

Kokatha Aboriginal Corporation & OZ Minerals Carrapateena Pty Ltd

Partnering Agreement

Nganampa palyanku kanyintjaku
'Keeping the future good for all of us'

30TH SEPTEMBER 2016



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The Partners

The parties to this agreement are:

- Kokatha Aboriginal Corporation (KAC), and
- OZ Minerals Carrapateena Pty Ltd

The Purpose

This Partnering Agreement provides the foundation for the relationship between the Kokatha Aboriginal Corporation (KAC) and OZ Minerals Carrapateena Pty Ltd (OZ Minerals) in relation to, and throughout the life of, the Carrapateena Project and any other future OZ Minerals projects in Kokatha country, including project rehabilitation.

It seeks to outline the overarching purpose for the relationship and to set out how both partners will work together into the future

Our Purpose Statement:

KAC and OZ Minerals will work together:

To create sustainable benefits by leveraging, developing and building on our shared values and aspirations, whilst protecting and respecting country and culture

Our Aspirations – Our Future

- Supporting Kokatha people to own and/or manage land of traditional or cultural significance to Kokatha people and the KAC to hold any interest in such land as trustee for the Kokatha people;
- Supporting OZ Minerals to develop the Carrapateena Project and future projects;
- Supporting OZ Minerals to foster a company culture of respect and diversity;
- Building and growing a strong relationship and making decisions together as equals;
- Fostering recognition and respect of Kokatha authority in relation to the Kokatha lands;
- Promoting health, education, employment, training and economic opportunities for Kokatha people;
 - Acknowledging and valuing the gendered knowledge in Kokatha culture;
 - Focusing on partnerships and collaboration, not hierarchy;
 - Doing what we say we will do.
- Understanding and working to meet each other's needs;
- Not making assumptions.



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Working Together

We will work together by:

- Maintaining mutual respect for, and integrity in our dealings with, each other;
- Being transparent and honest with each other and building trust through developing connections and relationships that make us feel welcome in each other's business;
- Supporting each other's aspirations and objectives and building the capacity and capability of each other where needed;
- Understanding and respecting cultural authority and collectively managing the cultural heritage – 'Ngapatji Ngapatji';
- Recognising our differences in how we do business and make decisions;
- Ensuring our communications are clear and recognising cultural norms for both partners, while developing mutual understandings that are shared into our organisations;
- Putting issues on the table, discussing and resolving them;
- Recognising that we do not know all the answers and when we make mistakes we will learn from these;
- Aiming for the best economic outcomes for each partner;
- Listening to each other, asking questions and allowing time for thinking and learning;
- Working together to educate and influence our stakeholders;
- Acknowledging gender sensitivities and elders knowledge and wisdom.

What We Will Do Together

As we work together we will undertake the following actions:

- Continue to meet regularly and allow sufficient time for community discussions;
- Seek out opportunities to celebrate our shared successes;
- Give preference on a merit basis where all other factors are equal to Kokatha suppliers to create a shared economic benefit;
- Provide direct business opportunities for Kokatha people;
- Build and maintain the cultural competence of OZ Minerals Staff and contract partners through training and awareness opportunities;
- Protect cultural heritage and develop heritage procedures collaboratively;
- Undertake a periodic review of working relationships and outcomes and achievements;
- Promote Kokatha employment;
- Develop an agreed timeframe for milestones and expectations of KAC and OZ Minerals and capacity to achieve expectations;
- Chair and CEO to meet regularly.



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Term of the Agreement

This agreement will remain in place for the life of the Carrapateena Project and any other future OZ Minerals projects in Kokatha country, including project rehabilitation, or until either party sees fit to end the agreement by notifying the other.

Partnership Management Committee

This agreement will be overseen by a Partnership Management Committee (PMC), which will comprise representatives of both Kokatha Aboriginal Corporation and OZ Minerals Carrapateena Project. The PMC will meet on a regular basis to check progress with the partnering relationship, the operational elements of the proposed Native Title Mining Agreement for production in respect of the Carrapateena Project and to ensure that both partners are working together to achieve the aims of this agreement.

Specific details of the Partnership Management Committee will be detailed in the Native Title Mining Agreement or subsequent agreements and may be varied from time to time by agreement between both parties.

Decision Making Processes

Where decisions need to be made throughout the life of this agreement we will do so as equals.

Communication

We will endeavor to use joint logos and signage wherever possible related to the Carrapateena mine site to reinforce the joint working relationship between the two partners in this development.

The partners also agree to develop relevant communications strategies in support of their working relationship and this agreement.

All media statement relevant to the Partnership will be released under a joint approvals process.



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Confidentiality

The partners agree to keep confidential any information, which by its nature is confidential or which is specified as such at the time of disclosure by either partner.

Managing Difference

The partners understand that at times they may differ in their views or in the specific actions that need to be taken.

Though the partners intend to give effect to this Agreement and to work together to honor the terms of the Agreement, they acknowledge that it does not create, and must not be construed as creating, a legally and enforceable contract.

In the event that significant differences are identified through the course of the relationship then formal dispute resolution processes outlined in the current Native Title Mining Agreement for Retention Lease or in future legally binding mining agreements may be utilised.

Review of this Agreement

The partners, facilitated by the Partnership Management Committee, agree to undertake a regular review of this agreement and at a minimum of every 12 months to ensure it is relevant and effective in supporting the relationship between the two partners.

The partners may agree at any time to add additional information to this agreement and to maintain it as a living document that underpins their relationship with each other.

Signed by: Kokatha Aboriginal Corporation by its authorised representative:

Authorised Representative Signature

Chris Larkin
Chairperson

Signed by: OZ Minerals Carrapateena Pty Ltd by its authorised representative:

Authorised Representative Signature

Andrew Cole
Managing Director and Chief Executive Officer, OZ Minerals



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ATTACHMENT 1: Map of Carrapateena project

