



9 October 2015

Australian Securities Exchange Limited  
Level 40, Central Park  
152-158 St Georges Terrace  
PERTH WA 6000

Attention: Ben Tippett

Dear Ben

**ASX AWARE QUERY**

We refer to your letter dated 8 October 2015 and respond to your questions as follows:

Q1. Does the Company consider the information in the Announcement, or part thereof ('Information') to be information that a reasonable person would expect to have a material effect on the price or value of its securities?

A. Yes.

Q2. If the answer to question 1 is "no", please advise the basis of that view.

A. Not applicable.

Q3. If the answer to question 1 is "yes", when did the Company first become aware of the information?

A. The relevant drilling programme referred to in the Information consisted of 22 holes and the Company received assay results over a one week period. The last assay result was received on 6 October 2015.

Q4. If the answer to question 1 is "yes" and the Company first became aware of the Information in the announcement, or part thereof, before the release of the Announcement, did the Company make any announcement prior to the relevant date which disclosed the Information? If so, please provide details. If not, please explain why the Information was not released to the market at an earlier time, commenting specifically on when you believe the Company was obliged to release the Information under Listing Rules 3.1 and 3.1A and what steps the Company took to ensure that the Information was released promptly and without delay.



Office  
Level 2, 32  
Richardson Street  
West Perth WA 6872

Postal  
PO Box 1412  
West Perth  
WA 6872

Tel: + 61 8 9322 6418  
Fax: + 61 8 9322 6398

[www.blackhamresources.com](http://www.blackhamresources.com)  
ABN 18 119 887 606

A. The Company did not make any announcement prior to 7 October 2015 which disclosed the Information. The Information was not released to the market at an earlier time as the Company had been waiting on the last of the assay results contained in its 22-hole drilling programme to ensure the announcement to the market had context. The last assay result was received on 6 October 2015. Relevant maps, plans and tables were then formulated to give full meaning to the results of the entire drilling campaign. The initial draft ASX announcement was circulated internally on the evening of 6 October 2015 for review. On the morning of 7 October 2015, the Managing Director, Company Secretary and the Competent Person all did a final review of the draft announcement and its contents (including maps, plans and tables) and amended it to ensure it was compliant with the ASX Listing Rules and JORC Code. The announcement was subsequently lodged on the ASX platform early on 7 October 2015 WST.

Q5. Please confirm that the Company is in compliance with the Listing Rules and, in particular, Listing Rule 3.1.

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

Yours sincerely

**Mike Robbins**  
Company Secretary



8 October 2015

Mike Robbins  
Company Secretary, Blackham Resources Limited  
Level 2 38 Richardson Street  
West Perth WA 6005

By email

Dear Mr Robbins,

**Blackham Resources Limited (the “Entity”): ASX aware query**

ASX Limited (“ASX”) refers to the following:

1. The Entity’s announcement entitled “High Grade Success at Matilda” lodged with ASX Market Announcements Platform and released at 11:03 am AEdT on Wednesday 7 October 2015 (the “Announcement”), disclosing new assay results received from drilling programmes at the Entity’s Matilda Gold Project.
2. The increase in the Entity’s share price from a closing price on 5 October 2015 of \$0.185 to an intraday high on 6 October 2015 of \$0.215, an increase of 16.2%.
3. Listing Rule 3.1, which requires a listed entity to give ASX immediately 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.
4. The definition of “aware” in Chapter 19 of the Listing Rules. This definition 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.”*

Additionally, you should refer to section 4.4 in Guidance Note 8 *Continuous Disclosure: Listing Rules 3.1 – 3.1B “When does an entity become aware of information”*.

5. 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 requirements 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."*

5. 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* "Listing Rule 3.1A.2 – the requirement for information to be confidential". 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."*

Having regard to the above, we ask that you answer the following questions in a format suitable for release to the market in accordance with Listing Rule 18.7A:

1. Does the Entity consider the information in the Announcement, or part thereof ("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. If the answer to question 1 is "yes", when did the Entity first become aware of the Information?
4. If the answer to question 1 is "yes" and the Entity first became aware of the Information in the Announcement, or part thereof, before the release of the Announcement, did the Entity make any announcement prior to the relevant date which disclosed the Information? If so, please provide details. If not, please explain why the Information was not released to the market at an earlier time, commenting specifically on when you believe the entity was obliged to release the Information under Listing Rules 3.1 and 3.1A and what steps the Entity took to ensure that the Information was released promptly and without delay.
5. Please confirm that the Entity is in compliance with the Listing Rules and, in particular, Listing Rule 3.1.

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

This request is made under, and in accordance with, Listing Rule 18.7. Your response is required as soon as possible and, in any event, by not later than half an hour before the start of trading (ie before 9.30 a.m. AEDT or 6:30am WST) on Monday 12 October 2015. If we do not have your response by then, ASX will have no choice but to consider suspending trading in the Entity's securities under Listing Rule 17.3.

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, the Entity'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.

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 [ben.tippett@asx.com.au](mailto:ben.tippett@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 Rule 3.1**

Listing Rule 3.1 requires a listed entity to give ASX immediately 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. Exceptions to this requirement are set out in Listing Rule 3.1A.

The obligation of the Entity to disclose information under Listing Rules 3.1 and 3.1A is not confined to, nor is it necessarily satisfied by, answering the questions set out in this letter.

In responding to this letter, you should have regard to the Entity's obligations under Listing Rules 3.1 and 3.1A and also to Guidance Note 8 *Continuous Disclosure: Listing Rules 3.1 – 3.1B*.

### **Trading halt**

If you are unable to respond to this letter by the time specified above, you should discuss with us whether it is appropriate to request a trading halt in the Entity'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 may 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*.

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

Yours sincerely

*[Sent electronically without signature]*

Ben Tippett  
**Adviser, Listings (Perth)**