



2 Aug 2023

Terramin commences BIHGP Legal Proceedings

Terramin Australia Limited (ASX: TZN) (**Terramin**) provides the following update in respect of the Bird in Hand Gold Project (BIHGP).

On 21 June 2019, Terramin submitted applications for a mining lease and a miscellaneous purposes licence (the **Applications**) pursuant to sections 36 and 49 of the *Mining Act* 1971 (SA) (**Act**) in respect of the BIHGP.

On 8 February 2023, the Honourable Tom Koutsantonis, South Australian Minister for Energy and Mining (**Minister**) made a decision to refuse the Applications. That decision was communicated to Terramin on 8 February 2023 and was the subject of a media release by the Minister on 9 February 2023.

The decision was made notwithstanding an extensive review of Terramin's Applications by the South Australian Department of Energy and Mining (**DEM**). DEM made a positive assessment of the Applications and found that appropriate environmental outcomes could be achieved should the mining lease and miscellaneous purposes licence be granted. The DEM's Assessment Report was later published on 14 February 2023.

Subsequently, Terramin was informed of a proposal by the Minister to recommend to her Excellency the Governor of South Australia that an area corresponding with mining lease application and mineral claim 4473 be reserved pursuant to section 8 of the Act (meaning that those areas be excluded from the possibility of future applications under the Act).

Following that recommendation, on 27 April 2023 her Excellency made the *Mining (Reservation from Act) Proclamation* 2023 (SA) reserving the land from the operation of parts 4, 5, 6, 6A, 8 and 8A of the Act.

Terramin has filed legal proceedings in the Supreme Court of South Australia seeking judicial review of the refusal of the Applications and the making of the recommendation to the Governor. Terramin contends, amongst other things, that each decision should be set aside on the basis that the decisions misapprehended the statutory power in the *Mining Act 1971* (SA), were legally unreasonable, did not take into account relevant considerations, took into account an irrelevant consideration, and that Terramin was not accorded procedural fairness.

Terramin will issue updates as the matter progresses.

The Board has approved this ASX Announcement.

For further information, please contact:

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