17657025

Date Created: 21/10/1995

## ENCUMBRANCES AND INTERESTS

10. CORRECTION No 711801450  
IN ACCORDANCE WITH THE STATEMENT OF INTENT UNDER S327E OF  
THE LAND ACT 1994 THE DESCRIPTION OF THE WITHIN TENURE IS  
AMENDED  
Lodged at 10:04 on 18/07/2008
11. SURVEY PLAN No 711788328  
subdivides the land into  
LOTS 1 & 2 ON SP195386  
AND EASEMENTS B,M,MA & O IN LOT 2  
Lodged at 16:17 on 11/07/2008
12. EASEMENT IN GROSS No 711688915  
burdening the land  
ERGON ENERGY CORPORATION LIMITED A.C.N. 087 646 062  
over  
EASEMENTS AA & BB ON SP187960  
Lodged at 15:04 on 30/05/2008
13. SURVEY PLAN No 711688883  
surveys part of the land into  
EASEMENTS AA & BB ON SP187960  
Lodged at 15:03 on 30/05/2008
14. CORRECTION No 711335513  
OF THE LAND DESCRIPTION AND AREA FROM:  
LOT 4 CROWN PLAN DK210  
COUNTY OF DRAKE PARISH OF CORRIEVAHN  
Lodged at 08:00 on 11/01/2008
15. SURVEY PLAN No 711210723  
subdivides the land into  
LOTS 5 AND 6 ON SP175352 AND  
PROPOSED EASEMENT A IN LOT 5  
Lodged at 15:06 on 23/11/2007
16. EASEMENT IN GROSS No 709224283  
burdening the land  
ENERTRADE (NQ) PIPELINE NO 1 PTY LTD A.C.N. 100 946 281  
TENANT IN COMMON 3/5  
ENERTRADE (NQ) PIPELINE NO 2 PTY LTD A.C.N. 100 946 263  
TENANT IN COMMON 2/5  
over  
OVER EASEMENTS T & U ON SP175351  
Lodged at 14:52 on 15/12/2005

# HISTORICAL STATE TENURE SEARCH

ENVIRONMENT AND RESOURCE MANAGEMENT, QUEENSLAND

Request No: 13067721

Search Date: 13/01/2012 14:06

Title Reference: 17657025

Date Created: 21/10/1995

## ENCUMBRANCES AND INTERESTS

17. SURVEY PLAN No 709218520  
surveys part of the land into  
EASEMENTS T & U ON SP175351  
Lodged at 14:58 on 14/12/2005
18. MORTGAGE No 707320908  
RABOBANK AUSTRALIA LIMITED A.C.N. 001 621 129  
Lodged at 15:21 on 19/12/2003
19. TRANSFER No 707320886  
MORTGAGE: 602801729 (M211743)  
RABOBANK AUSTRALIA LIMITED A.C.N. 001 621 129  
Lodged at 15:19 on 19/12/2003
20. DEPOSIT OF CT No 706270294  
the deposited certificate of title has been cancelled  
Lodged at 10:23 on 14/01/2003
21. MORTGAGE No 602801729 (M211743)  
AUSTRALIA AND NEW ZEALAND BANKING GROUP LIMITED  
Lodged at 00:00 on 08/07/1986
22. ROAD DEDICATION No 714031474 FULLY WITHDRAWN ON 19/09/2011  
Lodged at 15:07 on 26/08/2011
23. ROAD DEDICATION No 712881018 FULLY WITHDRAWN ON 10/02/2010  
Lodged at 14:35 on 20/11/2009
24. SURVEY PLAN No 712880962 REJECTED ON 14/05/2010  
Lodged at 14:29 on 20/11/2009
25. AMENDMENT OF CONDITIONS No 711210703 FULLY WITHDRAWN ON 11/01/2008  
Lodged at 15:03 on 23/11/2007
26. EASEMENT IN GROSS  
No 708969827 WITHDRAWN AND RE-ENTERED ON 15/12/2005  
Lodged at 15:03 on 12/09/2005
27. SURVEY PLAN No 708969822 FULLY WITHDRAWN ON 15/12/2005  
Lodged at 15:02 on 12/09/2005
28. Rights and interests reserved to the Crown by  
Lease No. 17657025

## ADMINISTRATIVE ADVICES

Dealing	Type	Lodgement Date	Status
708413594	NOTC INT RES ACQUISITION OF LAND ACT 1967	04/02/2005 12:04	NOT CURRENT
709037173	VEG NOTICE	07/10/2005 10:46	CURRENT

# HISTORICAL STATE TENURE SEARCH

ENVIRONMENT AND RESOURCE MANAGEMENT, QUEENSLAND

Request No: 13067721

Search Date: 13/01/2012 14:06

Title Reference: 17657025

Date Created: 21/10/1995

## ADMINISTRATIVE ADVICES (Continued)

Dealing	Type	Lodgement Date	Status
	VEGETATION MANAGEMENT ACT 1999		

UNREGISTERED DEALINGS - NIL

Caution - Charges do not necessarily appear in order of priority

\*\* End of Historical State Tenure Search \*\*

Information provided under section 34 Land Title Act(1994) or  
section 281 Land Act(1994)

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Requested By: D APPLICATIONS CITEC CONFIRM

# HISTORICAL STATE TENURE SEARCH

ENVIRONMENT AND RESOURCE MANAGEMENT, QUEENSLAND

Request No: 13061171

Search Date: 12/01/2012 16:45

Title Reference: 17668010

Date Created: 21/10/1995

## DESCRIPTION OF LAND

Tenure Reference: PDH 30/682

LOT 682      CROWN PLAN 906890  
County of DRAKE      Parish of EMIN  
Local Government: ISAAC

Area: 20500.000000 Ha. (ABOUT)

No Land Description

No Forestry Entitlement Area

No Future Conservation Area

Purpose for which granted:  
NO PURPOSE DEFINED

## TERM OF LEASE

Term and day of beginning of lease

Term: 53 years commencing on 01/01/1962

Expiring on 31/12/2014

## REGISTERED LESSEE

Interest

Dealing No: 707964384 10/08/2004

HENRY RAYMOND GILLHAM	1/4
WILLIAM RAYMOND GILLHAM	3/4

AS TENANTS IN COMMON

TRANSFER No 707964384  
HENRY RAYMOND GILLHAM TENANT IN COMMON 1/4  
WILLIAM RAYMOND GILLHAM TENANT IN COMMON 3/4  
Lodged at 14:21 on 10/08/2004

CHANGE OF NAME No 703099879  
HENRY RAYMOND GILLHAM TENANT IN COMMON 1/4  
PATRICIA EDITH GILLHAM HIS WIFE TENANT IN COMMON 1/4  
LEIGH PATRICIA SULLIVAN SPINSTER TENANT IN COMMON 1/4  
WILLIAM RAYMOND GILLHAM TENANT IN COMMON 1/4  
Lodged at 14:47 on 06/01/1999

TRANSFER No 707963130 REMOVED  
Lodged at 11:28 on 10/08/2004

# HISTORICAL STATE TENURE SEARCH

ENVIRONMENT AND RESOURCE MANAGEMENT, QUEENSLAND

Request No: 13061171

Search Date: 12/01/2012 16:45

Title Reference: 17668010

Date Created: 21/10/1995

## CONDITIONS

- M76 The lessee shall, during the whole term of the lease maintain all improvements on the holding existing at the commencement thereof in a good and substantial state of repair.
- M77 (a) The lessee shall, during the first three years of the term of the lease and at a rate of progress as directed or from time to time directed in writing by the Prickly-Pear Warden for the Collinsville Prickly-pear District, eradicate to the satisfaction of the Minister all primary growth and any recurring growth of all *Harrisia cactus* growing upon the holding, and thereafter during the remainder of the term of the lease the lessee shall keep and maintain the holding free from all *Harrisia cactus*.  
(b) The lessee shall not at any time permit or allow any *Harrisia cactus* growing upon any part of the holding in respect to which the lessee shall have commenced to perform and comply with the requirements of condition 1(a) above, to bear and produce flower or ripened fruit.
- M77 The lessee shall, within a period of ten years from the commencement of the term of the lease, in equal proportions during each year of such period, and to the satisfaction of the Minister, destroy by ringbarking or otherwise in accordance with a Permit granted by the Land Commissioner, all brigalow and soft wood scrub on the holding; all scrub destroyed in performance of this condition shall be burnt to the satisfaction of the Minister as soon as it shall be practicable and prudent so to do, and the areas so treated shall be maintained free from all regrowth, suckers, and undergrowth.  
The lessee shall, within one month after the commencement of the term of lease, apply to the Land Commissioner for a Permit to Destroy Trees on the holding so that performance of this condition can be undertaken.

## ENCUMBRANCES AND INTERESTS

1. RECORD ORIGINAL LEASE CONDITIONS No 712498455  
THE ORIGINAL CONDITIONS OF THE WITHIN TENURE.  
Lodged at 13:07 on 21/06/2009
2. RELEASE No 708692369  
of  
MORTGAGE: 700449649  
interest of  
PATRICIA EDITH GILLHAM AND LEIGH PATRICIA SULLIVAN ONLY.  
Lodged at 10:35 on 27/05/2005
3. CORRECTION No 708692109  
TO CORRECT THE STATUS OF THE DEALING NO.700449649.CANCELLED  
INCORRECTLY ON REGISTRATION OF DEALING NO.707964372.  
Lodged at 10:10 on 27/05/2005

# HISTORICAL STATE TENURE SEARCH

ENVIRONMENT AND RESOURCE MANAGEMENT, QUEENSLAND

Request No: 13061171

Search Date: 12/01/2012 16:45

Title Reference: 17668010

Date Created: 21/10/1995

## ENCUMBRANCES AND INTERESTS

4. RELEASE No 707964379  
MORTGAGE: 703099890  
Lodged at 14:20 on 10/08/2004
5. RELEASE No 707964372  
MORTGAGE: 700449649  
Lodged at 14:20 on 10/08/2004
6. REMOVAL OF ADMINISTRATIVE ADVICE No 703197476  
removing  
ADMINISTRATIVE ADVICE 701452932  
Lodged at 15:43 on 01/03/1999
7. MORTGAGE No 703099890 CANCELLED BY 707964379  
PIONEER PERMANENT BUILDING SOCIETY LIMITED  
Lodged at 14:49 on 06/01/1999
8. AMENDMENT No 702907074  
OF THE LAND DESCRIPTION AND AREA TO:  
LOT 682 ON CP906890 AND ABOUT 20500.0000 HECTARES  
AS FROM 04/09/1998  
Lodged at 12:58 on 18/09/1998
9. CORRECTION No 702907063  
OF THE LAND DESCRIPTION AND AREA FROM:  
LOT 682 CROWN PLAN PH1994  
COUNTY OF DRAKE PARISH OF EMIN  
AREA: 20461.000000 HA. (SURVEYED)  
Lodged at 12:56 on 18/09/1998
10. SURVEY PLAN No 702903935  
subdivides the land into  
LOT 682 ON CP 906890  
Lodged at 10:10 on 17/09/1998
11. MORTGAGE No 700449649  
NATIONAL AUSTRALIA BANK LIMITED  
Lodged at 10:24 on 13/01/1995
12. EASEMENT No 602806054 (A426)  
EASEMENT IN PURSUANCE OF AN AGREEMENT DATED THE SEVENTH DAY  
OF OCTOBER 1969 BETWEEN THE LESSEE OF THE WITHIN DESCRIBED  
HOLDING AND  
THE QUEENSLAND ELECTRICITY GENERATING BOARD  
FOR PURPOSES AS DEFINED IN SUCH AGREEMENT  
Lodged at 00:00 on 09/07/1970



# HISTORICAL STATE TENURE SEARCH

ENVIRONMENT AND RESOURCE MANAGEMENT, QUEENSLAND

Request No: 13061171

Search Date: 12/01/2012 16:45

Title Reference: 17668010

Date Created: 21/10/1995

## ENCUMBRANCES AND INTERESTS

13. RELEASE No 707963125 REMOVED  
Lodged at 11:27 on 10/08/2004
14. RELEASE No 707963116 REMOVED  
Lodged at 11:26 on 10/08/2004
15. GENERAL REQUEST No 702903947 FULLY WITHDRAWN ON 18/09/1998  
Lodged at 10:11 on 17/09/1998
16. Rights and interests reserved to the Crown by  
Lease No. 17668010

## ADMINISTRATIVE ADVICES

Dealing	Type	Lodgement Date	Status
701452932	RT NOTING LAND TITLE ACT 1994	22/07/1996 14:43	NOT CURRENT
713865669	VEG NOTICE VEGETATION MANAGEMENT ACT 1999	23/05/2011 10:22	CURRENT

**UNREGISTERED DEALINGS - NIL**

Caution - Charges do not necessarily appear in order of priority

\*\* End of Historical State Tenure Search \*\*

Information provided under section 34 Land Title Act(1994) or  
section 281 Land Act(1994)

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Requested By: D APPLICATIONS CITEC CONFIRM

# HISTORICAL STATE TENURE SEARCH

ENVIRONMENT AND RESOURCE MANAGEMENT, QUEENSLAND

Request No: 13061193

Search Date: 12/01/2012 16:47

Title Reference: 17664027

Date Created: 21/10/1995

## DESCRIPTION OF LAND

Tenure Reference: PH 5/667

LOT 667      CROWN PLAN PH1321  
County of DRAKE                      Parish of LOCHARWOOD  
Local Government: WHITSUNDAY

Area: 35000.000000 Ha. (SURVEYED)

No Land Description

No Forestry Entitlement Area

No Future Conservation Area

Purpose for which granted:  
NO PURPOSE DEFINED

## TERM OF LEASE

Term and day of beginning of lease

Term: 50 years commencing on 01/10/1977

Expiring on 30/09/2027

## REGISTERED LESSEE

Interest

Dealing No: 710521617 20/04/2007

EDWARD PETER MASON	1/3
MORA ELLEN MASON	1/3
VALDA ANN MASON	1/3

AS TENANTS IN COMMON

TRANSMISSION BY DEATH No 710521617  
EDWARD PETER MASON TENANT IN COMMON 1/3  
MORA ELLEN MASON TENANT IN COMMON 1/3  
VALDA ANN MASON TENANT IN COMMON 1/3  
Lodged at 15:36 on 20/04/2007

# HISTORICAL STATE TENURE SEARCH

ENVIRONMENT AND RESOURCE MANAGEMENT, QUEENSLAND

Request No: 13061193

Search Date: 12/01/2012 16:47

Title Reference: 17664027

Date Created: 21/10/1995

## CONDITIONS

- M76 The lessee shall during the term of the lease maintain all improvements on the holding existing at the commencement thereof in a good and substantial state of repair.
- M77 (a) The lessees shall within two (2) years from the commencement of the term of the lease, eradicate to the satisfaction of the Minister, all primary growth and any recurring growth of all *Harrisia Cactus* growing upon the leased land and thereafter during the term of the lease shall keep and maintain the area free from all *Harrisia Cactus*.
- (b) The lessee shall not at any time allow any *Harrisia Cactus* growing upon any part of the leased land in respect to which the lessees shall have commenced to perform and comply with the requirements of condition (1)(a) above to bear and produce flower or ripened fruit.

## ENCUMBRANCES AND INTERESTS

1. RECORD ORIGINAL LEASE CONDITIONS No 712497679  
THE ORIGINAL CONDITIONS OF THE WITHIN TENURE.  
Lodged at 13:06 on 21/06/2009
2. REMOVAL OF ADMINISTRATIVE ADVICE No 712009125  
removing  
711497934  
Lodged at 11:33 on 27/10/2008
3. RELEASE No 710521577  
MORTGAGE: 602805145 (M189359)  
Lodged at 15:32 on 20/04/2007
4. MORTGAGE No 602805145 (M189359) CANCELLED BY 710521577  
THE NATIONAL BANK OF AUSTRALASIA LIMITED  
Lodged at 00:00 on 17/04/1979
5. Rights and interests reserved to the Crown by  
Lease No. 17664027

## ADMINISTRATIVE ADVICES

Dealing	Type	Lodgement Date	Status
711497934	VEG NOTICE VEGETATION MANAGEMENT ACT 1999	12/03/2008 15:03	NOT CURRENT
712015322	VEG NOTICE VEGETATION MANAGEMENT ACT 1999	29/10/2008 13:08	CURRENT

UNREGISTERED DEALINGS - NIL

# HISTORICAL STATE TENURE SEARCH

ENVIRONMENT AND RESOURCE MANAGEMENT, QUEENSLAND

Request No: 13061193

Search Date: 12/01/2012 16:47

**Title Reference: 17664027**

Date Created: 21/10/1995

Caution - Charges do not necessarily appear in order of priority

\*\* End of Historical State Tenure Search \*\*

Information provided under section 34 Land Title Act(1994) or  
section 281 Land Act(1994)

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# HISTORICAL STATE TENURE SEARCH

ENVIRONMENT AND RESOURCE MANAGEMENT, QUEENSLAND

Request No: 13061148

Search Date: 12/01/2012 16:44

Title Reference: 17664033

Date Created: 21/10/1995

## DESCRIPTION OF LAND

Tenure Reference: PDH 5/3221

LOT 14 SURVEY PLAN 225054  
County of DRAKE Parish of CERITO  
Local Government: WHITSUNDAY

Area: 16900.000000 Ha. (ABOUT)

No Land Description

No Forestry Entitlement Area

No Future Conservation Area

Purpose for which granted:  
NO PURPOSE DEFINED

## TERM OF LEASE

Term and day of beginning of lease

Term: 53 years commencing on 01/10/1959

Expiring on 30/09/2012

## REGISTERED LESSEE

COLINTA HOLDINGS PTY LTD A.C.N. 010 031 017

SURRENDER TO THE STATE No 711870513 FULLY WITHDRAWN ON 29/10/2008  
Lodged at 15:45 on 20/08/2008

## CONDITIONS

M76 The provisions of section 146 of "The Land Acts, 1910 to 1958" shall be modified with respect to the holding so that no resumption under that section shall be made from the holding during the first twenty years of the term of the lease; thereafter one-half of the holding may be resumed under the provisions of the section at any time.

# HISTORICAL STATE TENURE SEARCH

ENVIRONMENT AND RESOURCE MANAGEMENT, QUEENSLAND

Request No: 13061148

Search Date: 12/01/2012 16:44

Title Reference: 17664033

Date Created: 21/10/1995

## CONDITIONS

M77 (a) The lessee shall, during the first five years of the term of the lease and at a rate of progress during each year of such period as directed or from time to time directed in writing by the Prickly-pear Warden for the Collinsville Prickly-pear District, eradicate to the satisfaction of the Minister all primary growth and any recurring growth of all *Harrisia cactus* growing upon the holding and thereafter during the remainder of the term of the lease the lessee shall keep and maintain the holding free from all *Harrisia cactus*.

(b) The lessee shall not at any time permit or allow any *Harrisia cactus* growing upon any part of the holding in respect of which the lessee shall have commenced to perform and comply with the requirements of condition 2 (a) above, to bear and produce flower or ripened fruit.

M78 (a) The lessee shall, within the first five years of the term of the lease, in equal proportions during each year, fall by mechanical means or otherwise, to the satisfaction of the Minister, all brigalow and softwood scrub on the holding and shall as soon as it shall be practicable and prudent destroy by fire, to the satisfaction of the Minister, all timber felled.

(b) The lessee shall within a reasonable time from the commencement of the lease apply to the Warden of the Collinsville Prickly-pear District for a permit to destroy the timber on the scrub areas required to be destroyed in performance of this condition.

(c) The lessee shall at all times during the remainder of the term of the lease keep and maintain each and every part of the holding on which scrub has been felled and burnt in compliance with this condition free from all seedling growth, regrowth, and undergrowth.

## ENCUMBRANCES AND INTERESTS

1. CORRECTION No 713157912  
IN ACCORDANCE WITH THE ATTACHED STATEMENT OF INTENT UNDER SECTIONS 94 AND 327E OF THE LAND ACT 1994 THE DESCRIPTION OF THE WITHIN TENURE IS HEREBY AMENDED  
Lodged at 11:48 on 06/04/2010
2. SURVEY PLAN No 713143041  
subdivides the land into  
LOT 14 ON SP225054  
Lodged at 13:45 on 26/03/2010
3. RECORD ORIGINAL LEASE CONDITIONS No 712497685  
THE ORIGINAL CONDITIONS OF THE WITHIN TENURE.  
Lodged at 13:06 on 21/06/2009

# HISTORICAL STATE TENURE SEARCH

ENVIRONMENT AND RESOURCE MANAGEMENT, QUEENSLAND

Request No: 13061148

Search Date: 12/01/2012 16:44

Title Reference: 17664033

Date Created: 21/10/1995

## ENCUMBRANCES AND INTERESTS

4. EASEMENT IN GROSS No 712213835  
burdening the land  
QUEENSLAND ELECTRICITY TRANSMISSION CORPORATION LIMITED  
A.C.N. 078 849 233  
over  
EASEMENT X ON SP214016  
Lodged at 09:58 on 11/02/2009
5. SURVEY PLAN No 712213830  
surveys part of the land into  
EASEMENT X ON SP214016  
Lodged at 09:57 on 11/02/2009
6. CORRECTION No 712022826  
IN ACCORDANCE WITH THE STATEMENT INTENT UNDER SECTION  
94 OF THE LAND ACT 1994 THE DESCRIPTION AND AREA OF THE  
WITHIN TENURE ARE HEREBY AMENDED  
Lodged at 11:11 on 03/11/2008
7. RESUMPTION OF DEALING No 711870401  
of  
LOT 1 ON SP171919,  
SURRENDERED TO THE STATE  
AND DEDICATED AS ROAD  
Lodged at 15:30 on 20/08/2008
8. SURVEY PLAN No 711870379  
subdivides the land into  
LOTS 1 AND 4 ON SP171919  
Lodged at 15:26 on 20/08/2008
9. REMOVAL OF WATER LICENCE NOTICE No 711933760  
removing  
710709977  
Lodged at 13:25 on 19/09/2008
10. REMOVAL OF WATER LICENCE NOTICE No 711933817  
removing  
710709971  
Lodged at 13:40 on 19/09/2008
11. REMOVAL OF WATER LICENCE NOTICE No 711933761  
removing  
710709974  
Lodged at 13:25 on 19/09/2008

# HISTORICAL STATE TENURE SEARCH

ENVIRONMENT AND RESOURCE MANAGEMENT, QUEENSLAND

Request No: 13061148

Search Date: 12/01/2012 16:44

Title Reference: 17664033

Date Created: 21/10/1995

## ENCUMBRANCES AND INTERESTS

12. REMOVAL OF WATER LICENCE NOTICE No 711933818  
removing  
710709973  
Lodged at 13:40 on 19/09/2008
13. REMOVAL OF WATER LICENCE NOTICE No 711926207  
removing  
WLN 710709979  
Lodged at 08:35 on 17/09/2008
14. REMOVAL OF WATER LICENCE NOTICE No 711459457  
removing  
710709978  
Lodged at 13:25 on 27/02/2008
15. REMOVAL OF WATER LICENCE NOTICE No 711459571  
removing  
710710052  
Lodged at 13:40 on 27/02/2008
16. REMOVAL OF WATER LICENCE NOTICE No 711459569  
removing  
710710051  
Lodged at 13:40 on 27/02/2008
17. REMOVAL OF WATER LICENCE NOTICE No 711459568  
removing  
710709980  
Lodged at 13:40 on 27/02/2008
18. NATURE REFUGE NOTING No 710679293  
all or part of the within land has been declared a Nature  
Refuge under the Nature Conservation Act 1992  
Lodged at 14:25 on 13/06/2007
19. EASEMENT No 602805150 (A418)  
EASEMENT IN PURSUANCE OF AN AGREEMENT DATED THE 15TH DAY OF  
SEPTEMBER 1969 BETWEEN THE LESSEE OF THE WITHIN DESCRIBED  
HOLDING AND  
THE QUEENSLAND ELECTRICITY GENERATING BOARD FOR PURPOSES AS  
DEFINED IN SUCH AGREEMENT.  
Lodged at 00:00 on 09/09/1970
20. ROAD DEDICATION (USL) No 711870521 FULLY WITHDRAWN ON 29/10/2008  
Lodged at 15:46 on 20/08/2008
21. Rights and interests reserved to the Crown by  
Lease No. 17664033



# HISTORICAL STATE TENURE SEARCH

ENVIRONMENT AND RESOURCE MANAGEMENT, QUEENSLAND

Request No: 13061148

Search Date: 12/01/2012 16:44

Title Reference: 17664033

Date Created: 21/10/1995

## ADMINISTRATIVE ADVICES

Dealing	Type	Lodgement Date	Status
708413489	NOTC INT RES ACQUISITION OF LAND ACT 1967	04/02/2005 11:56	NOT CURRENT
710709971	WATER NOTICE WATER ACT 2000	19/06/2007 08:51	NOT CURRENT
710709973	WATER NOTICE WATER ACT 2000	19/06/2007 08:51	NOT CURRENT
710709974	WATER NOTICE WATER ACT 2000	19/06/2007 08:51	NOT CURRENT
710709977	WATER NOTICE WATER ACT 2000	19/06/2007 08:51	NOT CURRENT
710709978	WATER NOTICE WATER ACT 2000	19/06/2007 08:51	NOT CURRENT
710709979	WATER NOTICE WATER ACT 2000	19/06/2007 08:51	NOT CURRENT
710709980	WATER NOTICE WATER ACT 2000	19/06/2007 08:52	NOT CURRENT
710710051	WATER NOTICE WATER ACT 2000	19/06/2007 08:58	NOT CURRENT
710710052	WATER NOTICE WATER ACT 2000	19/06/2007 08:58	NOT CURRENT
710807273	NOTC INT RES ACQUISITION OF LAND ACT 1967	12/07/2007 15:18	NOT CURRENT
712054196	VEG NOTICE VEGETATION MANAGEMENT ACT 1999	18/11/2008 14:10	CURRENT
712062916	VEG NOTICE VEGETATION MANAGEMENT ACT 1999	21/11/2008 13:17	CURRENT
712251766	VEG NOTICE VEGETATION MANAGEMENT ACT 1999	02/03/2009 15:58	CURRENT
713364627	NOTC INT RES ACQUISITION OF LAND ACT 1967	21/07/2010 15:06	CURRENT
713429675	VEG NOTICE VEGETATION MANAGEMENT ACT 1999	26/08/2010 11:58	CURRENT

## UNREGISTERED DEALINGS - NIL

Caution - Charges do not necessarily appear in order of priority

\*\* End of Historical State Tenure Search \*\*

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section 281 Land Act(1994)

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Requested By: D APPLICATIONS CITEC CONFIRM

# HISTORICAL STATE TENURE SEARCH

ENVIRONMENT AND RESOURCE MANAGEMENT, QUEENSLAND

Request No: 13061187

Search Date: 12/01/2012 16:47

Title Reference: 17664041

Date Created: 21/10/1995

## DESCRIPTION OF LAND

Tenure Reference: PDH 5/3807

LOT 3            SURVEY PLAN 171922  
County of DRAKE                            Parish of BYERWEN  
Local Government: WHITSUNDAY

Area: 17587.777800 Ha. (SURVEYED)

No Land Description

No Forestry Entitlement Area

No Future Conservation Area

Purpose for which granted:  
NO PURPOSE DEFINED

## TERM OF LEASE

Term and day of beginning of lease

Term: 53 years commencing on 01/10/1959

Expiring on 30/09/2012

## REGISTERED LESSEE

COLINTA HOLDINGS PTY. LTD. A.C.N. 010 031 017

SURRENDER TO THE STATE No 711870513 FULLY WITHDRAWN ON 29/10/2008  
Lodged at 15:45 on 20/08/2008

## CONDITIONS

M76    The provisions of section 146 of "The Land Acts, 1910 to 1959", shall be modified with respect to the holding so that no resumption under that section shall be made from the holding during the first twenty years of the term of the lease; thereafter one-half of the holding may be resumed under the provisions of the section at any time.

# HISTORICAL STATE TENURE SEARCH

ENVIRONMENT AND RESOURCE MANAGEMENT, QUEENSLAND

Request No: 13061187

Search Date: 12/01/2012 16:47

Title Reference: 17664041

Date Created: 21/10/1995

## CONDITIONS

- M77 (a) The lessee shall, during the first five years of the term of the lease and at a rate of progress during each year of such period as directed or from time to time directed in writing by the Prickly-pear Warden for the Collinsville Prickly-pear District, eradicate to the satisfaction of the Minister, all primary growth and any recurring growth of all *Harrisia cactus* growing upon the holding, and thereafter during the remainder of the term of the lease the lessee shall keep and maintain the holding free from all *Harrisia cactus*.  
(b) The lessee shall not at any time permit or allow any *Harrisia cactus* growing upon any part of the holding in respect to which the lessee shall have commenced to perform and comply with the requirements of condition 2 (a) above, to bear and produce flower or ripened fruit.
- M78 (a) The lessee shall, within the first three years of the term of the lease, in equal proportions during each year, fall by mechanical means or otherwise, to the satisfaction of the Minister, all brigalow and softwood scrub on the holding and shall as soon as it shall be practicable and prudent destroy by fire, to the satisfaction of the Minister, all timber felled.  
(b) The lessee shall within a reasonable time from the commencement of the lease apply to the Warden of the Collinsville Prickly-pear District for a permit to destroy the timber on the scrub areas required to be destroyed in performance of this condition.  
(c) The lessee shall at all times during the remainder of the term of the lease keep and maintain each and every part of the holding on which scrub has been felled and burnt in compliance with this condition free from all seedling growth, regrowth and undergrowth.

## ENCUMBRANCES AND INTERESTS

1. RECORD ORIGINAL LEASE CONDITIONS No 712497688  
THE ORIGINAL CONDITIONS OF THE WITHIN TENURE.  
Lodged at 13:06 on 21/06/2009
2. EASEMENT IN GROSS No 712213839  
burdening the land  
QUEENSLAND ELECTRICITY TRANSMISSION CORPORATION LIMITED  
A.C.N. 078 849 233  
over  
EASEMENT Y ON SP214016  
Lodged at 09:58 on 11/02/2009
3. SURVEY PLAN No 712213830  
surveys part of the land into  
EASEMENT Y ON SP214016  
Lodged at 09:57 on 11/02/2009

# HISTORICAL STATE TENURE SEARCH

ENVIRONMENT AND RESOURCE MANAGEMENT, QUEENSLAND

Request No: 13061187

Search Date: 12/01/2012 16:47

Title Reference: 17664041

Date Created: 21/10/1995

## ENCUMBRANCES AND INTERESTS

4. CORRECTION No 712022831  
IN ACCORDANCE WITH THE STATEMENT OF INTENT UNDER SECTION  
94 OF THE LAND ACT 1994 THE DESCRIPTION AND AREA OF THE  
WITHIN TENURE ARE HEREBY AMENDED  
Lodged at 11:13 on 03/11/2008
5. RESUMPTION OF DEALING No 711870401  
of  
LOT 1 ON SP171922,  
SURRENDERED TO THE STATE  
AND DEDICATED AS ROAD  
Lodged at 15:30 on 20/08/2008
6. SURVEY PLAN No 711870373  
subdivides the land into  
LOTS 1 AND 3 ON SP171922  
Lodged at 15:24 on 20/08/2008
7. REMOVAL OF WATER LICENCE NOTICE No 711472193  
removing  
WATER NOTICE 710719533  
Lodged at 14:56 on 03/03/2008
8. REMOVAL OF WATER LICENCE NOTICE No 711459849  
removing  
WATER NOTICE 710719535  
Lodged at 14:11 on 27/02/2008
9. REMOVAL OF WATER LICENCE NOTICE No 711459729  
removing  
710719534  
Lodged at 13:56 on 27/02/2008
10. SUB LEASE No 602805158 (K562898H)  
WILLIAM MAITLAND PETER MASON  
EDWARD PETER MASON  
MORA ELLEN MASON  
VALDA ANN MASON  
OVER PART  
FROM 1.7.1990 TO 29.9.2012  
Lodged at 00:00 on 28/02/1991
11. EASEMENT No 602805157 (A423)  
EASEMENT IN PURSUANCE OF AN AGREEMENT DATED THE 22ND DAY OF  
SEPTEMBER, 1969 BETWEEN THE LESSEE OF THE WITHIN DESCRIBED  
HOLDING AND THE NORTHERN ELECTRIC AUTHORITY OF QUEENSLAND  
FOR PURPOSES AS DEFINED IN SUCH AGREEMENT  
Lodged at 00:00 on 14/01/1971

# HISTORICAL STATE TENURE SEARCH

ENVIRONMENT AND RESOURCE MANAGEMENT, QUEENSLAND

Request No: 13061187

Search Date: 12/01/2012 16:47

Title Reference: 17664041

Date Created: 21/10/1995

## ENCUMBRANCES AND INTERESTS

12. ROAD DEDICATION (USL) No 711870527 FULLY WITHDRAWN ON 29/10/2008  
Lodged at 15:47 on 20/08/2008

13. Rights and interests reserved to the Crown by  
Lease No. 17664041

## ADMINISTRATIVE ADVICES

Dealing	Type	Lodgement Date	Status
708413489	NOTC INT RES ACQUISITION OF LAND ACT 1967	04/02/2005 11:56	NOT CURRENT
709622305	VEG NOTICE VEGETATION MANAGEMENT ACT 1999	24/05/2006 14:18	CURRENT
710719533	WATER NOTICE WATER ACT 2000	20/06/2007 12:15	NOT CURRENT
710719534	WATER NOTICE WATER ACT 2000	20/06/2007 12:15	NOT CURRENT
710719535	WATER NOTICE WATER ACT 2000	20/06/2007 12:16	NOT CURRENT
710807273	NOTC INT RES ACQUISITION OF LAND ACT 1967	12/07/2007 15:18	NOT CURRENT
712054196	VEG NOTICE VEGETATION MANAGEMENT ACT 1999	18/11/2008 14:10	CURRENT
712062916	VEG NOTICE VEGETATION MANAGEMENT ACT 1999	21/11/2008 13:17	CURRENT
712251766	VEG NOTICE VEGETATION MANAGEMENT ACT 1999	02/03/2009 15:58	CURRENT
713364627	NOTC INT RES ACQUISITION OF LAND ACT 1967	21/07/2010 15:06	CURRENT
713429675	VEG NOTICE VEGETATION MANAGEMENT ACT 1999	26/08/2010 11:58	CURRENT

## UNREGISTERED DEALINGS - NIL

Caution - Charges do not necessarily appear in order of priority

\*\* End of Historical State Tenure Search \*\*

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section 281 Land Act(1994)

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# HISTORICAL STATE TENURE SEARCH

ENVIRONMENT AND RESOURCE MANAGEMENT, QUEENSLAND

Request No: 13061180

Search Date: 12/01/2012 16:46

Title Reference: 17650102

Date Created: 21/10/1995

## DESCRIPTION OF LAND

Tenure Reference: GHPL 30/4120

LOT 1            CROWN PLAN 905226  
                  County of DRAKE                    Parish of EMIN  
                  Local Government: ISAAC

For exclusions / reservations for public purposes refer to  
Plan CP 905226

Area: 9858.907800 Ha. (SURVEYED)

No Land Description

No Forestry Entitlement Area

No Future Conservation Area

Purpose for which granted:  
NO PURPOSE DEFINED

## TERM OF LEASE

Day of beginning of lease

Lease in perpetuity commencing on 01/01/1986

## REGISTERED LESSEE

Dealing No: 713904579 14/06/2011

GEORGINA HOPE RINEHART

TRANSFER No 713904579  
GEORGINA HOPE RINEHART  
Lodged at 15:43 on 14/06/2011

TRANSFER No 709695483  
GREGORY JOHN PERRY  
Lodged at 12:20 on 20/06/2006

TRANSFER No 701484745  
to  
GREGORY JOHN PERRY  
LINDIE ANNE PERRY JOINT TENANTS  
Lodged at 14:33 on 08/08/1996

# HISTORICAL STATE TENURE SEARCH

ENVIRONMENT AND RESOURCE MANAGEMENT, QUEENSLAND

Request No: 13061180

Search Date: 12/01/2012 16:46

Title Reference: 17650102

Date Created: 21/10/1995

## CONDITIONS

- M76 The Lessee shall not at any time permit or allow any *Harrisia Cactus* growing upon any part of the leased land in respect of which the Lessee shall have commenced to perform or comply with the requirements of a Notice to Destroy *Harrisia Cactus* under Section 261 of the Land Act 1962-1986 to bear and produce flower or ripened fruit.
- M76 The Lessee shall during the whole term of the lease maintain all improvements on the holding existing at the commencement thereof in a good and substantial state of repair.

## ENCUMBRANCES AND INTERESTS

1. SUB LEASE No 713904587  
GREGORY JOHN PERRY  
OF THE WHOLE OF THE LAND  
TERM: 09/02/2011 TO 08/02/2012 OPTION AS THEREIN STATED  
Lodged at 15:44 on 14/06/2011
2. RELEASE No 713904577  
MORTGAGE: 713121514  
Lodged at 15:42 on 14/06/2011
3. MORTGAGE No 713121514 CANCELLED BY 713904577  
RABOBANK AUSTRALIA LIMITED A.C.N. 001 621 129  
Lodged at 11:12 on 17/03/2010
4. RELEASE No 713121513  
MORTGAGE: 709695497  
Lodged at 11:12 on 17/03/2010
5. RECORD ORIGINAL LEASE CONDITIONS No 712495816  
THE ORIGINAL CONDITIONS OF THE WITHIN TENURE.  
Lodged at 13:04 on 21/06/2009
6. REMOVAL OF ADMINISTRATIVE ADVICE No 712005626  
removing  
SETTLEMENT NOTICE NO. 711043461  
Lodged at 15:46 on 23/10/2008
7. EASEMENT IN GROSS No 711632779  
burdening the land  
SUNWATER A.B.N. 17 020 276 523  
over  
EASEMENTS H AND I ON SP195383  
Lodged at 15:54 on 08/05/2008

# HISTORICAL STATE TENURE SEARCH

ENVIRONMENT AND RESOURCE MANAGEMENT, QUEENSLAND

Request No: 13061180

Search Date: 12/01/2012 16:46

Title Reference: 17650102

Date Created: 21/10/1995

## ENCUMBRANCES AND INTERESTS

8. SURVEY PLAN No 711632756  
surveys part of the land into  
EASEMENTS H AND I ON SP195383  
Lodged at 15:52 on 08/05/2008
9. MORTGAGE No 709695497 CANCELLED BY 713121513  
SUNCORP-METWAY LTD A.B.N. 66 010 831 722  
Lodged at 12:21 on 20/06/2006
10. RELEASE No 709695444  
MORTGAGE: 701484751  
Lodged at 12:18 on 20/06/2006
11. EASEMENT IN GROSS No 708559649  
burdening the land  
ENERTRADE (NQ) PIPELINE NO 1 PTY LTD A.C.N. 100 946 281  
ENERTRADE (NQ) PIPELINE NO 2 PTY LTD A.C.N. 100 946 263  
over  
EASEMENTS K AND L ON SP175265  
Lodged at 11:04 on 06/04/2005
12. SURVEY PLAN No 708559643  
surveys part of the land into  
EASEMENTS K AND L ON SP175265  
Lodged at 11:03 on 06/04/2005
13. AMENDMENT No 702709819  
OF THE LAND DESCRIPTION AND AREA TO:  
LOT 1 ON CP905226 AND 9858.9078 HECTARES  
AS FROM 09/04/1998  
Lodged at 17:11 on 02/06/1998
14. CORRECTION No 702709817  
OF THE LAND DESCRIPTION AND AREA FROM:  
LOT 1 CROWN PLAN 845104  
COUNTY OF DRAKE PARISH OF EMIN  
FOR EXCLUSIONS REFER TO PLAN CP 845104  
AREA: 9740.000000 HA. (ABOUT)  
Lodged at 17:09 on 02/06/1998
15. MORTGAGE No 701484751 CANCELLED BY 709695444  
to  
QUEENSLAND INDUSTRY DEVELOPMENT CORPORATION  
Lodged at 14:34 on 08/08/1996
16. RELEASE No 701484726  
of  
MORTGAGE: 602803073 (M181547)  
Lodged at 14:29 on 08/08/1996



# HISTORICAL STATE TENURE SEARCH

ENVIRONMENT AND RESOURCE MANAGEMENT, QUEENSLAND

Request No: 13061180

Search Date: 12/01/2012 16:46

Title Reference: 17650102

Date Created: 21/10/1995

## ENCUMBRANCES AND INTERESTS

17. MORTGAGE No 602803073 (M181547) CANCELLED BY 701484726  
COMMONWEALTH DEVELOPMENT BANK OF AUSTRALIA  
Lodged at 00:00 on 13/10/1976
18. Rights and interests reserved to the Crown by  
Lease No. 17650102

## ADMINISTRATIVE ADVICES

Dealing	Type	Lodgement Date	Status
710807250	NOTC INT RES ACQUISITION OF LAND ACT 1967	12/07/2007 15:16	CURRENT
711043461	VEG NOTICE VEGETATION MANAGEMENT ACT 1999	28/09/2007 13:29	NOT CURRENT
712013698	VEG NOTICE VEGETATION MANAGEMENT ACT 1999	29/10/2008 09:01	CURRENT
712054177	VEG NOTICE VEGETATION MANAGEMENT ACT 1999	18/11/2008 14:05	CURRENT
712062861	VEG NOTICE VEGETATION MANAGEMENT ACT 1999	21/11/2008 13:13	CURRENT
713364583	NOTC INT RES ACQUISITION OF LAND ACT 1967	21/07/2010 15:03	CURRENT
713429683	VEG NOTICE VEGETATION MANAGEMENT ACT 1999	26/08/2010 12:00	CURRENT

**UNREGISTERED DEALINGS - NIL**

Caution - Charges do not necessarily appear in order of priority

\*\* End of Historical State Tenure Search \*\*

Information provided under section 34 Land Title Act(1994) or  
section 281 Land Act(1994)

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Requested By: D APPLICATIONS CITEC CONFIRM



## Appendix 4 – EMR/CLR Search Results



**QLD DEPARTMENT OF ENVIRONMENT AND RESOURCE MANAGEMENT****ENVIRONMENTAL MANAGEMENT REGISTER (EMR)  
CONTAMINATED LAND REGISTER (CLR)**

Transaction ID: 44555121 EMR Site Id: 81501 12 January 2012  
This response relates to a search request received for the site:  
Lot: 3 Plan: SP171922

**EMR RESULT**

The above site IS included on the Environmental Management Register.

The site you have searched has been subdivided from the following site, which is included on the EMR. Subdivided new parcels will remain on the EMR unless it can be shown that they are not located near the contaminating activity.

Lot: 3 Plan: DK236  
Address: COLLINSVILLE-NEBO ROAD  
NEBO 4804

The site has been subject to the following Notifiable Activity pursuant to section 374 of the *Environmental Protection Act 1994*.

**MINERAL PROCESSING** - chemically or physically extracting or processing metalliferous ores.

While sites are listed on the EMR using the lot and plan description, a mining lease may affect only a limited area of the lot. In many instances with rural properties, only a small area may be potentially affected by the mining activities and the ongoing landuse is unaffected. More detailed information relating to the location of the mining activities may be held by the EPA or the Department of Natural Resources and Mines.

**PETROLEUM PRODUCT OR OIL STORAGE** - storing petroleum products or oil -

(a) in underground tanks with more than 200L capacity; or

(b) in above ground tanks with -

for petroleum products or oil in class 3 in packaging groups 1 and 2 of the dangerous goods code - more than 2, 500L capacity; or

for petroleum products or oil in class 3 in packaging groups 3 of the dangerous goods code - more than 5, 000L capacity; or

for petroleum products that are combustible liquids in class C1 or C2 in Australian Standard AS1940, 'The storage and handling of flammable and combustible liquids' published by Standards Australia - more than 25, 000L capacity.

**WASTE STORAGE, TREATMENT OR DISPOSAL** - storing, treating, reprocessing or disposing of regulated waste (other than at the place it is generated), including operating a nightsoil disposal site or sewage treatment plant where the site or plant has a design capacity that is more than the equivalent of 50, 000 persons having sludge drying beds or on-site disposal facilities.

**CLR RESULT**

The above site is NOT included on the Contaminated Land Register.

**ADDITIONAL ADVICE**

**From the 1st August 2011, the price of an EMR/CLR search will increase to \$40.15 per lot for internet based searches and \$47.20 per lot for EMR/CLR searches done by means other than the internet.**

If you have any queries in relation to this search please phone 13QGOV (13 74 68)

**Registrar  
Contaminated Land Unit**

**QLD DEPARTMENT OF ENVIRONMENT AND RESOURCE MANAGEMENT**

**ENVIRONMENTAL MANAGEMENT REGISTER (EMR)  
CONTAMINATED LAND REGISTER (CLR)**

Transaction ID: 44555114 EMR Site Id: 89156 12 January 2012  
This response relates to a search request received for the site:  
Lot: 14 Plan: SP225054

**EMR RESULT**

The above site IS included on the Environmental Management Register.  
The site you have searched has been subdivided from the following site, which is included on the EMR. Subdivided new parcels will remain on the EMR unless it can be shown that they are not located near the contaminating activity.

Lot: 4 Plan: DK264  
Address: COLLINSVILLE-NEBO ROAD  
NEBO 4804

The site has been subject to the following Notifiable Activity pursuant to section 374 of the *Environmental Protection Act 1994*.

**MINERAL PROCESSING** - chemically or physically extracting or processing metalliferous ores.

While sites are listed on the EMR using the lot and plan description, a mining lease may affect only a limited area of the lot. In many instances with rural properties, only a small area may be potentially affected by the mining activities and the ongoing landuse is unaffected. More detailed information relating to the location of the mining activities may be held by the EPA or the Department of Natural Resources and Mines.

**EXPLOSIVES PRODUCTION OR STORAGE** - operating a factory under the *Explosives Act 1952*.

**PETROLEUM PRODUCT OR OIL STORAGE** - storing petroleum products or oil -

(a) in underground tanks with more than 200L capacity; or

(b) in above ground tanks with -

for petroleum products or oil in class 3 in packaging groups 1 and 2 of the dangerous goods code - more than 2, 500L capacity; or

for petroleum products or oil in class 3 in packaging groups 3 of the dangerous goods code - more than 5, 000L capacity; or

for petroleum products that are combustible liquids in class C1 or C2 in Australian Standard AS1940, 'The storage and handling of flammable and combustible liquids' published by Standards Australia - more than 25, 000L capacity.

**WASTE STORAGE, TREATMENT OR DISPOSAL** - storing, treating, reprocessing or disposing of regulated waste (other than at the place it is generated), including operating a nightsoil disposal site or sewage treatment plant where the site or plant has a design capacity that is more than the equivalent of 50, 000 persons having sludge drying beds or on-site disposal facilities.

**CLR RESULT**

The above site is NOT included on the Contaminated Land Register.

**ADDITIONAL ADVICE**

**From the 1st August 2011, the price of an EMR/CLR search will increase to \$40.15 per lot for internet based searches and \$47.20 per lot for EMR/CLR searches done by means other than the internet.**

If you have any queries in relation to this search please phone 13QGOV (13 74 68)

**Registrar  
Contaminated Land Unit**

**QLD DEPARTMENT OF ENVIRONMENT AND RESOURCE MANAGEMENT**

**ENVIRONMENTAL MANAGEMENT REGISTER (EMR)  
CONTAMINATED LAND REGISTER (CLR)**

Transaction ID: 44555117 EMR Site Id: 12 January 2012  
This response relates to a search request received for the site:  
Lot: 689 Plan: PH2015

**EMR RESULT**

The above site is NOT included on the Environmental Management Register.

**CLR RESULT**

The above site is NOT included on the Contaminated Land Register.

**ADDITIONAL ADVICE**

**From the 1st August 2011, the price of an EMR/CLR search will increase to \$40.15 per lot for internet based searches and \$47.20 per lot for EMR/CLR searches done by means other than the internet.**

If you have any queries in relation to this search please phone 13QGOV (13 74 68)

**Registrar  
Contaminated Land Unit**

**QLD DEPARTMENT OF ENVIRONMENT AND RESOURCE MANAGEMENT**

**ENVIRONMENTAL MANAGEMENT REGISTER (EMR)  
CONTAMINATED LAND REGISTER (CLR)**

Transaction ID: 44555118 EMR Site Id: 12 January 2012  
This response relates to a search request received for the site:  
Lot: 682 Plan: CP906890

**EMR RESULT**

The above site is NOT included on the Environmental Management Register.

**CLR RESULT**

The above site is NOT included on the Contaminated Land Register.

**ADDITIONAL ADVICE**

**From the 1st August 2011, the price of an EMR/CLR search will increase to \$40.15 per lot for internet based searches and \$47.20 per lot for EMR/CLR searches done by means other than the internet.**

If you have any queries in relation to this search please phone 13QGOV (13 74 68)

**Registrar  
Contaminated Land Unit**



**QLD DEPARTMENT OF ENVIRONMENT AND RESOURCE MANAGEMENT**

**ENVIRONMENTAL MANAGEMENT REGISTER (EMR)  
CONTAMINATED LAND REGISTER (CLR)**

Transaction ID: 44555119 EMR Site Id: 12 January 2012  
This response relates to a search request received for the site:  
Lot: 1 Plan: CP905226

**EMR RESULT**

The above site is NOT included on the Environmental Management Register.

**CLR RESULT**

The above site is NOT included on the Contaminated Land Register.

**ADDITIONAL ADVICE**

**From the 1st August 2011, the price of an EMR/CLR search will increase to \$40.15 per lot for internet based searches and \$47.20 per lot for EMR/CLR searches done by means other than the internet.**

If you have any queries in relation to this search please phone 13QGOV (13 74 68)

**Registrar  
Contaminated Land Unit**

**QLD DEPARTMENT OF ENVIRONMENT AND RESOURCE MANAGEMENT****ENVIRONMENTAL MANAGEMENT REGISTER (EMR)  
CONTAMINATED LAND REGISTER (CLR)**

Transaction ID: 44555122 EMR Site Id: 12 January 2012  
This response relates to a search request received for the site:  
Lot: 667 Plan: PH1321

**EMR RESULT**

The above site is NOT included on the Environmental Management Register.

**CLR RESULT**

The above site is NOT included on the Contaminated Land Register.

**ADDITIONAL ADVICE**

**From the 1st August 2011, the price of an EMR/CLR search will increase to \$40.15 per lot for internet based searches and \$47.20 per lot for EMR/CLR searches done by means other than the internet.**

If you have any queries in relation to this search please phone 13QGOV (13 74 68)

**Registrar  
Contaminated Land Unit**

**QLD DEPARTMENT OF ENVIRONMENT AND RESOURCE MANAGEMENT**

**ENVIRONMENTAL MANAGEMENT REGISTER (EMR)  
CONTAMINATED LAND REGISTER (CLR)**

Transaction ID: 48993426 EMR Site Id: 01 August 2012  
This response relates to a search request received for the site:  
Lot: 4 Plan: SP171921

**EMR RESULT**

The above site is NOT included on the Environmental Management Register.

**CLR RESULT**

The above site is NOT included on the Contaminated Land Register.

**ADDITIONAL ADVICE**

**From the 1st August 2012, the price of an EMR/CLR search will increase to \$40.65 per lot for internet based searches and \$47.80 per lot for EMR/CLR searches done by means other than the internet.**

If you have any queries in relation to this search please phone 13QGOV (13 74 68)

**Registrar  
Contaminated Land Unit**