



342 Scarborough Beach Rd,  
Osborne Park  
Western Australia 6017

ACN 150 597 541

15 February 2024

Mr Tyson Cleghorn  
Adviser  
ASX Listings Compliance (Perth)  
ASX Compliance Pty Ltd

**By email:** ListingsCompliancePerth@asx.com.au

Dear Mr Cleghorn

### **Response to ASX Price and Volume Query**

KIN Mining NL (the **Company** or **KIN**) refers to your letter dated 14 February 2024 and provides the following responses.

**1. Is KIN aware of any information concerning it that has not been announced to the market which, if known by some in the market, could explain the recent trading in its securities?**

Yes.

As disclosed in the Company's announcement of 9 February 2024, the Company is pursuing a range of strategic options including, amongst other things, evaluating and pursuing value-accretive corporate opportunities.

As disclosed in the Company's announcement of today's date (**Announcement**):

- The Company is currently in early-stage discussions with several exploration entities with interests in projects in Western Australia which are considered prospective for gold and other metals. These discussions are for the potential for either a strategic investment by the Company or the acquisition of interests in assets complementary to the Company's existing portfolio. None of these discussions have progressed to the stage of indicative terms being proposed whether on a non-binding basis or otherwise.
- The Company has issued a non-binding and indicative offer to PNX Metals Limited (ASX: PNX) in relation to a potential merger. The proposal in the offer has not been agreed as at the date of this letter, but the parties are continuing discussions.

**2. If the answer to question 1 is "yes":**

- (a) Is KIN relying on Listing Rule 3.1A not to announce that information under Listing Rule 3.1? Please note that the recent trading in KIN's securities would suggest to ASX that such information may have ceased to be confidential and therefore KIN may no longer be able to rely on Listing Rule 3.1A. Accordingly, if the answer to this question is "yes", you need to contact us immediately to discuss the situation.**

The Company was relying on Listing Rule 3.1A not to announce the information in the Announcement before today. The Company has no reason to believe that confidentiality of the information in the Announcement was compromised. However, in light of the increased price and volume of trading of its shares, the Company

requested a trading halt promptly after receipt of the price and volume query from ASX.

- (b) Can an announcement be made immediately? Please note, if the answer to this question is “no”, you need to contact us immediately to discuss requesting a trading halt (see below).**

The Announcement has been made today.

- (c) If an announcement cannot be made immediately, why not and when is it expected that an announcement will be made?**

Not applicable.

- 3. If the answer to question 1 is “no”, is there any other explanation that KIN may have for the recent trading in its securities?**

Not applicable.

For completeness, KIN reiterates that it has no reason to believe that confidentiality of the matters disclosed in the Announcement had been compromised. KIN considers that the following may explain the recent trading in its securities due to heightened investor interest:

- Since completion of the sale of selected gold deposits within its Cardinia Gold Project in Western Australia to Genesis Minerals Limited (ASX: GMD), the Company has advised the market of its plans to utilise its strong balance sheet to pursue a range of strategic opportunities (refer to the announcement of 9 February 2024).
- The Company has had a booth at the RIU Explorers Conference in Fremantle on 13 and 14 February 2024, and will be presenting on 15 February 2024.

- 4. Please confirm that KIN is complying with the Listing Rules and, in particular, Listing Rule 3.1.**

Confirmed.

- 5. Please confirm that KIN’s responses to the questions above have been authorised and approved under its published continuous disclosure policy or otherwise by its board or an officer of KIN with delegated authority from the board to respond to ASX on disclosure matters.**

Confirmed.

Yours faithfully



Stephen Jones  
Chief Financial Officer & Company Secretary  
KIN Mining NL



14 February 2024

Reference: 88635

Mr Stephen Jones  
Company Secretary  
KIN Mining NL  
Ground Floor, 342 Scarborough Beach Road  
Osborne Park WA 6017

By email:

Dear Mr Jones

### **KIN Mining NL ('KIN'): Price Query**

ASX refers to the following:

- A. The change in the price of KIN's securities from a low of \$0.061 to a high of \$0.074 today.
- B. The significant increase in the volume of KIN's securities traded from 13 February 2024 to 14 February 2024.

### **Request for information**

In light of this, ASX asks KIN to respond separately to each of the following questions and requests for information:

1. Is KIN aware of any information concerning it that has not been announced to the market which, if known by some in the market, could explain the recent trading in its securities?
2. If the answer to question 1 is "yes".
  - (a) Is KIN relying on Listing Rule 3.1A not to announce that information under Listing Rule 3.1? Please note that the recent trading in KIN's securities would suggest to ASX that such information may have ceased to be confidential and therefore KIN may no longer be able to rely on Listing Rule 3.1A. Accordingly, if the answer to this question is "yes", you need to contact us immediately to discuss the situation.
  - (b) Can an announcement be made immediately? Please note, if the answer to this question is "no", you need to contact us immediately to discuss requesting a trading halt (see below).
  - (c) If an announcement cannot be made immediately, why not and when is it expected that an announcement will be made?
3. If the answer to question 1 is "no", is there any other explanation that KIN may have for the recent trading in its securities?
4. Please confirm that KIN is complying with the Listing Rules and, in particular, Listing Rule 3.1.
5. Please confirm that KIN's responses to the questions above have been authorised and approved under its published continuous disclosure policy or otherwise by its board or an officer of KIN with delegated authority from the board to respond to ASX on disclosure matters.

### **When and where to send your response**

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This request is made under Listing Rule 18.7. Your response is required as soon as reasonably possible and, in any event, by no later than **11:15 AM AWST Wednesday, 14 February 2024**. You should note that if the information requested by this letter is information required to be given to ASX under Listing Rule 3.1 and it does not fall within the exceptions mentioned in Listing Rule 3.1A, KIN's obligation is to disclose the information 'immediately'. This may require the information to be disclosed before the deadline set out in the previous paragraph and may require KIN to request a trading halt immediately.

Your response should be sent to me by e-mail at **ListingsCompliancePerth@asx.com.au**. It should not be sent directly to the ASX Market Announcements Office. This is to allow me to review your response to confirm that it is in a form appropriate for release to the market, before it is published on the ASX Market Announcements Platform.

### **Trading halt**

If you are unable to respond to this letter by the time specified above, or if the answer to question 1 is "yes" and an announcement cannot be made immediately, you should discuss with us whether it is appropriate to request a trading halt in KIN's securities under Listing Rule 17.1. If you wish a trading halt, you must tell us:

- the reasons for the trading halt;
- how long you want the trading halt to last;
- the event you expect to happen that will end the trading halt;
- that you are not aware of any reason why the trading halt should not be granted; and
- any other information necessary to inform the market about the trading halt, or that we ask for.

We require the request for a trading halt to be in writing. The trading halt cannot extend past the commencement of normal trading on the second day after the day on which it is granted. You can find further information about trading halts in Guidance Note 16 *Trading Halts & Voluntary Suspensions*.

### **Suspension**

If you are unable to respond to this letter by the time specified above, ASX will likely suspend trading in KIN's securities under Listing Rule 17.3.

### **Listing Rules 3.1 and 3.1A**

In responding to this letter, you should have regard to KIN's obligations under Listing Rules 3.1 and 3.1A and also to Guidance Note 8 *Continuous Disclosure*: Listing Rules 3.1 – 3.1B. It should be noted that KIN's obligation to disclose information under Listing Rule 3.1 is not confined to, nor is it necessarily satisfied by, answering the questions set out in this letter.

### **Release of correspondence between ASX and entity**

ASX reserves the right to release all or any part of this letter, your reply and any other related correspondence between us to the market under Listing Rule 18.7A.

Kind regards

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ASX Compliance