



listingscomplianceperth@asx.com.au

Ms Sandra Wutete
ASX Compliance Pty Ltd
Level 40, Central Park
152 – 158 St Georges Terrace
PERTH WA 6000

7 October 2022

Dear Sandra,

TMK Energy Ltd (ASX: **TMK** or the **Company**) provides the following responses to the request for information in the TMK Energy Limited ('TMK'): Price - Query letter dated 7 October 2022 received from ASX.

1. *Is TMK 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?*

TMK Response: No.

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

- a. *Is TMK relying on Listing Rule 3.1A not to announce that information under Listing Rule 3.1?*

Not applicable.

- b. *Can an announcement be made immediately?*

Not applicable.

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

Not applicable.

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

TMK Response: The Company is aware that there has been significant recent interest in the Gurvantes XXXV Project in Mongolia following a number of recent operational updates which have delivered positive results. These positive results, together with a well publicised recent site visit by the Company's joint venture partner, Talon Energy Limited (ASX:TPD) appears to have increased the overall interest in the Project, along with the continuing interest in the energy sector in general.

Furthermore, the Company has referenced several times that it expects to complete its maiden contingent resource assessment on or around 31 October 2022. The assessment process, which will be undertaken by an internationally recognised independent consultancy group, Netherland, Sewell & Associates, INC (NSAI), has not yet formally commenced as the Company is awaiting some final technical data from its recent drilling and testing operations to complete the data set required by NSAI before the assessment can commence.

Once commenced, NSAI will no doubt undertake the contingent resource assessment process in a manner befitting of an internationally recognised business that regularly undertake these projects and irrespective, NSAI will be subject to the standard confidentiality clauses in undertakings of this nature. The Company, for



its part, will ensure confidentiality of the report (or draft reports) through ensuring that only its senior management, the Company's Board and its joint venture partner (Talon), will be privy to any information on the contingent resource assessment before it is announced to the market.

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

TMK Response: Yes.

5. Please confirm that TMK's responses to the questions above have been authorized and approved under its published continuous disclosure policy or otherwise by its board or an officer of TMK with delegated authority from the board to respond to ASX on disclosure matters.

TMK Response: Yes.

Please contact the undersigned if you have any further queries on the above matter.

Yours sincerely

A handwritten signature in blue ink, appearing to read "Dougal Ferguson", written over a light blue horizontal line.

Dougal Ferguson
Company Secretary



7 October 2022

Reference: 61036

Mr Dougal Ferguson
Company Secretary
TMK Energy Limited

By email

Dear Mr Ferguson

TMK Energy Limited ('TMK'): Price - Query

ASX refers to the following:

- A. The change in the price of TMK's securities from a closing price of \$0.013 on 3 October 2022 to an intra-day high, at the time of writing this letter, of \$0.02 today.
- B. The significant increase in the volume of TMK's securities traded today.

Request for information

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

1. Is TMK 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 TMK relying on Listing Rule 3.1A not to announce that information under Listing Rule 3.1? Please note that the recent trading in TMK's securities would suggest to ASX that such information may have ceased to be confidential and therefore TMK 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 TMK may have for the recent trading in its securities?
4. Please confirm that TMK is complying with the Listing Rules and, in particular, Listing Rule 3.1.
5. Please confirm that TMK'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 TMK 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 **4:00 PM AWST Friday, 7 October 2022**. 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

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within the exceptions mentioned in Listing Rule 3.1A, TMK'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 TMK to request a trading halt immediately.

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

Listing Rules 3.1 and 3.1A

In responding to this letter, you should have regard to TMK'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 TMK'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.

Yours sincerely

Sandra Wutete

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Principal Adviser, Listings Compliance (Perth)