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ANNEXURE A

**Letters Patent of 27 February 2004
and 30 June 2004**

NEW SOUTH WALES

ELIZABETH THE SECOND, by the Grace of God, Queen of Australia and Her other Realms and Territories, Head of the Commonwealth.

To Mr David Francis Jackson QC.

By these Our Letters Patent, made and issued under the authority of the Special Commissions of Inquiry Act 1983, We hereby, with the advice of the Executive Council, authorise you as Commissioner to inquire into and report to Our Governor of the said State on the following matters:

1. the current financial position of the Medical Research and Compensation Foundation ("MRCF"), and whether it is likely to meet its future asbestos related liabilities in the medium to long term;
2. the circumstances in which MRCF was separated from the James Hardie Group and whether this may have resulted in or contributed to a possible insufficiency of assets to meet its future asbestos related liabilities;
3. the circumstances in which any corporate reconstruction or asset transfers occurred within or in relation to the James Hardie Group prior to the separation of MRCF from the James Hardie Group to the extent that this may have affected the ability of MRCF to meet its current and future asbestos related liabilities; and
4. the adequacy of current arrangements available to MRCF under the Corporations Act to assist MRCF to manage its liabilities, and whether reform is desirable to those arrangements to assist MRCF to manage its obligations to current and future claimants,

AND hereby establish a Special Commission of Inquiry for this purpose.

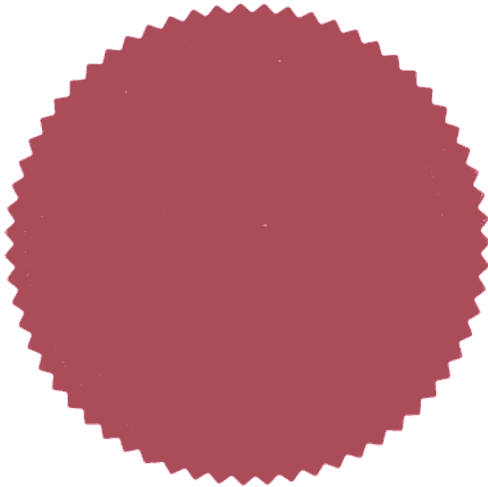
ENTERED on Record by me, in REGISTER OF PATENTS, No, 88 Page 275, this 27th day of February, 2004

DIRECTOR-GENERAL
of the CABINET OFFICE

AND OUR further will and pleasure is that you do, as expeditiously as possible, but in any case on or before 30 June 2004, deliver any interim report that you consider it appropriate to make and your final report in writing of the results of your inquiry to the office of Our Governor in Sydney.

AND pursuant to s. 21 of the Special Commissions of Inquiry Act it is hereby declared that sections 22, 23 and 24 shall apply to and in respect of the Special Commission the subject of these Our Letters Patent.

IN TESTIMONY WHEREOF, WE have caused these Our Letters to be made Patent and the Public Seal of Our State to be hereunto affixed.



WITNESS Her Excellency
Professor Marie Bashir,
Companion of the Order of
Australia, Governor of the State
of New South Wales in the
Commonwealth of Australia.

Dated this ^{twenty seventh} day of February 2004.

Governor

By Her Excellency's Command,

Premier.

NEW SOUTH WALES

ENTERED on Record by me, in REGISTER OF PATENTS, No, 88 Page 385, this 30th day of June, 2004

ELIZABETH THE SECOND, by the Grace of God, Queen of Australia and Her other Realms and Territories, Head of the Commonwealth.

To Mr David Francis Jackson QC.

WHEREAS BY Letters Patent issued in Our name by Our Governor of Our State of New South Wales on 27 February 2004, WE appointed you as sole Commissioner to inquire into and report to Our Governor on certain matters relating to the establishment of the Medical Research and Compensation Foundation.

AND WHEREAS it is desirable that those Letters Patent be varied to provide additional time for the preparation and delivery of your report and any interim reports.

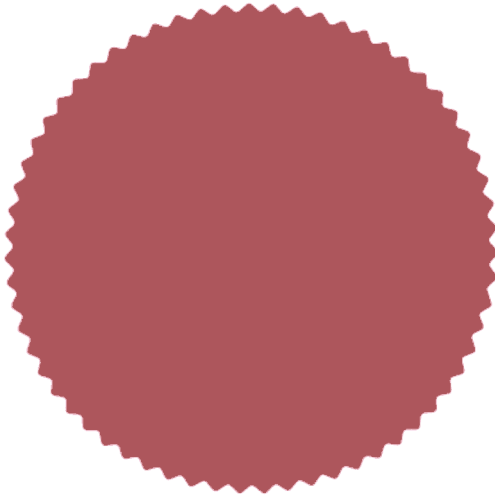
NOW THEREFORE WE do, by these Our Letters Patent issued in Our Name by Our Governor of Our said State, with the advice of the Executive Council, and pursuant to s. 6 of the Special Commissions of Inquiry Act 1983, DECLARE that the Letters Patent constituting your Commission shall have effect as if the paragraph "AND OUR further will and pleasure is that you do, as expeditiously as possible, but in any case on or before 30 June 2004, deliver any interim report that you consider it appropriate to make and your final report in writing of the results of your inquiry to the office of Our Governor in Sydney", were deleted and replaced with the following paragraph:

"AND OUR further will and pleasure is that you do, as expeditiously as possible, but in any case on or before 21 September 2004, deliver any interim report that you consider it appropriate to make and your final report in writing of the results of your inquiry to the office of Our Governor in Sydney'

DIRECTOR-GENERAL
THE CABINET OFFICE

AND IT IS FURTHER DECLARED that these Letters Patent are to be read with the Letters Patent constituting your Commission.

IN TESTIMONY WHEREOF, WE have caused, these Our Letters to be made Patent, and the Public Seal of Our State to be hereunto affixed.



WITNESS Her Excellency Professor Marie Bashir, Companion of the Order of Australia, Governor of the State of New South Wales in the Commonwealth of Australia.

Dated this 30th day of June 2004.


Governor

By Her Excellency's Command,


Premier.