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**22 September 2026**

# Statement from the Board of Tivan

The Board of Tivan Limited ("Tivan") acknowledges and respects the deep connection of the Nganjuwarr Native Title Holders to their country and cultural heritage at the Speewah Project site. Today Tivan makes a public apology to the Nganjuwarr Native Title Holders in connection with the Heritage Protection Agreement between the Kimberley Land Council Aboriginal Corporation ("KLC"), on behalf of the Nganjuwarr Native Title Holders, and Tivan dated 18 December 2023 ("HPA").

Tivan acknowledges that it unintentionally breached the HPA during its 2025 exploration program at the Speewah Fluorite project. In particular, Tivan acknowledges our processes and record-keeping fell short of what was required under the HPA. Tivan accepts full responsibility for the breaches which occurred notwithstanding its good faith intention to comply with the HPA at all times.

Tivan acknowledges that adhering to cultural protocol is paramount in the protection of cultural heritage and that our communications caused hurt and distress within the Nganjuwarr community. Tivan welcomes the hard work and commitment of all parties to reach a mutual understanding regarding the role of cultural monitors going forward.

Since its 2025 campaign, Tivan's operations are now progressing from exploration to development, in respect of which Tivan, the Nganjuwarr Native Title Holders and their prescribed body corporate, Giliwinggin Aboriginal Corporation, are negotiating a native title agreement which, if agreed, will include a cultural heritage management plan that will operate in place of the HPA. In addition, Tivan has undertaken a comprehensive review of its internal processes and has implemented strengthened procedures, reflecting the additional resources that Tivan now has available. Tivan has committed to taking all necessary steps to ensure the non-compliance is not repeated, including requiring that all staff and executives undergo cultural awareness training.

Tivan reaffirms its ongoing commitment to meaningful engagement and collaborative working with the Nganjuwarr Native Title Holders as an integral part of the success of the Speewah Fluorite project, as reflected in formal agreements made over the past three years. Tivan values its relationship with the Nganjuwarr Native Title Holders and is committed to ensuring that the Speewah Fluorite project proceeds in a manner that protects Aboriginal cultural heritage and respects Nganjuwarr rights and interests.

In recognition of the above matters, Tivan will pay $50,000 by way of compensation for its non-compliance with the HPA, in accordance with a Deed of Release recently executed by Tivan and Giliwinggin Aboriginal Corporation on behalf of the Nganjuwarr Native Title Holders.

The above payment reflects Tivan's sincere regret for the breaches of the HPA, its deep respect for the Nganjuwarr Native Title Holders' cultural heritage, and its ongoing commitment to supporting the Nganjuwarr Native Title Holders' aspirations for self-determination, including the recent recognition of Native Title by the Federal Court.

This announcement has been approved by the Board of the Company.

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