



Coburn Resources Pty  
Level 9, 216 St Georges Terrace,  
Perth, Western Australia  
6000  
AUSTRALIA

**OUR REFERENCE**  
23/15512

**YOUR REFERENCE**

**DATE**  
18.04.2024

Dear Sir/Madam

## Decision

### 1. Introduction

Finanstilsynet has examined certain accounting topics related to the financial reporting of Coburn Resources Pty (Coburn) in accordance with the Securities Trading Act (STA) section 19-1 subsection (2). Reference is made to previous correspondence, most recently the issuer's reply of 5 April 2024 to Finanstilsynet's advance notification of decision dated 14 March 2024. Finanstilsynet hereby notifies the issuer of its decision to impose an order in connection with this review.

The review relates to the form and content requirements in Coburn's annual financial statements for the year ended 30 June 2023. The annual report has not been prepared in accordance with the appropriate accounting principles and is missing the management report, the responsibility statement and the reporting on payments to governments in accordance with the STA. Finanstilsynet is ordering Coburn to make public a corrective note with the missing disclosures.

Coburn's reply of 5 April 2024 states that the company will comply with the decision.

### 2. Form and content requirements in the annual report - missing information

#### 2.1 Accounting principles

Australia has implemented IFRS in their legislation. However, the notes to the financial statements must contain an explicit and unreserved statement of compliance with all requirements of international financial reporting standards in accordance with IAS 1 Presentation of Financial Statements, cf. the STR section 5-11 (1) a). The reporting principles used in the annual report must be equivalent to full IFRS.

Coburn`s financial statements are prepared in accordance with Australian Accounting Standards – Simplified Disclosures, i.e. not full Australian Accounting Standards. Australian Accounting Standards - Simplified Disclosures are not equivalent with full IFRS.

## **2.2 Management report**

The management report must be prepared in accordance with the Accounting Act section 3- 3a. This means that the report must contain information on the nature of the business, the working environment, gender equality, impact on the external environment, going concern assumption, assessment of accounting items including cash flow statements, together with a risk assessment and prospects for the future. Pursuant to STR section 5-7 subsection (2), issuers are also required to disclose information regarding the rights and obligations of shareholders in the management report in compliance with the requirements of the STA section 5-8(a). Moreover, the issuer shall, in the management report or in a document referred to in the management report, give an account of its policies and practice for corporate governance in conformity with the Accounting Act section 3-3(b), cf. STR section 5-7 subsection (3).

The annual report is missing a management report in accordance with the accounting act section 3-3a, information regarding the rights and obligations of shareholders in accordance with the STA section 5-8a and information about corporate governance, cf. the Accounting Act section 3-3b.

## **2.3 Responsibility statement**

Pursuant to STA section 5-5 subsection (2) the annual financial report shall comprise the audited financial statements, the management report and statements made by the persons responsible within the issuer. The statements shall state that the annual financial statements have been prepared in accordance with applicable accounting standards and give a true and fair view of the assets, liabilities, financial position and profit or loss of the issuer and the group taken as a whole and that the management report includes a fair review.

The annual report does not include responsibility statement as required by STA section 5-5 subsection 2 no 3. The "director`s declaration" does not explicitly state that the "applicable accounting standards give a true and fair view of the assets, liabilities, financial position and profit or loss of the issuer and the group taken as a whole, and that the management report includes a fair review." The company`s responsibility statement is also missing information about compliance with IFRS, c.f. point 2.1.

## **2.4 Reporting on payments to governments**

Issuers engaged in activities within the extractive industries or in forestry activities in primary forests shall prepare and publish a yearly disclosure report containing information about their payments to governments at country and project level, cf. STA section 5-5a. The annual report shall state where this disclosure report is published. The issuer`s financial annual report shall include

statements made by the persons responsible within the issuer, whose names and job titles shall be clearly indicated, to the effect that the report, to the best of their knowledge, has been prepared in accordance with the requirements of the Securities Trading Act section 5-5a and associated regulations (regulations relating to country-by-country reporting of 20 December 2013 no. 1682).

The report on payments to governments is missing in the annual report.

Finanstilsynet notes that Coburn is in the process of preparing a report on payments to governments and intends to publish it on the web page of Strandline Resources Limited. As Coburn is not required under Australian law or accounting practices to produce such a report, Coburn maintains it will need some time to become familiar with the requirements and format to be used for reporting. Coburn has data available on payments to governments, but needs to present the data in the correct format.

In Finanstilsynet's opinion the requirement is not too burdensome for Coburn. The report on payments to governments is considered regulated information pursuant to the STA section 5-12. The report must be made public and stored in the Official Appointed Mechanism at Euronext Oslo Børs (OAM – [newsweb.oslobors.no](http://newsweb.oslobors.no)) in the category "Payments to governments".

### **3. Other matters related to the control of the annual accounts**

#### **3.1 Reporting Format**

The entire annual financial report shall be prepared in XHTML format (Extensible Hypertext Markup Language), cf. STR section 5-13. The annual report has not been prepared in accordance with the applicable reporting format.

In letter of 16 February 2024, Coburn requests an exemption from the requirement for the 2023 and 2024 annual reports.

There are no legal provisions for exemptions from the requirement.

### **4. Decision**

Pursuant to the Securities Trading Act section 19-1 subsection (2) and Regulations to the Securities Trading Act of 29 June 2007 no. 876 section 17-8 c) Finanstilsynet order Coburn Resources Pty to make public a corrective note. The corrective note must include:

- A) Disclosures making the annual report for 2023 in compliance with all requirements in the Australian Accounting Standards, i.e. not Simplified Disclosures. The disclosure must contain an explicit and unreserved statement that the financial statements is in compliance with all requirements of international financial reporting standards in accordance with IAS 1

- Presentation of Financial Statements, cf. the Securities Trading Regulations section 5-11 (1) a).
- B) Disclosures making the management report in the annual report for 2023 in compliance with: the accounting act section 3-3a, information regarding the rights and obligations of shareholders in accordance with the Securities Trading Act section 5-8a and information about corporate governance, cf. the Accounting Act section 3-3b.
  - C) Disclosures making the responsibility statement in the annual report for 2023 in compliance with the Securities Trading Act section 5-5 subsection (2).
  - D) Disclosures making the report on payments to governments in the annual report for 2023 in compliance with the Securities Trading Act section 5-5a.

The corrective note shall also contain information about the circumstances leading to it being published. The corrections made and disclosed in the corrective note shall be reflected correspondingly in future financial reporting that is affected by the corrections.

The disclosures shall be made public and stored on [newsweb.oslobors.no](https://newsweb.oslobors.no), cf. the Securities Trading Act section 5-12 as soon as possible and within 31 May 2024.

## 5. Conclusion

Finanstilsynet refers to the securities legislation regarding the requirement to disclose inside information in accordance with the Regulation (EU) No 596/2014 article 17 no. 1, cf. article 7, cf. Securities Trading Act section 3-1 subsection (1). Finanstilsynet expects the Company to consider its treatment of information in accordance with this legislation.

Finanstilsynet's decisions may be appealed under section 28 of the Public Administration Act. The Ministry of Finance is the appeal body. The appeal should be directed to Finanstilsynet. The time limit for appeal is three weeks from the date that this letter is received. The parties have the right to acquaint themselves with the documents of the case under the provisions of sections 18 and 19 of the Public Administration Act.

It is possible to apply for deferred implementation of the decision, cf. the Public Administration Act section 42.

Finanstilsynet has forwarded a copy of this letter to the issuer's appointed auditor and to Oslo Børs.

On behalf of Finanstilsynet

Anne Merethe Bellamy  
Deputy Director General

Lars Jacob Braarud  
Head of section

*This document has been electronically approved and does not require handwritten signatures.*

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OSLO BØRS ASA