

3 December 2024

Attn: Daniel Nugawela
ASX Compliance Pty Limited
Level 40 Central Park
152-158 St George's Tce
Perth WA 6000

By email: ListingsCompliancePerth@asx.com.au

Dear Daniel

Warriedar Resources Limited (the Company) – Response to ASX Aware Letter

We refer to your letter dated 29 November 2024 and respond as follows:

- 1. Does WA8 consider the Information, or any part thereof, to be information that a reasonable person would expect to have a material effect on the price or value of its securities?**

Yes.

- 2. If the answer to any part of question 1 above is “no”, please advise the basis for that view, commenting specifically on WA8’s share price rise today and the fact that the Announcement was marked sensitive.**

N/A.

- 3. When did WA8 first become aware of the Information? As part of your response, please provide details including, but not limited to, the times and dates that WA8 received and compiled the Information.**

- On Saturday, 23 November 2024, the Information was received in preliminary form by WA8’s geologist.
- On Monday 25 November 2024, WA8’s geologist translated the information from Mandarin to English.
- From Tuesday, 26 November – Thursday, 28 November 2024, WA8’s Geologist reviewed and compiled the Information. WA8’s Geologist specifically needed to consider that the translation from Mandarin to English was appropriate and included all material information. During this time, the Information was considered incomplete.
- On Thursday, 28 November 2024 the translation and compilation of the Information was completed. After the market had closed, WA8 prepared an ASX announcement for consideration and approval by the Board.
- On Friday, 29 November, WA8 released the Information.

- 4. If the answer to question 1 above is “yes” and WA8 first became aware of the Information before the date of the Announcement, did WA8 make any announcement prior to that date which disclosed the Information? If not, please explain why this information was not released to the market at an earlier time, commenting specifically on when you believe WA8 was obliged to release the Information under**

Listing Rules 3.1 and 3.1A and what steps WA8 took to ensure that the Information was released promptly and without delay.

The initial Information was received in Mandarin and did not include key information required for meaningful analysis of the results, so was considered as incomplete up until approximately midday (WST), Thursday, 28 November 2024 when a final announcement, including the required JORC table and Competent Person sign off was prepared and subsequently approved by the board. WA8 then released the announcement to its ASX Market Announcement Platform before market open on Friday, 29 November 2024, being the time WA8 believed it was obliged to release the Information under Listing Rules 3.1 and 3.1A.

WA8's Geologist worked promptly after receiving the Information to translate and compile the Information to ensure that the Information was released promptly and without delay.

WA8 is of the opinion that the recent trading in and increase of the price of its securities was not due to confidentiality of the Information being breached and can instead be attributed to the research report update released by East Coast Research on 28 November 2024.

5. Please confirm that WA8 is complying with the Listing Rules and, in particular, Listing Rule 3.1.

Yes, the Company confirms that it is in compliance with the Listing Rules and, in particular, Listing Rule 3.1.

6. Please confirm that WA8'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 WA8 with delegated authority from the board to respond to ASX on disclosure matters

The Company confirms that the responses above have been approved by the Board.

This announcement has been authorised for release by: Amanda Buckingham, Managing Director.

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29 November 2024

Reference: 103928

Mr David Palumbo
Company Secretary
Warriedar Resources Limited

By email

Dear Mr Palumbo

Warriedar Resources Limited ('WA8'): ASX Aware Letter

ASX refers to the following:

- A. The change in price of WA8's securities from a close of \$0.051 on 27 November 2024 to an intraday high of \$0.065 on 28 November 2024.
- B. WA8's announcement titled "*Initial Metallurgical Work Delivers High Antimony Recovery*" (the 'Announcement') lodged on the ASX Market Announcements Platform and released at 5.22 AM on 29 November 2024, which stated, amongst other things, the results of preliminary antimony metallurgical testwork undertaken at Ricciardo ('Information').
- C. The change in price of WA8's securities from a close of \$0.059 on 28 November 2024 to an intraday high of \$0.063 on 29 November 2024.
- D. Listing Rule 3.1, which requires a listed entity to immediately give ASX any information concerning it that a reasonable person would expect to have a material effect on the price or value of the entity's securities.
- E. The definition of "aware" in Chapter 19 of the Listing Rules, which states that:
"an entity becomes aware of information if, and as soon as, an officer of the entity (or, in the case of a trust, an officer of the responsible entity) has, or ought reasonably to have, come into possession of the information in the course of the performance of their duties as an officer of that entity."
- F. Section 4.4 in *Guidance Note 8 Continuous Disclosure: Listing Rules 3.1 – 3.1B* titled "When does an entity become aware of information?"
- G. Listing Rule 3.1A, which sets out exceptions from the requirement to make immediate disclosure as follows.

"3.1A Listing rule 3.1 does not apply to particular information while each of the following is satisfied in relation to the information:

3.1A.1 One or more of the following 5 situations applies:

- *It would be a breach of a law to disclose the information;*
- *The information concerns an incomplete proposal or negotiation;*
- *The information comprises matters of supposition or is insufficiently definite to warrant disclosure;*
- *The information is generated for the internal management purposes of the entity; or*

- *The information is a trade secret; and*

3.1A.2 *The information is confidential and ASX has not formed the view that the information has ceased to be confidential; and*

3.1A.3 *A reasonable person would not expect the information to be disclosed."*

- H. The concept of "confidentiality" detailed in section 5.8 of Guidance Note 8 *Continuous Disclosure: Listing Rules 3.1 – 3.1B*. In particular, the Guidance Note states that:

"Whether information has the quality of being confidential is a question of fact, not one of the intention or desire of the entity. Accordingly, even though an entity may consider information to be confidential and its disclosure to be a breach of confidence, if it is in fact disclosed by those who know it, then it is no longer a secret and it ceases to be confidential information for the purposes of this rule."

Request for information

Having regard to the above, ASX asks WA8 to respond separately to each of the following questions:

1. Does WA8 consider the Information, or any part thereof, to be information that a reasonable person would expect to have a material effect on the price or value of its securities?
2. If the answer to any part of question 1 above is "no", please advise the basis for that view, commenting specifically on WA8's share price rise today and the fact that the Announcement was marked sensitive.
3. When did WA8 first become aware of the Information? As part of your response, please provide details including, but not limited to, the times and dates that WA8 received and compiled the Information.
4. If the answer to question 1 above is "yes" and WA8 first became aware of the Information before the date of the Announcement, did WA8 make any announcement prior to that date which disclosed the Information? If not, please explain why this information was not released to the market at an earlier time, commenting specifically on when you believe WA8 was obliged to release the Information under Listing Rules 3.1 and 3.1A and what steps WA8 took to ensure that the Information was released promptly and without delay.
5. Please confirm that WA8 is in compliance with the Listing Rules and, in particular, Listing Rule 3.1.
6. Please confirm that WA8's responses to the questions above have been authorised and approved in accordance with its published continuous disclosure policy or otherwise by its board or an officer of WA8 with delegated authority from the board to respond to ASX on disclosure matters.

When and where to send your response

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 **12.30 PM AWST Wednesday, 4 December 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, WA8's obligation is to disclose the information 'immediately'. This may require the information to be disclosed before the deadline set out above and may require WA8 to request a trading halt immediately if trading in WA8's securities is not already halted or suspended.

Your response should be sent by e-mail to **ListingsCompliancePerth@asx.com.au**. It should not be sent directly to the ASX Market Announcements Office. This is to allow us 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.

Suspension

If you are unable to respond to this letter by the time specified above, ASX will likely suspend trading in WA8's securities under Listing Rule 17.3.

Listing Rules 3.1 and 3.1A

In responding to this letter, you should have regard to WA8'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 WA8'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

We reserve 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. The usual course is for the correspondence to be released to the market.

Yours sincerely

ASX Compliance