

## CURRICULUM VITAE

### IAN CUNYNGHAME DAYMOND 2008

MAY

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**Date of Birth:** 25 November 1949

**Status:** Formerly married – 3 children (James 25, Alexandra 23, Timothy 21)  
Fiance – Sally Horton (Artist)

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**University Qualifications:** Bachelor of Arts and Bachelor of Laws, University of Sydney 1973

**Current Roles:** Company director and chairman of two ASX listed mining companies and a practising commercial/corporate lawyer in mining and resources.

Director's duties and primary interest in capital raising, project development and financing for (and personal investment in) start-up, entrepreneurial and more mature resource companies.

Ian specialises in the mining and resources area, having spent most of his legal career since the 1970s as a corporate lawyer in mining corporations based in Australia with international interests.

He is a pragmatic, responsive and energetic commercial lawyer, with broad professional experience, negotiation skills, academic and scholarly abilities when required, a global outlook, cross-border transactional experience, substantial financing experience, superior English oral and written expression and word attack skills, extensive professional and social networking connections and a high degree of creativity in deal-making and legal structuring.

He has a keen interest in corporate governance, compliance and risk management programmes and codes of ethics for corporations and has been responsible for installing such programmes in many corporations.

He is thoroughly professional, exhibits a high degree of integrity and ethics, and is sociable. He enjoys brainstorming sessions and is a lateral thinker, whilst showing clear abilities as an implementer and finisher of transactions – confirmed by psychological assessments.

**Professional Organisations:** He has been or is associated with the following professional organisations:

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- A practising member of the Law Society of New South Wales since 1974 (more than 30 years) and is admitted as a Solicitor of the Supreme Court of New South Wales. He was admitted as a Barrister and Solicitor of the Supreme Court of Victoria in 1981
- A member of the Australian Mining and Petroleum Law Association, having attended national conferences regularly since 1981 and having served as treasurer in the NSW branch for 5 years
- A member of the International Bar Association (Section on Energy and Natural Resources)
- A Fellow of the Australian Institute of Company Directors
- A member of the Australian Corporate Lawyers Association, having been a founding member of the association in New South Wales in 1978
- A member of the Resources, Energy and Environmental Law Committee of the Business Law Section of the Law Council of Australia since 2002
- He is a frequent attendee of (and occasional speaker at) Australian and international mining and mining law conferences (including AMPLA; Mining Indaba (Cape Town); PDAC (Toronto); and Diggers & Dealers (Kalgoorlie).

**Directorships and other Appointments:**

- The National Chairman of the Australia-Southern Africa Business Council (which was his major extra-curricular and voluntary commitment 2002-2005) which exposed him to many aspects of trade, investment and bilateral relationships between Australia and Southern Africa and which has provided and continues to provide introductions at the highest business, government and diplomatic levels.

Chairing of this national, State-based voluntary organisation called for diplomatic skills and skills in the conduct and detailed minutes of formal meetings.

Highlights of his chairmanship included obtaining substantial sponsorship from major corporates like BHP Billiton, NAB, Standard Bank and South African Airways; lobbying of Federal Foreign Affairs and Trade Ministers for the establishment of an Africa Council; the creation of the Australia-Africa Business Council as the successor organisation to the ASABC (including drafting its constitution for adoption by the State branches); and the holding of a highly successful trade, resources and investment conference in Botswana in February 2005 for 120 delegates.

- Non-executive chairman of Copper Range Limited, which is a copper exploration company focussed on South Australia and which listed on ASX in June 2006.
  - Non-executive chairman of ActivEX Limited, which is a gold exploration company focussed on Queensland and which listed on ASX in April 2006.
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- Non-executive director of International Base Metals Limited since 2002. IBML which is a base metals exploration and development company with substantial copper interests in Namibia and base metal interests in Australia. IBML, with over 230 shareholders, succeeded in raising pre-IPO funding of A\$8.5 million in late 2007 and will seek an IPO in excess of \$300 million and stock exchange listing in September 2008.
- The inaugural Honorary Consul in NSW for the Republic of Botswana since May 2007, which enables him to maintain and expand his connections with Southern Africa.

**Professional Career:**

- Principal, Daymond Lawyers Pty Ltd since July 2005
- Consultant, Daymond & Associates Pty Ltd since November 2004
- Partner, Horton Rhodes, Commercial Lawyers, Sydney May 2003 - October 2004
- Partner, ResourcesLaw International, Sydney August 2001- April 2003
- General Counsel and Company Secretary of Delta Gold Ltd, Sydney 1989-2001
- Legal and Commercial Manager at Hunter Resources, Sydney 1986-89, Senior Associate at Minter Simpson & Co, Sydney 1983-86 and Corporate Solicitor at Western Mining Corporation, Melbourne 1980-83
- First employed executive at Morgan Grenfell Australia Ltd, Merchant Bankers, Sydney 1978-80
- Solicitor at Allen, Allen & Hemsley, Sydney 1977-78
- Employed legal executive at Lovell White and King, Solicitors, London 1975-76
- Articled Clerk, Ebsworth & Ebsworth, Solicitors, Sydney 1972-74.

**Corporate Experience:**

- He has operated at public company board level for more than 25 years as a director or company secretary and, notably, was instrumental in the spectacular growth of Delta Gold Ltd from a small Australian gold explorer to one of the largest gold producers in the country, having been a key legal member of the multi-disciplinary senior management team until his departure in 2001 for private legal practice
  - He has major corporate, commercial and financial experience in public company takeovers and reconstructions, Australian and international corporate and project financings and government negotiations and project investment agreements in Southern Africa and the Asia-Pacific
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- He has negotiated and drafted many major resource joint venture agreements in Australia as well as in Africa with major international mining companies
- He has first-hand experience with corporate governance and continuous disclosure in Australia and he is familiar with the practical issues for corporations
- He has extensive experience in dealing with the Australian Securities and Investments Commission, the Australian Securities Exchange and other regulatory authorities. He has been involved with major international restructuring and domestic and international tax issues

In particular, he has been closely associated with the following selected transactions which show his diversified resources experience in gold, platinum group metals, base metals, diamonds, uranium and coal:

- A renounceable rights issue of up to A\$64M for an ASX listed mining company
  - A heads of agreement for Hill End Gold Ltd to enter a joint venture over gold properties in Thailand
  - Engagement as an identifier of iron ore resources in Australia and elsewhere for a large Chinese iron and steel company
  - The acquisition of the Hargraves Gold Project by Hill End Gold Ltd in September 2007
  - The formation in 2007 of a start-up company with international shareholders and a co-operation agreement for a strategic alliance with one of China's largest resource companies, CITIC for the identification and evaluation for investment of resource projects around the world
  - The acquisition of copper projects in Namibia by International Base Metals Ltd in 2006
  - The negotiation with a major Chinese mining company of a cornerstone investment in International Base Metals Ltd in 2006
  - The acquisition of gold projects in South Africa and elsewhere in Southern Africa for a Canadian listed group and subsequent farmout to another listed group
  - The negotiation and documentation for the acquisition of an anthracite coal project in South Africa for a Canadian group
  - A non-renounceable rights issue for Imperial Corporation Ltd listed on ASX and a convertible note issue to raise A\$8M in 2006
  - The acquisition of copper projects in South Australia by Copper Range Ltd in 2006-2007
  - The acquisition of a gold project in Laos for Hill End Gold Ltd
  - the floats of EIDore Mining Corporation Ltd on the ASX in 2005 (gold projects in the Philippines and later Fiji), the float of ActivEX Ltd in 2006 and the float of Copper Range Ltd in 2006
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- the sale of copper oxide assets from International Base Metals Ltd to CopperCo Ltd, which subsequently listed on ASX in 2004 and has become one of the more recent and significant copper developers/producers in Australia
  - the tendering by Wheaton River Minerals to purchase the Gold Ridge mine, Solomon Islands in 2004
  - general legal and corporate advice to a company with extensive mineral interests in Vietnam which subsequently listed on ASX
  - the raising of seed capital and advice on corporate and international structuring for many junior mining companies seeking listings on ASX and on the London Alternative Investment Market (AIM), including Neptune Resources Plc, an underwater mineral exploration company in 2005
  - the primary legal responsibility for the float of Tri Origin Minerals Ltd on ASX in 2004
  - the takeover defence of Great Mines NL in response to the offer by Citigold Ltd/Charters Towers Gold Mines NL 2003
  - the negotiation and documenting of the Hartley Platinum Joint Venture between BHP Minerals and Delta Gold 1990 in Zimbabwe
  - the conduct of the Granny Smith Joint Venture between Placer Dome of Canada and Delta Gold in Western Australia 1989-2001
  - the conduct of the Kanowna Belle Joint Venture between North Limited and Delta Gold in Western Australia 1991-2001
  - the negotiation of documenting of the groundbreaking Hartley Platinum Mining Investment Agreement with the Government of Zimbabwe in 1992-1994, involving extensive contact with government departments
  - the international corporate structuring of the ownership of the platinum interests of Delta Gold in Zimbabwe in 1990 and 1996
  - the sale of platinum interests from Delta Gold to Zimbabwe Platinum Mines (Zimplats) and the subsequent scheme of arrangement and de-merger and listing of Zimplats on ASX in 1998
  - the acquisition by Zimplats of BHP's platinum interests in Zimbabwe in 1999
  - the establishment and conduct of a diamond exploration programme in Zimbabwe for Delta Gold
  - merger discussions between Acacia Resources and Delta Gold in 1999 (which did not result in a merger)
  - the public company takeover by Delta Gold of Ross Mining in 2000, including the chairmanship of the due diligence committee
  - the successful A\$70 million political risk insurance claim in respect of the Gold Ridge Mine in the Solomon Islands in 2001
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- the takeover of Bushells by Brooke Bond Liebig in 1979
- the ASX compliance listing of a New Zealand company, Robert Jones Investments Ltd, in 1985
- he was responsible at Western Mining Corporation for proposing and implementing the innovative members' voluntary winding-up of BH South Ltd 1982
- experience over many years with mining and exploration titles and tenement dealings in Qld, WA, NSW, South Australia, Victoria and numerous overseas jurisdictions.

**Project Experience:**

Ian has over 25 years' experience representing private sector clients in the mining and energy industries, with special exposure to the hard-rock mining sector. Some of the more significant projects on which he has advised include:

- Northwest Shelf Gas Project, WA
- Olympic Dam Copper/Gold/Uranium Project, SA
- Benambra Base Metals Project, Vic
- Mertondale/ Harbour Lights Gold Project, WA
- Granny Smith Gold Project, WA
- Kanowna Belle Gold Project, WA
- Hartley Platinum Project, Zimbabwe
- Ngezi Platinum Project, Zimbabwe
- Gold Ridge Gold Project, Solomon Islands
- Nalesbitan Gold Project, The Philippines
- Mount Kelly Copper Oxide Project, Qld
- Hill End Gold Project, NSW
- Many exploration projects in Australia, New Zealand, South Africa, Zimbabwe, West Africa, Solomon Islands, Fiji, Chile and Laos
- Dextec/Intec metallurgical process
- Uranium conversion and enrichment, including the establishment of the joint venture for the Uranium Enrichment Group of Australia (UEGA) between BHP, WMC, Peko-Wallsend and CSR in the early 1980s whilst at WMC.

**Financing Experience:**

His financing experience includes the following:

- Acting as a member of the Morgan Grenfell advisory team to Woodside Petroleum in respect of the Northwest Shelf Gas Project 1978-80
  - Providing legal supervision for all the corporate and project financing activities of Western Mining Corporation in Melbourne 1980-83, including the project financing arrangements for the Olympic Dam project and the Benambra project, including Eurocurrency loan agreements and a Eurobond issue
  - Prospectus and/or Material Contract preparation and ASX listing of Australian Hydrocarbons 1979, Oil Company of Australia 1980, Cracow Gold 1984, BA Petroleum Explorers Trust 1984, AUR NL (gold tenements in Qld) 1985, Zimplats 1998, Tri Origin Minerals 2004, Eldore Mining Corporation Ltd 2005, ActivEX Ltd 2006, Copper Range Ltd 2006 and Proto Resources & Investments Ltd 2007
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- Capital raisings, including rights issues and placements and underwritings for Western Mining, Hunter Resources, Delta Gold, Hill End Gold, Copper Range, ActivEX, Imperial Corporation Ltd, International Base Metals and many junior exploration and mining companies
- Major corporate financings by Delta Gold, gold loans and gold bond financing and related gold hedging arrangements
- Convertible note issues.

**Clubs:**

- Australian Club, Sydney
- Elanora Country Club
- Balmoral Beach Club
- Former Rotarian – Rotary Club of Sydney Cove (15 years)
- Frequent attendee at the Sydney Mining Club monthly lunches

**Secondary Education:**

- Shore School 1962-67 – HSC 1967 and Commonwealth scholarship to University
- Mosman Prep School 1957-61

**Defence Service:**

Pilot Officer, Royal Australian Air Force Reserve - NSW University Air Squadron 1970-72

**Interests and Sports:**

- Golf, travel, swimming, surfing, reading, music and art
  - Share and real estate investment and development (including a rural property subdivision and building a country retreat at Kendall, NSW, subdividing and selling a deconsecrated church at Kendall, and building a house on the island of Alonissos, Greece).
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