

**13 September 2021**

Mr Corey Lian  
Advisor, Listings Compliance  
ASX Compliance Pty Ltd  
20 Bridge Street,  
Sydney NSW 2000

Via email: ListingsComplianceSydney@asx.com.au.

Dear Corey

## Price Query

We refer to your enquiry letter dated 13 September 2021 in relation to an increase in Tempest Minerals Limited's ("**TEM**" or "**Company**") share price from an open of \$0.022 on 10 September 2021 to \$0.032 at the time trading was paused on 13 September 2021 as well as an increase in the volume of TEM's securities traded. Our responses are noted below.

1. *Is TEM 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?*

The Company is not aware of any information concerning it, that has not been announced and which, if known, may reasonably be regarded as an explanation for recent trading in the Company's securities.

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

*(a) Is TEM relying on Listing Rule 3.1A not to announce that information under Listing Rule 3.1? Please note that the recent trading in TEM's securities would suggest to ASX that such information may have ceased to be confidential and therefore TEM 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.*

N/A.

*(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).*

N/A.

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

N/A.

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

No, but TEM advises that on 26 August 2021 it announced to ASX that it would be undertaking a non-renounceable entitlement issue to eligible shareholders on the basis of one (1) share for every four (4) shares held at 1.7 cents per share to raise approximately \$1.25 million ("Entitlement Issue").

TEM advises that is finalising the Entitlement Issue documentation and expects to lodge the prospectus with ASX before market commences trading on Tuesday 14 September 2021.

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

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

5. *Please confirm that TEM'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 TEM with delegated authority from the board to respond to ASX on disclosure matters.*

The Company confirms that the responses to the questions above have been authorised and approved by the Board.

The Board of the Company has authorised the release of this announcement to the market.

Yours faithfully



Paul Jurman  
Company Secretary



13 September 2021

Reference: 39578

Mr Paul Jurman  
Company Secretary  
Tempest Minerals Limited  
Suite 9, Level 2, 389 Oxford St  
Mount Hawthorn, WA 6016

By email:

Dear Mr Jurman

**Tempest Minerals Limited ('TEM'): Price - Query**

ASX refers to the following:

- A. The change in the price of TEM's securities from an open of \$0.022 on Friday, 10 September 2021, to \$0.032 at the time trading was paused today.
- B. The significant increase in the volume of TEM's securities traded during the last two trading sessions with today's opening auction increasing by 18.52% from the previous close on Friday, 10 September 2021.

**Request for information**

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

1. Is TEM 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 TEM relying on Listing Rule 3.1A not to announce that information under Listing Rule 3.1? Please note that the recent trading in TEM's securities would suggest to ASX that such information may have ceased to be confidential and therefore TEM 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 TEM may have for the recent trading in its securities?
4. Please confirm that TEM is complying with the Listing Rules and, in particular, Listing Rule 3.1.
5. Please confirm that TEM'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 TEM 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 **12:30 PM AEST Monday, 13 September 2021**. 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, TEM'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 TEM to request a trading halt immediately.

Your response should be sent to me by e-mail at **ListingsComplianceSydney@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 TEM'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 TEM's securities under Listing Rule 17.3.

### Listing Rules 3.1 and 3.1A

In responding to this letter, you should have regard to TEM'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 TEM'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 a copy of this letter, your reply and any other related correspondence between us to the market under Listing Rule 18.7A.

### Questions

If you have any questions in relation to the above, please do not hesitate to contact me.

Kind regards

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**Corey Lian**

Compliance Adviser, Listings Compliance (Sydney)