



MEDIA STATEMENT

13 December 2018

Adani seeks assurance that anti-mining activists can pay legal costs should they lose another case

Adani is using normal Australian court processes to make sure anti-mining activists pay our legal costs on the multiple cases they have brought and lost and make them show they can pay our costs before they launch new appeals.

Adani has won every case brought against our Carmichael Project by anti-mining activists and, in line with established legal convention, the courts have ordered individuals and groups who took these failed actions to pay Adani's legal costs.

The new appeal filed by Mr Burragubba and his associates in the Federal Court is the same technical question on meetings between Traditional Owners that the court previously found to have 'no merit'.

These appellants now owe legal costs of more than \$600,000 to Adani so we are seeking assurances they can actually pay our costs if they are again unsuccessful.

In 2016 the Wangan and Jagalingou People voted to enter an Indigenous Land Use Agreement (ILUA) with Adani by 294 votes to 1.

On 17 August 2018 the Federal Court dismissed an Application by a minority group of Wangan and Jagalingou People against the State of Queensland, Queensland South Native Title Service, the Native Title Registrar and Adani, confirming the validity of that agreed ILUA.

ENDS

Editors notes:

Adani and Wangan and Jagalingou People ILUA

- Adani has been working with the Traditional Owners of the Carmichael Project area, including the Wangan and Jagalingou native title claimants (W&J People), since 2010.
- In 2016 the W&J People voted 294 to 1 in favour of an Indigenous Land Use Agreement for the Carmichael Project (W&J ILUA).
- The W&J ILUA was signed by the Queensland Government, the W&J People and Adani Mining, was certified by QSNTS and on 8 December 2017 it was registered with the National Native Title Tribunal (NNTT).

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- In April 2017, a minority group of W&J People issued Federal Court proceedings claiming that the Queensland South Native Title Service (QSNTS) did not follow the legislative process properly in the work they did on the W&J ILUA.
- The QSNTS, the Queensland Government and Adani Mining all opposed that claim in the Federal Court.
- The minority group of W&J people lost their case. The judge found that every claim they made had "no merit".
- Adani continues to engage with the Traditional Owners as identified on the National Native Title and Aboriginal Cultural Heritage Registers, as we are legally bound to do, under guidance of the Indigenous Land Use Agreements and the Cultural Heritage Management Plans in place since 2014.

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