



## AML3D Limited

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10 July 2025

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

By email: [ListingsCompliancePerth@asx.com.au](mailto:ListingsCompliancePerth@asx.com.au)

### **RESPONSE TO ASX AWARE LETTER**

AML3D Limited (ASX: AL3 or 'the Company') responds to the letter received from the Australian Securities Exchange ("ASX") dated 7 July 2025.

With reference to the questions listed in the ASX query letter, and using the corresponding numbering (and defined terms where appropriate), the Company responds as follows:

1. Yes

2. N/A

3. Notwithstanding the letter is dated 27 June 2025, AL3 became aware of this letter when the CEO received it by email from the Department of the Navy on Friday 4<sup>th</sup> July 2025.

The Company had over the course of the previous several months held discussions with representatives from the Department of the Navy and during the course of negotiation had received draft and unsigned versions of the letter. At that time, the Company relied on Listing Rule 3.1A as the information the subject of the draft and unsigned versions of the letter was an incomplete proposal, subject to negotiation and was insufficiently definite to warrant disclosure.

The final signed letter was received on Friday 4<sup>th</sup> July 2025.

4. As set out above, the final signed letter was received on Friday 4<sup>th</sup> July 2025. Upon receipt, the CEO circulated the letter to the board and cross checked the final signed letter against the previous draft version of the letter to confirm the commercial discussions were accurately reflected. A draft Announcement was prepared in the background. Thereafter, the CEO provided the draft Announcement to the board for the board's consideration and approval late afternoon on Friday 4<sup>th</sup> July 2025.

The Announcement was approved by the board on Sunday 6<sup>th</sup> July 2025, and the Announcement was released to the market before market opened on Monday 7<sup>th</sup> July 2025, promptly and without delay.

AL3 did not make any prior announcement which disclosed the information the subject of unsigned draft versions of the letter as prior to the receipt of the letter on Friday 4<sup>th</sup> July 2025, the Company relied on Listing Rule 3.1A given the information the subject of unsigned draft versions of the letter was at the time an incomplete proposal, subject to negotiation and was insufficiently definite to warrant disclosure.

Please provide details of the prior announcement if applicable.

N/A



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5. AL3 confirms that it is in compliance with the Listing Rules and in particular, Listing Rule 3.1.
6. The Company's responses contained in this letter have been authorised and approved in accordance with the Company's published continuous disclosure policy by the Board of AML3D Limited.

Please contact me if you have any further questions.

Yours Sincerely

A handwritten signature in black ink, appearing to read 'Kaitlin Smith'.

Kaitlin Smith  
Company Secretary



7 July 2025

Ms Kaitlin Smith  
Company Secretary  
AML3D Limited

By email

Dear Ms Smith

**AML3D Ltd ('AL3'): ASX Aware Letter**

ASX refers to the following:

- A. AL3's announcement titled "US Navy Issues AML3D with Letter of Intent and Forecast" (the 'Announcement') released on the ASX Market Announcements Platform at 8:58 AM on 7 July 2025 disclosing the following:
- 1.1 AL3 had received a Letter of Intent dated 27 June 2025 outlining the US Navy's plans to collaborate with AML3D on several key additive manufacturing initiatives.
- B. The change in the price of AL3's securities from \$0.165 prior to the commencement of trade on Friday, 27 June 2025 to a high of \$0.285 following the release of the Announcement today, Monday 7 July 2025.
- 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."*
- E. Section 4.4 in *Guidance Note 8 Continuous Disclosure: Listing Rules 3.1 – 3.1B* titled "When does an entity become aware of information?"
- F. 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.”**

- G. 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 AL3 to respond separately to each of the following questions:

1. Does AL3 consider the following 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?
  - 1.1 AL3 had received a Letter of Intent dated 27 June 2025 outlining the US Navy’s plans to collaborate with AML3D on several key additive manufacturing initiatives.
2. If the answer to any part of question 1 is “no”, please advise the basis for that view.
3. When did AL3 first become aware of the information referred to in question 1 above? In response to this question please comment specifically on the fact the letter received from the Department of the Navy was dated 27 June 2025.
4. If AL3 first became aware of the information referred to in question 1 before the date of the Announcement, did AL3 make any announcement prior to that date which disclosed the information? If not, please explain why the information was not released to the market at an earlier time, commenting specifically on when you believe AL3 was obliged to release the information under Listing Rules 3.1 and 3.1A and what steps AL3 took to ensure that the information was released promptly and without delay.

Please provide details of the prior announcement if applicable.
5. Please confirm that AL3 is in compliance with the Listing Rules and, in particular, Listing Rule 3.1.
6. Please confirm that AL3’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 AL3 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 PM AWST Thursday, 10 July 2025**.

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, AL3’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 AL3 to request a trading halt immediately if trading in AL3’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.

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### **Suspension**

If you are unable to respond to this letter by the time specified above, ASX will likely suspend trading in AL3's securities under Listing Rule 17.3.

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

In responding to this letter, you should have regard to AL3'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 AL3'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

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ASX Compliance