

Australia Pacific LNG Project

Extension of consultation and negotiation period and continuation of ILUA negotiation process

The Governor in Council has approved by Gazette Notice elements of the proposed Australia Pacific LNG Project (**Facility**), in accordance with section 125(1)(f) of the *State Development and Public Works Organisation Act 1971 (SDPWO Act)*, as an infrastructure facility having the significance mentioned in section 125(1)(f)(i) of the SDPWO Act. The decision was published in the Queensland Government Gazette on 27 August 2010.

Australia Pacific LNG Pty Limited is the proponent of the Facility. The Facility comprises the construction and operation of both a high pressure underground gas transmission pipeline system (from Australia Pacific LNG's gas fields in South Central Queensland to the LNG facility on Curtis Island near Gladstone) and an LNG plant and associated marine infrastructure on and off the coast of Curtis Island near Gladstone to enable the gas to be liquefied and exported to international markets. The area of the Facility consists of a nominal 40 to 50 metre wide corridor for the gas transmission pipeline system, involving approximately 2,350 hectares, and a site of approximately 270 hectares on Curtis Island for the LNG plant and associated marine infrastructure.

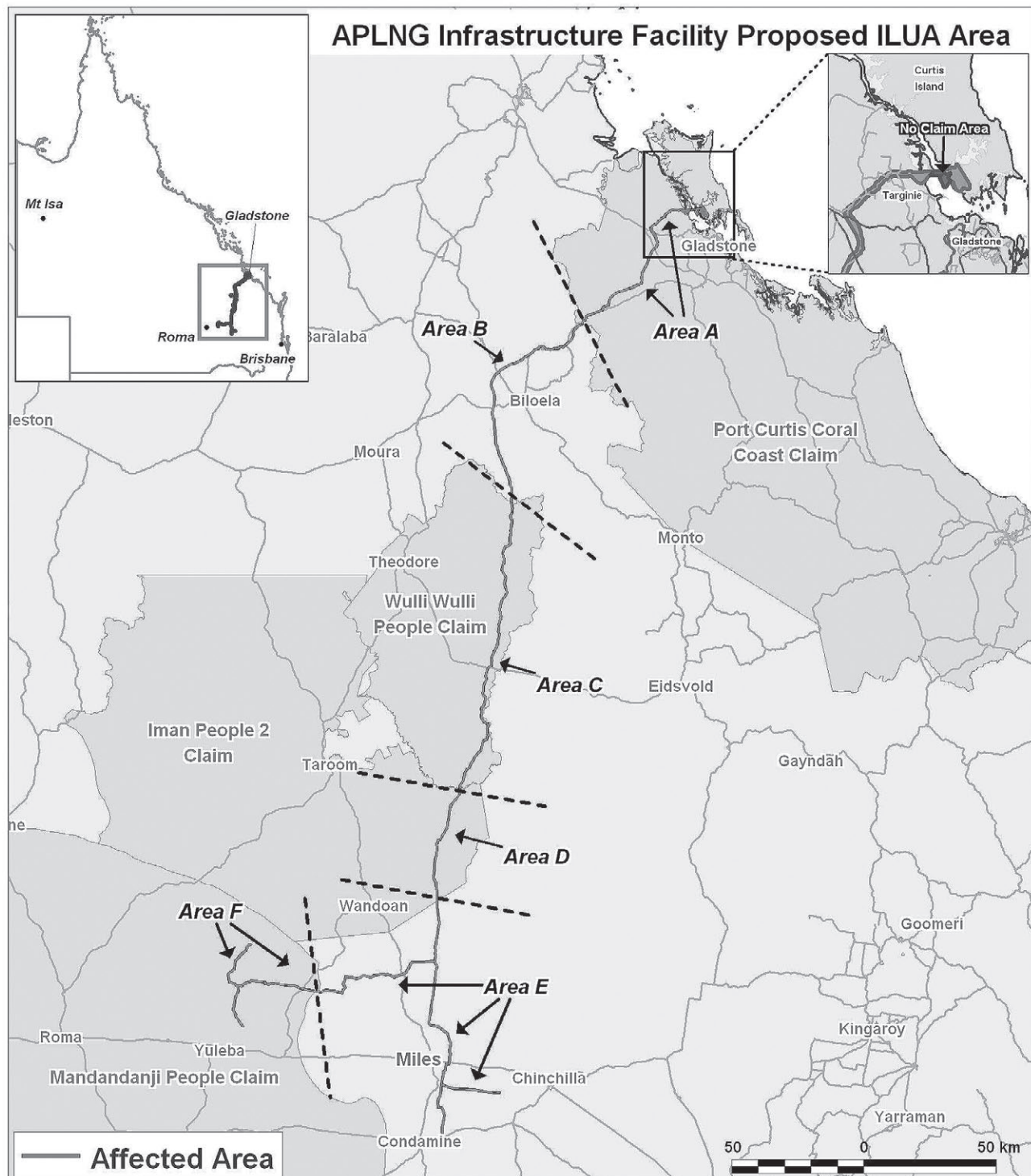
The land and waters affected by the Facility (**Affected Area**) are shown on the map in this notice.

Australia Pacific LNG is committed to holding good faith negotiations with Native Title Parties (that is, registered native title claimants and other persons who claim to hold native title in relation to the Affected Area) about the impact of the Facility on their claimed native title rights and interests.

In this regard, and in accordance with the requirements of the Guidelines for consultation and negotiation with native title interests, made pursuant to section 174 of the SDPWO Act, Australia Pacific LNG gave a written notice about the Facility (dated 2 September 2010) to all registered native title claimants and the representative Aboriginal body in relation to the Affected Area. Australia Pacific LNG also caused a public notice containing the information contained in the written notice to be published both in *The Koori Mail* on 8 September 2010 and in a range of newspapers circulating generally in the Affected Area in the week beginning 6 September 2010 (including in *The Courier-Mail* on 11-12 September 2010).

In accordance with those notices, Australia Pacific LNG has commenced consultation and negotiation with the Native Title Parties in relation to the Affected Area with a view to entering into a series of registered Indigenous land use agreements (**ILUAs**), pursuant to Subdivision C of Division 3 of Part 2 of the *Native Title Act 1993 (Cth) (NTA)*, that incorporate the non-extinguishment principle. It is proposed that the ILUAs will provide for the consent of the Native Title Parties to certain Agreed Acts to be set out in the ILUAs, including the grant of all approvals and land tenure for the Facility. Australia Pacific LNG is conducting separate consultation and negotiation processes in respect of each of the Areas labelled A - F on the map in this notice.

The consultation and negotiation period for entering into the proposed ILUAs for the Facility, as notified in September 2010, commenced on 15 October 2010 and is due to conclude on 28 February 2011. Australia Pacific LNG now gives notice of an extension of the consultation and negotiation period until **31 October 2011**.



Native Title Parties affected by the Facility have a right to:

- be consulted about the proposed infrastructure development;
- (to the extent that they are registered native title claimants) object to a compulsory acquisition process; and
- negotiate with a view to reaching agreement about the proposed infrastructure development.

In this regard, Australia Pacific LNG proposes to continue consultation and negotiation with the relevant Native Title Parties in relation to the Affected Area with a view to entering into a series of registered ILUAs that will allow the building and operation of the Facility.

It is the intention of Australia Pacific LNG to reach agreement and obtain registration for each such ILUA through consultation and negotiation with relevant Native Title Parties. However, if Australia Pacific LNG is unable, despite taking reasonable steps, to secure

the agreement or registration of any of the proposed ILUAs, Australia Pacific LNG may apply to the Coordinator-General for the compulsory acquisition of any of the native title rights and interests in relation to the Affected Area in accordance with the NTA, the SDPWO Act and the *Acquisition of Land Act 1967*.

Further information

Further information about the proposed Project can be obtained by contacting:

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