

# ASX ANNOUNCEMENT

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## Narrabri Stage 3 Legal Proceedings

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Whitehaven Coal (Whitehaven) welcomes today's judgment in the NSW Land and Environment Court dismissing judicial review proceedings in respect of the State Significant Development Consent (Consent) that was granted for the Narrabri Stage 3 Extension Project by the NSW Independent Planning Commission (IPC) on 1 April 2022.

The proceedings were commenced by the Environmental Defenders Office (EDO) on behalf of the Bushfire Survivors for Climate Action Incorporated. The proceedings were seeking to invalidate the Consent on climate change related grounds.

Our consistent position has been that this legal claim was without merit. Comprehensive assessment and evaluation of the Narrabri Stage 3 Extension Project was undertaken by the IPC, including in relation to climate change related matters. High quality thermal coal has an important role to play in providing energy security during the decarbonisation transition.

Whitehaven notes Federal EPBC approval is required prior to project commencement and this process is ongoing.

The Environment Council of Central Queensland Inc, a Green group which is represented by a pro bono law firm, has commenced judicial review proceedings in the Federal Court in respect of the Federal Environment Minister's decision that the Narrabri Stage 3 Underground Mine would not be a substantial cause of the physical effects of climate change on World Heritage properties and other matters of national environmental significance. Whitehaven has joined these proceedings in support of the Minister's case.

The matter is due to be heard in the Federal Court in September.

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*This announcement is authorised for release to the market by the CEO and Managing Director of Whitehaven Coal Limited.*