

ASBESTOS INJURIES COMPENSATION FUND

GENERAL PURPOSE FINANCIAL REPORT

FOR THE YEAR ENDED 31 MARCH 2023

ASBESTOS INJURIES COMPENSATION FUND
CONSOLIDATED ACCOUNTS

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These financial statements cover the consolidated accounts of the Asbestos Injuries Compensation Fund (Charitable Fund and Discretionary Fund) and the entities controlled by Asbestos Injuries Compensation Fund Limited ("AICF"), the Trustee of the Asbestos Injuries Compensation Fund (collectively referred to as the "AICF Group")

These financial statements are presented in Australian currency.

The Asbestos Injuries Compensation Fund comprises two trusts (the Charitable Fund and the Discretionary Fund), and is domiciled in Australia.

The registered office and principal place of business of AICF are located at Level 2, 56 Clarence Street, Sydney, NSW 2000.

A description of the nature of the AICF Group's operations and its principal activities are included in the trustee's report on pages 1 - 8. The trustee's report does not form part of these financial statements.

This financial report was authorised for issue by the directors of AICF as trustee of the Asbestos Injuries Compensation Fund on 8 June 2023. The trustee has the power to amend and reissue the financial report.

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TRUSTEE'S REPORT

Consolidated accounts

The consolidated accounts comprise the consolidated financial statements of the AICF Trust – being the Charitable Fund and the Discretionary Fund, and AICF's controlled entities, on the basis that these entities constitute a single economic entity (collectively referred to as the "AICF Group").

The financial statements cover the operations of the Charitable Fund, the Discretionary Fund and the Liable Entities, being Amaca Pty Limited (under NSW administered winding up), Amaba Pty Limited (under NSW administered winding up) and ABN 60 Pty Limited (under NSW administered winding up), for the period from 1 April 2022 to 31 March 2023.

This trustee's report also covers the operations of Asbestos Injuries Compensation Fund Limited ("AICF"), which are principally to act as trustee of the AICF Trust, for the period from 1 April 2022 up to the date of this report.

Significant matters subsequent to 31 March 2023 are reported up to the date of this report.

The financial statements are general purpose financial statements which have been prepared to provide a consolidated set of financial statements for the AICF Trust for submission to the Government of New South Wales and to James Hardie Industries plc ("JHIPLC") as required under the Amended and Restated Final Funding Agreement ("AFFA"), the AICF Amended and Restated Trust Deed ("AICF Trust Deed") and the AICF Facility Agreement as amended ("AICF Loan Facility").

Directors of AICF

JHIPLC may appoint three directors, one of whom is the Chairman of AICF. The NSW Government may appoint two directors of AICF. The Directors of AICF during and since the year under review were:

Robert Russell (Chairman)	JHIPLC appointee
Joanne Marchione	JHIPLC appointee
Dennis Loduwick	JHIPLC appointee
Christopher Latham	New South Wales Government appointee
Mark Hare	New South Wales Government appointee

A brief biography of each of the current Directors appears below:

Robert Russell

Chairman

Age 57

Robert Russell became Chairman of AICF on 26 March 2009 and is also Chairman of ABN 60 Pty Limited, Amaba Pty Limited, Amaca Pty Limited.

Mr. Russell is a strong business manager experienced in both private and public companies ranging in size from \$500 million to \$1.5 billion in sales. His background is in high level management roles which include Chairman, Director, General Manager, Executive Vice President & Vice President. He is experienced in setting strategic direction, building and driving organisations, business acquisitions, green field manufacturing start-ups, global multi-site leadership, setting product & market strategies and creating solutions that improve operational efficiency.

Mr Russell was formerly Executive Director of the Global Golf Business for Rain Bird Corporation, based in the United States of America and most recently held the role of Operations Team Leader for the acquisition and integration of Fermacell into James Hardie.

Mr Russell earned his Bachelor of Science Degree in Industrial Engineering from the University of Arizona, USA and his MBA from the University of California Los Angeles, USA.

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Directors of AICF (Cont'd)

Joanne Marchione

Director

Age 56

Joanne Marchione was appointed a Director of AICF on 14 February 2006.

Ms Marchione was formerly Legal Counsel for the James Hardie Asia Pacific business from 1995 until December 2009. In that capacity, Ms Marchione advised on and managed significant commercial transactions, litigation and mediations. She developed and implemented legal compliance programs, and managed James Hardie's property portfolio.

She has a Bachelor of Laws and Bachelor of Economics (major in Accounting) from Macquarie University. Prior to joining James Hardie, she worked at Phillips Fox solicitors and was also the associate to the Chief Judge of the Land and Environment Court.

Dennis Loduwick

Director

Age 60

Dennis Loduwick was appointed a Director of AICF on 30 May 2007.

Mr Loduwick was formerly Chief Financial Officer of Vinidex Australia Pty Limited. He was also formerly Finance Director-Asia Pacific for James Hardie. In this role he was responsible for the Finance and IT functions across the Australian, New Zealand and Philippines businesses. Mr Loduwick ceased to be an executive of James Hardie on 31 March 2018 but continued in his role as Director of AICF. Prior to James Hardie, Mr Loduwick held a number of senior finance roles with Campbells/Arnotts, Kellogg's and Kimberly-Clark Australia.

He has a Bachelor of Economics majoring in Accounting and an MBA from the Macquarie Graduate School of Management.

Christopher Latham

Director

Age 73

The NSW Government appointed Chris Latham as a Director of AICF on 25 September 2013.

Mr Latham is a director of ReturnToWorkSA and a member of the NSW Compulsory Third Party Premiums Committee, advising the State Insurance Regulatory Authority (SIRA).

Mr Latham was formerly a partner of PricewaterhouseCoopers Sydney from 1989 to 2010. Previously he was a Principal of Mercer Campbell Cook & Knight from 1985 to 1989 and served as Chairman of Principals from 1987 to 1989.

He has been an active member of the actuarial profession, serving on numerous committees associated with general insurance and professional standards. He was a member of the Board of the Institute of Actuaries of Australia from 2007 to 2010.

Mr Latham has a Bachelor of Science from the University of Tasmania and is a Fellow of the Institute of Actuaries of Australia.

Mark Hare

Director

Age 40

Mark Hare was appointed by the NSW Government as a Director of AICF on 31 May 2019.

Mr Hare is Executive Director, Legal of the NSW Department of Premier and Cabinet.

Prior to joining the Department of Premier and Cabinet, Mr Hare was employed as a solicitor practising in commercial litigation at a top-tier firm.

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AICF Directors Attendance at Meetings held in the period 1 April 2022 - 31 March 2023

	Board Meetings	
	Total Held during term of Office	Number Attended
R Russell	4	4
C Latham	4	4
D Loduwick	4	4
J Marchione	4	4
M Hare	4	4

Remuneration of Directors

As specified in the AICF Constitution, a Director who is an employee of the JHIPLC Group or an employee of the NSW Government is not entitled to be paid any fee or remuneration by AICF for holding office as a Director of AICF.

No fees or remuneration have been paid to any director by AICF during the year under review.

Corporate Governance Protocols

The AICF Board has adopted a set of Governance Protocols for its operations and deliberations. The Protocols acknowledge the rights of Directors to take into account the interests of their Appointors, as set out in the AICF Constitution, as follows:

Clause 3.4(b) of the AICF Constitution provides:

"A Director is not precluded from voting or otherwise acting in his or her capacity as a Director as a result of any conflict of interest arising from the fact that the Director is an employee, consultant or officer of an Appointor, or in the case of a Director appointed by the NSW Government, a public servant."

Further, clause 6.11 of the AICF Constitution provides:

"(a) Subject always to a Director's obligations under the Trust Deed, the Constitution, statute or otherwise at law, a Director may take into account the views of that Director's Appointor and may act on the wishes of that Appointor in performing any of his or her duties or exercising any power, right or discretion as a Director in relation to AICF.

(b) A Director may provide that Director's Appointor with copies of all documents, Board Papers and other material which come into the possession of the Director in that capacity and may disclose to and discuss with the Appointor all information to which the Director becomes privy in that capacity."

The Protocols also note that Directors of AICF owe duties to AICF and, in respect of matters concerning its role as trustee of the Charitable Fund, are obliged to act in a manner consistent with the charitable purpose of the Fund.

Principal Activities

The principal activities of AICF are as follows:

- Receive, manage and apply the funds constituting the AICF Trust;
- Manage and administer the role of Trustee under the AFFA and the AICF Trust Deed;
- Receive and assess claims against the Liable Entities for asbestos related compensation, and pay "payable liabilities" as defined in the AFFA;
- Pursue insurance and other recoveries on behalf of the Liable Entities; and
- Manage the statutory winding up of the Liable Entities under the *James Hardie Former Subsidiaries (Winding up and Administration) Act 2005* (NSW).

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AICF Trust

The Charitable Fund was established to implement the agreement reached between JHIPLC, James Hardie 117 Pty Ltd (the Performing Subsidiary), AICF and the New South Wales Government whereby JHIPLC would commit to funding the Charitable Fund, via the Performing Subsidiary, in accordance with the terms and conditions originally set out in an agreement dated 1 December 2005 and subsequently amended and restated in the AFFA. The AICF Trust was expanded with the addition of the Discretionary Fund under the AFFA, between the same parties to the earlier agreement. A conformed copy of the AFFA dated 20 December 2013 and a Deed of Amendment dated 19 December 2017 are available at www.aicf.org.au.

The AICF Trust comprises the Charitable Fund and the Discretionary Fund. All shares in the former James Hardie companies (Amaca Pty Limited, Amaba Pty Limited and ABN 60 Pty Limited – the Liable Entities) are held by AICF as trustee of the Charitable Fund.

The Liable Entities are subject to the *James Hardie Former Subsidiaries (Winding up and Administration) Act 2005* (NSW) (Winding up Act) that places them in a form of statutory-based winding up and administration.

This regime ensures the continued existence of the Liable Entities, even if they are insolvent, and prohibits them from paying any liabilities except for "payable liabilities" as defined in the AFFA and the Winding up Act – these are primarily limited to asbestos personal injury or death claims arising from exposure to asbestos in Australia and where the claim is made in Australia and settled or determined in an Australian court or tribunal.

If there are sufficient funds to do so (including funds available under the AICF Loan Facility), the Liable Entities (or AICF acting as trustee) are authorised to pay the payable liabilities as and when they fall due for payment. If it appears reasonably likely that, for a period of time, there will be insufficient funds for all payable liabilities of a Liable Entity to be paid in full as and when they fall due for payment, the provisions of section 35 of the Winding up Act apply. The section 35 provisions of the Winding up Act provide for AICF as Trustee, to apply to the Supreme Court to establish an approved payments scheme and to obtain rationing directions.

Liable Entities

AICF, in its capacity as trustee of the Charitable Fund acquired all shares of Amaca Pty Limited (subject to NSW administered winding up), Amaba Pty Limited (subject to NSW administered winding up) and ABN 60 Pty Limited (subject to NSW administered winding up) on 9 February 2007. On the same date, following the satisfaction of a number of conditions precedent, the AFFA came into effect.

The current Directors of the Liable Entities are Robert Russell (Chairman), Dennis Loduwick and Chris Latham.

Following the transfer of the shares of the Liable Entities to AICF, and the receipt of the initial funding from the Performing Subsidiary, AICF commenced its operations. A formal Claims Management Agreement was entered into between AICF as Trustee and each of the Liable Entities.

In this way –

- Claims for compensation and damages that are made against the Liable Entities are managed by AICF, as required;
- Insurance and other recoveries to which the Liable Entities are entitled continue to be pursued; and
- Payable Liabilities are paid in accordance with the provisions of the AFFA and the Winding up Act.

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Claims received and settlements paid

The numbers of claims received by Amaca, Amaba and ABN 60 during the year under review (and during the previous financial year) were as follows:

Nature of Claim	Number Received Year Ending 31 March 2023	Number Received Year Ending 31 March 2022
Mesothelioma	383	392
Asbestosis	97	94
Lung Cancer	22	17
Asbestos Related Pleural Disease and Other	34	33
Wharf	3	0
Worker	16	19
Total	555	555

In the year to 31 March 2023, the AICF Group made gross payments before insurance recoveries, statutory recovery payments, legal and other fees, of \$149.029 million (2022: \$153.155 million) in respect of asbestos claims against the AICF Group. These payments were made from both the assets of the Liable Entities and from the AICF Trust.

A detailed review of the number of claims lodged against the Liable Entities during the year to 31 March 2023, and payments in respect of those claims, is set out in the Annual Actuarial Report by KPMG Actuaries Pty Ltd available on the AICF website at www.aicf.org.au. The Annual Actuarial Report sets out the estimated asbestos liability of the AICF Group calculated on a central estimate basis.

Provision for asbestos related liabilities

The AICF Group reflects in its consolidated accounts the Current and Non-Current asbestos related disease liabilities of the Liable Entities. The total liability, net of insurance and other recoveries including an appropriate prudential margin for Australian accounting purposes to recognise the inherent uncertainty in the central estimate and an estimate of the future cost of handling claims, was \$2,248.029 million as at 31 March 2023. (2022: \$2,417.717 million).

The decrease of \$169.688 million in the net provision for future claim settlements at 31 March 2023 compared to the previous year was mainly attributable to net claims payments made and higher discount rates offset by changes in actuarial assumptions increasing the future numbers of mesothelioma claims.

Insurance Receivables

The value of the AICF Group's total insurance receivable as at 31 March 2023 has decreased by \$13.781 million to \$76.307 million (2022: \$90.088 million).

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Annual Payments

Annual Payments by JHIPLC to the AICF Trust, via the Performing Subsidiary, calculated in accordance with the provisions of the AFFA have totalled \$2,057.800 million up to 31 March 2023. This sum includes the Annual Payment of \$158.800 million received during the financial year in four instalments from 1 July 2022 and up to 23 March 2023. Additional interest of \$1.574 million was also paid by JHIPLC due to payment by instalments of the Annual Payment.

The Annual Payment amount is calculated each year in accordance with the AFFA as the lesser of the Annual Contribution Amount or the Free Cash Flow Amount. The Annual Payment for the 2024 financial year has been confirmed as \$137.484 million, calculated on the Annual Contribution Amount basis. Payment by JHIPLC is due on 1 July 2023 or, at the election of JHIPLC, in instalments during the 2024 financial year.

Accordingly, \$137.484 million of the total receivable from James Hardie 117 Pty Ltd of \$1,883.804 million as at 31 March 2023 (2022: \$2,069.249 million) has been classified in the consolidated accounts as a current asset.

AICF Loan Facility drawdowns and repayments

AICF and the Liable Entities (together the 'Obligors') entered into a secured standby loan facility and related agreements with the State of New South Wales on 9 December 2010. A Deed of Amendment amending the AICF Loan Facility Agreement to give effect to certain amendments commenced on 18 September 2015.

Under the terms of the AICF Loan Facility, AICF as trustee of the Charitable Fund may borrow, subject to certain conditions, up to an aggregate amount of \$320.000 million. AICF may drawdown loans under the AICF Loan Facility up to 1 October 2030 and repay in full the amount outstanding under the AICF Loan Facility on or before 1 November 2030.

The total amount outstanding under the AICF Loan Facility as at 31 March 2023 was \$nil (2022: \$nil).

Funds available as at 31 March 2023 to pay claims

At the start of the year under review, the AICF Group had funds available comprising cash and investments of \$349.501 million (2022: \$172.914 million) to pay claims and to meet operating expenses. Funds available at the start of the year together with the Annual Payment due, from JHIPLC, interest and investment income, commutations and recoveries made from insurance policies provided sufficient funding for claim payments and operating expenses during the course of the financial year. As at 31 March 2023, funds available to meet claims and operating expenses totalled \$364.603 million (2022: \$349.501 million).

Investment of funds

The net income of the AICF Group for the financial year earned by the Discretionary Fund was \$7.551 million (2022: \$1.082 million). AICF exercised its discretion and applied the whole of this amount for the benefit of Amaca, in accordance with the terms of the AICF Trust Deed. Amaca utilised these funds for the payment of payable liabilities against it.

The Board of AICF, as Trustee of the Charitable Fund, regularly reviews the nature and performance of the AICF Trust investments.

During the financial year ended 31 March 2023 the AICF Group held surplus cash funds with ANZ and St George banks on which interest was earned at commercial rates.

Payments JHIPLC is not obliged to fund

The Liable Entities have paid damages of \$410,355 under section 28ID of the Wrongs Act (Vic), which are not required to be funded by JHIPLC under the AFFA. The payments were made in the period between 22 October 2016 (the date of expiry of a notice under Clause 13.4 of the AFFA) and 1 January 2018 (the effective date of Clause 13.4A of the AFFA).

Therefore, the consolidated accounts show a deficiency in net assets as at 31 March 2023 of \$410,355 (2021: \$410,355).

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Annual Actuarial Review

AICF arranged for the Approved Actuary, KPMG Actuaries Pty Ltd, to undertake the Annual Actuarial Review of the asbestos related disease liabilities of the Liable Entities as at 31 March 2023. This report was provided to AICF, JHIPLC and the New South Wales Government on 16 May 2023. The Annual Actuarial Report prepared by KPMG Actuaries Pty Ltd is available on AICF's website at www.aicf.org.au.

Environmental Regulation

AICF Group's operations are not regulated by any significant environmental regulation under a law of the Commonwealth or of a State or Territory.

Significant Changes in the State of Affairs

Apart from the matters above, there were no significant changes to the state of affairs of the AICF Group during the financial year to 31 March 2023.

Matters Subsequent to the Financial Year

The Annual Payment by JHIPLC to AICFL was confirmed as \$137.484 million for the 2024 financial year.

No other matters or circumstances have arisen since the end of the financial year which significantly affected or may significantly affect the operations of the AICF Group, the results of those operations, or the state of affairs of the AICF Group in future financial years.

Future Developments

AICF will continue to manage the Charitable Fund, the Discretionary Fund and the Liable Entities in accordance with the terms of the AFFA, the AICF Amended and Restated Trust Deed, the AICF Loan Facility agreement and the Winding up Act.

There is ongoing uncertainty as to the number, quantum and timing of claims for compensation and damages that will be made against the Liable Entities and the level of compensation that the Liable Entities will be required to meet. These uncertainties are described in more detail in the Annual Actuarial Report prepared by KPMG Actuaries Pty Ltd available on AICF's website at www.aicf.org.au.

AICF and the Liable Entities' capacity to fund all other payable liabilities including compensation payable to claimants ("Other Payable Liabilities") as and when they fall due for payment will be determined by future Annual Payments received by AICF and paid by JHIPLC in accordance with the provisions of the AFFA, proceeds of recoveries made under certain insurance policies held by the Liable Entities (or proceeds from any commutation of insurance policies), interest on funds invested and funds available to be drawn under the AICF Loan Facility.

In the event that AICF determines at some future date that it appears reasonably likely that there will be insufficient funds for all Other Payable Liabilities to be paid in full as they fall due for payment, under the Winding up Act and the AFFA, AICF could seek the imposition of a Court-approved payments scheme in respect of each of the Liable Entities.

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TRUSTEE'S REPORT

Auditors

The accounts are audited by an independent registered public accounting firm – Ernst & Young who have provided AICF (as trustee of the AICF Trust) with a declaration of their independence.

Insurance and Indemnification

During the financial year, AICF purchased insurance against liabilities that may be incurred by directors and officers of AICF, and directors and officers of the Liable Entities, in defending civil or criminal proceedings that may be brought against them in their capacity as directors or officers of the companies, and any other payments arising from liabilities incurred by the directors or officers in connection with such proceedings. This does not include such liabilities that arise from conduct involving a wilful breach of duty by the directors or officers or the improper use by the directors or officers of their position or of information to gain advantage for themselves or someone else or to cause detriment to the companies. Disclosure of the insurance premiums and the nature of liabilities covered by such insurance are prohibited by the relevant contract of insurance.

AICF has agreed with Ernst & Young, as part of its terms of engagement, to indemnify Ernst & Young against certain liabilities to third parties arising from the audit engagement as permitted by the Corporations Act. AICF has not paid any premium in respect to any insurance for Ernst & Young.

AICF's Constitution, the AICF Amended and Restated Trust Deed and Deeds of Access, Insurance and Indemnity provided to the AICF's directors and other officers, provide that AICF shall to the maximum extent permitted by law indemnify any director or officer who suffers any loss as a result of any action in connection with their service to AICF, except to the extent such liability arises as a result of the wilful default, fraud or negligence of the person seeking indemnification.

Signed in accordance with a resolution of the Board of Directors of Asbestos Injuries Compensation Fund Limited.



Robert Russell
Chairman and Director



Christopher Latham
Director

Sydney, 8 June 2023



**Building a better
working world**

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Auditor's independence declaration to the Trustee of the Asbestos Injuries Compensation Fund Limited

As lead auditor for the audit of the financial report of Asbestos Injuries Compensation Fund Limited for the financial year ended 31 March 2023, I declare to the best of my knowledge and belief, there have been:

- a. No contraventions of the auditor independence requirements of the *Corporations Act 2001* in relation to the audit;
- b. No contraventions of any applicable code of professional conduct in relation to the audit; and
- c. No non-audit services provided that contravene any applicable code of professional conduct in relation to the audit.

This declaration is in respect of Asbestos Injuries Compensation Fund Limited and the entities it controlled during the financial year.

A handwritten signature in black ink, appearing to read 'Ernst & Young'.

Ernst & Young

A handwritten signature in black ink, appearing to read 'Jason Bain'.

Jason Bain
Partner
8 June 2023

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STATEMENT OF PROFIT OR LOSS AND OTHER COMPREHENSIVE INCOME
FOR THE YEAR ENDED 31 MARCH 2023

	Note	CONSOLIDATED 2023 \$'000	CONSOLIDATED 2022 \$'000
Income	2	(23,544)	(66,687)
Depreciation and amortisation expenses	3	(393)	(389)
Employee benefits expense	3	(1,319)	(1,302)
Finance costs	3	(15)	(25)
Claims expense	3	26,481	69,520
Other operating expenses		(1,210)	(1,117)
Profit before income tax		-	-
Income tax expense	4	-	-
Profit after income tax		-	-
Other comprehensive income after tax		-	-
Other comprehensive income for the year, net of tax		-	-
Total comprehensive income for the year		-	-

The accompanying notes form an integral part of these financial statements.

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STATEMENT OF FINANCIAL POSITION AS AT 31 MARCH 2023

	Note	CONSOLIDATED 2023 \$'000	CONSOLIDATED 2022 \$'000
ASSETS			
Current Assets			
Cash and cash equivalents	5	100,603	189,501
Trade and other receivables	6	152,239	172,339
Financial assets	7	210,000	100,000
Other assets	8	45	143
TOTAL CURRENT ASSETS		<u>462,887</u>	<u>461,983</u>
Non-Current Assets			
Trade and other receivables	6	1,808,820	1,987,449
Financial assets	7	54,140	60,140
Plant and equipment	10	199	202
Intangible assets	11	311	460
Right-of-use assets	12	170	348
TOTAL NON-CURRENT ASSETS		<u>1,863,640</u>	<u>2,048,599</u>
TOTAL ASSETS		<u>2,326,527</u>	<u>2,510,582</u>
LIABILITIES			
Current Liabilities			
Trade and other payables	13	1,521	1,244
Provisions	14	256,086	257,014
Lease liabilities	15	210	210
TOTAL CURRENT LIABILITIES		<u>257,817</u>	<u>258,468</u>
Non-Current Liabilities			
Trade and other payables	13	578	1,226
Provisions	14	2,068,536	2,251,082
Lease liabilities	15	6	216
TOTAL NON-CURRENT LIABILITIES		<u>2,069,120</u>	<u>2,252,524</u>
TOTAL LIABILITIES		<u>2,326,937</u>	<u>2,510,992</u>
NET LIABILITIES		<u>(410)</u>	<u>(410)</u>
DEFICIT IN EQUITY			
Accumulated losses		<u>(410)</u>	<u>(410)</u>

The accompanying notes form an integral part of these financial statements.

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STATEMENT OF CHANGES IN EQUITY FOR THE YEAR ENDED 31 MARCH 2023

	Accumulated Losses \$'000
Balance at 1 April 2021	(410)
Profit for the year	-
Other comprehensive income	-
Balance at 31 March 2022	<u>(410)</u>
Profit for the year	-
Other comprehensive income	-
Balance at 31 March 2023	<u><u>(410)</u></u>

The accompanying notes form an integral part of these financial statements.

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STATEMENT OF CASH FLOWS
FOR THE YEAR ENDED 31 MARCH 2023

	Note	CONSOLIDATED 2023 \$'000	CONSOLIDATED 2022 \$'000
CASH FLOWS FROM OPERATING ACTIVITIES			
Receipts from insurance recoveries		9,028	11,105
Payments to claimants, suppliers and employees		(159,741)	(163,188)
Interest received		7,303	903
Other revenue		-	-
Finance costs paid		(15)	(25)
Net cash outflow from operating activities	16(a)	<u>(143,425)</u>	<u>(151,205)</u>
CASH FLOWS FROM INVESTING ACTIVITIES			
Payment for investments		(254,000)	(160,000)
Payment for property, plant and equipment		(63)	(122)
Redemption of bank term deposits		150,000	35,000
Net cash outflow from investing activities		<u>(104,063)</u>	<u>(125,122)</u>
CASH FLOWS FROM FINANCING ACTIVITIES			
Repayment of loan from NSW State Government		-	-
Payments of principal portion of lease liabilities		(210)	(202)
Funding from James Hardie 117 Pty Limited		158,800	328,116
Net cash inflow from financing activities		<u>158,590</u>	<u>327,914</u>
Net increase/(decrease) in cash held		(88,898)	51,587
Cash and cash equivalents at beginning of period		189,501	137,914
Cash and cash equivalents at end of period	5	<u>100,603</u>	<u>189,501</u>

The accompanying notes form an integral part of these financial statements.

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NOTES TO THE FINANCIAL STATEMENTS FOR THE YEAR ENDED 31 MARCH 2023

NOTE 1: STATEMENT OF SIGNIFICANT ACCOUNTING POLICIES

(a) Basis of Preparation

The Asbestos Injuries Compensation Fund (“AICF Trust”) comprises the Charitable Fund and the Discretionary Fund.

The consolidated accounts comprise the consolidated financial statements of the AICF Trust – being the Charitable Fund and the Discretionary Fund and AICF’s controlled entities (collectively “AICF Group”), on the basis that these entities constitute a single economic entity as required by the AICF Amended and Restated Trust Deed.

The controlled entities (Amaca Pty Limited, Amaba Pty limited and ABN 60 Pty Limited) are subject to the *James Hardie Former Subsidiaries (Winding up and Administration) Act 2005* (NSW) which places these entities in a form of statutory-based winding up and administration (the “Winding up Act”). This regime ensures the continued existence of these entities, even if they are insolvent and prohibits them from paying any liabilities except for “payable liabilities” as defined in the Winding up Act – limited to asbestos personal injury or death claims arising from exposure to asbestos in Australia and where the claim is made in Australia.

Although the controlled entities are subject to a form of statutory-based winding up and administration under the Winding up Act these consolidated general purpose accounts have been prepared in accordance with the requirements of the AICF Amended and Restated Trust Deed and the Amended and Restated Final Funding Agreement (“AFFA”) on the basis of historical cost unless otherwise stated.

These general purpose financial statements have been prepared in accordance with the requirements of the AICF Amended and Restated Trust Deed and Accounting Standards (including Australian Accounting Interpretations) of the Australian Accounting Standards Board. The financial statements comply with Australian Accounting Standards. The financial statements also comply with International Financial Reporting Standards (“IFRS”) as issued by the International Accounting Standards Board.

The financial statements of all AICF Group entities are prepared using consistent accounting policies, unless otherwise stated.

All inter-entity transactions have been eliminated in full on consolidation.

A list of entities included in the AICF Group is contained in Note 9 to the financial statements.

Going Concern

The financial statements as at 31 March 2023 reflect payments made in prior years of \$0.410 million in respect of damages under section 281D of the Wrongs Act 1958 (Vic) (“section 281D damages”) which are not required to be funded by James Hardie Industries plc in accordance with the terms of the AFFA. As such the AICF Group is in a net deficiency for the amount of these section 281D damages. The shortfall in funding will not affect the ability of the AICF Group to pay its debts as and when they fall due until near the conclusion of the AFFA funding period, and the financial statements have been prepared on a going concern basis accordingly.

Critical Accounting Estimates

The preparation of financial statements in conformity with IFRS requires the use of certain critical accounting estimates. It also requires management to exercise its judgement in the process of applying AICF’s accounting policies. The areas involving a higher degree of judgement or complexity, or areas where assumptions and estimates are significant to the financial statements are disclosed in Note 21.

**ASBESTOS INJURIES COMPENSATION FUND
CONSOLIDATED ACCOUNTS**

NOTES TO THE FINANCIAL STATEMENTS FOR THE YEAR ENDED 31 MARCH 2023

NOTE 1: STATEMENT OF SIGNIFICANT ACCOUNTING POLICIES (CONT'D)

(b) Income Recognition

Income is recognised to the extent that it is probable that the economic benefits will flow to the AICF Group and the income can be reliably measured. Income is measured at the fair value of the consideration received or receivable.

Interest

Interest income is recognised on a time proportional basis taking into account the effective interest rates applicable to the financial assets.

Insurance Claim Recoveries

Insurance claim recoveries are recognised when the right to receive recoveries and the likelihood of recovery has been established.

Income Under Final Funding Agreement - James Hardie 117 Pty Ltd

The AFFA sets out the arrangement for the provision of long term funding for compensation arrangements for certain victims of asbestos-related diseases in Australia. James Hardie 117 Pty Ltd is an Australian company within the JHIPLC Group and is directly responsible for the funding of the AICF Trust under the AFFA. The movement in the receivable from James Hardie 117 Pty Ltd (refer Note 1(i)) is recognised as income in the Statement of Comprehensive Income.

(c) Income Tax

The charge for current income tax expense is based on the profit for the year adjusted for any non-assessable or disallowed items. It is calculated using tax rates that have been enacted or are substantively enacted by the reporting date.

Deferred tax is accounted for using the balance sheet liability method in respect of temporary differences arising between the tax bases of assets and liabilities and their carrying amounts in the financial statements. No deferred income tax will be recognised from the initial recognition of an asset or liability, excluding a business combination, where there is no effect on accounting or taxable profit or loss.

Deferred tax is calculated at the tax rates that are expected to apply to the year when the asset is realised or liability is settled. Deferred tax is credited in the income statement except where it relates to items that may be credited directly to equity, in which case the deferred tax asset is adjusted directly against equity.

Deferred income tax assets are recognised to the extent that it is probable that future taxable profits will be available against which deductible temporary differences can be utilised.

The amount of benefits brought to account or which may be realised in the future is based on the assumption that no adverse change will occur in income taxation legislation and the anticipation that the AICF Group will derive sufficient future assessable income to enable the benefit to be realised and comply with the conditions of deductibility imposed by the law.

(d) Cash and Cash Equivalents

Cash and cash equivalents include cash on hand, deposits held at call with banks and other short-term highly liquid investments with original maturities of three months or less. For the purpose of the statement of cash flows, cash and cash equivalents include cash and cash equivalents, and bank overdrafts.

**ASBESTOS INJURIES COMPENSATION FUND
CONSOLIDATED ACCOUNTS**

NOTES TO THE FINANCIAL STATEMENTS FOR THE YEAR ENDED 31 MARCH 2023

NOTE 1: STATEMENT OF SIGNIFICANT ACCOUNTING POLICIES (CONT'D)

(e) Plant and Equipment

Plant and equipment

Plant and equipment are measured at cost less depreciation and impairment losses.

The carrying values of plant and equipment are reviewed for impairment when events or changes in circumstances indicate the carrying value may not be recoverable. An asset's carrying amount is written down immediately to its recoverable amount if the asset's carrying amount is greater than its estimated recoverable amount.

Depreciation

Depreciation is provided on all plant and equipment assets. Depreciation is calculated on a straight-line basis over the estimated useful life of the asset commencing from the time the asset is held ready for use. Leasehold improvements are depreciated over the shorter of either the unexpired period of the lease or the estimated useful lives of the improvements. The depreciation rates used for each class of depreciable assets are:

<i>Class of Fixed Asset</i>	<i>Depreciation Rate</i>
Plant and equipment	5 to 20 years
Leasehold improvements	Term of lease

The residual values and useful lives of assets are reviewed, and adjusted if appropriate, at each reporting date.

An asset's carrying amount is written down immediately to its recoverable amount if the asset's carrying amount is greater than its estimated recoverable amount.

Gains and losses on disposals are determined by comparing proceeds with the carrying amount. These gains or losses are included in the statement of profit or loss.

(f) Intangibles

Computer Software

Computer software is measured at cost less accumulated amortisation and any accumulated impairment losses. It is amortised over its estimated life of fifteen years using the straight-line method. If there is an indication that there has been a significant change in amortisation rate, useful life or residual value of an intangible asset, the amortisation amount is revised prospectively to reflect the new expectations.

**ASBESTOS INJURIES COMPENSATION FUND
CONSOLIDATED ACCOUNTS**

NOTES TO THE FINANCIAL STATEMENTS FOR THE YEAR ENDED 31 MARCH 2023

NOTE 1: STATEMENT OF SIGNIFICANT ACCOUNTING POLICIES (CONT'D)

(g) Leases

The Group as lessee

At inception of a contract, the Group assesses if the contract contains or is a lease. If there is a lease present, a right-of-use asset and a corresponding lease liability is recognised by the Group where the Group is a lessee. However, all contracts that are classified as short-term leases (ie a lease with a remaining lease term of 12 months or less) and leases of low-value assets are recognised as an operating expense on a straight-line basis over the term of the lease.

Initially, the lease liability is measured at the present value of the lease payments still to be paid at commencement date. The Group uses the incremental borrowing rate to discount the lease payments as the interest rate implicit in the lease is not readily determinable.

Lease payments included in the measurement of the lease liability are as follows:

- fixed lease payments less any lease incentives;
- variable lease payments that depend on an index or rate, initially measured using the index or rate at the commencement date;
- the amount expected to be payable by the lessee under residual value guarantees
- lease payments under extension options, if the lessee is reasonably certain to exercise the options; and
- payments of penalties for terminating the lease, if the lease term reflects the exercise of an option to terminate the lease.

Subsequently, the lease liability is measured by a reduction to the carrying amount of any payments made and an increase to reflect any interest on the lease liability.

The right-of-use assets is an initial measurement of the corresponding lease liability less any incentives and initial direct costs. Subsequently, the measurement is the cost less accumulated depreciation (and impairment if applicable).

Right-of-use assets are depreciated over the lease term or useful life of the underlying asset, whichever is the shortest. Where a lease transfers ownership of the underlying asset, or the cost of the right-of-use asset reflects that the Group anticipates to exercise a purchase option, the specific asset is depreciated over the useful life of the underlying asset.

**ASBESTOS INJURIES COMPENSATION FUND
CONSOLIDATED ACCOUNTS**

NOTES TO THE FINANCIAL STATEMENTS FOR THE YEAR ENDED 31 MARCH 2023

NOTE 1: STATEMENT OF SIGNIFICANT ACCOUNTING POLICIES (CONT'D)

(h) Financial Instruments

Recognition, initial measurement and de-recognition

Financial assets and financial liabilities are recognised when the AICF Group becomes a party to the contractual provisions of the financial instrument, and are measured initially at fair value adjusted by transactions costs, except for those carried at fair value through profit or loss, which are measured initially at fair value. Subsequent measurement of financial assets and financial liabilities are described below.

Financial assets are derecognised when the contractual rights to the cash flows from the financial asset expire, or when the financial asset and all substantial risks and rewards are transferred. A financial liability is derecognised when it is extinguished, discharged, cancelled or expires.

Classification and subsequent measurement of financial assets

Except for those trade receivables that do not contain a significant financing component and are measured at the transaction price in accordance with AASB 15, all financial assets are initially measured at fair value adjusted for transaction costs (where applicable). For the purpose of subsequent measurement, financial assets are classified into the following categories upon initial recognition:

- amortised cost
- fair value through profit or loss (FVPL)
- equity instruments at fair value through other comprehensive income (FVOCI).

Classifications are determined by both:

- the AICF Group's business model for managing the financial asset
- the contractual cash flow characteristics of the financial asset.

Financial assets are measured at amortised cost if the assets meet the following conditions (and are not designated as FVPL):

- they are held within a business model whose objective is to hold the financial assets; and
- the contractual terms of the financial assets give rise to cash flows that are solely payments of principal and interest on the principal amount outstanding.

After initial recognition, these are measured at amortised cost using the effective interest method. Discounting is omitted where the effect of discounting is immaterial. The AICF Group's cash and cash equivalents, trade and most other receivables fall into this category of financial instruments.

Financial assets at fair value through profit or loss (FVPL)

Financial assets at fair value through profit or loss are carried in the statement of financial position at fair value with net changes in fair value recognised in the statement of profit or loss.

Classification and measurement of financial liabilities

The AICF Group's financial liabilities include borrowings, trade and other payables and derivative financial instruments.

Financial liabilities are initially measured at fair value, and, where applicable, adjusted for transaction costs unless the AICF Group designated a financial liability at fair value through profit or loss.

Subsequently, financial liabilities are measured at amortised cost using the effective interest method except for derivatives and financial liabilities designated at FVPL, which are carried subsequently at fair value with gains or losses recognised in profit or loss.

All interest-related charges and, if applicable, changes in an instrument's fair value that are reported in profit or loss, are included within finance costs or finance income.

**ASBESTOS INJURIES COMPENSATION FUND
CONSOLIDATED ACCOUNTS**

NOTES TO THE FINANCIAL STATEMENTS FOR THE YEAR ENDED 31 MARCH 2023

NOTE 1: STATEMENT OF SIGNIFICANT ACCOUNTING POLICIES (CONT'D)

(i) Trade and Other Receivables

Trade and other receivables

Trade and other receivables are carried at original invoice amount less an allowance for impairment loss.

Insurance receivables

Insurance receivables are measured at the present value of the best estimate of future amounts receivable at the reporting date on insurance policies held by the Liable Entities and include an appropriate risk margin. An independent actuarial assessment of outstanding and likely future receivables is undertaken at least annually. The discount rate used to determine the present value reflects yields on Commonwealth Government Bonds.

James Hardie 117 Pty Limited receivable

The AFFA sets out the arrangement for the provision of long term funding for compensation arrangements for certain victims of Asbestos-related diseases in Australia. James Hardie 117 Pty Ltd is an Australian company within the JHIPLC Group and is the company directly responsible for the funding of the AICF Trust under the AFFA. The amount recognised as the receivable represents the difference between the assets held by the AICF Group and its liabilities, which includes provisions for future asbestos claims and claims handling costs. The amount is remeasured at each balance date.

(j) Impairment of Assets

At each reporting date, the Trustee assesses whether there are indicators that individual assets are impaired. If such an indication exists, the recoverable amount of the asset, being the higher of the asset's fair value less costs to sell and value in use, is compared to the asset's carrying value. In assessing value in use, the estimated future cash flows are discounted to their present value using a pre-tax discount rate that reflects the current market assessments of the time value of money and the risks specific to the asset. Where it is not possible to estimate the recoverable amount of an individual asset, the AICF Group estimates the recoverable amount of the cash-generating unit to which the asset belongs. Any excess of the asset's carrying value over its recoverable amount is expensed to the statement of profit or loss.

(k) Trade and Other Payables

Trade and other payables are carried at amortised cost and due to their short term nature they are not discounted. They represent liabilities for goods and services provided to the AICF Group prior to the year end and which are unpaid. These amounts are unsecured and generally have 30-60 day payment terms.

(l) Employee Benefits

Wages and Salaries and Annual Leave

Liabilities for wages and salaries, including non-monetary benefits and annual leave expected to be settled within 12 months of reporting date are recognised in respect of employees' services rendered up to the reporting date and measured at amounts expected to be paid when liabilities are settled. Liabilities for wages and salaries are included as part of other payables and liabilities for annual leave are included as part of employee benefit provisions.

Long Service Leave

Liabilities for long service leave are recognised as part of the provision for employee benefits and measured as the present value of expected future payments to be made in respect of services provided by employees to the reporting date. Consideration is given to expected future salaries and wage levels, experience of employee departures and periods of service. Expected future payments are discounted using corporate bond rates at the reporting date with terms to maturity and currency that match, as closely as possible, the estimated future cash outflows.

**ASBESTOS INJURIES COMPENSATION FUND
CONSOLIDATED ACCOUNTS**

NOTES TO THE FINANCIAL STATEMENTS FOR THE YEAR ENDED 31 MARCH 2023

NOTE 1: STATEMENT OF SIGNIFICANT ACCOUNTING POLICIES (CONT'D)

(m) Provision for Future Claims

Provisions for asbestos claims are measured at the reporting date at the present value of the best estimate of the expenditure required to settle the future compensation payments to victims of asbestos-related diseases arising from the activities of the former James Hardie companies in Australia. The provisions include claims handling costs and an appropriate risk margin (refer Note 21). This process involves extensive consultation with external actuaries and senior management. An independent actuarial assessment of outstanding and likely future claims is undertaken annually. The discount rate used to determine the present value reflects yields on Commonwealth Government Bonds.

(n) Functional and Presentation Currency

The financial statements are presented in Australian dollars which is the AICF Trust's functional and presentation currency.

(o) Rounding of Amounts to Nearest Thousand Dollars

Amounts in the financial statements have been rounded off to the nearest thousand dollars.

(p) Goods and Services Tax (GST)

Revenues, expenses and assets are recognised net of the amount of GST, except where the amount of GST incurred is not recoverable from the Australian Taxation Office (ATO).

Receivables and payables are stated inclusive of the amount of GST receivable or payable. The net amount of GST recoverable from, or payable to, the ATO is included with other receivables or payables in the statement of financial position.

Cash flows are presented on a gross basis. The GST components of cash flows arising from investing or financing activities, which are recoverable from or payable to the ATO, are presented as operating cash flows included in receipts from customers or payments to suppliers.

(q) New Standards Adopted as at 1 April 2022

During the financial year, there were no new or revised Australian Accounting Standards and Interpretations adopted which had a material impact on the Company.

	Note	CONSOLIDATED 2023 \$'000	CONSOLIDATED 2022 \$'000
NOTE 2: INCOME			
<i>Income</i>			
Insurance recoveries			
- insurance recoveries received		9,028	11,106
- movement in provision for insurance recoveries		(13,781)	(18,345)
		(4,753)	(7,239)
Interest received		6,279	1,030
JH 117 interest		1,574	82
Movement in JH 117 Receivable	1(i)	(26,644)	(60,560)
Total Income		(23,544)	(66,687)

ASBESTOS INJURIES COMPENSATION FUND
CONSOLIDATED ACCOUNTS

NOTES TO THE FINANCIAL STATEMENTS FOR THE YEAR ENDED 31 MARCH 2023

	CONSOLIDATED	CONSOLIDATED
	2023	2022
	\$'000	\$'000
NOTE 3: EXPENSES		
Profit from ordinary activities before income tax has been determined after the following expenses:		
Depreciation and Amortisation Expenses		
- Amortisation of intangible assets	154	154
- Depreciation of property, plant and equipment	60	56
- Depreciation of right-of-use asset	179	179
	393	389
Rental Expense		
- variable rental expense	14	4
Finance Costs		
- interest on lease liability	15	25
Claims Expense		
- settlement of claims	149,030	153,155
- legal and other costs net of other recoveries	7,958	6,622
- movement in provision for claims settlements	(183,469)	(229,297)
	(26,481)	(69,520)
Employee Benefits Expense		
- salaries and wages	1,220	1,212
- superannuation	99	90
Total employee benefits expense	1,319	1,302

ASBESTOS INJURIES COMPENSATION FUND
CONSOLIDATED ACCOUNTS

NOTES TO THE FINANCIAL STATEMENTS FOR THE YEAR ENDED 31 MARCH 2023

	CONSOLIDATED	CONSOLIDATED
	2023	2022
	\$'000	\$'000
NOTE 4: INCOME TAX EXPENSE		
The prima facie tax on profit before income tax is reconciled to the income tax expense as follows:		
Prima facie tax benefit on profit before income tax at 30% (2022: 30%)	-	-
Tax effect of tax losses and temporary differences not brought to account	-	-
Income tax expense	-	-

The potential deferred tax asset in respect of tax losses and timing differences as at 31 March 2023 not brought to account is \$1,229,627 million (2022: \$1,237.989 million). The increase in the carried forward losses is a result of losses recognised by each of the Liable Entities.

The benefit will only be realised if the conditions for deductibility set out in Note 1(c) occur. The Directors of AICF do not anticipate that the AICF Group will generate sufficient future taxable income and accordingly no deferred tax asset has been recognised.

NOTE 5: CASH AND CASH EQUIVALENTS

Cash at bank	100,603	189,501
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ASBESTOS INJURIES COMPENSATION FUND
CONSOLIDATED ACCOUNTS

NOTES TO THE FINANCIAL STATEMENTS FOR THE YEAR ENDED 31 MARCH 2023

		CONSOLIDATED	CONSOLIDATED
	Note	2023	2022
		\$'000	\$'000
NOTE 6: TRADE AND OTHER RECEIVABLES			
<i>Current</i>			
Distribution and interest receivables		809	258
Insurance claims receivables		13,807	14,388
Related party receivable	6(a)	137,484	158,800
Tax recoveries - GST		139	193
Other		-	-
		152,239	173,639
<i>Non-Current</i>			
Insurance claims receivables		62,500	75,700
Related party receivable	6(a)	1,746,320	1,910,449
		1,808,820	1,986,149

(a) The amount receivable from a related party represents the estimated recoverable amount from James Hardie 117 Pty Ltd, the Performing Subsidiary under the terms of the Amended and Restated Final Funding Agreement dated 21 November 2006. Refer Note 1(i).

(b) All receivables are fully recoverable. No receivables are past due or impaired.

NOTE 7: FINANCIAL ASSETS

Current

Bank tailored deposits	7(a)	210,000	100,000
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Non-Current

Bank term deposit	7(b)	140	140
Bank tailored deposit	7(c)	54,000	60,000
		54,140	60,140

(a) The bank tailored deposits (\$150.000 million, \$30.000 million and \$30.000 million) have maturity dates of 13 February 2024, 25 January 2024 and 6 October 2023 respectively.

(b) The bank term deposit is held with AICF's bank as collateral for a bank set off arrangement under the AICF property lease and has a maturity date of 15 June 2023. The funds are not available for use by the AICF Group in its operations.

(c) The bank tailored deposit has a maturity date of 5 April 2024.

ASBESTOS INJURIES COMPENSATION FUND
CONSOLIDATED ACCOUNTS

NOTES TO THE FINANCIAL STATEMENTS FOR THE YEAR ENDED 31 MARCH 2023

	CONSOLIDATED	CONSOLIDATED
Note	2023	2022
	\$'000	\$'000
NOTE 8: OTHER ASSETS		
<i>Current</i>		
Prepayments	45	143

NOTE 9: CONSOLIDATED GROUP

The following entities comprise the Consolidated Group	Country of Domicile
Asbestos Injuries Compensation Fund	Australia
- Charitable Fund	
- Discretionary Fund	
Amaca Pty Limited (under NSW administered winding up)	Australia
Amaba Pty Limited (under NSW administered winding up)	Australia
ABN 60 Pty Limited (under NSW administered winding up)	Australia

Controlled Entities

AICF as Trustee holds all the issued shares of Amaca Pty Limited, Amaba Pty Limited and ABN 60 Pty Limited following the issuing of Ministerial orders under section 16 of the Winding up Act. The three companies are all under NSW administered winding up.

	CONSOLIDATED	CONSOLIDATED
	2023	2022
	\$'000	\$'000
NOTE 10: PLANT AND EQUIPMENT		
Plant and equipment:		
- at cost	430	373
- accumulated depreciation	(231)	(171)
Total plant and equipment	199	202

10 (a)

ASBESTOS INJURIES COMPENSATION FUND
CONSOLIDATED ACCOUNTS

NOTES TO THE FINANCIAL STATEMENTS FOR THE YEAR ENDED 31 MARCH 2023

	Note	CONSOLIDATED 2023 \$'000	CONSOLIDATED 2022 '000
NOTE 10: PLANT AND EQUIPMENT (CONT'D)			
(a) Movement in carrying value of plant and equipment			
Balance at the beginning of the year		202	140
Additions		57	122
Disposals		-	(4)
Depreciation expense		(60)	(56)
Carrying amount at the end of the year		<u>199</u>	<u>202</u>
NOTE 11: INTANGIBLE ASSETS			
Computer software – claims database			
- at cost		2,310	2,305
- accumulated amortisation		(1,999)	(1,845)
	11(a)	<u>311</u>	<u>460</u>
(a) Movement in carrying value of intangible assets			
Balance at the beginning of the year		460	614
Additions		5	-
Amortisation expense		(154)	(154)
Carrying amount at the end of the year		<u>311</u>	<u>460</u>

ASBESTOS INJURIES COMPENSATION FUND
CONSOLIDATED ACCOUNTS

NOTES TO THE FINANCIAL STATEMENTS FOR THE YEAR ENDED 31 MARCH 2023

	CONSOLIDATED 2023 S'000	CONSOLIDATED 2022 S'000
NOTE 12: RIGHT OF USE ASSETS		
The Group's lease portfolio includes buildings, plant and equipment. These leases have an average of 5 years as their lease term.		
(a) AASB 16 related amounts recognised in the balance sheet		
Right-of-use assets		
Leased building	854	854
Accumulated depreciation	(695)	(521)
	159	333
Leased equipment	25	25
Accumulated depreciation	(14)	(10)
	11	15
Total right-of-use asset	170	348
Movement in carrying amounts		
Balance at the beginning of the year	348	509
Depreciation expense	(178)	(179)
Additions / upgrades	-	18
Carrying amount at the end of the year	170	348
(b) AASB 16 related amounts recognised in the profit and loss		
Depreciation charge related to right-of-use assets	178	179
Interest expense on lease liabilities	15	25
Short-term leases expense	-	-
Low-value asset leases expense	-	-
Variable lease payment expense	16	7
Total	209	211

The Group had total cash outflows for leases of \$0.225 million in 2023 (2022: \$0.227 million).

ASBESTOS INJURIES COMPENSATION FUND
CONSOLIDATED ACCOUNTS

NOTES TO THE FINANCIAL STATEMENTS FOR THE YEAR ENDED 31 MARCH 2023

	Note	CONSOLIDATED 2023 \$'000	CONSOLIDATED 2022 \$'000
NOTE 13: TRADE AND OTHER PAYABLES			
<i>Current</i>			
Accrued legal fees - claims	13 (a)	852	630
Other payables and accrued expenses	13 (a)	669	614
		<u>1,521</u>	<u>1,244</u>
<i>Non-Current</i>			
Accrued NSW Dust Diseases Authority payments		<u>578</u>	<u>1,226</u>
 (a) Trade and other payables represent liabilities for goods and services provided to the AICF Group prior to the end of the financial year which remain unpaid. The amounts are unsecured and are usually paid within 30 days of recognition.			
NOTE 14: PROVISIONS			
<i>Current</i>			
Claims settlements			
Opening balance at beginning of the period		256,728	234,459
Amounts paid		(156,987)	(159,778)
Addition to provisions during the period		156,067	182,047
Balance at end of period	14 (a)	<u>255,808</u>	<u>256,728</u>
Employee entitlements			
Opening balance at beginning of the period		286	258
Addition to provisions during the period		98	96
Amounts used		(106)	(68)
Balance at end of period	14 (b)	<u>278</u>	<u>286</u>
		<u>256,086</u>	<u>257,014</u>

ASBESTOS INJURIES COMPENSATION FUND
CONSOLIDATED ACCOUNTS

NOTES TO THE FINANCIAL STATEMENTS FOR THE YEAR ENDED 31 MARCH 2023

	Note	CONSOLIDATED 2023 \$'000	CONSOLIDATED 2022 \$'000
NOTE 14: PROVISIONS (CONT'D)			
<i>Non-Current</i>			
Claims settlements			
Opening balance at beginning of the period		2,251,077	2,502,645
Addition to (Reduction in) provisions during the period		(182,549)	(251,568)
Balance at end of period	14 (a)	2,068,528	2,251,077
Employee entitlements			
Opening balance at beginning of the period		5	7
Addition to (Reduction in) provisions during the period		3	(2)
Balance at end of period	14 (b)	8	5
		2,068,536	2,251,082
Analysis of Total Provision			
Current		256,086	257,014
Non-Current		2,068,536	2,251,082
		2,324,622	2,508,096

(a) A provision is recognised for the estimated cost of settlement of claims in respect of costs incurred as a result of liabilities associated with the past manufacture and sale of asbestos related products. A provision of \$26.236 million (2022: \$27.905 million) was also recognised for the estimated future costs of handling those claims. The measurement and recognition criteria for claims settlements have been included in Note 1(m) and Note 21 (a).

(b) A provision is recognised for employee entitlements relating to annual and long service leave for employees. Calculation of the present value of future cash flows in respect of long service leave being taken is based upon historical data. The measurement and recognition criteria for employee benefits have been included in Note 1(l).

(c) The net liability for future asbestos related liabilities of \$2,248.029 million (2022: \$2,417.717 million) has been recognised in the financial statements as follows:

	CONSOLIDATED 2023 \$'000	CONSOLIDATED 2022 \$'000
Current claims provision	255,808	256,728
Non-current claims provision	2,068,528	2,251,077
Current insurance receivable	(13,807)	(14,388)
Non-current insurance receivable	(62,500)	(75,700)
	2,248,029	2,417,717

**ASBESTOS INJURIES COMPENSATION FUND
CONSOLIDATED ACCOUNTS**

NOTES TO THE FINANCIAL STATEMENTS FOR THE YEAR ENDED 31 MARCH 2023

	CONSOLIDATED 2023 \$'000	CONSOLIDATED 2022 \$'000
NOTE 15: LEASE LIABILITIES		
<i>Current</i>		
Lease liability	210	210
<i>Non-Current</i>		
Lease liability	6	216
NOTE 16: CASH FLOW INFORMATION		
(a) Reconciliation of cash flow from operations with profit for the year:		
Profit after tax	-	-
Non cash flows in profit:		
Depreciation and amortisation	394	389
Loss on disposal of non-current assets	-	4
Decrease (increase) in James Hardie 117 Pty Limited income receivable under the Amended and Restated Final Funding Agreement AFFA)	26,644	60,516
Changes in assets and liabilities		
Decrease (increase) in other receivables and other assets	13,382	18,102
(Decrease) increase in trade and other payables and other liabilities	(371)	(945)
(Decrease) increase in provisions	(183,474)	(229,271)
Net cash outflows from operations	(143,425)	(151,205)

**ASBESTOS INJURIES COMPENSATION FUND
CONSOLIDATED ACCOUNTS**

NOTES TO THE FINANCIAL STATEMENTS FOR THE YEAR ENDED 31 MARCH 2023

NOTE 16: CASH FLOW INFORMATION (CONT'D)

(b) Credit standby arrangements

AICF and the Liable Entities (together the 'Obligors') entered into a secured standby loan facility and related agreements with the State of New South Wales on 9 December 2010. A Deed of Amendment amending the AICF Loan Facility Agreement to give effect to certain amendments commenced on 18 September 2015.

Under the terms of the AICF Loan Facility, AICF as trustee of the Charitable Fund may borrow, subject to certain conditions, up to an aggregate amount of \$320.000 million. AICF may drawdown loans under the AICF Loan Facility up to 1 October 2030 and repay in full the amount outstanding under the AICF Loan Facility on or before 1 November 2030.

Under the AICF Facility Agreement, AICF, together with Amaca Pty Limited ("Amaca"), Amaba Pty Limited and ABN 60 Pty Limited, each guarantee the payment of amounts owed by AICF and the AICF's performance of its obligations under the AICF Facility Agreement. On demand, AICF must pay to the Liable Entities all amounts paid by the Liable Entities to the New South Wales Government under the facility agreement, and AICF indemnifies each Liable Entity against any loss, cost, liability or expense sustained or incurred as a direct or indirect consequence of any payment by the Liable Entities to the New South Wales Government under the facility agreement.

Interest accrues daily on any amount outstanding under the AICF Facility Agreement. AICF may, at its discretion, elect to capitalise interest payable on amounts outstanding under the AICF Facility Agreement on the date interest becomes due and payable.

Each Obligor has granted a security interest in certain assets including cash accounts, proceeds from insurance claims, payments remitted by JHIPLC to AICF and contractual rights under certain documents including the Amended and Restated Final Funding Agreement. Each Obligor may not deal with the secured assets until all amounts outstanding under the AICF Facility Agreement are paid, except as permitted under the terms of the security interest.

The total amount outstanding under the AICF Loan Facility as at 31 March 2023 was \$nil (2022: \$nil).

	CONSOLIDATED	CONSOLIDATED
	2023	2022
	\$'000	\$'000

**NOTE 17: KEY MANAGEMENT PERSONNEL
COMPENSATION**

The compensation of key management personnel of the AICF Group is set out below:

Short-term employee benefits	517	505
Post-employment benefits	25	23
Other long-term employee benefits	7	6
	549	534

NOTE 18: AUDITOR'S REMUNERATION

Remuneration of the auditor for:

- auditing the financial statements	205	194
Total auditor's remuneration	205	194

ASBESTOS INJURIES COMPENSATION FUND
CONSOLIDATED ACCOUNTS

NOTES TO THE FINANCIAL STATEMENTS FOR THE YEAR ENDED 31 MARCH 2023

NOTE 19: FINANCIAL INSTRUMENTS

(a) Financial Risk Management

The AICF Group's principal financial instruments comprise cash and investments. The main purpose of these non-derivative financial instruments is to raise finance for the AICF Group's operations.

The AICF Group has not entered into any derivative contracts throughout the year and has no derivative financial instruments at reporting date.

i. Treasury Risk Management

Management of the Trustee meet on a regular basis to analyse any interest rate exposure and to evaluate treasury management strategies in the context of the most recent economic conditions and forecasts.

ii. Financial Risks

The main risks the AICF Group is exposed to through its financial instruments are interest rate risk, liquidity risk and credit risk.

Market Risk

The AICF Group's exposure to market risk from changes in interest rates relates primarily to the AICF Group's investments and receivables. Interest rate risk is managed with a mixture of fixed and floating rates. For further details on interest rate risk refer to Note 19 (b). The AICF Group operates solely in Australia and is not exposed to any significant foreign currency risk apart from Annual Payments calculated as a Free Cash Flow amount which are denominated in USD. Until such annual payments are received, the AICF Group has a significant exposure to any fluctuations in the US dollar against the Australian dollar. Annual Payments calculated as an Annual Contribution Amount are calculated in Australian dollars with no foreign currency risk.

Liquidity risk

Under the AFFA, the AICF Group is entitled to annual payments from James Hardie 117 Pty Ltd - refer Note 22 for further details. The AICF Group manages liquidity risk by monitoring forecast cash flows. The AICF Group is also entitled to call upon a loan facility with the NSW Government. For further details on the AICF Facility Agreement refer to Note 16 (b).

Credit risk

Credit risk arises from cash and cash equivalents, and deposits and investments with banks and financial institutions, as well as credit exposures to outstanding receivables and the granting of financial guarantees. The Board regularly monitors the performance of its investments in managed funds.

The maximum exposure to credit risk for recognised financial assets at reporting date, net of any provisions for impairment, is the carrying amount as disclosed in the statement of financial position and notes to the financial statements. This excludes the value of any collateral or other security

The AICF Group has a credit exposure with James Hardie 117 Pty Ltd who as at 31 March 2023 owes the AICF Group \$1,883.804 million. This amount is currently not due and payable. The Trustee monitors its credit exposure.

ASBESTOS INJURIES COMPENSATION FUND
CONSOLIDATED ACCOUNTS

NOTES TO THE FINANCIAL STATEMENTS FOR THE YEAR ENDED 31 MARCH 2023

NOTE 19: FINANCIAL INSTRUMENTS (CONT'D)

(b) Interest Rate Risk

The AICF Group's exposure to interest rate risk, which is the risk that a financial instrument's value will fluctuate as a result of changes in market interest rates and the effective weighted average interest rates on those financial assets and financial liabilities, is as follows:

2023	Average Effective Interest Rate %	Floating Interest Rate \$'000	Fixed Interest Rate Maturing			Non-interest Bearing \$'000	Total Amount \$'000
			Less than 1 year \$'000	1 to 5 Years \$'000	More Than 5 Years \$'000		
Financial Assets							
Cash at bank	2.04	100,602	-	-	-	1	100,603
Bank term deposits	3.48	-	210,000	54,140	-	-	264,140
Trade and other receivables	-	-	-	-	-	1,961,059	1,961,059
		100,602	210,000	54,140	-	1,961,060	2,325,802

2022	Average Effective Interest Rate %	Floating Interest Rate \$'000	Fixed Interest Rate Maturing			Non-interest Bearing \$'000	Total Amount \$'000
			Less than 1 year \$'000	1 to 5 Years \$'000	More Than 5 Years \$'000		
Financial Assets							
Cash at bank	0.40	189,500	-	-	-	1	189,501
Bank term deposit	0.87	-	100,000	60,140	-	-	160,140
Trade and other receivables	-	-	-	-	-	2,159,788	2,159,788
		189,500	100,000	60,140	-	2,159,789	2,509,249

Sensitivity

The AICF Group's main interest rate risk arises from cash and cash equivalents and other financial assets with varying interest rates. At 31 March 2023, if interest rates had changed by +/- 50 basis points from the year end rates, with all variables held constant, interest income from these financial assets would have been \$1.824 million higher/lower (2022: \$1.748 million higher/lower).

All other financial assets and financial liabilities are non-interest bearing.

**ASBESTOS INJURIES COMPENSATION FUND
CONSOLIDATED ACCOUNTS**

NOTES TO THE FINANCIAL STATEMENTS FOR THE YEAR ENDED 31 MARCH 2023

NOTE 19: FINANCIAL INSTRUMENTS (CONT'D)

(c) Fair value and fair value hierarchy

The carrying amounts and fair values of financial assets and financial liabilities are disclosed in the statement of financial position and in the notes to the financial statements. Fair values are materially in line with carrying values.

The AICF Group uses the following hierarchy for determining and disclosing the fair value of financial instruments by valuation technique:

Level 1: quoted (unadjusted) prices in active markets for identical assets or liabilities;

Level 2: other techniques for which all inputs which have a significant effect on the recorded fair value are observable, either directly or indirectly;

Level 3: techniques which use inputs which have a significant effect on the recorded fair value that are not based on observable market data.

The following table shows an analysis of financial instruments recorded at fair value by level of the fair value hierarchy:

31 March 2023	Level 1 \$'000	Level 2 \$'000	Level 3 \$'000	Total \$'000
Financial Assets				
Insurance receivables	-	-	76,307	76,307
Related party receivables - James Hardie 117 Pty Ltd	-	-	1,883,804	1,883,804
	-	-	1,960,111	1,960,111
31 March 2022				
	Level 1 \$'000	Level 2 \$'000	Level 3 \$'000	Total \$'000
Financial Assets				
Insurance receivables	-	-	90,088	90,088
Related party receivables - James Hardie 117 Pty Ltd	-	-	2,069,249	2,069,249
	-	-	2,159,337	2,159,337

**ASBESTOS INJURIES COMPENSATION FUND
CONSOLIDATED ACCOUNTS**

NOTES TO THE FINANCIAL STATEMENTS FOR THE YEAR ENDED 31 MARCH 2023

NOTE 20: RELATED PARTY TRANSACTIONS

Transactions with related parties

The Charitable Fund was established to implement the agreement reached between James Hardies Industries SE (now James Hardie Industries plc), James Hardie 117 Pty Ltd (the “Performing Subsidiary”), AICF and the New South Wales Government whereby JHIPLC would commit to funding the Charitable Fund via the Performing Subsidiary, in accordance with the terms and conditions set out in an agreement dated 1 December 2005. The AICF Trust was expanded with the addition of the Discretionary Fund under the Amended and Restated Final Funding Agreement (“AFFA”) between the same parties to the earlier agreement. The AFFA is dated 21 November 2006.

Transactions with related parties are on normal commercial terms and conditions no more favourable than those available to other parties unless otherwise stated.

Amounts of receivables with related parties are disclosed in Note 6.

Parent entity

AICF is deemed to be a subsidiary of James Hardie Industries plc (“JHIPLC”), an Irish public limited company under the Corporations Act as JHIPLC, and among other things has the power (except in certain circumstances specified in the AFFA) to appoint or remove the majority of directors of AICF.

Accordingly, JHIPLC is the ultimate holding company of AICF.

NOTE 21: CRITICAL ACCOUNTING ESTIMATES AND JUDGEMENTS

The Board of the Trustee evaluates estimates and judgements incorporated into the financial statements based on historical knowledge and best available current information. Estimates assume a reasonable expectation of future events and are based on current trends and economic data, obtained both externally and within the AICF Group.

(a) Provision for claims settlements

Provision is made for the estimated cost of asbestos claims incurred but not settled at the reporting date. The estimated costs of claims include direct expenses that are expected to be incurred in settling those claims and expected insurance recoveries.

The AICF Group’s process for establishing the outstanding claims provision involves extensive consultation with external actuaries, claims managers and senior management. An independent actuarial assessment of outstanding and likely future claims is undertaken at least annually.

The provision for outstanding claims comprises the central estimate (being the present value of expected future payments) and an appropriate risk margin which is added to the central estimate in accordance with Australian accounting requirements to recognise the inherent uncertainty in the central estimate and a provision for the net present value of estimated future claims handling costs of \$26.236 million (2022: \$27.905 million). The outstanding claims provision is discounted to present value at risk free rates of return to reflect the time value of money.

The AICF Group has adopted a policy of setting aside a risk margin that reflects the greater of:

1. A provision that provides probability of sufficiency of not less than 75%; or
2. An amount statistically derived that amounts to a half standard deviation above the mean of the distribution.

At 31 March 2023, a risk margin of \$716.300 million (2022: \$770.600 million) has been adopted that provides an 81.2% (2022: 81.2%) probability of sufficiency.

The determination of the provision for future asbestos claims involves a number of critical assumptions which are summarised below. Some of the uncertainties impacting these assumptions are as follows:

- Changes in patterns of claims incidence, reporting and payment;
- Volatility in the estimation of future costs due to the long period of time over which claims are expected to arise;
- Changes in the legal environment, including the interpretation of liability laws and the quantum of damages; and
- Social and economic trends, for example inflation and interest rates.

**ASBESTOS INJURIES COMPENSATION FUND
CONSOLIDATED ACCOUNTS**

NOTES TO THE FINANCIAL STATEMENTS FOR THE YEAR ENDED 31 MARCH 2023

NOTE 21: CRITICAL ACCOUNTING ESTIMATES AND JUDGEMENTS (CONT'D)

(a) Provision for claims settlements (cont'd)

2023

Number of claims	Mesothelioma	Asbestosis	Other
Reported to date	7,691	2,904	3,440
Assumed unreported as at end of year	3,153	630	491
Total projected ultimate number of claims	10,844	3,534	3,931

Average claim size settled in the year	\$342,629	\$133,227	\$69,329
Assumed future average claims size	\$377,723	\$140,737	\$87,438

2022

Number of claims	Mesothelioma	Asbestosis	Other
Reported to date	7,308	2,807	3,365
Assumed unreported as at end of year	3,389	636	489
Total projected ultimate number of claims	10,697	3,443	3,854

Average claim size settled in the year	\$354,989	\$143,103	\$66,947
Assumed future average claims size	\$383,046	\$125,580	\$82,268

The following key assumptions were used in determining the provision for future asbestos claims.

Key Assumptions	2023	2022
Long term inflation rate (including superimposed inflation)	5.00%	5.00%
Discount rate	2.81% – 4.50%	1.05% – 4.00%

The table below illustrates sensitivities to the AICF Group's exposures to changes in the future number of claims reported, average claim size and long term inflation rate.

Sensitivity	Impact on reserves	
	Increase (\$m)	Decrease (\$m)
15% Increase / Decrease in future number of claims reported	315	(315)
5% Increase / Decrease in average claim size	105	(105)
1.5% Increase / Decrease in long term inflation rate	230	(195)

(b) JH 117 Receivable

The Trustee monitors its outstanding receivable balances for indicators of impairment on an ongoing basis. In particular, the receivable from James Hardie 117 Pty Ltd, which is described in Note 6 to these financial statements, is assessed for recoverability by the Trustee as at 31 March 2023 having regard to the following factors:

1. The obligations of James Hardie 117 Pty Ltd and of JHIPLC are set out in the AFFA (as amended) including the obligation of James Hardie 117 Pty Ltd to make the funding payments in accordance with the provisions of the AFFA and the right of AICF in its capacity as trustee of the Charitable Fund to enforce these obligations upon the occurrence of certain events;
2. The Deed of Confirmation entered into by the parties to the AFFA on 23 June 2009 under which the parties among other things confirmed that they will each continue to be bound by the AFFA during and following the then implementation of the transformation of JHINV from a Dutch NV company to a European SE company and re-domicile its place of registration from the Netherlands to Ireland;

**ASBESTOS INJURIES COMPENSATION FUND
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NOTES TO THE FINANCIAL STATEMENTS FOR THE YEAR ENDED 31 MARCH 2023

NOTE 21: CRITICAL ACCOUNTING ESTIMATES AND JUDGEMENTS (CONT'D)

(b) JH 117 Receivable (cont'd)

3. A Parent Guarantee has been provided by JHIPLC in favour of AICF in its capacity as trustee of the Charitable Fund, dated 14 December 2006 (Parent Guarantee) guaranteeing the performance and the payment obligations of James Hardie 117 Pty Ltd under the AFFA and the right of AICF in its capacity as trustee of the Charitable Fund to enforce the Parent Guarantee upon the occurrence of certain events. The Parent Guarantee was confirmed and amended under the Deed of Confirmation to accommodate, amongst other things, the re-domicile of JHINV;
4. JHIPLC trading, operating and financial performance for the 4th quarter and the year ended 31 March 2023, details of which were set out in the announcement made by JHIPLC on 16 May 2023 to the Australian Securities Exchange Limited, did not reveal any indicators that the receivable from James Hardie 117 Pty Ltd was impaired. The announcement also included an update by JHIPLC of the outlook for its global business and, in addition noted, in general, the risk factors that may adversely affect JHIPLC's business, operations, financial performance and condition or industry details of which were disclosed by JHIPLC in the Form 20-F lodged with the US Securities and Exchange Commission (SEC) on 16 May 2023; and
5. As at 31 March 2023, James Hardie had approximately 445 million shares on issue at \$31.83 per share (2022: \$40.60 per share), which is approximately \$14.071 billion (2022: \$18.081 billion) in market capitalisation.

A copy of the JHIPLC Q4 and Full Year FY23 Results Announcement can be found at: <http://www.ir.jameshardie.com.au>.

As at the date of this report, we have considered that an expected credit loss on the James Hardie 117 receivable is immaterial.

NOTE 22: EVENTS AFTER THE REPORTING DATE

On 16 May 2023, JHIPLC indicated in its 4th Quarter and Final Results release lodged with Australian Stock Exchange Limited that it anticipated making an Annual Payment to AICF of approximately USD \$86.000 million (2022: USD \$117.800 million).

JHIPLC has subsequently confirmed that the Annual Payment will be \$137.484 million (2022: \$158.800 million). Accordingly, \$137.484 million (2022: \$158.800 million) of the total receivable from James Hardie 117 Pty Ltd of \$1,883.804 million as at 31 March 2023 (2022: \$2,069.249 million), has been classified in these consolidated accounts as a current asset.

AICF arranged for the Approved Actuary, KPMG Actuaries Pty Ltd, to undertake the Annual Actuarial Review of the asbestos related disease liabilities of the Liable Entities as at 31 March 2023. This report was provided to AICF, JHIPLC and the New South Wales Government on 16 May 2023.

No other matters or circumstances have arisen since the end of the financial year which significantly affected or may significantly affect the operations of the AICF Group, the results of those operations, or the state of affairs of the AICF Group in future financial years.

NOTE 23: ECONOMIC DEPENDENCY

The AICF Group is economically dependent on the provisions of the Amended and Restated Final Funding Agreement signed by James Hardie Industries plc and the New South Wales Government, and the *James Hardie Former Subsidiaries (Winding up and Administration) Act 2005* (NSW).

ASBESTOS INJURIES COMPENSATION FUND
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TRUSTEE'S DECLARATION

The Directors of the trustee company, Asbestos Injuries Compensation Fund Limited, declare that:

1. the financial statements and notes, as set out on pages 10 to 36 presents fairly the AICF Group's financial position as at 31 March 2023 and its performance for the period ended on that date in accordance with the AICF Amended and Restated Trust Deed and the Amended & Restated Final Funding Agreement dated 21 November 2006 ("AFFA"), and comply with Australian Accounting Standards;
2. the financial statements reflect a payment in prior years of \$410,355 in respect of damages under section 281D of the Wrongs Act 1958 (Vic) ("section 281D damages") which is not required to be funded by James Hardie Industries plc in accordance with the terms of the AFFA. As such the AICF Group is in a net deficiency for the amount of these section 281D damages. The shortfall in funding will not affect the ability of the AICF Group to pay its debts as and when they fall due until near the conclusion of the AFFA funding period, and the financial statements have been prepared on a going concern basis accordingly;
3. during periods of sufficient funds (including, where necessary, with the support of loan funds provided to the AICF Trust by the New South Wales Government), payable liabilities of the Liable Entities will be paid as and when they fall due for payment, in accordance with section 34 of the *James Hardie Former Subsidiaries (Winding up and Administration) Act 2005* (NSW); and
4. during periods of insufficient funds, payable liabilities of the Liable Entities will be paid in accordance with the terms of the AFFA and the *James Hardie Former Subsidiaries (Winding up and Administration) Act 2005* (NSW).

Signed in accordance with a resolution of the Board of Directors of the trustee company.



Robert Russell
Chairman and Director



Christopher Latham
Director

Dated 8 June 2023

Sydney



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Independent auditor's report to the Trustee of the Asbestos Injuries Compensation Fund

Opinion

We have audited the financial report of Asbestos Injuries Compensation Fund (the AICF) and its subsidiaries (collectively the Group), which comprises the consolidated statement of financial position as at 31 March 2023, the consolidated statement of comprehensive income, consolidated statement of changes in equity and consolidated statement of cash flows for the year then ended, notes to the financial statements, including a summary of significant accounting policies, and the trustee's declaration.

In our opinion, the accompanying financial report of the Group is in accordance with the *Corporations Act 2001*, including:

- a. Giving a true and fair view of the consolidated financial position of the Group as at 31 March 2023 and of its consolidated financial performance for the year ended on that date; and
- b. Complying with Australian Accounting Standards and the *Corporations Regulations 2001*.

Basis for opinion

We conducted our audit in accordance with Australian Auditing Standards. Our responsibilities under those standards are further described in the *Auditor's responsibilities for the audit of the financial report* section of our report. We are independent of the Group in accordance with the auditor independence requirements of the *Corporations Act 2001* and the ethical requirements of the Accounting Professional and Ethical Standards Board's APES 110 *Code of Ethics for Professional Accountants (including Independence Standards)* (the Code) that are relevant to our audit of the financial report in Australia. We have also fulfilled our other ethical responsibilities in accordance with the Code.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our opinion.

Emphasis of matter - going concern

Without qualifying our opinion, we draw attention to the trustee's declaration and to Note 1(a) in the financial report. Although the company shows a net asset deficiency, the directors of the trustee have determined that the going concern basis of preparation is appropriate as the shortfall in funding will not affect the ability of the consolidated entity to pay its debts as and when they fall due until near the conclusion of the AFFA funding period, and the financial statements have been prepared on a going concern basis accordingly.

Information other than the financial report and auditor's report thereon

The directors of the trustee are responsible for the other information. The other information is the trustee's report accompanying the financial report.

Our opinion on the financial report does not cover the other information and accordingly we do not express any form of assurance conclusion thereon.

In connection with our audit of the financial report, our responsibility is to read the other information and, in doing so, consider whether the other information is materially inconsistent with the financial report or our knowledge obtained in the audit or otherwise appears to be materially misstated.

If, based on the work we have performed, we conclude that there is a material misstatement of this other information, we are required to report that fact. We have nothing to report in this regard.

Responsibilities of the Trustee for the financial report

The directors of the trustee are responsible for the preparation of the financial report that gives a true and fair view in accordance with Australian Accounting Standards and the *Corporations Act 2001* and for such internal control as the trustee determine is necessary to enable the preparation of the financial report that gives a true and fair view and is free from material misstatement, whether due to fraud or error.

In preparing the financial report, the directors of the trustee are responsible for assessing the AICF Trust's and Group's ability to continue as a going concern, disclosing, as applicable, matters relating to going concern and using the going concern basis of accounting unless the directors of the trustee either intend to liquidate the AICF Trust or Group or to cease operations, or have no realistic alternative but to do so.

Auditor's responsibilities for the audit of the financial report

Our objectives are to obtain reasonable assurance about whether the financial report as a whole is free from material misstatement, whether due to fraud or error, and to issue an auditor's report that includes our opinion. Reasonable assurance is a high level of assurance, but is not a guarantee that an audit conducted in accordance with the Australian Auditing Standards will always detect a material misstatement when it exists. Misstatements can arise from fraud or error and are considered material if, individually or in the aggregate, they could reasonably be expected to influence the economic decisions of users taken on the basis of this financial report.

As part of an audit in accordance with the Australian Auditing Standards, we exercise professional judgment and maintain professional scepticism throughout the audit. We also:

- ▶ Identify and assess the risks of material misstatement of the financial report, whether due to fraud or error, design and perform audit procedures responsive to those risks, and obtain audit evidence that is sufficient and appropriate to provide a basis for our opinion. The risk of not detecting a material misstatement resulting from fraud is higher than for one resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentations, or the override of internal control.
- ▶ Obtain an understanding of internal control relevant to the audit in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the Group's internal control.
- ▶ Evaluate the appropriateness of accounting policies used and the reasonableness of accounting estimates and related disclosures made by the directors of the trustee.
- ▶ Conclude on the appropriateness of the directors of the trustee's use of the going concern basis of accounting and, based on the audit evidence obtained, whether a material uncertainty exists related to events or conditions that may cast significant doubt on the Group's ability to continue as a going concern. If we conclude that a material uncertainty exists, we are required to draw attention in our auditor's report to the related disclosures in the financial report or, if such disclosures are inadequate, to modify our opinion. Our conclusions are based on the audit evidence obtained up to the date of our auditor's report. However, future events or conditions may cause the Group to cease to continue as a going concern.



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- ▶ Evaluate the overall presentation, structure and content of the financial report, including the disclosures, and whether the financial report represents the underlying transactions and events in a manner that achieves fair presentation.
- ▶ Obtain sufficient appropriate audit evidence regarding the financial information of the entities or business activities within the Group to express an opinion on the financial report. We are responsible for the direction, supervision and performance of the Group audit. We remain solely responsible for our audit opinion.

We communicate with the directors of the trustee regarding, among other matters, the planned scope and timing of the audit and significant audit findings, including any significant deficiencies in internal control that we identify during our audit.

A handwritten signature in black ink that reads 'Ernst & Young' in a cursive style.

Ernst & Young

A handwritten signature in black ink that reads 'Jason Bain' in a cursive style.

Jason Bain
Partner
Sydney
8 June 2023