
Contract on the Investment of the Agro-Industrial Plantation over the Land Area of 9,985 hectares in the Sustainable Use Area of Phnom Aural Wildlife Sanctuary

Parties in the Agreement

The agreement is made between Mr. ONG BEE HUAT, a nationality of Singaporean and chairman of the company HLH AGRICULTURE (CAMBODIA) Co.Ltd, with the present address's location at Building P17, Street Pleasure, Sangkat Teuk Thlar, Khan Russei Keo, Phnom Penh, Cambodia; and H.E. MOK MARETH, Senior Minister and Minister of the Ministry of Environment, through the submission letter of H.E. CHAY SAMITH, General Director of the Department of Forestry Administration and Natural Conservation; whereby the company's investment request of the agro-industrial plantation is approved in principle for the 70-year land concession.

Size and Geographic Area of the Land in Concession

Located in the sustainable use area of Phnom Aural Wildlife Sanctuary, the land in subject, of the agro-industrial plantation, has the total size of 9,985 hectares with the coordinates as below:

Point	Axis X	Coordinate Y	Point	Axis X	Coordinate Y
A	403999	1294001	L	393997	1301012
B	404020	1306120	M	394003	1302553
C	391560	1306144	N	400383	1302562
D	391575	1298476	O	400388	1300005
E	392647	1298475	P	398998	1300000
F	392654	1296439	Q	399002	1299165
G	394003	1296604	R	398390	1298631
H	394997	1295998	S	399000	1297194
I	396000	1296000	T	398999	1295738
J	396000	1296398	V	400632	1295498
H	396911	1296398	W	402003	1294564
K	395211	1300012			

Company's Guarantees on Quality and Sustainability of the Natural Environment in Phnom Aural Wildlife Sanctuary

- Environmental resources: the company is committed to ensure and maintain the regularity of the environment within and surrounding areas including the quality of land and water sources, proper use and management of chemical substances and waste, and preventive measures for bush fire.

- Biological resources: the company is obliged to not make any harm to any fragile ecological system defined by Ministry of Environment, and not to hunt wild animals. Plantation is conducted in accordance with the company’s master plan. Any wooden craft of precious logs is subject to a permission of the competent institutions. Any import of wild animals and plants shall be approved by Ministry of Environment and other relevant authorities.
- Economic-social resources: the company is committed to consult the public and especially the indigenous people living within and surrounding the investment area while the public opinions are carefully considered including the promotion of the tradition and culture of the people in communities such as spiritual forest and burial land. The company’s dividends are subject to the allocation for the development of villages, communes, districts and other surrounding areas.
- Environmental and Social Impact Assessment (ESIA): the company will conduct ESIA in accordance with the laws in force.

Company’s Fiscal Duties and Conservation Fund

- The company is obliged to pay renting fees, and tax according to the laws.
- According to Law on Natural Protected Area (2008), the company has duties to contribute US\$ 1/ha per year to Natural Protected Areas Fund every year in early January, for the restoration of the ecology and biodiversity in the natural protected areas.

Clauses of Non-Transfer

- The company has duties to commence its activities within a year from the approval date. If a year passed without any concrete activity, or when the agreement terms of 70 years comes to an end, the company is obliged to return the land back to the state. No part of this granted land is subject to sales or exchange with any third party, except it is done through a partnership and in condition with the approval from Ministry of Environment.

=====

Note:

The contract makes a part of, and is extracted from Ministry of Environment’s Letter No.144 dated on 27 March 2009 on the Contract on the Investment of the Agro-Industrial Plantation over the Land Area of 9,985 Hectares. Departing from this proposed contract signed by the company on 23 March 2009, a full contract will normally be developed and signed by Company and the Royal Government of Cambodia, through its representative from the cabinet who receives the mandate through a delegation letter, the so-called Power of Attorney, once all the necessary paper work for the investment is complete with the Council for Development of Cambodia (CDC) and other relevant authorities.