

25 June 2018

Sandra Wutete  
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ASX Compliance Pty Ltd  
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Email: Sandra.Wutete@asx.com.au  
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Dear Sandra,

### RESPONSE TO AWARE QUERY

Legend Mining Limited [**ASX Code: LEG, the Company**] refers to ASX's Aware Query letter dated 22 June 2018 and the Company's request for an immediate trading halt before the market opened on the morning, 20 June 2018, and the subsequent announcement that lifted the trading halt later on the same day, 20 June 2018

#### Background

By way of background, the Company has lodged the following announcements to date in June 2018.

Date	Subject
20/06/2018	Third Mineralised Intrusive Body Identified at Area D
20/06/2018	Trading Halt
12/06/2018	New Highly Anomalous Results with Sulphides at Area D

On Tuesday, 20 June 2018, the Company became aware of increased interest in entities operating in the Fraser Range as well as investor discussion websites increased speculation on corporate activity concerning entities operating in the Fraser Range.

In a response to ASX' aware query of 22 June 2018, the Company responds to your queries in the order in your letter (using your definitions):

1. *Please advise when the Entity first became aware of the Assay Results. Please include details of the relevant times and circumstances of the Entity becoming aware of the Assay Results.*
  - The Company's Exploration Director received the assay data for the assay results from the assay lab on Monday, 18 June 2018 at 4.06pm WST. The Company's Exploration Director was at the Company's Fraser Range field camp at the time supervising a drilling programme and did not return to Kalgoorlie until Thursday 21 June 2018.
  - During the course of Tuesday, 19 June 2018, the Company's Exploration Director did the following
    - Collated the assay data from assay lab and compared/contrasted the data with existing petrology information and reports;
    - Assessed and analysed the assay data from assay lab;

- Reviewed the resulting information/data;
  - Commenced drafting an announcement; and
  - Had the draft announcement peer reviewed.
- Late on Tuesday afternoon, 19 June 2018, the Company's Exploration Director verbally advised the Company's Managing Director by satellite phone that he was preparing a draft Announcement, which he sent to the Company's Managing Director at 7.05pm on Tuesday 19 June 2018 for his review.
  - In the evening of Tuesday, 19 June 2018 and before the market opened early on Wednesday, 20 June 2018, the Company's Managing Director consulted with the Company Secretary and the Chairman on the draft Announcement, and it was decided to request a Trading Halt before the market opened on Wednesday, 20 June 2018 to insure the appropriate data, maps and competent person sign-off could be included/completed for the draft Announcement.
  - Before the market opened on Wednesday, 20 June 2018, the Company Secretary contacted ASX Perth requesting an immediate Trading Halt and emailed a trading halt request to ASX Perth.
  - Later in the morning of Wednesday, 20 June 2018, the Company released the relevant Announcement, which lifted the Trading Halt.
2. *Does the Entity consider the information referred to in the Announcement to be information that a reasonable person would expect to have a material effect on the price or value of its securities?*  
Yes.
  3. *If the answer to question 2 is "no", please advise the basis for that view.*  
N/a
  4. *If the answer to question 2 is "yes" and the Entity first became aware of the information in the Announcement before the Trading Halt Request, did the Entity make any announcement prior to this date which disclosed the information? If so, please provide details.*  
No.

*If not, please explain why this 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.*

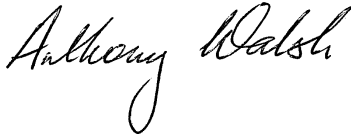
The Company refers to the timeline in our answer to Question 1. The Company is of the view that as soon as its Exploration Director concluded that an announcement was warranted (in the afternoon of Tuesday, 19 June 2018) following his collation of the assay data, assessment & analysis of the assay data and peer review a draft announcement was prepared as soon as practicable that afternoon and evening. Based on the timeline set in our answer to Question 1 and the Company's request for a Trading Halt before the market opened on Wednesday, 20 June 2018 to allow the Announcement to be finalised, the Company is of the opinion 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.*  
Yes

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

I confirm that the Company's responses to ASX's questions above have been authorised and approved in accordance with its published continuous disclosure policy or otherwise by its board or an officer of the Company with delegated authority from the board to respond to ASX on disclosure matters.

Yours sincerely



**Tony Walsh**  
**Company Secretary**



22 June 2018

**Mr Tony Walsh**

Company Secretary  
Legend Mining Limited

By email

Dear Mr Walsh

**Legend Mining Limited (the "Entity"): aware query**

ASX Limited ("ASX") refers to the following:

- A. The recent change in the price of the Entity's securities from a closing price of \$0.035 on Friday, 15 June 2018 to an intra-day high of \$0.046 on Wednesday, 20 June 2018 and a substantial increase in the volume traded over this period.
- B. The Entity's letter requesting a trading halt in the Entity's securities released to ASX on Wednesday, 20 June 2018 ("Trading Halt Request") in which the Entity announced its intention to update the market with regard to exploration results from drilling at Entity's Rockford Project.
- C. The Entity's announcement entitled "*Third Mineralised Intrusive Body Identified at Area D*" lodged with ASX Market Announcements Platform and released at 12:02 pm (AEST) on Wednesday, 20 June 2018 (the "Announcement"), advising that new assay results from the Rockford Project ("Assay Results") confirmed a third mineralised intrusive body, supporting the Entity's earlier statements that Area D is prospective for multiples of such intrusive bodies.
- D. 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.
- 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"*

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

- F. 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.”*

G. 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.”*

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

1. Please advise when the Entity first became aware of the Assay Results. Please include details of the relevant time and circumstances of the Entity becoming aware of the Assay Results.
2. Does the Entity consider the information referred to in the Announcement to be information that a reasonable person would expect to have a material effect on the price or value of its securities?
3. If the answer to question 2 is “no”, please advise the basis for that view.
4. If the answer to question 2 is “yes” and the Entity first became aware of the information in the Announcement before the Trading Halt Request, did the Entity make any announcement prior to this 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 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.
6. Please confirm that the Entity’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 the Entity 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, and in accordance with, Listing Rule 18.7. Your response is required as soon as reasonably possible and, in any event, in any event, by not later than **3:00 pm (WST) on Wednesday, 27 June 2018**.

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 [sandra.wutete@asx.com.au](mailto:sandra.wutete@asx.com.au) and [tradinghaltspert@asx.com.au](mailto:tradinghaltspert@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.

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

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*.

It should be noted that the Entity's obligation to disclose information under Listing Rule 3.1 is not confined to, nor is it necessarily satisfied by, providing the information requested in this letter.

Further, 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 this letter and may require the Entity 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 will require the request for the 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 do not respond to this letter by the deadline set out above or if ASX does not consider your response to be satisfactory, ASX is likely to suspend trading in the Entity's securities under Listing Rule 17.3.

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

Yours sincerely

*[Sent electronically without signature]*

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**Sandra Wutete**  
Senior Adviser, Listings Compliance (Perth)