

**ASX Announcement**

14 December 2021

## Judicial Review Decision

Dalrymple Bay Infrastructure Limited (ASX: DBI) (the **Company**) announces that the Supreme Court of Queensland yesterday upheld the declaration by the Queensland Treasurer and Minister for Infrastructure and Planning on 31 May 2020 that the service of handling of coal at Dalrymple Bay Terminal (**DBT**) is a declared service under Part 5, Division 2 of the Queensland Competition Authority Act 1997.<sup>1</sup>

As a declared service, DBT remains subject to the light-handed regulatory framework under the 2021 Access Undertaking approved by the Queensland Competition Authority on 1 July 2021<sup>2</sup>.

The Company is reviewing the detail of the Supreme Court decision, and following this review will decide whether any further steps in the matter are warranted.

-ENDS-

Authorised for release by the Disclosure Committee of Dalrymple Bay Infrastructure Limited

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More information

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<sup>1</sup> The declaration was for the 10 year period commencing on 9 September 2020 and expiring at the end of 8 September 2030. The Supreme Court's hearing of the judicial review proceedings brought by Dalrymple Bay Infrastructure Management Pty Ltd, a subsidiary of the Company occurred in November 2020. For further detail in relation to the proceedings, please refer to the Company's prior announcements including in the Company's *Prospectus* released to the ASX on 8 December 2020, *Analyst and Broker Briefings* dated 15 December 2020, *Investor Presentation – 2020 Financial Results* dated 26 February 2021 and *Corporate Presentation* dated 7 April 2021.

<sup>2</sup> Refer earlier announcements to the ASX including *Queensland Competition Authority approves Access Undertaking for Light-handed Regulatory Framework* dated 1 July 2021.

## About Dalrymple Bay Infrastructure

Dalrymple Bay Infrastructure (DBI) through its foundation asset, the Dalrymple Bay Terminal (DBT), aims to provide safe and efficient terminal infrastructure and services for producers and consumers of high quality Australian coal exports. DBT, as the world's largest metallurgical coal export facility, serves as a global gateway from the Bowen Basin and is a critical link in the global steelmaking supply chain. By providing operational excellence and options for capacity expansions to meet expected strong export demand, DBI intends to deliver value to security holders through distributions, ongoing investment and capital growth. [dbinfrastucture.com.au](http://dbinfrastucture.com.au)

## Forward Looking Statements

This announcement contains certain forward-looking statements with respect to the financial condition, operations and business of the Company and certain plans and objectives of the management of DBI. Forward-looking statements can be identified by the use of forward-looking terminology, including, without limitation, the terms "believes", "estimates", "anticipates", "expects", "predicts", "intends", "plans", "goals", "targets", "aims", "outlook", "guidance", "forecasts", "may", "will", "would", "could" or "should" or, in each case, their negative or other variations or comparable terminology. These forward-looking statements include all matters that are not historical facts. Such forward looking statements involve known and unknown risks, uncertainties and other factors which because of their nature may cause the actual results or performance of the Company to be materially different from the results or performance expressed or implied by such forward looking statements. Actual results may materially vary from any forecasts in this announcement. No representation or warranty, express or implied, is made as to the fairness, accuracy, completeness or correctness of the information, opinions and conclusions contained in this announcement. To the maximum extent permitted by law, none of DBI, its directors, employees or agents, nor any other person accepts any liability, including, without limitation, any liability arising out of fault or negligence, for any loss arising from the use of the information contained in this announcement. In particular, no representation or warranty, express or implied is given as to the accuracy, completeness or correctness, likelihood of achievement or reasonableness of any forecasts, prospects or returns contained in this announcement nor is any obligation assumed to update such information. Such forecasts, prospects or returns are by their nature subject to significant uncertainties and contingencies. Before making an investment decision, you should consider, with or without the assistance of a financial adviser, whether an investment is appropriate in light of your particular investment needs, objectives and financial circumstances.