

IN THE MATTER of the
Mineral Resources Act 1989
hereinafter called "the Act"

**AND IN THE MATTER OF THE SURFACE
AREA** of ML No. _____
in the Winton Mining District,
and/or any surface access to the land.

COMPENSATION AGREEMENT

(Pursuant to Section 279 of the Act)

THIS AGREEMENT is made the _____ day of _____ 20_____

Between _____

of _____

in the State of Queensland (hereinafter for themselves and their Heirs, Executors, Administrators, Assigns and Successors in title [to the land described in the First Recital]) (hereafter called 'the owner') of the one part

And _____

Of _____

in the State of Queensland (hereinafter for themselves and their Heirs, Executors, Administrators, Assigns and Successors in title) (hereafter called 'the miner') of the other part.

WHEREAS the owner is the owner of land described as:-

AND WHEREAS the miner is the applicant/s for a mining lease *(or renewal) for the whole term of ___ years and/or for surface access over part of the said land containing an area of _____ hectares more or less by or in relation this application.

AND WHEREAS the said owner by virtue of the provisions of the Act is the person entitled to compensation with respect to:-

- (a) deprivation of possession of the surface of land of the owner;
- (b) diminution of the value of land of the owner or any improvements thereon;
- (c) diminution of the use made or which may be made of the land of the owner or any improvements thereon;
- (d) severance of any part of the land from other parts thereof or from other land of the owner;
- (e) any surface rights of access;
- (f) all loss or expense that arises,

as a consequence of the grant of the mining lease.