



Industry & Investment

Form S 1

(6 pages)

RETURN FOR EXTRACTIVE MATERIALS YEAR ENDED 30 JUNE 2009

Quote Reference No. in all correspondence

Quarry Id: 5996 Rims ID: Rocla Quarry Products Pty Ltd PO Box 36 GUILDFORD NSW 2161 Quarry Name: Calga Sands Quarry Address: Lot 151 Peats Ridge Road	Inquiries please telephone: (02) 4931 6435 Completed or Nil Returns Fax - (02) 4931 6796 Email - mineral.royalty@industry.nsw.gov.au Postal Address (see address below)	2 0 0 8 - 2 0 0 9
Please amend name, postal address and location of mine or quarry if incorrect or incomplete		

The return should be completed and forwarded to the **STATISTICAL OFFICER, MINERALS & ENERGY DIVISION, INDUSTRY & INVESTMENT NSW, PO BOX 344 HUNTER REGION MAIL CENTRE NSW 2310** on or before **31 January, 2010**. If completion of the return is unavoidably delayed, an application for extension of time should be requested **before** the due date. If no work was done during the year, a **NIL** return must be forwarded.

The return should relate to the **above quarrying establishment**, and should cover the operations of quarrying and treatment (such as crushing, screening, washing etc.) carried out at or near the quarry. A return is required even if the operations are solely of a developmental nature, and whether the area being worked is held under a mining title or otherwise.

Brad Mullard, Executive Director Mineral Resources

Please complete the following information to assist in identifying the location of the Quarry

Typical Geology Sandstone

Nearest Town to Quarry Gosford

Local Council Name Gosford Shire Council

Deposited Plan and Lot Number/s of Quarry Lot 2, DP 229889

Email Address of Operator Kandalafm@rocla.com.au

Name of Owner or Licensee Rocla Materials P/L t/as Rocla Quarry Products

Postal Address of Licensee PO Box 36 Guildford

Licence/Lease Number/s (if any)
 From Mineral Resources NSW (Industry & Investment NSW) _____
 From Department of Lands or other Department _____

If any output was obtained from land NOT held under licence from the above Departments, state the Name/s and Address/es of the Owners of the land _____

- To the best of my knowledge, the particulars which have been entered in this return are correct and no blank spaces have been left where figures should have been inserted.

SIGNATURE of PROPRIETOR or MANAGER M. Kandalaf DATE 19.12.11

PERSON to be contacted if queries arise regarding this return M. Kandalaf

NAME (Block letters) Margrit Kandalaf Telephone 02 8724 2803

SALES DURING 2008/2009

Production information may be published in aggregated form for statistical reporting. However, production data for individual operations is kept strictly confidential.

Product	Description	Quantity Tonnes
Virgin Materials	Excluding Gravel	
• Crushed Coarse Aggregates		
Over 75mm		
Over 30mm to 75mm		
5mm to 30mm		
Under 5mm		
Natural Sand		
Manufactured Sand		
Prepared Road Base & Sub Base		
Other Unprocessed Materials		
Recycled Materials	Excluding Gravel	
• Crushed Coarse Aggregates		
Over 75mm		
Over 30mm to 75mm		
5mm to 30mm		
Under 5mm		
Natural Sand		
Manufactured Sand		
Prepared Road Base & Sub Base		
Other Unprocessed Materials		
• River Gravel		
Over 30mm		
5mm to 30mm		
Under 5mm		
• Construction Sand	Excluding Industrial	176,485.28
• Industrial Sand		
Foundry, Moulding		
Glass		
Other (Specify)		
• Dimension Stone	Building, Ornamental, Monumental	
Quarried in Blocks		
Quarried in Slabs		
• Decorative Aggregate	Including Terrazzo	
• Loam	Soil for Topdressing, Garden soil, Horticultural purposes)	
• TOTAL SITE PRODUCTION		176,485.28
• Gross Value (\$) of all Sales	\$2,931,213	
• Type of Material	Sand	
• Number of Full-Time Equivalent (FTE) Employees	Employees: 7	Contractors 0

Please Note: A return for clay based products can be obtained by contacting the inquiry number.



Industry &
Investment

Form S1

Reminder

RETURN FOR EXTRACTIVE MATERIALS YEAR ENDED 30 JUNE 2010

Quote Reference No. in all correspondence

Quarry Id: 5996	Rims ID:	Inquiries please telephone: (02) 4931 6434 Completed or Nil Returns Fax - (02) 4931 6796 Email - mineral.royalty@industry.nsw.gov.au Postal Address (see address below)	2 0 0 9 - 2 0 1 0
Rocla Quarry Products Pty Ltd PO Box 36 GUILDFORD NSW 2161	Quarry Name: Calga Sands Quarry Address: Lot 151 Peats Ridge Road	Please amend name, postal address and location of mine or quarry if incorrect or incomplete	

The return should be completed and forwarded to the **STATISTICAL OFFICER, MINERALS & ENERGY DIVISION, INDUSTRY & INVESTMENT NSW, PO BOX 344 HUNTER REGION MAIL CENTRE NSW 2310** on or before **15 December, 2010**. If completion of the return is unavoidably delayed, an application for extension of time should be requested before the due date. If no work was done during the year, a **NIL** return must be forwarded.

The return should relate to the **above quarrying establishment**, and should cover the operations of quarrying and treatment (such as crushing, screening, washing etc.) carried out at or near the quarry. A return is required even if the operations are solely of a developmental nature, and whether the area being worked is held under a mining title or otherwise.

Brad Mullard, Executive Director Mineral Resources

Please complete the following information to assist in identifying the location of the Quarry

Typical Geology Sandstone
Nearest Town to Quarry Gosford
Local Council Name Gosford Shire Council
Deposited Plan and Lot Number/s of Quarry Lot 2 DP 229889
Email Address of Operator kandalaftm@rocla.com.au
Name of Owner or Licensee Rocla Materials P/L t/a Rocla Quarry Products
Postal Address of Licensee PO Box 36 Guildford
Licence/Lease Number/s (if any)
From Mineral Resources NSW (Industry & Investment NSW) -
From Department of Lands or other Department -

If any output was obtained from land NOT held under licence from the above Departments, state the Name/s and Address/es of the Owners of the land -

- To the best of my knowledge, the particulars which have been entered in this return are correct and no blank spaces have been left where figures should have been inserted.

• SIGNATURE of PROPRIETOR or MANAGER M. Kandalaft DATE 19.12.11

• PERSON to be contacted if queries arise regarding this return M. Kandalaft

• NAME (Block letters) Margrit Kandalaft Telephone 02 8724 2803

SALES DURING 2009/2010

Production Information may be published in aggregated form for statistical reporting. However, production data for individual operations is kept strictly confidential.

Product	Description	Quantity Tonnes
Virgin Materials		
• Crushed Coarse Aggregates		
Over 75mm		
Over 30mm to 75mm		
5mm to 30mm		
Under 5mm		
Natural Sand		
Manufactured Sand		
Prepared Road Base & Sub Base		
Other Unprocessed Materials		
Recycled Materials		
• Crushed Coarse Aggregates		
Over 75mm		
Over 30mm to 75mm		
5mm to 30mm		
Under 5mm		
Natural Sand		
Manufactured Sand		
Prepared Road Base & Sub Base		
Other Unprocessed Materials		
• River Gravel		
Over 30mm		
5mm to 30mm		
Under 5mm		
• Construction Sand	Excluding Industrial	216,129
• Industrial Sand		
Foundry, Moulding		
Glass		
Other (Specify)		
• Dimension Stone	Building, Ornamental, Monumental	
Quarried in Blocks		
Quarried in Slabs		
• Decorative Aggregate	Including Terrazzo	
• Loam	Soil for Topdressing, Garden soil, Horticultural purposes)	
• TOTAL SITE PRODUCTION		216,129
• Gross Value (\$) of all Sales	\$3,680,073	
• Type of Material	Sand	
• Number of Full-Time Equivalent (FTE) Employees	Employees: 7	Contractors 0

Please Note: A return for clay based products can be obtained by contacting the Inquiry number.



Trade &
Investment
Resources & Energy

Form S1

RETURN FOR EXTRACTIVE MATERIALS, YEAR ENDED 30 JUNE 2011

Quote Reference No. in all correspondence

Quarry ID: 5996 Rims ID: Rocla Quarry Products Pty Ltd PO Box 36 GUILDFORD NSW 0 Quarry Name: Calga Sands Quarry Address:	Inquiries please telephone: (02) 4931 6434 Completed or Nil Returns Fax - (02) 4931 6796 Email - mineral.royalty@industry.nsw.gov.au Postal Address (see address below) Please amend name, postal address and location of mine or quarry if incorrect or incomplete	2 0 1 0 - 2 0 1 1
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The return should be completed and forwarded to the STATISTICAL OFFICER, RESOURCES & ENERGY DIVISION, TRADE & INVESTMENT NSW, PO BOX 344 HUNTER REGION MAIL CENTRE NSW 2310 on or before 30 November, 2011. If completion of the return is unavoidably delayed, an application for extension of time should be requested before the due date. If no work was done during the year, a NIL return must be forwarded.

The return should relate to the above quarrying establishment, and should cover the operations of quarrying and treatment (such as crushing, screening, washing etc.) carried out at or near the quarry. A return is required even if the operations are solely of a developmental nature, and whether the area being worked is held under a mining title or otherwise.

Brad Mullard, Executive Director Mineral Resources

Please complete the following information to assist in identifying the location of the Quarry

Typical Geology Sandstone
Nearest Town to Quarry Gosford
Local Council Name Gosford Shire Council
Deposited Plan and Lot Number/s of Quarry Lot 2 DP 229889
Email Address of Operator Kandalafr@rocra.com.au
Name of Owner or Licensee Rocla Materials P/L t/as Rocla Quarry Products
Postal Address of Licensee PO Box 36 Guildford
Licence/Lease Number/s (if any)
From Mineral Resources NSW (Industry & Investment NSW) _____
From Department of Lands or other Department _____

If any output was obtained from land NOT held under licence from the above Departments, state the Name/s and Address/es of the Owners of the land _____

- To the best of my knowledge, the particulars which have been entered in this return are correct and no blank spaces have been left where figures should have been inserted.

SIGNATURE of PROPRIETOR or MANAGER [Signature] DATE 19.12.11

PERSON to be contacted if queries arise regarding this return M. Kandalafr

NAME (Block letters) Margrit Kandalafr Telephone 0287242803

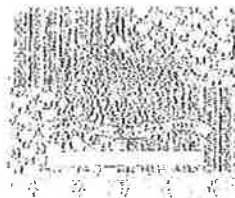
SALES DURING 2010/2011

Production information may be published in aggregated form for statistical reporting. However, production data for individual operations is kept strictly confidential.

Product	Description	-Quantity Tonnes
Virgin Materials		
• Crushed Coarse Aggregates		
Over 75mm		
Over 30mm to 75mm		
5mm to 30mm		
Under 5mm		
Natural Sand		
Manufactured Sand		
Prepared Road Base & Sub Base		
Other Unprocessed Materials		
Recycled Materials		
• Crushed Coarse Aggregates		
Over 75mm		
Over 30mm to 75mm		
5mm to 30mm		
Under 5mm		
Natural Sand		
Manufactured Sand		
Prepared Road Base & Sub Base		
Other Unprocessed Materials		
• River Gravel		
Over 30mm		
5mm to 30mm		
Under 5mm		
• Construction Sand	Excluding Industrial	234,324.56
• Industrial Sand		
Foundry, Moulding		
Glass		
Other (Specify)		
• Dimension Stone	Building, Ornamental, Monumental	
Quarried in Blocks		
Quarried in Slabs		
• Decorative Aggregate	Including Terrazzo	
• Loam	Soil for Topdressing, Garden soil, Horticultural purposes)	
• TOTAL SITE PRODUCTION		234,324.56
• Gross Value (\$) of all Sales	\$4,282,870	
• Type of Material	Sand	
• Number of Full-Time Equivalent (FTE) Employees	Employees: 7	Contractors 0

Please Note: A return for clay based products can be obtained by contacting the inquiry number.

BOX 185H
(AF252692)



WAL TITLE REFERENCE

WAL20019

EDITION

2

DATE OF ISSUE

14/1/2010

CERTIFICATE AUTHENTICATION CODE

J6TC-7T-37HK



NEW SOUTH WALES
CERTIFICATE OF TITLE
WATER MANAGEMENT ACT, 2000

This certificate is issued under s87B of the Water Management Act, 2000.

WARNING NOTE: INFORMATION ON THIS REGISTER IS NOT GUARANTEED

TENURE TYPE: CONTINUING

HOLDER(S)

ROCLA MATERIALS PTY LIMITED

ENCUMBRANCES

1. TERM TRANSFER: NIL

ACCESS LICENCE DETAILS

CATEGORY: AQUIFER

SHARE COMPONENT:

SHARE - 46 UNITS

WATER SOURCE - LOWER MANGROVE AND POPRAN CREEKS GROUNDWATER SOURCE

WATER SHARING PLAN - KULNURA MANGROVE MOUNTAIN GROUNDWATER SOURCES

EXTRACTION COMPONENT:

TIMES/RATES/CIRCUMSTANCES - ANY TIME OR RATE

EXTRACTION FROM - AQUIFER

EXTRACTION ZONE - WHOLE WATER SOURCE

NOMINATED WORKS:

WORK APPROVAL NUMBER(S) - 20CA100219

INTERSTATE TAGGING ZONE - NIL

CONDITIONS

LICENCE CONDITIONS FORM A PART OF THIS LICENCE AND AFFECT THE SHARE AND EXTRACTION COMPONENTS. CONDITION STATEMENTS ARE AVAILABLE FROM DWE.

NOTES

A WATER LICENCE INFORMATION SHEET IS AVAILABLE FROM THE DEPARTMENT OF WATER AND ENERGY (DWE) AND SHOULD BE REFERRED TO IN INTERPRETING THIS LICENCE.

DWE WEBSITE WWW.DWE.NSW.GOV.AU, PHONE 1800 353 104, EMAIL

WMA.INFO@DNR.NSW.GOV.AU

DWE REFERENCE NUMBER: 20AL211011

**** END OF CERTIFICATE ****

ATTACHMENT 2
(6 pages)

(T AF252692)

ANY ATTEMPT TO ALTER THIS CERTIFICATE COULD RESULT IN HEAVY FINES OR IMPRISONMENT (S.141 REAL PROPERTY ACT).

BOX 185H
(AF252693)



WAL TITLE REFERENCE

WAL2541

EDITION

4

DATE OF ISSUE

14/1/2010

CERTIFICATE AUTHENTICATION CODE

4QD5-RC-SNKM



NEW SOUTH WALES
CERTIFICATE OF TITLE
WATER MANAGEMENT ACT, 2000

This certificate is issued under s87B of the Water Management Act, 2000.

WARNING NOTE: INFORMATION ON THIS REGISTER IS NOT GUARANTEED

TENURE TYPE: CONTINUING

HOLDER(S)

ROCLA MATERIALS PTY LIMITED

(T AF252693)

ENCUMBRANCES

1. TERM TRANSFER: NIL

ACCESS LICENCE DETAILS

CATEGORY: AQUIFER

SHARE COMPONENT:

SHARE - 6 UNITS

WATER SOURCE - LOWER MANGROVE AND POPRAN CREEKS GROUNDWATER SOURCE

WATER SHARING PLAN - KULNURA MANGROVE MOUNTAIN GROUNDWATER SOURCES

EXTRACTION COMPONENT:

TIMES/RATES/CIRCUMSTANCES - ANY TIME OR RATE

EXTRACTION FROM - AQUIFER

EXTRACTION ZONE - WHOLE WATER SOURCE

NOMINATED WORKS:

WORK APPROVAL NUMBER(S) - 20WA100255

INTERSTATE TAGGING ZONE - NIL

CONDITIONS

LICENCE CONDITIONS FORM A PART OF THIS LICENCE AND AFFECT THE SHARE AND EXTRACTION COMPONENTS. CONDITION STATEMENTS ARE AVAILABLE FROM DWE.

NOTES

A WATER LICENCE INFORMATION SHEET IS AVAILABLE FROM THE DEPARTMENT OF WATER AND ENERGY (DWE) AND SHOULD BE REFERRED TO IN INTERPRETING THIS LICENCE.

DWE WEBSITE WWW.DWE.NSW.GOV.AU, PHONE 1800 353 104, EMAIL WMA.INFO@DNR.NSW.GOV.AU

DWE REFERENCE NUMBER: 20AL100254

PREVIOUS WATER ACT LICENCE NUMBER(S): 20BL157479, 20PT900456.

**** END OF CERTIFICATE ****

ANY ATTEMPT TO ALTER THIS CERTIFICATE COULD RESULT IN HEAVY FINES OR IMPRISONMENT (S.141 REAL PROPERTY ACT).



Office
of Water

6 July 2011

Rocla Materials Pty Limited
72 Orchardleigh Street
Guildford NSW 2161

Our ref: 20WA211660

Attn: Alex Echt

Dear Mr Echt

Application for a Water Supply Works Approval under the Water Management Act 2000

The NSW has assessed the application for a water supply works approval and has determined that it is granted. The documentation authorising this is the attached Notice of Determination.

The Notice of Determination comprises the details of the determination on the front page and attaches the 'Statement of Conditions'. The Statement specifies the conditions that will apply to the Water Supply Works Approval.

If any additional information or assistance is required, please do not hesitate to contact the office on 4904 2500.

Yours sincerely

Sian Harris
Senior Licensing Officer
Newcastle

6/7/11



Statement of Approval
issued under *Water Management Act 2000*.

as at Wednesday, 6 July 2011

Approval Number 20WA211660

Contact Details

Name ROCLA MATERIALS PTY LIMITED

DWE Customer Id. 1096284

Contact Address 72 ORCHARDLEIGH STREET
GUILDFORD NSW 2161

Approval Details

Status GRANTED
(See note 1)

Water Source LOWER MANGROVE AND POPRAN CREEKS GROUNDWATER SOURCE
Water Management Area(s) CENTRAL COAST

Kind of Approval WATER SUPPLY WORKS

Date of Commencement

Expiry Date

Authorised Water Supply Works Schedule 1

Conditions Schedule 2

Approval Holder(s) Schedule 3

Notes 1. The status of an approval may change. An approval may be "current" or "extended pending renewal" (ie the expiry date has passed but an application has been made for renewal) or "suspended". In addition, an approval is no longer in force if it is "expired", "surrendered" or "cancelled".

NOTICE OF CHANGE OF HOLDER OR CONTACT

1. The Department is to be advised of any change of approval holder. This will occur whenever there is a change of landholder of benefited lands shown in this approval. The advice should be accompanied by evidence of nature of occupancy of the land.*
2. If the holders wish to nominate a new contact person a written statement signed by all the holders should be submitted to the Department.*
3. The contact person should advise the Department of any change of mailing address as soon as possible.

*An updated Statement of Approval will be issued free of charge.

Schedule 1 - Water Supply Works

Part A: authorised water supply works

Subject to the conditions of this approval, in relation to each numbered work in the table, the landholder of the site of the work (the benefited land) is authorised to construct a water supply work of the type shown within the land parcel shown, and to use the work in relation to water from the source shown in the adjacent columns.

Wrk No.	Work Type	No. of Wrks	Land Parcel (Lot / / DP)	Water Source		
				Name	Zone (where relevant)	Name of River (where relevant)
w01	Excavation - Groundwater	1	Whole Lot 2//229889	Lower Mangrove And Popran Creeks Groundwater Source		

Part B: nominated works

At the date of issue of this statement, works in Part A are nominated works for the following Access Licenses:

Water Access License (WAL) Number	DWE Reference Number
-----------------------------------	----------------------

Schedule 2 - Conditions

This approval is subject to the following conditions:

Part A: Conditions imposed pursuant to a statutory Management Plan

WSP: Kulnura Mangrove Mountain Groundwater Sources

1. THE APPROVAL HOLDER MUST NOT TAKE WATER USING ANY WORK SPECIFIED ON THIS APPROVAL UNLESS IN COMPLIANCE WITH THE CONDITIONS OF THE ACCESS LICENCE UNDER WHICH WATER IS BEING TAKEN.
2. THE APPROVAL HOLDER MUST NOT TAKE ANY WATER USING ANY WORK ON THIS APPROVAL IF THE WATER ALLOCATION ACCOUNT OF THE ACCESS LICENCE FROM WHICH THE WATER IS TO BE TAKEN, IS OR WILL GO INTO DEBIT.
3. THE APPROVAL HOLDER MUST INSTALL, MAINTAIN AND OPERATE ANY DEVICE OR DEVICES FOR MEASURING THE VOLUME OF WATER EXTRACTED BY THE APPROVED WORKS IN ACCORDANCE WITH ANY MANUFACTURER'S SPECIFICATIONS, WHEN REQUIRED IN ACCORDANCE WITH ANY WRITTEN DIRECTION FROM THE MINISTER.
4. THE APPROVAL HOLDER MUST PROVIDE A CERTIFICATE ISSUED BY THE MANUFACTURER OR OTHER SUCH COMPETENT, QUALIFIED PERSON CERTIFYING THE ACCURACY OF DEVICE OR DEVICES USED FOR MEASURING THE VOLUME OF WATER EXTRACTED BY THE APPROVED WORKS, IN ACCORDANCE WITH ANY WRITTEN DIRECTION FROM THE MINISTER.
5. THE APPROVAL HOLDER MUST INFORM NSW OFFICE OF WATER WITHIN SEVEN (7) DAYS IF THE DEVICE OR DEVICES USED FOR MEASURING THE VOLUME OF WATER TAKEN FROM THE APPROVED WORK CEASES TO RECORD WATER USAGE ACCURATELY.
IN SUCH CASES THE APPROVAL HOLDER MUST NOTIFY THE DEPARTMENT OF:
(I) THE DURATION OF THE FAILURE OF THE MEASURING DEVICE(S), AND
(II) THE TOTAL HOURS THAT THE WORK WAS OPERATED WHILE THE MEASURING DEVICE WAS NOT FUNCTIONING, AND
(III) WHERE IRRIGATION IS UNDERTAKEN, THE AREA OF LAND IN HECTARES THAT HAS BEEN IRRIGATED DURING THE PERIOD WHERE THE MEASURING DEVICE WAS NOT FUNCTIONING.
6. THE APPROVAL HOLDER MUST NOT OPERATE THE AUTHORISED WORKS TO EXTRACT WATER OTHER THAN IN ACCORDANCE WITH THE TERMS OF ANY LOCAL IMPACT RESTRICTION, IF SUCH A RESTRICTION IS ANNOUNCED BY THE MINISTER.
7. THE APPROVAL HOLDER MUST NOT CONSTRUCT, CAUSE OR ALLOW TO BE CONSTRUCTED THE APPROVED GROUNDWATER EXTRACTION WORK UNLESS CONSTRUCTION OF THE WORK IS CARRIED OUT BY A PERSON WHO HOLDS A CURRENT BORE DRILLER'S LICENCE UNDER PART 5 OF THE WATER ACT 1912 OR THE WATER MANAGEMENT ACT 2000 AUTHORISING THE DRILLER TO CONSTRUCT GROUNDWATER EXTRACTION WORKS OF THE CLASS TO BE CONSTRUCTED.
8. THE APPROVAL HOLDER MUST NOT CONSTRUCT OR ALLOW TO BE CONSTRUCTED ANY GROUNDWATER EXTRACTION WORK THAT WILL CAUSE CONTAMINATION BETWEEN AQUIFERS. IF DURING THE CONSTRUCTION OF THE WORK, SALINE OR CONTAMINATED WATER IS ENCOUNTERED ABOVE THE PRODUCING AQUIFER, SUCH SALINE OR CONTAMINATED WATER MUST BE SEALED OFF BY:
(A) INSERTING THE APPROPRIATE LENGTH(S) OF CASING TO A DEPTH SUFFICIENT TO EXCLUDE THE SALINE OR CONTAMINATED WATER FROM THE WORK, AND
(B) PLACING AN IMPERMEABLE SEAL BETWEEN THE CASING(S) AND THE WALLS OF THE GROUNDWATER WORK FROM THE BOTTOM OF THE CASING TO GROUND LEVEL, OR
(C) ADHERE WITH ANY OTHER STANDARD OF CONSTRUCTION AS SPECIFIED BY THE MINISTER.



Quarry Products

72 Orchardleigh Street
Guildford NSW 2161
Telephone 02 9632 0122
Facsimile 02 9632 7471
Website www.roccla.com.au

ATTACHMENT 3
(2 pages)

NSW

Chatswood

Guildford

Kumell

Windsor

Raymond Terrace

Bell

Mittagong

11th October, 2007

Mr. T. Muldoon
Senior Compliance Officer
Gosford City Council,
P.O. Box 21
GOSFORD 2250

NSW

VIC

Langwarrin

Clayton

Anakie

Bank guarantee – Calga Sand quarry - Lot 2 DP 229889 – 151 Peats Ridge Road, Calga

Dear Mr. Muldoon,

Further to your letter of August 7, we herewith attached the original Bank Guarantee in favour of Gosford City Council, and applicable to the combined DA's for the Calga Sand quarry.

We Trust this is in order and of course we will ensure that the portion allocated to DA 12104/89 is increased in March 2008 in line with the CPI.

We thank you for your assistance and co-operation in this matter, which has allowed us to streamline our Rehabilitation obligations to both Council and Department of Planning.

Yours sincerely,

Margrit Kandalajt
ROCLA QUARRY PRODUCTS

QLD

Galles

WA

Kewdale

Gaskell Ave

Gin Gin

Gnangara Road

Baldivis Quarry

Flynn Drive

Armada Road

Miguel Road

Copy: Mr. M. Moore – Senior Environmental Officer DOP



AUSTRALIA AND NEW ZEALAND BANKING GROUP LIMITED

ABN 11 005 357 522

Bank Guarantee No: I8511

Favouree To: **Gosford City Council ABN 78 303 458 861** ("Principal")

Business or Trading Name For: **Rocla Pty Limited ABN 31 000 032 191** ("Customer")

Description of Contract/Agreement Australia and New Zealand Banking Group Limited ("ANZ") asks the Principal to accept this bank guarantee ("**Undertaking**") in connection with a contract or agreement between the Principal and Customer for **Calga Sand Quarry - Lot 2 DP 229889, 151 Peats Ridge Road, Peats Ridge**

Amount **(AUD 375,726.00) Three Hundred And Seventy Five Thousand Seven Hundred And Twenty Six Australian Dollars and Nil Cents ONLY**

In consideration of the Principal accepting this Undertaking and its terms, ANZ undertakes unconditionally to pay the Principal on written demand from time to time any sum or sums up to an aggregate amount not exceeding:

ANZ will pay the Amount or any part of it to the Principal upon presentation of this original Undertaking (accompanied by a written demand) at any ANZ branch located within Australia without reference to the Customer and even if the Customer has given ANZ notice not to pay the money, and without regard to the performance or non-performance of the Customer or Principal under the terms of the contract or agreement.

By accepting this Undertaking, the Principal acknowledges and agrees that ANZ may rely entirely on any demand or notice as presented to it and has no responsibility or obligation to investigate the authenticity or correctness of the matters stated in a demand or notice, the signatures on the same, the positions of such signatories or the capacity or entitlement of the Principal to give and execute the demand or notice.

Any alterations to the terms of the contract or agreement or any extensions of time or any other forbearance by the Principal or Customer will not impair or discharge ANZ's liability under this Undertaking.

This Undertaking remains in force until the first to occur of:-

- The Principal notifies ANZ in writing that the Undertaking is no longer required.
- This original Undertaking is returned to ANZ.
- ANZ has paid to the Principal the Amount or the balance outstanding of the Amount.

On expiry or when no longer required this original Undertaking must be returned for cancellation to the Manager of any ANZ branch located within Australia.

Notwithstanding anything stated in this Undertaking, ANZ has the right to terminate it at any time by paying the Principal the Amount or the balance outstanding of the Amount, or any lesser amount that the Principal may require.

This Undertaking is personal to the Principal. The Principal cannot assign, transfer, charge or otherwise deal with its rights under this Undertaking and ANZ will not recognise any purported assignment, transfer, charge or other dealing.

This Undertaking will be governed by the laws of **Victoria, Australia**. ("**Governing Jurisdiction**")

Dated this **Eighteenth** day of **September, 2007**

Executed by **Loris Mazzocchi** at Melbourne, Victoria for and on behalf of Australia and New Zealand Banking Group Limited ABN 11 005 357 522

Loris Mazzocchi
Manager



On expiry or when no longer required this document must be returned for cancellation to:
The Manager,
Australia and New Zealand Banking Group Limited
17/452 Flinders Street, Melbourne Vic 3000