



9 May 2013

Mr Dave Filov  
Australian Securities Exchange  
Level 8 Exchange Plaza  
2 The Esplanade  
PERTH WA 6000

Dear Dave

In response to your letter dated 8 May 2013, we advise the following:

1. It is possible to conclude on the basis of the information provided that if the Company were to continue to expend cash at the rate for the quarter indicated by the Appendix 5B, the Company may not have sufficient cash to fund its activities. Is this the case, or are there other factors that should be taken into account in assessing the Company's position?

*There are other factors that should be taken into account:*

- a. *as announced on the 10<sup>th</sup> April the company secured an extra \$2m in finance since the end of the quarter to improve its cash position;*
  - b. *the Company is expecting complete a sale of the Youanmi Mine shortly which will further improve its cash position;*
  - c. *total mine operating cost were reduced to \$4.4m in March and further reduced to \$4.1m in April with this trend expected to continue and result in a breakeven position for the mine while the sale process for the Wiluna Mine is progressed.*
2. Does the Company expect that in the future it will have negative operating cash flows similar to that reported in the Appendix 5B for the quarter?

*No.*

3. What steps has the Company taken, or what steps does it propose to take, to enable it to continue to meet its business objectives:

*As per Question 1.*

4. Can the Company confirm that it is in compliance with the listing rules, and in particular, listing rule 3.1?

*The Company confirms it is in compliance with Listing Rule 3.1.*

5. Please comment on the Company's compliance with listing rule 12.2, with reference to the matters discussed in the note to the rule.

*With the steps being undertaken by the Company as per Question 1, the Company believes it is and will continue to be in compliance with listing rule 12.2.*

Yours sincerely

Jeremy Robinson  
**Director & Company Secretary**



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8 May 2013

Mr Jeremy Robinson  
Company Secretary  
Apex Minerals NL

By email

Dear Jeremy

**Apex Minerals NL ("Company")**

I refer to the Company's Quarterly Report in the form of Appendix 5B for the period ended 31 March 2013, released to ASX Limited ("ASX") on 30 April 2013, (the "Appendix 5B").

ASX notes that the Company has reported the following.

1. Receipts from product sales of \$12,930,000.
2. Net negative operating cash flows for the quarter of \$1,562,000.
3. Cash at end of quarter of \$70,000.

In light of the information contained in the Appendix 5B, please respond to each of the following questions.

1. It is possible to conclude on the basis of the information provided that if the Company were to continue to expend cash at the rate for the quarter indicated by the Appendix 5B, the Company may not have sufficient cash to fund its activities. Is this the case, or are there other factors that should be taken into account in assessing the Company's position?
2. Does the Company expect that in the future it will have negative operating cash flows similar to that reported in the Appendix 5B for the quarter and, if so, what steps has it taken to ensure that it has sufficient funds in order to continue its operations at that rate?
3. What steps has the Company taken, or what steps does it propose to take, to enable it to continue to meet its business objectives?
4. Can the Company confirm that it is in compliance with the listing rules, and in particular, listing rule 3.1?
5. Please comment on the Company's compliance with listing rule 12.2, with reference to the matters discussed in the note to the rule.

### **Listing rule 3.1**

Listing rule 3.1 requires an 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. The exceptions to this requirement are set out in the rule.

In responding to this letter you should consult listing rule 3.1 and the guidance note titled "Continuous disclosure: listing rules 3.1 – 3.1B".

If the information requested by this letter is information required to be given to ASX under listing rule 3.1 your obligation is to disclose the information immediately.

Your responsibility under listing rule 3.1 is not confined to, or necessarily satisfied by, answering the questions set out in this letter.

This letter and your response will be released to the market. If you have any concerns about your response being released, please contact me immediately. Your response should be sent to me on **facsimile number +61 8 9221 2020** or **email [dave.filov@asx.com.au](mailto:dave.filov@asx.com.au)**. It should not be sent to ASX Market Announcements.

Unless the information is required immediately under listing rule 3.1, a response is requested as soon as possible and, in any event, not later than **3.00 pm WST on Friday 10 May 2013**.

If you are unable to respond by the time requested you should consider a request for a trading halt in the Company's securities.

If you have any queries please let me know.

Yours sincerely,

*[sent electronically without signature]*

Dave Filov

**Adviser, Listings Compliance (Perth)**

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