



MAKE GOOD AGREEMENTS

Frequently Asked Questions

What is a Make Good Agreement?

It's an agreement between New Acland Coal (NAC) and a landholder that outlines what would happen if NAC's activities impact upon the landholder's groundwater supplies from any bore.

What does "Make Good" mean?

If NAC's activities have impacted the groundwater supply then NAC has to consult with the landholder and undertake measures to ensure that the landholder continues to have access to water of a suitable quality and quantity for the authorised purpose of the bore or is otherwise compensated.

Who gets one?

Computer modelling has been used to predict the potential drawdown zone that could result from NAC's Stage 3 mining activities.

All landholders within the predicted drawdown zone will be offered a Make Good Agreement. Those landholders closest to the mine (and potentially impacted earlier in the life of the mine) have already been offered Make Good Agreements and NAC is continuing to work its way through all properties within the predicted impact zone.

The predicted impact zone may change as future versions of the model get updated with additional data.

Why would I want one?

The Make Good Agreement is intended to give the landholder certainty around what would happen should NAC's activities impact their groundwater supply.

It outlines the steps taken to investigate a potential impact, the range of make good measures that may be implemented if an impact occurs and the process to be followed should there be any dispute including as to whether NAC's activities have caused an impact or whether a make good measure is sufficient.

How will I prove there's been an impact?

You don't have to. NAC is required to develop a Monitoring Program to detect groundwater impacts from its activities.

If this Monitoring Program detects that a bore has been or is likely to be impacted as a result of NAC's activities, NAC must carry out an assessment of the bore. In addition, if a landholder reasonably considers that their bore has been impacted as a result of NAC's activities, NAC must carry out an assessment of the bore.

These bore assessments, in conjunction with a Baseline Assessment for the relevant bore, will allow NAC to determine whether its activities have caused the impact to the bore.



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What's a Baseline Assessment?

A Baseline Assessment is a snapshot of the condition of a landholder's bore prior to the start of any of NAC's activities that may impact groundwater supplies.

That is, it records the details of the bore and water supply before any potential impact could have occurred. It involves visiting each bore and recording information such as construction details, standing water level and water quality.

The Landholder will be provided with a copy of the Baseline Assessment Report for each of their bores.

Is a Make Good Agreement confidential document?

The template Make Good Agreement contains a Confidentiality Clause however this clause is included in the final agreement solely at the discretion of the landholder.

Some landholders may want to keep it in and others may not require it.

NAC will follow each individual landholder's wishes in regards to the Confidentiality Clause.

Will it cost me anything?

NAC will cover the reasonable costs incurred by the landholder in negotiating a Make Good Agreement.

How long does it last?

Importantly, the Make Good Agreement survives the end of the mining leases and will not end until such time as it has been agreed or determined that there will be no ongoing impact or that appropriate make good measures are in place to address future impacts.

