

# **ENEABBA GAS LIMITED**

**A.B.N. 69 107 385 884**

***APPENDIX 4D***

***AND***

***HALF YEAR FINANCIAL REPORT***

**31 DECEMBER 2009**

## Appendix 4D

Eneabba Gas Limited and Controlled Entities

ABN 69 107 385 884

### Half Year ended 31 December 2009 - Additional Disclosures

#### 1. Reporting periods

Half year ended (‘Current period’)	Half year ended (‘Previous corresponding period’)
31 December 2009	31 December 2008

#### 2. Results for announcement to the market

			\$A'000
Revenues from ordinary activities	Down	98%	67
Loss from ordinary activities after tax attributable to members	Up	N/A	(842)
Loss for the period attributable to members	Up	N/A	(842)

**Brief explanation of above figures** – During the period, there has been no sale of gas. However, the previous period included the sale of gas that was primarily responsible for the significant revenue and profit arising in that period. The Company expects to sell current gas inventories sometime before the end of April 2010.  
For more information, please see the Directors’ Report on page 3 of the Half-Year Financial Report 31 December 2009.

**Dividends** - There were no dividends declared or paid during the period and the directors do not recommend that any dividend be paid.

#### 3. Net tangible asset backing

	Current period	Previous corresponding period
Net tangible asset backing / (deficiency) per ordinary security	6.0 cents / share	10.1 cents / share

**4. Controlled Entities**

There were no controlled entities gained or lost during the period.

**5. Dividends or Distributions**

Nil.

**6. Dividend or Distribution Reinvestment Plans**

N/A.

**7. Material interests in entities which are not controlled entities**

N/A.

**8. Foreign Entities**

N/A.

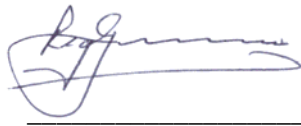
**9. Independent Review Report**

Refer to the Independent Review Report on page 14 and page 15 of the attached Financial Report for the half year ended 31 December 2009.

**10. Compliance statement**

This report should be read in conjunction with the attached Half Year Financial Report for the half year ended 31 December 2009.

Sign here:

  
\_\_\_\_\_

Date: 12 February 2010

Print name: R N Gillard



**Eneabba Gas Limited**  
ABN 69 107 385 884

**Half-Year Financial Report**  
**31 December 2009**

## ENEABBA GAS LIMITED – HALF-YEAR REPORT

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# ENEABBA GAS LIMITED – HALF-YEAR REPORT

## DIRECTORS' REPORT

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The Directors present their report on the Company for the half-year ended 31 December 2009.

### Directors

The names of directors in office at any time during the half-year or since the end of the half-year are:

R N Gillard, Chairman  
M H Babidge, Managing Director  
C E Bennett, Non-executive Director  
P R Oates, Non-executive Director  
K S Kuang, Non-executive Director, appointed 18 September 2009

Directors have been in office since the start of the half-year to the date of this report unless otherwise stated.

### Principal activities

The principal activity of the Company during the half-year was the continuing planning for the proposed construction of the 168 MW Centauri 1 power station near Dongara, Western Australia.

### Review and results of operations

The loss from operations of the Company for the half-year was \$842,167 (2008: Profit \$1,249,288).

As advised in June of 2007, Eneabba's 168 MW Centauri 1 Power Station now has all the necessary regulatory approvals for development. However, due to a delay in the confirmation of definite take or pay contracts for electricity supply with customers in the Mid West region of WA, the Company has delayed activating the agreement with GE Energy to acquire four GE LM 6000 gas-fired turbines.

As advised in October 2009, the Company has a substantial and confirmed fuel energy source in Western Australia's Mid West. This complements the Company's proposed Centauri 1 Power Station, which has all approvals in place.

Also during October 2009, the Company has had its Environmental Protection Authority (EPA) Works Approval: W4301 / 2006 / 0: for the Centauri 1 Power Station extended until 20 December 2012. The full Works Approval has been granted without any other amendments except the revised date, which confirms Eneabba Gas' planning for environmental delivery criteria has been again endorsed by the EPA.

During the quarter, the Company purchased approximately \$1.0 m of domgas. This domgas may be either held to commission the Centauri-1 Power Station or sold at favorable market prices.

During December 2009, the Company advised Carbon Energy Limited that it did not propose to extend the term of the Heads of Agreement, which has expired on 18 December 2009, with Carbon Energy in regards to its coal resources being acquired by Carbon Energy.

As advised on the 21 December 2009, a strategic review is currently underway to ensure a more timely development of the Centauri-1 power station. Discussions with companies capable of developing a UCG project are progressing, however, discussions are preliminary in nature and once they reach a more formal, commercial or completed stage, an announcement will then be made to the ASX.

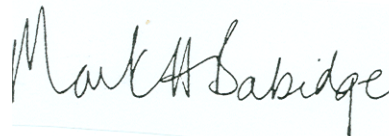
### Auditor's independence declaration

The Corporations Act requires our auditors, PKF Chartered Accountants, to provide the directors of the Company with an Independence Declaration in relation to the review of the half-year financial report. This Independence Declaration is set out on the next page and forms part of this directors' report for the half-year ended 31 December 2009.

Signed in accordance with a resolution of the directors.



R N Gillard  
Chairman  
12 February 2010



M H Babidge  
Director  
12 February 2010

**AUDITOR'S INDEPENDENCE DECLARATION**

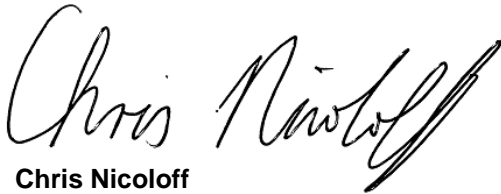
As lead auditor for the review of Eneabba Gas Limited for the half year ended 31 December 2009, I declare that to the best of my knowledge and belief there have been:

- (a) no contraventions of the auditor independence requirements of the *Corporations Act 2001* in relation to the review; and
- (b) no contraventions of any applicable code of professional conduct in relation to the review.

This declaration is in respect of Eneabba Gas Limited and the entities it controlled during the half year.



**PKF**  
Chartered Accountants



**Chris Nicoloff**  
Partner

Dated at Perth, Western Australia this 12<sup>th</sup> day of February 2010

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## ENEABBA GAS LIMITED – HALF-YEAR REPORT

### Condensed Statement of Comprehensive Income for the half-year ended 31 December 2009

		Consolidated	
		31 Dec 2009	31 Dec 2008
		\$	\$
Notes			
<b>Revenue</b>			
	Finance revenue	57,830	99,974
3	Sale of gas	-	3,710,000
	Lease revenue	3,100	3,100
	Other income	6,286	5,712
	<b>Total revenue</b>	<b>67,216</b>	<b>3,818,786</b>
<b>Expenses</b>			
3	Cost of gas sold	-	(1,483,536)
	Finance expense	-	-
	Feasibility study costs	(31,436)	(51,930)
	Employee benefits	(599,668)	(456,042)
	Amortisation and depreciation	(13,343)	(9,663)
	Exploration expenditure written off	-	(120,462)
	Other expenses	(264,936)	(267,865)
	<b>Total expenses</b>	<b>(909,383)</b>	<b>(2,389,498)</b>
	<b>Profit (loss) before income tax</b>	<b>(842,167)</b>	<b>1,429,288</b>
	Income tax	-	(180,000)
	<b>Profit (loss) for the year</b>	<b>(842,167)</b>	<b>1,249,288</b>
	<b>Other comprehensive income for the year net of tax</b>	<b>-</b>	<b>-</b>
	<b>Total comprehensive income for the year</b>	<b>(842,167)</b>	<b>1,249,288</b>
	<b>Profit attributable to members of Eneabba Gas Limited</b>	<b>(842,167)</b>	<b>1,249,288</b>
	<b>Total comprehensive income attributable to members of Eneabba Gas Limited</b>	<b>(842,167)</b>	<b>1,249,288</b>
	Basic earnings (loss) per share - cents	(1.11)	1.67
	Diluted earnings (loss) per share - cents	(1.11)	1.67

The above Statement of Comprehensive Income should be read in conjunction with the attached notes.



## ENEABBA GAS LIMITED – HALF-YEAR REPORT

### Condensed Statement of Financial Position as at 31 December 2009

		Consolidated	
		31 Dec	30 June
		2009	2009
Notes		\$	\$
<b>ASSETS</b>			
<b>Current assets</b>			
Cash and cash equivalents		1,566,081	4,746,382
Inventories	3	1,152,322	-
Receivables		54,734	21,146
Prepayments		57,886	18,336
Assets held for sale	4	-	1,820,140
<b>Total current assets</b>		<b>2,831,023</b>	<b>6,606,004</b>
<b>Non-current assets</b>			
Deposits		25,000	25,000
Property, plant and equipment		1,714,851	1,721,761
Exploration and evaluation assets		3,081,374	-
Prepayments		135,000	125,000
<b>Total non-current assets</b>		<b>4,956,225</b>	<b>1,871,761</b>
<b>Total assets</b>		<b>7,787,248</b>	<b>8,477,765</b>
<b>LIABILITIES</b>			
<b>Current liabilities</b>			
Payables		23,480	77,321
Unearned revenue – lease income		517	517
Provisions		37,860	58,216
Liabilities associated with assets held for sale	4	-	139,188
<b>Total current liabilities</b>		<b>61,857</b>	<b>275,242</b>
<b>Total liabilities</b>		<b>61,857</b>	<b>275,242</b>
<b>Net assets</b>		<b>7,725,391</b>	<b>8,202,523</b>
<b>EQUITY</b>			
Contributed equity		10,350,983	10,255,109
Option reserve		898,190	629,029
Accumulated losses		(3,523,782)	(2,681,615)
<b>Total equity</b>		<b>7,725,391</b>	<b>8,202,523</b>

The above Statement of Financial Position should be read in conjunction with the attached notes.

## ENEABBA GAS LIMITED – HALF-YEAR REPORT

### Condensed Statement of Cash Flows for the half-year ended 31 December 2009

	<b>Consolidated</b>	
	<b>31 Dec</b>	<b>31 Dec</b>
	<b>2009</b>	<b>2008</b>
<b>Notes</b>	<b>\$</b>	<b>\$</b>
<b>Cash flows from operating activities</b>		
Receipts from customers inclusive of GST	-	2,847,600
Payments to suppliers and employees inclusive of GST	<b>(1,978,414)</b>	(623,969)
Interest received	<b>57,830</b>	99,974
Lease income - pastoral	<b>3,100</b>	3,100
Other income	<b>6,182</b>	5,712
<b>Net cash flows from / (used in) operating activities</b>	<b>(1,911,302)</b>	2,332,417
<b>Cash flows from investing activities</b>		
Payments for property, plant and equipment	<b>(4,071)</b>	(29,218)
Payments for exploration and evaluation activities	<b>(1,510,213)</b>	(149,611)
<b>Net cash flows from / (used in) investing activities</b>	<b>(1,514,284)</b>	(178,829)
<b>Cash flows from financing activities</b>		
Proceeds from issue of ordinary shares	<b>97,474</b>	480
Share issue costs	<b>(1,600)</b>	-
Proceeds from issue of options	<b>161,002</b>	149,144
Option issue costs	<b>(18,591)</b>	(12,711)
<b>Net cash flows from / (used in) financing activities</b>	<b>238,286</b>	136,913
<b>Net increase (decrease) in cash and cash equivalents for the period</b>	<b>(3,187,300)</b>	2,290,501
<b>Cash and cash equivalents at the beginning of the period</b>	<b>4,753,382</b>	2,854,752
<b>Cash and cash equivalents at the end of the period</b>	<b>1,566,081</b>	5,145,253

The above Statement of Cash Flows should be read in conjunction with the attached notes.

## ENEABBA GAS LIMITED – HALF-YEAR REPORT

### Condensed Statement of Changes in Equity for the half-year ended 31 December 2009

	Notes	Contributed Equity \$	Reserves \$	Accumulated losses \$	Total equity \$
<b>Equity at 1 July 2008</b>	<b>5</b>	<b>10,221,327</b>	<b>145,400</b>	<b>(3,229,951)</b>	<b>7,136,776</b>
Option reserve *		-	134,000	-	134,000
Gross proceeds from exercise of options		480	-	-	480
Gross proceeds from issue of options **		-	149,144	-	149,144
Less costs of option issue **		-	(14,721)	-	(14,721)
Total comprehensive income for the period net of tax		-	-	1,249,288	1,249,288
<b>Equity at 31 December 2008</b>	<b>5</b>	<b>10,221,807</b>	<b>413,823</b>	<b>(1,980,663)</b>	<b>8,654,967</b>
Option reserve *		-	224,000	-	224,000
Gross proceeds from exercise of options		33,302	-	-	33,302
Less costs of option issue ***		-	(8,794)	-	(8,794)
Total comprehensive loss for the period net of tax		-	-	(700,952)	(700,952)
<b>Equity at 1 July 2009</b>	<b>5</b>	<b>10,255,109</b>	<b>629,029</b>	<b>(2,681,615)</b>	<b>8,202,523</b>
Option reserve *		-	126,750	-	126,750
Gross proceeds from exercise of options		97,474	-	-	97,474
Less costs of option exercise		(1,600)	-	-	(1,600)
Gross proceeds from issue of options ****		-	161,002	-	161,002
Less costs of option issue ****		-	(18,591)	-	(18,591)
Total comprehensive loss for the period net of tax		-	-	(842,167)	(842,167)
<b>Equity at 31 December 2009</b>	<b>5</b>	<b>10,350,983</b>	<b>898,190</b>	<b>(3,523,782)</b>	<b>7,725,391</b>

The above Statement of Changes in Equity should be read in conjunction with the attached notes.

\* The movement of \$134,000, 224,000 and 126,750 in the option reserve during the half year periods ended 31 December 2008, 30 June 2009 and 31 December 2009 respectively reflects the recognition during these periods of the value of equity instruments previously issued as part of executive remuneration and employee share option plan issues.

\*\* Gross proceeds from issue of options of \$149,144 and option issue costs of (\$14,721) relate to a non-renounceable rights issue of 14,914,422 options exercisable at fifteen (\$0.15) cents each, with an expiry date of 30 June 2010.

\*\*\* Issue costs of \$8,794 comprising of \$7,615 relating to the renounceable rights issue 14,914,422 options and issue costs of \$1,179 relating to the issue of 16,175,664 options exercisable at twenty (\$0.20) cents each, with an expiry date of 30 June 2012

\*\*\*\* Gross proceeds from issue of options of \$161,002 and issue costs of (\$18,591) relate to pro-rata offer to optionholders involving up to 16,175,664 options exercisable at twenty (\$0.20) cents each, with an expiry date of 30 June 2012.

## ENEABBA GAS LIMITED – HALF-YEAR REPORT

### Notes to the Financial Statements

For the half-year ended 31 December 2009.

#### Note 1 - Summary of Significant Accounting Policies

The half-year consolidated financial statements are a general purpose financial report prepared in accordance with the requirements of the Corporations Act 2001, applicable accounting standards including AASB 134: Interim Financial Reporting and other mandatory professional reporting requirements.

The half-year report has been prepared on a historical cost basis. Cost is based on the fair value of the consideration given in exchange for assets. All amounts are presented in Australian dollars, unless otherwise noted. For the purpose of preparing the half-year report, the half-year has been treated as a discrete reporting period.

The half-year report does not include full disclosures of the type normally included in an annual financial report. Therefore, it cannot be expected to provide as full an understanding of the financial performance, financial position and cash flows of the group as in the full financial report.

It is recommended that this financial report be read in conjunction with the annual financial report for the year ended 30 June 2009 and any public announcements made by Eneabba Gas Limited and its subsidiaries during the half-year in accordance with continuous disclosure requirements arising under the Corporations Act 2001.

The accounting policies and methods of computation adopted in the preparation of the half-year financial report are consistent with those adopted and disclosed in the Company's 2009 annual financial report for the financial year ended 30 June 2009.

In the half-year ended 31 December 2009, the Group has reviewed all of the new and revised Standards and Interpretations issued by the AASB that are relevant to its operations and effective for annual reporting periods beginning on or after 1 July 2009. It has been determined by the Group that there is no impact, material or otherwise, of the new and revised Standards and interpretations on its business other than the adoption of amendments to AASB 101. The changes relate solely to the presentation of the financial statements and do not affect the recognition or measurement of items in the financial report.

A range of amendments to standards and interpretations have been made which are available for early adoption for financial reporting periods beginning on or after 1 January 2009, The Group have decided not to early adopt these amendments and they are not expected to have a significant impact on the financial report of Eneabba Gas Limited.

## ENEABBA GAS LIMITED – HALF-YEAR REPORT

### Note 2 - Segment Reporting

The Company conducts operations in two industry segments, electricity generation and mineral exploration, and one geographic segment, Australia.

2009	Electricity Generation 2009 \$	Mineral Exploration 2009 \$	Unallocated 2009 \$	Consolidated 2009 \$
<b>Segment revenue</b>				
Finance revenue	-	-	57,830	57,830
Lease revenue	-	-	3,100	3,100
Other revenue	-	-	6,286	6,286
<b>Total revenue</b>	<b>-</b>	<b>-</b>	<b>67,216</b>	<b>67,216</b>
<b>Segment expenses</b>				
Net other costs	-	-	(864,604)	(864,604)
Planning costs	(31,436)	-	-	(31,436)
Profit (loss) before amortisation and depreciation	(31,436)	-	(797,388)	(828,824)
Amortisation and depreciation	(7,768)	(118)	(5,457)	(13,343)
<b>Profit (loss) before income tax benefits</b>	<b>(39,204)</b>	<b>(118)</b>	<b>(802,845)</b>	<b>(842,167)</b>
<b>Segment assets and Liabilities</b>				
Other assets	2,834,270	3,081,374	1,871,604	7,787,248
Liabilities	(4,121)	(6,454)	(51,282)	(61,857)
<b>Net assets</b>	<b>2,830,149</b>	<b>3,074,920</b>	<b>1,820,322</b>	<b>7,725,391</b>
<b>Segment cashflows</b>				
Operating	(1,152,322)	-	(758,980)	(1,911,302)
Investing	-	(1,510,213)	(4,071)	(1,514,284)
Financing	-	-	238,286	238,286
<b>Net cash movement</b>	<b>(1,152,322)</b>	<b>(1,510,213)</b>	<b>(524,765)</b>	<b>(3,187,300)</b>

## ENEABBA GAS LIMITED – HALF-YEAR REPORT

### Note 2 - Segment Reporting continued...

2008	Electricity Generation 2008 \$	Mineral Exploration 2008 \$	Unallocated 2008 \$	Consolidated 2008 \$
<b>Segment revenue</b>				
Finance revenue	-	-	99,974	99,974
Sale of gas	3,710,000	-	-	3,710,000
Lease revenue	-	-	3,100	3,100
Other revenue	-	-	5,712	5,712
<b>Total revenue</b>	<b>3,710,000</b>	<b>-</b>	<b>108,786</b>	<b>3,818,786</b>
<b>Segment expenses</b>				
Cost of gas sold	(1,483,536)	-	-	(1,483,536)
Net other costs	-	(120,462)	(726,240)	(846,702)
Planning costs	(49,597)	-	-	(49,597)
Profit (loss) before amortisation and depreciation	2,176,867	(120,462)	(617,454)	1,438,951
Amortisation and depreciation	(2,333)	-	(7,330)	(9,663)
<b>Profit (loss) before income tax benefits</b>	<b>2,174,534</b>	<b>(120,462)</b>	<b>(624,784)</b>	<b>1,429,288</b>
<b>Segment assets and Liabilities</b>				
Other assets	1,609,545	1,101,525	6,452,316	9,163,386
Liabilities	(194,808)	-	(313,611)	(508,419)
<b>Net assets</b>	<b>1,414,737</b>	<b>1,101,525</b>	<b>6,138,705</b>	<b>8,654,967</b>
<b>Segment cashflows</b>				
Operating	2,847,600	-	(515,183)	2,332,417
Investing	-	(149,611)	(29,218)	(178,829)
Financing	-	-	136,913	136,913
<b>Net cash movement</b>	<b>2,847,600</b>	<b>(149,611)</b>	<b>(407,488)</b>	<b>2,290,501</b>

## ENEABBA GAS LIMITED – HALF-YEAR REPORT

### Note 3 - Inventories

Inventories comprise supplies of gas held in storage in the Company's rented storage at APA Mondarra storage site. Inventories are valued at the lower of cost and net realisable value. Costs include transport and storage.

### Note 4 - Discontinued operations

The Heads of Agreement (HoA) between the Company and Carbon Energy Limited expired on the 18 December 2009, and accordingly the assets and liabilities previously classified as held for sale at 30 June 2009 have been reclassified based on continuing operations as at 31 December 2009. The Company is now reviewing its strategy and will focus on maximising income and in-house technical management. This will include UCG operations, gas transmission and fuel delivery to the Centauri-1 Power Station and its GE LM 6000 gas-fired turbines.

### Note 5 – Equity

(i) Contributed equity

Ordinary shares each fully paid

	Consolidated		Consolidated	
	2009	2009	2008	2008
	No.	\$	No.	\$
Balance at beginning of half-year, 1 July	74,690,213	10,255,109	74,576,007	10,221,327
Shares issued from exercise of options	2,965,381	97,474	3,200	480
Less costs of option exercise	-	(1,600)	-	-
<b>Balance at end of half-year, 31 December</b>	<b>77,655,594</b>	<b>10,350,983</b>	<b>74,579,207</b>	<b>10,221,807</b>

### Note 6 – Contingent Liabilities

Since the last annual reporting date, there has been no material change in any contingent liabilities reported in the June 2009 Annual Report.

### Note 7 - Subsequent Events

There are no matters or circumstances that have arisen since 31 December 2009 that have or may significantly affect the operations, results, or state of affairs of the consolidated entity in future financial periods.

## ENEABBA GAS LIMITED – HALF-YEAR REPORT

### Directors' Declaration

In accordance with a resolution of the directors of Eneabba Gas Limited we state that:

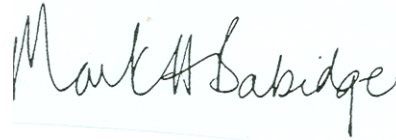
In the opinion of the directors:

- (a) the financial statements and notes of the consolidated entity are in accordance with the Corporations Act 2001, including:
  - (i) giving a true and fair view of the consolidated entity's financial position as at 31 December 2009 and of its performance for the half year ended on that date; and
  - (ii) complying with Accounting Standard AASB 134: Interim Financial Reporting and the Corporations Regulations ; and
- (b) there are reasonable grounds to believe that the Company will be able to pay its debts as and when they become due and payable.

On behalf of the Board



R N Gillard  
**Director**  
12 February 2010



M H Babidge  
**Director**  
12 February 2010





Chartered Accountants  
& Business Advisers

## **INDEPENDENT AUDITOR'S REVIEW REPORT TO THE MEMBERS OF ENEABBA GAS LIMITED**

### **Report on the Half-Year Financial Report**

We have reviewed the accompanying half-year financial report of Eneabba Gas Limited, which comprises the condensed statement of financial position as at 31 December 2009, and the condensed statement of comprehensive income, condensed statement of changes in equity and condensed statement of cash flows for the half-year ended on that date, a statement of accounting policies, other selected explanatory notes and the directors' declaration of the consolidated entity comprising the company and the entities it controlled at 31 December 2009 or from time to time during the half year ended on that date.

#### *Directors' Responsibility for the Half-Year Financial Report*

The directors of the company are responsible for the preparation and fair presentation of the half-year financial report in accordance with Australian Accounting Standards (including the Australian Accounting Interpretations) and the *Corporations Act 2001*. This responsibility includes establishing and maintaining internal control relevant to the preparation and fair presentation of the half-year financial report that is free from material misstatement, whether due to fraud or error; selecting and applying appropriate accounting policies; and making accounting estimates that are reasonable in the circumstances.

#### *Auditor's Responsibility*

Our responsibility is to express a conclusion on the half-year financial report based on our review. We conducted our review in accordance with Auditing Standard on Review Engagements ASRE 2410 *Review of an Interim Financial Report Performed by the Independent Auditor of the Entity*, in order to state whether, on the basis of the procedures described, we have become aware of any matter that makes us believe that the financial report is not in accordance with the *Corporations Act 2001* including: giving a true and fair view of the company's financial position as at 31 December 2009 and its performance for the half-year ended on that date; and complying with Accounting Standard AASB 134 *Interim Financial Reporting* and the *Corporations Regulations 2001*. As the auditor of Eneabba Gas Limited, ASRE 2410 requires that we comply with the ethical requirements relevant to the audit of the annual financial report.

A review of a half-year financial report consists of making enquiries, primarily of persons responsible for financial and accounting matters, and applying analytical and other review procedures. A review is substantially less in scope than an audit conducted in accordance with Australian Auditing Standards and consequently does not enable us to obtain assurance that we would become aware of all significant matters that might be identified in an audit. Accordingly, we do not express an audit opinion.

#### *Independence*

In conducting our review, we have complied with the independence requirements of the *Corporations Act 2001*.

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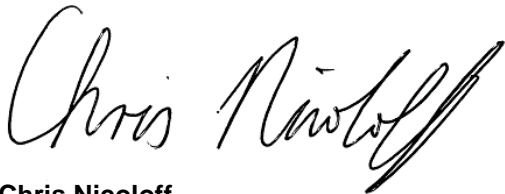
*Conclusion*

Based on our review, which is not an audit, we have not become aware of any matter that makes us believe that the half-year financial report of Eneabba Gas Limited is not in accordance with the *Corporations Act 2001* including:

- (a) giving a true and fair view of the consolidated entity's financial position as at 31 December 2009 and of its performance for the half-year ended on that date; and
- (b) complying with Accounting Standard AASB 134 Interim Financial Reporting and Corporations Regulations 2001.



**PKF**  
Chartered Accountants



**Chris Nicoloff**  
Partner

Dated at Perth, Western Australia this 12<sup>th</sup> day of February 2010