APPENDIX 9

Schedule 1
DA Conditions
EX extracive Industry Permit
(LOCAL LAW NO.34 – EXTRACTIVE INDUSTRIES)

Permit issued to:

TSI Enterprises Pty Ltd
PO Box 1432
Paradise Point, QLD 4216

A permit pursuant to the Provisions of the Local Laws of Gatton Shire Council for the purpose of conducting an Extractive Industry.

Permit No: EI08-09 TSI

Real property description of premises to which permit applies:

Lot 2 RP182760, Parish of Helidon

Mining Lease number to which permit applies:

ML50097

This permit unless sooner suspended or cancelled shall remain in effect from 30 April 2009 – 31 June 2010 subject nevertheless to all regulations and Local Laws relating thereto, including those prescribed under C383 issued 20 May 1996. The following conditions must be completed within 6 months from the date of this permit:

1. The site shall be operated in accordance with the Site Based Management Plan, dated January 2007 and associated Rehabilitation, Weed Management and Fire Management Plans prepared by Avko Mining, dated 25 March, 2009 or as subsequently amended and approved by Council.

2. Under the provision of Local Law No.34 the Operators shall apply for an Extractive Industries Permit prior to the commencement of the use and annually thereafter prior to the commencement of each financial year. The application shall be submitted with the appropriate fee and supporting material.

3. The hours of operation are restricted to 6.00am to 6.00pm Monday to Friday, 6.00am to 12.00pm on Saturday. Truck movements are restricted to 7.00am to 6.00pm Monday to Friday and 6.00am to 12.00pm on Saturday.
4. The site must be signed to warn the public of operations and safety hazards in accordance with Australian Standards and WHS requirements.

5. Dust measures shall be implemented and dust control devices fitted and maintained to prevent dust nuisance or impairment of air quality and in accordance with the requirements of Council.

6. The applicant is required to gain Building and Plumbing approvals for any structures proposed on site.

7. The applicant is to provide a $42,000 security bond in the name of the current owner in accordance with condition 5 of C383.

8. The applicant is to ensure that all relevant licenses are held prior to the operation on site.

9. The conditions of Planning Consent 383 remain current and enforce. This consent will expire 20 February, 2011.

10. The operator is advised to liaise with the Environmental Protection Agency regarding compliance with Eco Access Permit IPDE00433706A11

Given under my hand at the Gatton Shire Council this 30 April 2009

[Signature]

Tracy Ryan
MANAGER PLANNING AND ENVIRONMENT

Note: It is the responsibility of the Holder of this permit to apply for its renewal each year. In addition, it is the permit holder’s responsibility to notify to Council of any alteration or change of ownership relevant to this permit.
Notice of annual return

This notice is issued by the Department of Environment and Resource Management pursuant to Section 316 of the Environmental Protection Act 1994 to inform of a statutory requirement.

TSI Enterprises
Cnr Peachey Road & Al Stephens Way
YATALA QLD 4207

Dear Sir/Madam,

Re: Annual Fee and Return

<table>
<thead>
<tr>
<th>Permit Number</th>
<th>Permit Type</th>
<th>Activity</th>
<th>Location</th>
</tr>
</thead>
<tbody>
<tr>
<td>ENRE00614406</td>
<td>Registration Certificate</td>
<td>ERA 16 Extractive and screening activities Threshold 2(b) - extracting, other than by dredging, in a year, 5000t to 10000t of material</td>
<td>Lot 2 on Plan RP182760, 293 Seventeen Mile Road, HELIDON QLD 4344</td>
</tr>
</tbody>
</table>

1 Permit includes licences, approvals, permits, authorisations, certificates, sanctions or equivalent/similar as required by legislation administered by the Department of Environment and Resource Management.

The period covered by the current annual fee expires on 06-DEC-2009. The annual fee for the above permit is now due and payable.

In order to maintain your registration, you must:

- pay the annual fee of $4,400.00, unless you are eligible to pay a reduced annual fee. Please refer to the Information sheet: 'Paying a reduced annual fee' for details on the eligibility criteria.

(These fees are included in the Federal Treasurer's Determination under Division 81 of A New Tax System (Goods and Services Tax) Act 1999. As such, the supplies are exempt from GST and there is no requirement to issue a Tax Invoice).

- complete and return the attached 'annual return' form

Alternatively this can be done online by logging on at www.smartservice.qld.gov.au. This option can only be used where the full annual fee is paid and there is no change to the ERA category (apart from a change in regulated waste vehicles between ERA 57(2)(a), ERA 57(2)(b) or ERA 57(2)(c)).

The login details are:

login name: ENRE00614406
access code: 4KH7Q5JKD
16. Payment

The applicable fee is: $4,000

Select payment method below:

☐ Payment by cheque or money order (attached)
☐ Payment by EFT:
  - Date of payment by EFT: __________________________
  - Identification code: __________________________
  - Payment was for:
    ☐ This application only; or
    ☐ This and other applications.
  - Payment notification form sent to DERM finance is attached.

☐ Payment by credit card.
Card type: ☐ Visa ☐ Mastercard
Card number: __________________________
Valid from: ___________ Valid to: ___________
Name on card: __________________________
Telephone contact number of cardholder: __________________________
Cardholder’s signature: __________________________

17. Declaration

- I do solemnly and sincerely declare that the information provided is true and correct to the best of my knowledge. I understand that it is an offence under s489 of the Environmental Protection Act 1994 to give to the administering authority a document containing information that is false, misleading, or incomplete in a material particular. This offence carries a maximum penalty of $188,500 or 2 years imprisonment.
- I understand that all information supplied on or with this application form may be disclosed publicly in accordance with the Freedom of Information Act 1992 and the Evidence Act 1977.

APPLICANTS SIGNATURE

APPLICANTS NAME

DATE
Notice

Environmental Protection Act 1994

Decision – transfer application

This statutory notice is issued by the administering authority pursuant to Section 264 of the Environmental Protection Act 1994 to advise you of a decision or action.

Tenures Support Unit
Mineral and Coal Team
Department of Employment, Economic Development and Innovation
PO Box 1475
COORPAROO QLD 4151

Dear Sir / Madam

Re: Transfer of environmental authority (mining activities) No. MIC200934509

Please note that new permit profiles have been implemented and as a result the reference number of the environmental authority has changed from M3529 to MIC200934509.

The administering authority has assessed the application received on 02-OCT-2009 to transfer environmental authority (mining activities) No. MIC200934509 from Gail Susan Stephens, Keith Charles Stephens and Anthony Leon Stephens to Peter Stephens and wishes to advise you that the application has been granted.

The relevant mining tenement approved for transfer is ML50097. The financial assurance to the amount of $1,100 submitted by from Gail Susan Stephens, Keith Charles Stephens and Anthony Leon Stephens will remain held as the financial assurance for environmental authority MIC200934509.

This Notice of Decision and the attached amended environmental authority constitute the permit documentation. For code compliant level 2 projects no environmental authority is attached because the standard environmental conditions in the relevant Code of Environmental Compliance are the conditions of the environmental authority.

Please note that the transferees must, within 10 business days, give each owner of the land to which the environmental authority relates written notice that the authority has been transferred to the transferee. If the environmental authority holder becomes aware of any inconsistency between the amended environmental authority and the plan of operations, the plan must be amended within 28 days, in a way so that it is no longer inconsistent with the authority.

If you require more information please contact Hazel Zanatta, the Project Manager, on 1300 130 372.

Yours Sincerely

Cathy BIRT
Delegate
Administrating authority
Environmental Protection Act 1994
27-JAN-2010

Enquiries:
Ecoaccess Customer Service Unit
PO Box 15155 CITY EAST 4002
BRISBANE QLD 4000
Ph. 1300 130 372
Fax. (07) 3896 3342

Queensland Government

www.demr.qld.gov.au

Page 1 of 2 • AZ090609
Certification of Assigned Environmentally Relevant Activities

Insert the name of the permit holder

as permit holder for permit number ENRE006144C6

☑ agree with the ERAs assigned to my permit

☐ do not agree with the ERAs assigned to my permit (attach information on why you do not agree, the changes you believe are needed to the ERAs listed and your reasons):

________________________________________________________________________

________________________________________________________________________

________________________________________________________________________

________________________________________________________________________

________________________________________________________________________

Note that it is a serious matter to provide false or misleading information. If you have not told the truth in this certification you may be liable for prosecution under the relevant acts or regulations.

Signed __________________________ 25/11/09

(Permit holder) Date
30 April 2009

TSI Enterprises Pty Ltd
PO Box 1432
Paradise Point, QLD 4216

Dear Sir/Madam

EXTRACTIVE INDUSTRY PERMIT FOR 2009/2010

I refer to your application in relation to the above and enclose your Extractive Industry Permit for 2009/2010 (financial year).

Please note you will be sent a renewal letter on or about 1 June 2010 for the 2010/2011 financial year.

Yours faithfully

[Signature]

Tracy Ryan
MANAGER PLANNING AND ENVIRONMENT
4 February 2010

Mr Peter James Stephens  
11 Palmcrest Road  
ALBERTON QLD 4207

Dear Mr Stephens

MINING LEASE NUMBER 50097

I refer to your application for assignment of Mining Lease Number ML 50097.

I advise that on 3 February 2010 the Mining Registrar, under Ministerial Delegation, has approved the assignment of 100% interest to Peter James Stephens. I attach a register search indicating this approval.

In accordance with sections 10A(3) and 300(13) of the Mineral Resources Act 1989, you must within 20 business days, notify the relevant landowners of the approval of the assignment.

Yours sincerely

Craig Watson  
Deputy Mining Registrar  
Brisbane District Office
Tenure Id: ML 50097

District: BRISBANE

Previous Id: HELIDON GOLD

Status: GRANTED

Sub-Status:

Native Title Category:

Native Title Sub Category:

Pre-requisite Tenure Ids

PROSPECTING PERMIT 50380

Tenancy Type: Tenancy In Common

Principal Holder

STEPHENS Peter James
1 PALMCREST ROAD
ALBERTON QLD

4207

<table>
<thead>
<tr>
<th>Holder Names</th>
<th>Share %</th>
<th>Status</th>
<th>Deal In</th>
<th>Date Appv</th>
<th>Deal Out</th>
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<tr>
<td>STEPHENS Peter James</td>
<td>100.0000</td>
<td>Current</td>
<td>1016923</td>
<td>03-FEB-2010</td>
<td></td>
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<tr>
<td>STEPHENS Keith Charles</td>
<td>50.0000</td>
<td>Former</td>
<td>1016386</td>
<td>30-SEP-2009</td>
<td>1016923</td>
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<tr>
<td>STEPHENS Gail Susan</td>
<td>50.0000</td>
<td>Former</td>
<td>1016386</td>
<td>30-SEP-2009</td>
<td>1016923</td>
</tr>
<tr>
<td>STEPHENS Anthony Leon</td>
<td>100.0000</td>
<td>Former</td>
<td>0</td>
<td>03-OCT-1994</td>
<td>1016386</td>
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Marked Out Date and Time: 27-SEP-1994 4:00 PM

Lodged Date and Time: 03-OCT-1994 03:41 PM

Term Sought: 20 years

Certificate of Application Issued: 03-OCT-1994

Situated Within at Date Lodged

EPM NO 7572;10211

Area: 22.74 Ha

Surface Area: 22.74 Ha

Local Authorities
Lockyer Valley (R)

Minerals / Purpose
BUILDING STONE–SANDSTONE

Locality
N E HELIDON

Date of Grant: 20-APR-1995

Act Granted Under: MINERAL RESOURCES ACT 1989
**Tenure Id:** ML 50097

**Instrument of Lease**

<table>
<thead>
<tr>
<th>Date Issued</th>
<th>Volume</th>
<th>Folio</th>
<th>Date Replaced</th>
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</thead>
<tbody>
<tr>
<td>20-APR-1995</td>
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<td></td>
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</table>

**Plan Number**

- 36616
- 36616

**Previous Plan Number**

<table>
<thead>
<tr>
<th>Volume</th>
<th>Folio</th>
</tr>
</thead>
<tbody>
<tr>
<td>105</td>
<td>11</td>
</tr>
<tr>
<td>105</td>
<td>11</td>
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</table>

**General Remarks**

**Renewal Processes**

Notice Issued:
Lodged:
Approved:

**Term History**

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<th>Commenced</th>
<th>Expiry</th>
<th>Years</th>
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<tbody>
<tr>
<td>01-MAY-1995</td>
<td>30-APR-2015</td>
<td>20</td>
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</table>

**Background Tenures**

<table>
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<tr>
<th>Land Usage</th>
<th>Compensation Required</th>
<th>Finalised</th>
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</thead>
<tbody>
<tr>
<td>Mining</td>
<td>N</td>
<td>03-OCT-1994</td>
</tr>
</tbody>
</table>

LOT 1 ON RP 182760 FREEHOLD PAR HELIDON CO CAVENDISH
Annual return
Environmental Protection Act

Registration Certificate

This form must be completed and submitted to the administering authority each year by the holder of a registration certificate and submitted with the appropriate payment under the Environmental Protection Act 1994.

<table>
<thead>
<tr>
<th>OFFICIAL USE ONLY</th>
</tr>
</thead>
<tbody>
<tr>
<td>DATE RECEIVED</td>
</tr>
<tr>
<td>FILE REF</td>
</tr>
<tr>
<td>PROJECT REF</td>
</tr>
</tbody>
</table>

| COMPLETE FORM     |
| COMPLETE FEE      |
| ENTERED BY (SIGNATURE) |

1. Registration certificate holder name
   TSI ENTERPRISES Pty Ltd

2. Registration certificate number
   ENREC06144406

3. Have any of your details changed?
   ☑ Yes → Contact details change
   ☐ No ← Go to question 4.

   - Email: Peters@onthenet.com.au
   - Phone: 07-38026742
   - Mobile: 0419477569
   - Fax: |

   - Registration certificate holder name change
     PETER JAMES STEPHENS

   - Trading/business name change (same ABN/ACN)

   - Lot/plant number change (same site)

   - Registered address change
     - Address: |
     - Suburb: |
     - Post code: |

   - Postal address change
     - Address: 11 PAMCREST ROAD
     - Suburb: ALBERTON
     - Post code: 4207

GUIDE
Minor changes, such as change of name after marriage, can be made as an amendment by agreement. A change of name and a change in ABN/ACN will require a continuing registration.

Refer to your local Department of Environment and Resource Management (DERM), formerly the Environmental Protection Agency (EPA), office for more information.
To the permit holder

Implementation of the Environmental Protection Regulation 2008

The Queensland Government has amended the Environmental Protection Act 1994 and remade the Environmental Protection Regulation 2008. The Department of Environment and Resource Management (DERM) is responsible for implementing these legislative changes, which took effect on the 1 January 2009. The major changes are set out in the document Environmental Regulations — Update for Operators (attached).

The attached annual notice lists the environmentally relevant activities (ERAs) from the new Regulation that, from the 1 January 2009, apply in place of the former ERAs listed on the environmental authority or registration certificate, applicable to your business.

Fees will continue to be charged on the basis of the highest annual fee for an ERA covered by an environmental authority or registration certificate.

The transition from the old ERAs to the new ERAs was based on the following information, in order of preference:

- Production levels set in the development approval/environmental authority where available;
- Production levels specified in the application for development approval/environmental authority where available; or
- Actual production figures; where available.

The ERAs in the annual notice should reflect the activities that were approved at the time an environmental authority or development approval was issued. In the case of mining and petroleum activities the listed ERAs are ancillary to the mining and petroleum activities and they will be amended administratively to reflect the new ERAs. If a business with a registration certificate now operates a different ERA or at a higher threshold, a Material Change of Use Application will be required. Please contact DERM to discuss how to make such an application.

You should check the new ERAs listed in the attached annual notice and complete the attached certification and return it to:

Ecosuccess Customer Service Unit
Department of Environment and Resource Management
PO Box 15155
City East Queensland 4002