



Australian Pacific Coal

ASX RELEASE

20 November 2020

Dartbrook – Modification 7 Update

Australian Pacific Coal Limited ('AQC' or 'Company') refers to its ASX Releases of 9 November 2020 and 12 November 2020 about the application by the Hunter Thoroughbred Breeders Association (HTBA) to join the Land and Environment Court proceedings the Company has commenced about the determination of its application to modify the development consent for the Dartbrook Coal Mine. Judgment on the HTBA's application was delivered at 9:00am 20 November 2020 and the HTBA has been joined to the proceedings on a limited basis. As advised on 2 November 2020, AQC had reached an agreement with the NSW Minister for Planning and Public Spaces under s34(3) of the *Land and Environment Court Act 1979*, however, as a consequence of the HTBA being joined to the proceedings that agreement cannot now become effective.

The Company is considering its position following the judgment.

This announcement has been authorised for release by the CEO.

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