

31 December 2012

NOTICE PURSUANT TO SECTION 708A(5)(E) OF THE CORPORATIONS ACT 2001 (Cth).

On 31 December 2012 Australian Pacific Coal Limited (**AQC**) completed the allotment of 5,000,000 fully paid AQC ordinary shares (**New Shares**) raising \$75,000 in accordance with the terms of its agreement with The Australian Special Opportunity Fund LP, which was announced to the market on 1 October 2012.

Australian Pacific Coal Limited gives notice pursuant to section 708A(5)(e) of the Corporations Act 2001 (Cth) (the Act) that:

- (a) it has issued 5,000,000 New Shares to professional investors.
- (b) the New Shares were issued without disclosure to investors under Part 6D.2 of the Act;
- (c) this notice is being given under section 708A(5)(e) of the Act;
- (d) as at the date of this notice, AQC has complied with:
 - a. the provisions of Chapter 2M of the Act as the apply to AQC; and
 - b. section 674 of the Act as it applies to AQC; and
- (e) as at the date of his notice, there is no excluded information of the type referred to in sections 708A(7) and 708A(8) of the Act.

Yours faithfully,



Kevin Mischewski
Company Secretary

About Australian Pacific Coal Limited

Australian Pacific Coal Limited (ASX:AQC) is an ASX-listed company focused on the exploration and development of metallurgical and thermal coal projects. With interests in 34 coal tenements strategically located in south-east Queensland's Bowen and Surat Basins, AQC has joint venture agreements in place with mining major Rio Tinto and Cuesta Coal.