

ASX RELEASE

9 November 2020

Dartbrook – Modification 7

Australian Pacific Coal Limited ('AQC' or 'Company') refers to its ASX Release of 2 November 2020 announcing the agreement it has reached with the Minister for Planning and Public Spaces (Minister). As indicated in that release the agreement only becomes effective, and the development consent is only modified, once the Land and Environment Court disposed of the proceedings in accordance with the agreement. AQC has received notice of a proposed application by the Hunter Thoroughbred Breeders Association (HTBA) to join the proceedings. The proposed application also involves an application for a stay and will potentially delay or prevent the finalisation of the proceedings on the terms of the agreement that has been reached. AQC will provide further information when it becomes available about the impact of the application by the HTBA on the proceedings.

AQC will oppose the application for joinder by HTBA.

This announcement has been authorised for release by the Company Secretary.

All enquiries:

Company Secretary

E: cosec@aqcltd.com

P: +61 7 3221 0679