



10 July 2019

Elizabeth Harris  
ASX Limited  
Level 40  
152-158 St Georges Terrace  
Perth WA 6000

Via email – Elizabeth.Harris@asx.com.au

Dear Ms Harris

**CAENEUS MINERALS LTD (CAD or the Company)  
AWARE QUERY**

We refer to your letter dated 4 July 2019 regarding ASX's queries in respect of the Company's Announcement date 3 July 2019 in relation to the Company's 100% owned Supply Well Project. We respond to ASX's queries as follows:

- 1. Does CAD consider the Information to be information that a reasonable person would expect to have a material effect on the price or its securities?**

No.

- 2. If the answer to 1 is "no", please advise the basis for that view.**

The Company announced on 19 October 2018 that the geology intersected at the three targets was very similar and predominantly comprised deformed and tightly folded cherty to shale-rich metasedimentary units with interlayer band of sulphides comprising predominantly pyrrhotite and pyrite.

This clearly indicated the mineralisation was not prospective and therefore not material.

- 3. When did CAD first become aware of the Information?**

At the board meeting held on 24 June 2019, the pending assays were discussed and it was decided the relevant assay and analysis of assays would remain on hold unless and until further funds are raised to proceed with further work on the Supply Well Project.

It remains the Company's intention to proceed with the relevant assay and analysis of assays if and when further funds are raised.

4. If the answer to question 1 is “yes” and CAD first became aware of the Information before the relevant date, did CAD make any announcement prior to the relevant date which disclosed the information? If so, please provide details. If not, please explain why this information was not released to the market at an earlier time, commenting specifically on when you believe CAD was obliged to release the information under Listing Rules 3.1 and 3.1A and what steps CAD took to ensure that the information was released promptly and without delay.

n/a

5. Please confirm that CAD is in compliance with the Listing rules and, in particular, Listing Rule 3.1.

We confirm that the Company is in compliance with ASX Listing Rule 3.1

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

We confirm that the Company’s response to the questions has been authorised and approved by the Board.

For and on behalf of the board

Johnathon Busing

**Company Secretary**

**Caeneus Minerals Limited**



4 July 2019

Mr Johnathon Busing  
Company Secretary  
Caeneus Minerals Limited  
Ground Floor  
168 Stirling Highway  
Nedlands WA 6008

By email: johnathon@everestacc.com.au

Dear Mr Busing

**Caeneus Minerals Limited ('CAD'): Aware Query**

ASX refers to the following:

- A. CAD's announcement entitled "Supply Well Diamond Drilling Completed" lodged on the ASX Market Announcements Platform ('MAP') on 19 October 2018 (the 'Drilling Completed Announcement'), disclosing that CAD had completed diamond drilling of three modelled HPFLTEM plate conductors at the Pardoo - Supply Well Project. The Drilling Completed Announcement further stated

"A total of 18 representative samples across the three holes have been selected, cut and sent for assays at ALS Global. All samples will have a multi element assay package including gold, silver and platinum group elements.

The Company looks forward to keeping the market updated with the assays once they become available."

- B. CAD's announcement entitled "Supply Well Update" lodged on MAP on 3 July 2019 (the 'Well Update Announcement'), which stated as follows:

"Due to cash flow constraints, the assays and analysis of the assays have been on hold and the Board has now decided the testing and relevant analysis of the assays will not be completed unless and until further funds are raised to proceed with further work on the Supply Well Project."

('Information')

- C. 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.

- D. 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" and section 4.4 in Guidance Note 8 Continuous Disclosure: Listing Rules 3.1 – 3.1B "When does an entity become aware of information."*

- E. Listing Rule 3.1A, which sets out exceptions from the requirement to make immediate disclosure, provided that each of the following are satisfied.

*"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 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."*

F. ASX's policy position on the concept of "confidentiality", which is 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 listed 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 ceases to be confidential information for the purposes of this rule."*

### **Request for Information**

Having regard to the above, ASX asks CAD to respond separately to each of the following questions and requests for information:

1. Does CAD consider the Information 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 question 1 is "no", please advise the basis for that view.
3. When did CAD first become aware of the Information?
4. If the answer to question 1 is "yes" and CAD first became aware of the Information before the relevant date, did CAD make any announcement prior to the relevant date which disclosed the information? If so, please provide details. If not, please explain why this information was not released to the market at an earlier time, commenting specifically on when you believe CAD was obliged to release the information under Listing Rules 3.1 and 3.1A and what steps CAD took to ensure that the information was released promptly and without delay.
5. Please confirm that CAD is complying with the Listing Rules and, in particular, Listing Rule 3.1.
6. Please confirm that CAD'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 CAD 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 **3:00 PM AWST Wednesday, 10 July 2019**.

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, CAD's obligation

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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 CAD to request a trading halt immediately.

If you wish to request 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*.

ASX reserves the right to release a copy of this letter and your response on the ASX Market Announcements Platform under Listing Rule 18.7A. Accordingly, your response should be in a form suitable for release to the market.

Your response should be sent to me by e-mail at [ListingsCompliancePerth@asx.com.au](mailto: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.

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

In responding to this letter, you should have regard to CAD’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 CAD’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.

### **Suspension**

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

### **Enquiries**

If you have any queries or concerns about any of the above, please contact me immediately.

Yours sincerely

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**Elizabeth Harris**  
Manager, Listings Compliance (Perth)