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5 May 2014

Bobbie Sta. Maria  
Southeast Asia Researcher & Representative  
Business & Human Rights Resource Centre  
1-3 Charlotte Street, third floor  
LONDON, W1T 1RD  
UNITED KINGDOM

Dear Bobbie

In response to your various email enquiries of 24, 28 and 29 April 2014, I attach a detailed response to the two papers being:

- Brief on the Tampakan Copper-Gold Mine Project, BankTrack, 11 March 2014.  
[http://www.banktrack.org/manage/ajax/ems\\_dodgydeals/createPDF/tampakan\\_copper\\_and\\_gold\\_mine\\_project](http://www.banktrack.org/manage/ajax/ems_dodgydeals/createPDF/tampakan_copper_and_gold_mine_project)
- The findings of the '*Human Rights Impact Assessment (HRIA) of the Tampakan Copper-Gold Project*' by the Institute for Peace and Development (INEF) - Dr Bridgette Hamm as study lead.  
[http://www.misereor.org/fileadmin/redaktion/HRIA\\_Human\\_Rights\\_Impact\\_Assessment\\_Tampakan\\_Copper-Gold\\_Project\\_August2013.pdf](http://www.misereor.org/fileadmin/redaktion/HRIA_Human_Rights_Impact_Assessment_Tampakan_Copper-Gold_Project_August2013.pdf)

In respect of the BankTrack paper, we are concerned that a number of points regarding the Tampakan Project are poorly researched, critically inaccurate, and founded on limited and misleading information.

Via the HRIA report, we welcome the opportunity and focus given by your organisation to the Tampakan Copper-Gold Project in the southern Philippines. The HRIA report contains a number of constructive recommendations. For example, the use of a neutral mediator to bring together LGUs, SMI and local communities deserves further consideration. Further, ensuring that governments at all levels in the Philippines assume greater responsibility for the provision of basic services, as opposed to being the responsibility of private companies, is a worthy goal.

However, while the HRIA report acknowledges a multitude of opinions and concerns, which are a natural and important part of engagement activities associated with mining and other developments, the conclusions reached were for the most part unfounded and based on a very limited research scope.

Detail on both sets of comments and conclusions (BankTrack and HRIA) are carried in the main paper (attached) from Sagittarius Mines, Inc. (SMI) dated 30 April 2014.

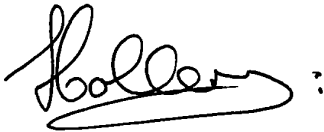
Indophil Resources takes the issue of human rights very seriously. As a member of the Minerals Council of Australia, Indophil is committed to '*Enduring Value – the Australian Minerals Industry Framework for Sustainable Development*' (detail attached) as well as the '*The Australian Minerals Industry & Human Rights: Managing Human Rights Risks and Opportunities through the UN Guiding Principles on Business and Human Rights*' (also attached).

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Further, revenue to all levels of government from the Tampakan Project will assist the Philippines to meet its obligations contained within the UN Millennium Development Goals which I am sure your organisation supports. It is internationally recognised by the United Nations, the World Bank and international NGOs that economic prosperity, the provision of health and education, access to water and other essential services significantly improve the prospect of self-development and reduce instability in a community.

Background: Indophil Resources is a 37.5% project partner in the Tampakan Project through SMI as the in-country operating arm. Glencore Xstrata (SMI: 62.5%) is the project manager. SMI acts a contractor to the Philippine Government which owns the Tampakan deposit and plays the role of guardian to project development considerations on behalf of the people of the Philippines.

Yours sincerely  
**Indophil Resources NL**



**Gavan Collery**  
Manager Corporate Affairs