

# Form 603

Corporations Law  
Section 671B

## Notice of initial substantial holder

To: Company Name/Scheme Dart Energy Limited

ACN/ARSN 122 588 505

### 1. Details of substantial holder (1)

Name: Bank of America Corporation and its related bodies corporate

ACN/ARSN (if applicable) \_\_\_\_\_

The holder became a substantial holder on: 3 December 2012

### 2. Details of voting power

The total number of votes attached to all the voting shares in the company or voting interests in the scheme that the substantial holder or an associate (2) had a relevant interest (3) in on the date the substantial holder became a substantial holder are as follows:

Class of securities (4)	Number of securities	Persons' votes (5)	Voting power (6)
Ordinary	64,050,290	64,050,290	7.29%

### 3. Details of relevant interests

The nature of the relevant interest the substantial holder or an associate had in the following voting securities on the date the substantial holder became a substantial holder are as follows:

Holder of relevant interest	Nature of relevant interest (7)	Class and number of securities
Merrill Lynch (Australia) Futures Ltd	Beneficial Owner	Ordinary 49,290
Merrill Lynch International (Australia) Ltd	Borrowing of securities pursuant to a Prime Brokerage Agreement (see Appendix)	Ordinary 3,400,000
Merrill Lynch International	Borrowing of securities pursuant to a Prime Brokerage Agreement (see Appendix)	Ordinary 60,000,000
Merrill Lynch International	Borrowing of securities pursuant to a Securities Lending Agreement (see Appendix)	Ordinary 601,000

### 4. Details of present registered holders

The persons registered as holders of the securities referred to in paragraph 3 above are as follows:

Holder of relevant interest	Registered holder of securities	Person entitled to be registered as holder (8)	Class and number of securities
Merrill Lynch (Australia) Futures Ltd	Merrill Lynch (Australia) Nominees Pty Ltd	Merrill Lynch (Australia) Futures Ltd	Ordinary 49,290
Merrill Lynch International (Australia) Ltd	MLEQ Nominees Pty Ltd	Merrill Lynch International (Australia) Ltd	Ordinary 3,400,000
Merrill Lynch International	Merrill Lynch (Australia) Nominees Pty Ltd	Merrill Lynch International	Ordinary 60,601,000

**5. Consideration**

The consideration paid for each relevant interest referred to in paragraph 3 above, and acquired in the four months prior to the day that the substantial holder became a substantial holder is as follows:

Holder of relevant interest	Date of acquisition	Consideration (9)		Class and number of securities
		Cash	Non-cash	
Please see Annexure A.				

**6. Associates**

The reasons the persons named in paragraph 3 above are associates of the substantial holder are as follows:

Name and ACN/ ARSN (if applicable)	Nature of association
Merrill Lynch (Australia) Futures Ltd	Related body corporate
Merrill Lynch International (Australia) Ltd	Related body corporate
Merrill Lynch International	Related body corporate
Merrill Lynch (Australia) Nominees Pty Ltd	Related body corporate
MLEQ Nominees Pty Ltd	Related body corporate

**7. Addresses**

The addresses of persons named in this form are as follows:

Name	Addresses
Bank of America Corporation	100 North Tryon Street, Charlotte, North Carolina, 28255, USA
Merrill Lynch (Australia) Futures Ltd	Level 38, Governor Phillip Tower, 1 Farrer Place, Sydney NSW 2000, Australia
Merrill Lynch International (Australia) Ltd	Level 38, Governor Phillip Tower, 1 Farrer Place, Sydney NSW 2000, Australia
Merrill Lynch International	2 King Edward Street, London EC1A 1HQ, United Kingdom
Merrill Lynch (Australia) Nominees Pty Ltd	Level 19, 120 Collins St, Melbourne Vic 3000, Australia
MLEQ Nominees Pty Ltd	Level 38, Governor Phillip Tower, 1 Farrer Place, Sydney NSW 2000, Australia

**SIGNATURE**

Print Name: Roland Chan

Capacity: Authorised signatory

Sign Here:



Date: 5 December 2012





## Appendix: Prescribed information

<b>Type of agreement</b>	Prime Brokerage Agreement / Global Master Securities Lending Agreement		
<b>Parties to agreement</b>	Merrill Lynch International, Merrill Lynch International (Australia) Limited and Focus Asset Management Pty Ltd	Merrill Lynch International, Merrill Lynch International (Australia) Limited and Mathews Capital Partners Pty Limited as Trustee of The Peak Energy and Global Resources Fund	Merrill Lynch International, Merrill Lynch International (Australia) Limited and Mathews Capital Partners Pty Limited as Trustee of the Sabre Fund
<b>Transfer date</b>	For the period from 3 August 2012 to 3 December 2012.		
<b>Holder of voting rights</b>	Securities borrower. Securities lender may instruct the registered holder to vote on securities.		
<b>Are there any restrictions on voting rights?</b>	No		
If yes, detail	N/A		
<b>Scheduled return date (if any)</b>	On recall of the securities loan by the securities lender.		
<b>Does the borrower have the right to return early?</b>	Yes		
If yes, detail	Securities borrower will have right to return assets at any time.		
<b>Does the lender have the right to recall early?</b>	Yes		
If yes, detail	Securities lender will have right to recall assets at any time.		
<b>Will the securities be returned on settlement?</b>	Yes		
If yes, detail any exceptions	N/A		

<b>Type of agreement</b>	Global Master Securities Lending Agreement	Securities Lending Agreement	Master Securities Loan Agreement
<b>Parties to agreement</b>	Merrill Lynch International and GETCO Asia Pte. Ltd	Merrill Lynch International and Securities Finance Trust Company	Merrill Lynch, Pierce, Fenner & Smith Incorporated and JPMorgan Chase Bank
<b>Transfer date</b>	For the period from 3 August 2012 to 3 December 2012.		
<b>Holder of voting rights</b>	Securities borrower. Securities lender may instruct the registered holder to vote on securities.		Securities borrower.
<b>Are there any restrictions on voting rights?</b>	No		
If yes, detail	N/A		
<b>Scheduled return date (if any)</b>	On recall of the securities loan by the securities lender.		
<b>Does the borrower have the right to return early?</b>	Yes		
If yes, detail	Securities borrower will have right to return assets at any time.		
<b>Does the lender have the right to recall early?</b>	Yes		
If yes, detail	Securities lender will have right to recall assets at any time.		
<b>Will the securities be returned on settlement?</b>	Yes		
If yes, detail any exceptions	N/A		