

8 July 2010

The Manager Company Announcements Office Australian Stock Exchange Limited PO Box H224 Australia Square SYDNEY NSW 2000

Dear Sir/Madam

## **NAVIGATOR RESOURCES LIMITED SHARE PURCHASE PLAN**

Please find following amended documentation in relation to the Company's Share Purchase Plan.

Further information is available on the Company website <a href="www.navigatorresources.com.au">www.navigatorresources.com.au</a>.

Yours faithfully NAVIGATOR RESOURCES LTD

Gerry Kaczmarek Company Secretary

Telephone: (08) 9226 5311 Facsimile: (08) 9226 5411 Email: navigator@navigatorresources.com.au

Website: www.navigatorresources.com.au

ASX Code: NAV ACN: 063 366 487





7 July 2010

Dear Shareholder

#### INVITATION TO PARTICIPATE IN SHARE PURCHASE PLAN

Navigator Resources Limited (Navigator or the Company) is pleased to invite shareholders to participate in a Share Purchase Plan (SPP). This plan allows existing shareholders to buy additional shares in Navigator without incurring brokerage or other transaction costs at a discount to the market price.

#### INTRODUCTION

IUO BSM | BUOSJBO JO -

During the nine months since acquisition of the Bronzewing Gold Project (BGP) in September 2009, the Company has made substantial progress towards establishing itself as a mid-tier Following completion of fundraising activities in mid-December 2009, Navigator has successfully recommissioned the BGP and completed production ramp up.

In addition, the Company has undertaken a trial mining and milling program at its Leonora Gold Project (LGP) which we believe has added substantial value to this Project and identified a potential second development path.

Navigator now wishes to aggressively fund and further progress its growth development plans by implementing the following initiatives:

#### 1. Increase BGP Mine Life

Navigator's drill program at the Corboys prospect in January/February 2010 resulted in a significant 33% increase in the mineral resource to 184,000oz as outlined in the Company's ASX announcement titled "Bronzewing Gold Project Resources and Exploration Update" of 1 June 2010. Included within the Corboys resource upgrade was a 73% increase in the Indicated category to 135,000oz of gold, which together with 49,000oz in the Inferred category totals the abovementioned 184,000oz.

The Corboys ore reserve is being prepared at present, which is expected to result in an increase in mining inventory, thereby extending mine life at the BGP. These results will be released shortly.

The Company has commenced new exploration activities on several high priority targets closer to the Bronzewing plant, which include RC drilling beneath high grade surface grab samples at Vulcan and soil sampling to define areas for follow up drilling at the Eagle prospect.

The Company's objective is to increase BGP mine life from five to ten years. Company will, in the process, seek to discover higher grade, more profitable ore reserves within its highly prospective 1,000km<sup>2</sup> tenement holding.



Telephone: (08) 9226 5311 Facsimile: (08) 9226 5411

Email: navigator@navigatorresources.com.au Website: www.navigatorresources.com.au

ASX Code: NAV ACN: 063 366 487



# 2. Progress LGP Towards Development

By undertaking the ore mining and processing trial at the Company's LGP, substantial value has been added to this Project.

In particular, the Bruno supergene ore from within the Cardinia system milled so far is demonstrating a 60% grade uplift from the initial modelled resource grade.

Navigator is now assessing development of the LGP from two perspectives, namely:

- ◆ 1.0Mtpa centralised processing facility as conceived in the Company's PFS announced in March 2009; and
- ◆ 0.5Mtpa purpose built processing facility located at Cardinia to treat exclusively Cardinia supergene ore.

Navigator has already received formal expressions of interest from several engineering firms to design and cost the construction of a low capital supergene oxide ore processing facility to treat Cardinia supergene ore. The Company wishes to progress this work with the objective of determining the preferred development path for the LGP.

# 3. LGP Exploration

Navigator is keen to conduct additional exploration activities at its LGP, which in summary are as follows:

- convert Inferred Cardinia supergene resources to Indicated category;
- follow up high grade, near surface RAB intercepts at the Hobby prospect;
- follow up at Kurrajong North prospect to drill test high grade near surface intercepts;
   and
- follow up the Company's under-explored 10km southern strike extension of the Mertondale Shear.

# 4. Working Capital

General working capital needs.

#### SPP STRUCTURE

Each shareholder is entitled to subscribe for up to \$14,960 of Navigator shares (equivalent to 88,000 shares) at an issue price of 17 cents. The SPP raising will be capped at \$5 million (SPP Limit) with a closure date of 2 August 2010 or upon the cap being reached, whichever occurs first. Participation in the SPP will be on a first in basis, therefore applications received which exceed the SPP Limit will be rejected. In the event that an application is rejected, application monies received will be refunded.

Shareholders are invited to participate up to the SPP Limit and encouraged to forward their funds as soon as possible to the appropriate account, details of which are contained within the Share Purchase Plan Terms and Conditions enclosed with this letter (**Terms and Conditions**).



I DELSOUSI MEE OUI

### Timetable and Important Dates\*

Event	Date
Record Date	6 July 2010
Offer Opening Date	12 July 2010
Closing Date	2 August 2010
Allotment of Shares	5 August 2010
Quotation of Shares on ASX	6 August 2010

<sup>\*</sup> These dates are indicative only and can be varied by Navigator without notice.

Under the SPP, eligible shareholders are being invited to subscribe for either:

A\$680	A\$1,360	A\$2,720	A\$5,440	A\$10,880	A\$14,960
4,000 shares	8,000 shares	16,000	32,000	64,000	88,000
		shares	shares	shares	shares

An offer to participate in the SPP may be accepted by completing and returning the SPP Application Form enclosed with this letter, together with the appropriate payment for the amount to which the acceptance relates, by no later than the offer closing date, being 2 August 2010. Payment may be made by cheque, bank draft or money order in Australian dollars drawn on an Australian bank, or by BPay. Please refer to the Terms and Conditions for details of payment.

All queries relating to the SPP should be referred to Navigator's share registry, Advanced Share Registry Services, on (within Australia) (08) 9389 8033 or (outside Australia) +61 8 9389 8033. Full details of the offer under the SPP are set out in the Terms and Conditions enclosed with this letter. The Directors urge you to read the Terms and Conditions carefully before you decide whether to participate.

Participation in the Offer is entirely at your discretion. By making your payment of application monies under the SPP, you agree to be bound by the enclosed Terms and Conditions and the Constitution of Navigator.

As the size of the SPP is capped, I encourage you to submit your application as soon as possible by either:

- completing and returning the SPP Application Form enclosed with this letter together with your cheque, bank draft or money order for the relevant amount as indicated on the Application Form; or
- paying the relevant amount by BPAY,

by the closing time of 5.00pm WST on 2 August 2010. Please refer to the instructions on the enclosed Application Form.

If you have any questions about what to do, you should consult your legal, financial or other professional adviser.

Yours sincerely

DAVID HATCH Managing Director



Sections of information contained within this report that relate to Ore Reserves, Mineral Resources or Exploration Results at the Bronzewing Gold Project and Leonora Gold Project are based on information reviewed by Bernie Kirkpatrick, who is a full-time employee of Navigator Resources Limited and a Member of the Australasian Institute of Mining and Metallurgy. Bernie Kirkpatrick has sufficient experience which is relevant to the style of mineralisation and type of deposit under consideration and to the activity which he has undertaken to qualify as a Competent Person as defined in the 2004 Edition of the "Australasian Code for Reporting of Exploration Results, Mineral Resources and Ore Reserves". Bernie Kirkpatrick consents to the inclusion in this report of the matters based on his information in the form and context in which it appears.

# NAVIGATOR RESOURCES LIMITED SHARE PURCHASE PLAN

Pursuant to the Navigator Resources Limited Share Purchase Plan (SPP), Navigator Resources Limited ACN 063 366 487 (Navigator) offers eligible Shareholders the ability to acquire between 4,000 and 88,000 fully paid ordinary shares in Navigator (SPP Shares) at 17 cents per fully paid ordinary share (Offer).

Please carefully read the full Terms and Conditions below relating to the Offer, as you will be bound by them.

#### **TERMS AND CONDITIONS**

#### 1. Opening and closing date of the Offer

The Offer opens on 12 July 2010. The offer closes at 5.00pm (Australian Western Standard Time) (**WST**) on 2 August 2010.

#### 2. Eligibility

You are eligible to participate in the SPP only if you were a holder of fully paid ordinary shares in Navigator (Shares) at 5.00pm (WST) on 6 July 2010 (Record Date) with a registered address in either Australia or New Zealand (Eligible Shareholder). The Navigator Board has determined that it is not practical for holders of Shares resident, or with registered addresses, in other jurisdictions to participate in the SPP. Each Offer to Eligible Shareholders is made on the same terms and conditions. The Offer is non-renounceable (ie. you may not transfer your right to apply for SPP Shares to anyone else).

#### 3. Issue Price

The purchase price of each Share offered for issue under the SPP is **17 cents** (**SPP Price**), which is the same price at which Shares were issued to "sophisticated" investors under a placement of 5,941,800 Shares to raise A\$1.01 million (announced on 2 July 2010).

The issue price of 17 cents represents a discount of 9.18% to the volume weighted average price of the Company's shares for the five days up to and including 6 July 2010 of 18.56 cents

You should note that the market price of Shares may rise or fall between the date of this Offer and the date when the SPP Shares are issued to you. Any such change in the share price will not affect the SPP Price. This means that the SPP Price may be either higher or lower than the price of Shares at the time the SPP Shares are issued to you. Accordingly, you should seek your own financial advice in relation to this Offer.

#### 4. No Transaction Costs

No brokerage, commissions or other transaction costs are payable by shareholders in respect of the acquisition of SPP Shares.

#### 5. Anticipated Issue and Quotation Dates

The SPP Shares are expected to be issued and quoted on the Australian Securities Exchange (ASX) on or around 6 August 2010. As soon as practicable after that date, you will receive a transaction confirmation advice confirming the number of SPP Shares that have been issued to you.

#### 6. Rights Attaching to Shares

All SPP Shares will be issued on the same terms as the other ordinary shares in Navigator quoted on the ASX, and once issued, will rank equally with existing Shares. Navigator will apply for the SPP Shares to be quoted on the ASX.

#### 7. Number of SPP Shares Offered

If you are eligible to apply for Shares under the SPP, you may apply for one of the following offers (subject to Navigator's right to reject Applications which exceed the SPP Limit and rounding) (Share Parcels):

4,000	SPP Shares for a total cost of	A\$	680.00
8,000	SPP Shares for a total cost of	A\$	1,360.00
16,000	SPP Shares for a total cost of	A\$	2,720.00
32,000	SPP Shares for a total cost of	A\$	5,440.00
64,000	SPP Shares for a total cost of	A\$	10,880.00
000.88	SPP Shares for a total cost of	A\$	14.960.00

#### 8. Maximum Applications

The offer under the SPP needs to comply with the requirements of ASIC Class Order [CO 09/425]. Under those requirements, the maximum number of SPP Shares which may be applied for (namely A\$14,960 or 88,000 Shares) applies irrespective of how many Shares you hold on the Record Date.

#### Single holders:

If you are the only registered holder of Shares, and you receive more than one Offer under the SPP (for example, due to multiple registered holdings, including joint holdings), you may only apply for up to a maximum of A\$14,960 worth of SPP Shares in total.

#### Joint holders:

If you are recorded with one or more other persons as the joint holder of Shares, that joint holding is considered to be a single registered holding for the purpose of the SPP, and the joint holders are entitled to participate in the SPP in respect of that single holding only. A joint holder who receives more than one Offer under the SPP due to multiple registered holdings (including both sole and joint holdings) may only apply for up to a maximum of A\$14,960 worth of SPP Shares in total.

#### Custodians, trustees and nominees:

If you are a custodian, trustee or nominee within the definition of "custodian" in ASIC Class Order [CO 09/425] or in any more specific ASIC relief granted to Navigator in relation to the SPP (**Custodian**) and hold Shares on behalf of one or more persons (each a **Participating Beneficiary**), you may apply for up to a maximum of A\$14,960 worth of SPP Shares for each Participating Beneficiary, subject to providing a notice in writing to Navigator (the **Custodian Certificate**) certifying the following:

- you are a Custodian (as that term is defined in ASIC Class Order [CO 09/425]);
- either or both of the following:
  - you held Shares on behalf of one or more persons that were not Custodians (each a Participating Beneficiary) (Direct Holding);
  - that another custodian (Downstream Custodian)
    holds beneficial interests in Shares on behalf of one
    or more persons (each a Participating
    Beneficiary), and you hold the Shares to which
    those beneficial interests relate on behalf of the
    Downstream Custodian or another Custodian
    (Downstream Holding),

at 5.00pm (WST) on 6 July 2010, and that each Participating Beneficiary has subsequently instructed you (in respect of a Direct Holding) and/or the Downstream Custodian (in respect of a Downstream Holding) to apply for SPP Shares on their behalf under the Offer;

- the number of Participating Beneficiaries;
- the name and address of each Participating Beneficiary;
- in respect of each Participating Beneficiary the number of Shares that you hold on behalf of each Participating Beneficiary;
- in respect of a Downstream Holding the number or the dollar amount of Shares which each Participating Beneficiary has instructed the Downstream Custodian to apply for on their behalf:
- that there are no Participating Beneficiaries in respect of which the total of the Application price exceeds A\$15,000 worth of Shares, calculated by reference to Shares applied for by you as Custodian on their behalf under:

1

- the SPP; and
- any other Shares issued to you as Custodian in the 12 months before your Application under an arrangement similar to the SPP, in each case, as a result of an instruction given by them to you as Custodian or the Downstream Custodian to apply for Shares on their behalf;
- that a copy of the Offer was given to each Participating Beneficiary; and
- in respect of a Downstream Holding the name and address of each Custodian who holds beneficial interests in the Shares that you hold in relation to each Participating Beneficiary; and
- each Participating Beneficiary has a registered address in either Australia or New Zealand at 5.00pm (WST) on the Record Date.

For the purposes of ASIC Class Order [CO 09/425] you are a "Custodian" if you are a registered holder that:

- holds an Australian financial services licence that:
  - covers the provision of a "custodial or depository service" (as defined in section 766E of the Corporations Act 2001 (Cth) (the Corporations Act)); or
  - includes a condition requiring the holder to comply with ASIC Class Order [CO 02/294]; or
- is exempt under:
  - paragraph 7.6.01(1)(k) of the Corporations Regulations 2001; or
  - under ASIC Class Order [CO 05/1270] to the extent that it relates to ASIC Class Order [CO 03/184]; or
  - paragraph 911A(2)(h) of the Corporations Act;

from the requirement to hold an Australian financial services licence for the provision of a custodial or depository service;

- is a trustee of a:
  - self managed superannuation fund as defined in section 17A of the Superannuation Industry (Supervision) Act 1993; or
  - superannuation master trust as defined in ASIC Class Order [CO 09/425]; or
- ♦ is the responsible entity of an IDPS-like scheme (as defined in ASIC Class Order [CO 02/296]); or
- is the registered holder of Shares and is noted on the register of members of Navigator as holding the Shares on account of another person.

If a Custodian holds Shares jointly on behalf of two or more persons, the A\$14,960 limit applies jointly in relation to those persons as if the Custodian held the Shares on behalf of a single person, and the Custodian is taken to have been instructed to apply for SPP Shares on behalf of those persons if the Custodian has received such an instruction in accordance with the terms on which the SPP Shares are held, or if the terms do not cover the giving of instructions of this kind, the Custodian has received such an instruction from any of those persons.

Custodians wishing to participate on behalf of one or more beneficiaries must submit a Custodian Certificate to Navigator. If you are a Custodian, please contact Advanced Share Registry Services (Share Registry) by phone on +61 8 9389 8033, to obtain further information on how to apply and the form of certification to be given to Navigator. Do not return the enclosed Application Form if you wish to apply as Custodian.

Eligible Shareholders who hold Shares in the capacity of a trustee or a nominee (or in another capacity) for another person but who are not a Custodian (as defined above) cannot participate for beneficiaries in the manner outlined above. In this case, the rules for "Single holders" (above) apply.

Navigator reserves the right to reject any Application for SPP Shares to the extent it considers that the Application (whether alone or in conjunction with other Applications) does not comply with these requirements.

Navigator reserves the right to reject Applications in accordance with paragraph 10 of these Terms and Conditions.

#### 9. Participation Optional

Participation in the SPP is entirely at your option (subject to the eligibility criteria set out in these Terms and Conditions). If you are in any doubt as to whether you should participate in the SPP or how such participation will affect you (including taxation implications), you should consider seeking independent financial and taxation advice. We make no recommendations as to the desirability or otherwise of your participation in the SPP. Navigator also recommends that you monitor Navigator's announcements to ASX and the Navigator share price, which can be found on Navigator's website (navigatorresources.com.au) or in the financial pages of major Australian metropolitan newspapers, or on the ASX website (asx.com.au) (ASX code: NAV). If you do not wish to participate in the Offer, you do not need to do anything.

#### 10. Application may be rejected

Navigator is seeking to raise up to A\$5 million under the Offer (SPP Limit). Proceeds from the SPP will be capped at the SPP Limit.

SPP Shares will be allocated to Eligible Shareholders on a first in basis, and any further Applications received which exceed the SPP Limit will be rejected. In the event that an Application is rejected, the Application monies received will be refunded.

# 11. Calculation of the number of SPP Shares to be issued

In the absence of your Application being rejected in accordance with these Terms and Conditions, the number of SPP Shares to be issued to you will be calculated by dividing the Application money that you pay by the SPP Price, with any resulting fractions of SPP Shares being rounded up to the nearest whole number of SPP Shares.

#### 12. Allotment and trading dates

SPP Shares are expected to be allotted under the Offer on 5 August 2010 and are expected to commence trading on ASX on 6 August 2010. Navigator expects to dispatch a confirmation of allotment in respect of any SPP Shares allotted to you under the Offer on 6 August 2010. You should confirm your holding before trading in any SPP Shares you believe have been allotted to you under the Offer.

#### 13. Change of Offer

Navigator may change, suspend or terminate the SPP or these Terms and Conditions at any time whether because of a change of law, ASIC requirements or policy or any other circumstance relevant to the SPP or Navigator. If Navigator does this, it will post a notice on Navigator's website. Failure to notify shareholders of changes to, suspension or termination of the SPP or these Terms and Conditions will not invalidate the change, suspension or termination. Navigator reserves the right to issue no SPP Shares or fewer SPP Shares than an Eligible Shareholder applies for under the SPP if Navigator believes the issue of those SPP Shares would contravene ASIC requirements or policy, any law or any ASX Listing Rule. No interest will be paid on any money refunded. Navigator's rights to change, suspend or terminate the SPP may be exercised by the Board or any delegate of the Board.

If the Offer is terminated before the issue of SPP Shares, all Application monies will be refunded. No interest will be paid on any money refunded to you.

#### 14. Dispute Resolution

Navigator may settle any dispute in relation to the SPP or the Terms and Conditions of the SPP in any manner it thinks fit, whether generally or in relation to any shareholder, Application or Shares. Navigator's decision will be conclusive and binding.

Navigator may make determinations in any manner it thinks fit, including in relation to any difficulties, anomalies or disputes which may arise in connection with or by reason of the operation of the Offer, whether generally or in relation to any participant or Application. Any determinations by Navigator will be conclusive and binding on all Eligible Shareholders and other persons to whom the determination relates. Navigator's rights may be exercised by its Board or any delegate of the Board.

#### 15. How to Apply for SPP Shares

Applications may only be made for parcels of SPP Shares in accordance with the nominated Share Parcel amounts up to the maximum of A\$14,960. If the amount of the cheque, bank draft or money order tendered with your Application Form or your BPay payment is:

- less than A\$680 Navigator will not allot any SPP Shares to you and will refund your Application money to you; or
- greater than A\$14,960 subject to Navigator's right to reject Applications which exceed the SPP Limit, Navigator will allot A\$14,960 of SPP Shares to you at the SPP Price and will refund the excess Application money to you.

If you would like to apply for SPP Shares, you must either:

#### By Cheque, Bank Draft or Money Order:

- ◆ Complete the enclosed Application Form;
- Prepare a cheque, bank draft or money order for the appropriate amount, in Australian dollars payable to "Navigator Resources Limited – SPP Account", and crossed "Not Negotiable"; and
- Send the Application Form and payment to the Share Registry.

#### OR

#### By BPay:

◆ Pay electronically by BPay using the personalised customer reference number shown on your Application Form which is required to identify your holding.

If you make your payment using BPay, you do not need to return your Application Form, but are taken to make the certifications and representations described in these Terms and Conditions and on the Application Form. If applying by BPay, you need to ensure your payment is received by the Share Registry by no later than 5.00pm (WST) on 2 August 2010. Applicants should be aware that their own financial institution may implement early cut off times with regards to electronic payment, and therefore should take this into consideration when making payment. It is the responsibility of the applicant to ensure that funds submitted through BPay are received by the close of the Offer.

Do not forward cash. Receipts for payment will not be issued. Applications will not be accepted at the offices of Navigator or the Share Registry.

Cheques will only be accepted if they are drawn in Australian currency on an Australian financial institution. If your cheque does not clear, your Application will not be accepted and you agree to be responsible for any dishonour fees or other costs incurred. If your cheque is dishonoured, it may not be represented.

Applications must be received by **5:00pm (WST) on 2 August 2010**. Applications received after that time may not be accepted. By completing an Application Form, you agree to be bound by these Terms and Conditions and Navigator's Constitution. Applications and payments may not be withdrawn once Navigator has received them. Application money will not bear interest against Navigator under any circumstances.

If your Application Form is incomplete, contains errors or is otherwise invalid or defective, Navigator may, in its sole discretion, accept, reject, correct or amend your Application, issue such number of SPP Shares to you as it determines, refund your Application money, or take any combination of these actions. Any refund will be paid to you shortly after the

allotment of SPP Shares under the Offer. No interest will be paid to applicants on any refunded money. Any Application monies refunded by Navigator will be paid by cheque or such other payment method as determined by Navigator in its absolute discretion in Australian currency.

#### 16. Acknowledgements

By making payment (including through BPay) or returning an Application Form or Custodian application form, you certify, acknowledge, warrant and represent as true, correct and not misleading to Navigator that:

- you have read and accepted these Terms and Conditions in full:
- you declare that all details and statements in your Application are true and complete and not misleading;
- your Application, on the Terms and Conditions of the Offer set out herein (including the Application Form [and Custodian application form]), will be irrevocable and unconditional (that is, it cannot be withdrawn);
- as at 5.00pm (WST) on 6 July 2010, you are recorded on Navigator's share register as being a registered holder of Shares and having an address in Australia or New Zealand and are, therefore, an Eligible Shareholder;
- if you have a registered address in New Zealand, you continue to hold Shares as at the opening of the Offer on 12 July 2010;
- if you are applying on your own behalf (and not as a Custodian):
  - the total of the application price for the following does not exceed A\$15,000:
    - the SPP Shares the subject of the Application;
       and
    - any other SPP Shares applied for by you under the Offer or issued to you under any similar arrangement in the 12 months before the application (Note: Navigator has not conducted a similar arrangement in the prior 12 months); and
    - any other SPP Shares which you have instructed a Custodian to acquire on your behalf under the Offer; and
    - o any other Shares issued to a Custodian in the 12 months before the application as a result of an instruction given by you to the Custodian or another Custodian to apply for Shares on their behalf under an arrangement similar to the Offer which resulted in you holding beneficial interests in the Shares (Note: Navigator has not conducted a similar arrangement in the prior 12 months):
- if you are a Custodian and are applying on behalf of one or more beneficiaries on whose behalf you hold Shares:
  - you are a Custodian (as that term is defined in ASIC Class Order [CO 09/425]);
  - either or both of the following:
    - you held Shares on behalf of one or more persons that were not Custodians (each a Participating Beneficiary) (Direct Holding);
    - that another custodian (a **Downstream** Custodian) holds beneficial interests in Shares
       on behalf of one or more persons (each a
       Participating Beneficiary), and you hold the
       Shares to which those beneficial interests relate
       on behalf of the Downstream Custodian or
       another Custodian (**Downstream Holding**),

at 5.00pm (WST) on 5 July 2010, and that each Participating Beneficiary has subsequently instructed you (in respect of a Direct Holding) and/or the Downstream Custodian (in respect of a Downstream Holding) to apply for SPP Shares on their behalf under the Offer;

- there are no Participating Beneficiaries in respect of which the total of the Application price for the following exceeds A\$15,000:
  - the SPP Shares applied for by you on their behalf under the Offer in accordance with the instructions referred to above; and

3

- any other Shares issued to you in the 12 months before the Application as a result of an instruction given by them to you or to a Downstream Custodian to apply for Shares on their behalf under an arrangement similar to the Offer (Note: Navigator has not conducted a similar arrangement in the prior 12 months);
- you certify the additional matters or provide the additional information as might be required under or desirable as a result of any ASIC relief in relation to the Offer as advised to you by Navigator or the Share Registry before the close of the Offer; and
- you certify that each Participating Beneficiary has a registered address in either Australia or New Zealand at 5.00pm (WST) on the Record Date.
- you may be offered SPP Shares pursuant to the Offer in accordance with all applicable laws, and any acceptance by you on your own behalf or in respect of any person for which you are acting complies with all applicable laws;
- you accept the risk associated with any refund that may be dispatched to you by cheque or other payment method to your address shown on Navigator's register;
- you are responsible for any dishonour fees or other costs Navigator may incur in presenting a cheque for payment which is dishonoured;
- you agree to be bound by the provisions of the Constitution of Navigator (as amended and as they may be amended from time to time in the future);
- you authorise Navigator and their affiliates, officers and representatives to do anything on your behalf necessary for SPP Shares to be issued to you in accordance with these Terms and Conditions;
- you authorise Navigator (and its officers and agents) to correct minor or easily rectified errors in, or omissions from, your Application and to complete the Application by the insertion of any missing minor detail; and
  - Navigator may at any time irrevocably determine that your Application is valid in accordance with these Terms and Conditions, even if the Application is incomplete, contains errors or is otherwise defective.

#### 17. Enquiries

If you have any questions in respect of the SPP, please contact the Share Registry, Advanced Share Registry Services by phone on +61 8 9389 8033.