

**BENARIS ENERGY N.V.**

(Registered Address: Kaya W.F.G. (Jombi) Mensing 36, Curacao, Netherlands, Antilles)

17 November 2004

The Designated Authority  
C/o Department of Primary Industries  
Minerals and Petroleum Division  
16/1 Spring Street  
GPO Box 4440  
MELBOURNE 3000

Attention: Executive Director, Dr Richard Aldous

Dear Richard,

**Re: Data Management Plan for Exploration Permit Vic /P38(V) Otway Basin, Victoria**

Benaris Energy NV ('Benaris') would like to ensure that the above referenced permit is deemed by the Designated Authority to be in good standing. For this reason we attach two copies of our Data Management Plan for approval.

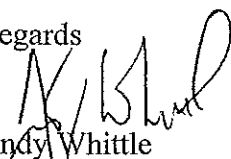
Benaris sent a letter to Minister Theophanous dated June 7, 2004 in relation to an application for a "Suspension of Conditions" and Revision and Deferral of Permit Commitments for the above referenced permit and receipt of this letter was acknowledged on 24 June 2004.

Benaris paid the requested Permit Fee for Permit Year 2. Subsequently on 23 October 2004, Benaris sought clarification that, under the circumstances, the permit is deemed to be in good standing and will remain so while this matter is unresolved. To date we have not received response to this letter.

Under the circumstances we submit this DMP for approval by the Designated Authority and note that we believe all data has been submitted previously as required by the Regulations in place prior to the introduction of the new requirement for Data Management Plans.

If you have any questions please advise.

Regards

  
Andy Whittle  
Australian Representative  
Benaris Energy NV

*CC Geoff Collins DPI by Email***Correspondence Malaysia:**

Level 43, Menara Maxis, Kuala Lumpur City Centre, 50088 Kuala Lumpur, Malaysia.

Attn: Dr Keith Jackson Tel : 603-280 6425 Fax : 603-2380 6481

**Correspondence Australia:**

27 Howitt Street South Yarra 3141. Attn: Mr Andy Whittle

Tel : 9827 6744 Mob : 0419597471 Fax: 98276763

**DATA MANAGEMENT PLAN FOR VIC/P38(V)**  
*Geological and Geophysical Activities...*  
*Period commencing May 12, 2004 through May 11, 2005.*

DEPT. NAT. RES &amp; ENV



PE801537

**DATA MANAGEMENT PLAN****PERMIT VIC/P38(V)****OTWAY BASIN****FOR SUBMISSION TO VICTORIAN DESIGNATED AUTHORITY**

**(A requirement of the Petroleum (Submerged Lands) Data Management Plans (DMP's)  
for Exploration and Production Activities)**

*refer: [www.industry.gov.au/petlegislation](http://www.industry.gov.au/petlegislation)*

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*Prepared by:*  
*Ron Angove and Andy Whittle*  
*Exploration Advisers*  
*C/o Sheristowe Pty Ltd*  
*27 Howitt Street,*  
*South Yarra, 3141*  
*Australia*  
*December 2004.*

*Requested by:*  
*Dr Keith Jackson*  
*UT Energy Services Sdn Bhd*  
*Kuala Lumpur*  
*Malaysia*

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**DATA MANAGEMENT PLAN FOR VIC/P38(V)**  
**Geological and Geophysical Activities...**  
**Period commencing May 12, 2004 through May 11, 2005.**

**Holder:** Benaris Energy NV

**Title:**

Vic P38(V)

**Activity:**

The technical work program approved by the Designated Authority was as follows:

VIC/P38(V) AGREED MINIMUM WORK PROGRAM		
Permit Year	Agreed Minimum Program	Indicative Minimum Expenditure (A\$ Million)
<i>Primary Term</i>		
1	Seismic Interpretation and Geological Synthesis	0.3
2	Transitional 3D Seismic acquisition (100km <sup>2</sup> )	2.0
3*	One (1) Well	3.5
<b>Sub Total</b>		<b>A\$5.8 million</b>
<i>Secondary Term</i>		
4	Geological and Geophysical Studies	0.4
5	One (1) Well	4.0
6	Geological and Geophysical Studies	0.4
<b>Sub Total</b>		<b>A\$4.8 million</b>
<b>Total</b>		<b>A\$10.6million</b>

\*Note drop out option at the end of Year 3.

Subsequently by Letter to the Designated Authority dated June 7, 2004, Benaris sought to revise the program as follows:

VIC/P38(V) PROPOSED REVISION TO WORK PROGRAM				
ORIGINAL WORK PROGRAM			PROPOSED WORK PROGRAM	
Year	End of year	Work program	End of year	Work program
<i>Primary term - guaranteed</i>				
1	10/5/04	Geological and Geophysical Studies	16/4/05	Geological and Geophysical Studies
2	10/5/05	100 km <sup>2</sup> 3D seismic acquisition	16/4/06	45 km <sup>2</sup> 3D seismic acquisition
3	10/5/06	1 well	16/4/07	Geological and Geophysical Studies
<i>Secondary term</i>				
4	10/5/07	Geological and Geophysical Studies	16/4/08	1 well
5	10/5/08	1 well	16/4/09	Geological and Geophysical Studies
6	10/5/09	Geological and Geophysical Studies	16/4/10	1 well

Technical work has essentially stalled awaiting a decision from the Minister on the above request.

**DATA MANAGEMENT PLAN FOR VIC/P38(V)**  
*Geological and Geophysical Activities...*  
*Period commencing May 12, 2004 through May 11, 2005.*

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**Location where technical work will be performed:**

Malaysia: Dr Keith Jackson  
c/o UT Energy Services,  
Level 37, Menara Maxis,  
Kuala Lumpur City Centre,  
50088 Kuala Lumpur  
Malaysia

Tel : 603-2380 6483  
Fax : 603-2380 6481

Australia: Mr Andy Whittle  
c/o Benaris Petroleum NV  
27 Howitt Street  
South Yarra 3141,  
Victoria.

Tel: 03 98276744  
Fax: 03 98276763

**Period of Activity:**

Permit Year 2 *ie*: May 12, 2004 through May 11, 2005 <sup>1</sup>

**Reports and Information: (Schedule 1, 102, 103)**

Quarterly and Annual Reports

Note: No other technical studies are being conducted while Benaris are awaiting response from the Designated Authority to a request for "Suspension of Conditions" as referred to above.

Technical Reports on G&G Studies including:

- Technical Recommendation for Year 2 seismic program pending Ministerial response to request referred above:
  - Preparation of Submission to Environment Australia re Year 2 seismic program; and,
  - Application to Designated Authority for Year 2 seismic program

**Media and Formats: (Schedule 1, 104, 105)**

Data media and formats comply with the "Guidelines for reporting and submission of Petroleum Data required under the State/Territory and Commonwealth Petroleum (Submerged Lands) Act legislation.

Seismic data to all be lodged in digital format

Reports to be in paper copy and digital format

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<sup>1</sup> *Dependant on requested "Suspension of Conditions"*

**DATA MANAGEMENT PLAN FOR VIC/P38(V)**  
*Geological and Geophysical Activities...*  
*Period commencing May 12, 2004 through May 11, 2005.*

**Timetable for submission: (Schedule 1, 108)**

All data and documents will be submitted immediately upon completion or by end of the permit year if possible but will meet Approved Guidelines.

**Storage Information: (Schedule 1, 107, 101)**

Digital data stored in purpose built secure fireproof storage facilities in Kuala Lumpur. These facilities currently meet ISO 9001.2000 and uses archive practises recommended by Australian Archives for digital and hardcopy data. Backup of all data is stored securely in the Melbourne office or at the Fry Self Storage Warehouse in Clayton Victoria..

**Access to Information: (Schedule 1, 106)**

It is unlikely that any of this information will be available to the public during the first permit year except for the report to Environment Australia which was published on their website. In the case of a request by the DA on behalf of a third party, Benaris Petroleum NV will allow reasonable access to any publicly available information by contacting the Melbourne office of Benaris. A timeframe for access of data is dependent on the amount and type of data requested.

**Data Management Performance Objectives: (Schedule 1, 109, 110)**

(These will be managed by the Headquarters in Kuala Lumpur)

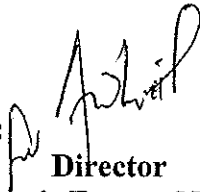
Benaris Energy NV regards the following as performance measures for this DMP:

- Data and reports will be submitted on or prior to the time nominated;
- Archival conditions for storage of documentary information will, as a minimum, meet the National Archives of Australia, Standard for the Physical Storage of Commonwealth Records,  
<http://www.naa.gov.au/recordkeeping/storage/standard.html>
- Environment and media conditions will be monitored to ensure there is no deterioration of data and reports; and,
- Quality control measures are in place to ensure data submitted are complete and verified for what is required.

**Acknowledgement of Responsibility of Holder: (Schedule 1, 112)**

Benaris Energy NV acknowledges it is responsible for the collection, storage and submission of and samples until submitted to the Designated Authority.

Benaris Energy NV also acknowledges upon notification by the Designated Authority, it will allow reasonable access to any publicly available information or samples under its control.

Signed by:   
Title: Director  
Benaris Energy NV

Witnessed by:   
Title: MRS H. WHITTLE