ENVIRONMENT PROTECTION AND

BIODIVERSITY CONSERVATION ACT 1999 (Cth)

Part 10 Strategic Assessment

Section 146 Agreement

Variation Agreement (No.1) to Agreement to undertake a Strategic Assessment of the impacts of a Plan for actions to be taken in the Strategic Assessment Area on matters protected by Part 3 of the EPBC Act.

between

THE COMMONWEALTH MINISTER FOR THE ENVIRONMENT AND WATER

and

ALCOA OF AUSTRALIA LIMITED

ACN 004 879 298

Parties

The Parties to this Agreement are:

The Commonwealth Minister for the Environment and Water

and

Alcoa of Australia Limited (ACN: 004 879 298)

Background

A. On 18 February 2026, the Commonwealth Minister for the Environment and Water entered into a Strategic Assessment Agreement (**SAA**) under section 146 of the *Environment Protection and Biodiversity Protection Act 1999* (Cth).

B. Pursuant to clause 13.1 of the SAA, the Parties have agreed to vary the SAA in accordance with the terms of this Agreement. The new text is set out in this Agreement.

Agreed provisions

1. Commencement of agreement

1.1 This Agreement will commence on the date on which it is signed by the last party.

2. Definitions

2.1 Unless the context indicates otherwise, in this Agreement the definitions, meanings and terms in the SAA apply to this Agreement including its attachments.

2.2 In this Agreement references to the singular include the plural, subject to any contrary intention.

3. Variation of the SAA

3.1 With effect from the commencement of this Agreement, the SAA is varied as follows:

a) Add clause 10.5 stating "*10.5 Alcoa acknowledges and agrees that Subdivision C of Division 1 of Part 10 of the EPBC Act, as amended by the Environment Protection Reform Act 2025 (Cth), will apply to the Commonwealth Minister's decision under s 146B of the EPBC Act.*"

4. Counterparts

4.1 This Agreement may be executed in any number of counterparts, each of which may be executed electronically or in handwriting; and will be deemed an original whether kept in electronic or paper form, and all of which taken together will constitute one and the same document.

Execution

SIGNED by authorised delegate of the Commonwealth Minister for the Environment and Water:

Kate Hamer
A/g Branch Head
National Environmental Protection Agency

Kate Hamer

Signature

16 November 2026

SIGNED for and on behalf of Alcoa of Australia Limited:

Elsabe Muller
Vice President Australian Operations
Alcoa of Australia Limited

Signature

16 November 2026