

**STRONGER
TOGETHER**

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PAUL HOWES National Secretary



14 January 2008

Mr Andrew Forrest
Executive Director
Fortescue Metals Group
Level 2, 87 Adelaide Terrace
East Perth WA 6004
Australia

Dear Mr Forrest,

RE: Fatality of Mr Nigel Taylor at the Cloud Break Mine Development

We write with regard to the recent tragic events concerning the death of Mr Nigel Taylor at the Cloud Break Mine development in the Pilbara region ("the site").

The purpose of this correspondence is to seek urgent discussions with appropriate representatives of Fortescue Metals Group ("FMG"), and the various contractors that are engaged by FMG to undertake mine development and mine operational work at Cloud Break Mine, with regard to the establishment and ongoing application of co-operative occupational health and safety regimes at the site.

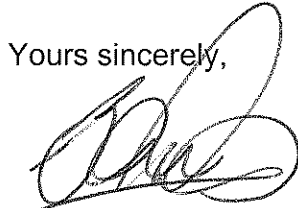
We are of the understanding that most, if not all, of the employees undertaking development and/or operational work at the site for and on behalf of FMG and its contractors are engaged pursuant to Australian Workplace Agreements registered pursuant to the provisions of the *Workplace Relations Act 1996*.

We would ask that in addition to being given an opportunity to speak with FMG and representatives of the contractors engaged by FMG at the site with respect to occupational health and safety matters, duly authorised representatives of The Australian Workers' Union be given access to the site for the purposes of speaking directly with the employees concerned in order for the employees to raise those issues directly with the AWU.

It would be appreciated if your office could contact Ms Debra Bushell on (02) 8005 3333 or by email at debra.bushell@awu.net.au to arrange an appropriate time and date where these discussions can occur.

I look forward to your prompt reply.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'Ben Swan', with a large, stylized flourish at the end.

BEN SWAN
ASSISTANT NATIONAL SECRETARY