Appendix 9
Fisheries Compensation Protocol - Summary

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EOG Resources - Beehive Exploration

EOG Resources Australia Block WA-488 Pty Ltd ('EOG') is the titleholder of exploration permit WA-488-P (the 'Permit') and proposes to drill the Beehive-1 exploration well and conduct a related pre-drill geotechnical assessment (together the 'Activities') within Commonwealth waters approximately 80 kilometres off the Western Australian coastline, located in the Joseph Bonaparte Gulf. More details about these Activities can be found on EOG's website set out below.

Introduction

Offshore petroleum titleholders and licenced commercial fishers have mutual access rights and use of marine commons. With such rights comes the obligation to carry out activities safely and without interference with each other. EOG is committed to minimising impacts to commercial fishers from its offshore activities.

EOG has developed a Fisheries Compensation Protocol ('the Protocol'), summarised here, that outlines EOG's approach to minimising impacts to commercial fishers. The Protocol has been developed in line with Australian offshore industry best practice guidance (NERA, 2021). EOG's aim is to consult with commercial fishers in an open, transparent and respectful manner in order to promote safety and understand and minimise environmental and economic impacts.

Safety

EOG is focused on operating safely, which sometimes requires restricting access to defined areas while an activity is underway. EOG acknowledges that this may temporarily interfere with commercial fishing operations.

Environmental protection

All offshore petroleum activities must prepare Environment Plans (EP) that outline the potential impacts and risks to the environment, including risks to socio-economic factors such as commercial fishing. The EPs must be assessed and accepted by the National Offshore Petroleum Safety and Environmental Management Authority (NOPSEMA) before any activities can commence. The EP must propose control measures to reduce impacts and risk to be 'as low as reasonably practicable' (ALARP) and acceptable.

The Protocol is one such control measure in the unlikely event where impacts to the commercial fishing industry cannot be avoided or minimised and where the impacts may cause an economic loss.

Consultation

EOG works to identify commercial fishers potentially impacted by its Activities. EOG seeks to consult with commercial fishers in an open, transparent and respectful manner to 1) inform the environmental assessment process, and 2) seek to minimise potential disturbance to fishing grounds.

EOG is also making efforts to determine whether fishers wish to be consulted directly or via their representative association, where one exists.

Where a commercial fisher or fishing association believes they could be impacted by EOG's Activities and informs EOG as such, EOG will endeavour to provide activity-specific information as requested by the commercial fisher and/or association, discuss the issues and work to avoid or minimise impacts.

Economic loss

EOG is committed to the principle that a commercial fisher should not suffer an economic loss as a direct result of EOG Activities. Losses may be incurred for one of the following reasons:

- Fishing not undertaken - due to the need to avoid fishing in an EOG activity area and not being able to fish elsewhere;
- Displacement from fishing – due to the displacement from the EOG activity at the time of the activity resulting in reduced catch from fishing in a new area and/or increased running costs;
- Fishing gear loss or damage – loss of or damage to fishing gear as a result of accidental and uninsured physical contact with EOG vessels or in-water equipment.

Claims procedure

EOG works to provide a fair, simple and transparent process for a commercial fisher to claim compensation, where the commercial fisher has consulted with EOG in good faith ahead of project activities and provided that the fisher has taken steps to avoid impacts and mitigate any economic losses to their business as a result of the EOG Activities.

Claim procedure

A full copy of the Fisheries Compensation Protocol is available upon written request and provides simple claim forms for each type of loss (as listed above). Claims must be made within three months of the claimed event and must be supported by historical and current catch and effort evidence.

Before approving a claim, EOG may request to meet with the commercial fisher or their representative to seek further details. EOG will use best endeavours to approve claims within 60 days of receiving a claim.

Resolving disagreements

The Protocol outlines a process for managing disagreements regarding a claim, including appointing an independent mediator (paid by EOG) to facilitate both parties reaching an agreement.

Feedback

EOG encourages you to ask questions or provide feedback. Please use the following contact details to do so:

Phone: +61 472 519 027

Email: australia@eogresources.com

Mail: EOG Resources Australia Block WA-488 Pty Ltd (EOG) c/o Xenith Consulting, Level 6, 40 Creek Street, BRISBANE QLD 4000

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