



# ASX ANNOUNCEMENT

26 SEPTEMBER 2013

## MAULES CREEK SUCCESSFULLY DEFENDS INJUNCTION APPLICATION

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Whitehaven Coal Limited (ASX: WHC) is pleased to announce that it has successfully defended an application for an injunction brought in the Federal Court by the Northern Inland Council for the Environment (NICE). The application was seeking an injunction restricting the commencement of construction works at the Maules Creek Project.

The injunction application sought to restrict construction work at the Maules Creek Project prior to judgement being handed down in the Federal Court proceedings brought by NICE challenging the validity of the Maules Creek approval under the Federal Environment Protection and Biodiversity Conservation Act. Those proceedings (EPBC Proceedings) were heard before Justice Cowdroy over four days from 16-19 September 2013, with judgement reserved.

After a full day hearing in the Federal Court yesterday, which involved an assessment of the merits of NICE's claims in the EPBC Proceedings, Justice Griffiths handed down immediate judgement dismissing the injunction application brought by NICE.

Whitehaven's Managing Director and CEO, Paul Flynn commented "that this is obviously a positive result for the Company. The Maules Creek project has been through one of the most rigorous planning approvals processes at both State and Federal levels ever undertaken by a mine in New South Wales. Coal production remains on target for the first quarter of CY2015".

### FOR FURTHER INFORMATION, PLEASE CONTACT:

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