



28 April 2022

Australian Securities Exchange  
Level 40, Central Park  
152-158 St George's Terrace  
Perth WA 6000  
Via electronic lodgement

**Notice under section 708AA(2)(f) of the Corporations Act 2001 (Cth)**

This notice is given by Aeris Resources Limited ACN 147 131 977 (ASX:AIS) (**Aeris** or **the Company**) under section 708AA(2)(f) of the *Corporations Act 2001* (Cth) (the **Corporations Act**) as notionally modified by *Australian Securities and Investments Commission Corporations (Non-Traditional Rights Issues) Instrument 2016/84* (**ASIC Instrument**).

Where applicable, references in this notice to sections of the Corporations Act are references to the Corporations Act as modified or amended by ASIC Instrument.

Aeris has announced a fully-underwritten, accelerated non-renounceable entitlement offer (**Entitlement Offer**) of 1 fully paid ordinary shares in Aeris (**New Shares**) for every 4.22 fully paid ordinary shares held by Aeris shareholders to raise approximately A\$56.1 million before costs of the Entitlement Offer.

The Entitlement Offer comprises an accelerated institutional component and a retail component. The Company proposes to undertake the accelerated portion of the Entitlement Offer (**Institutional Offer**) between 28 April 2022 to 29 April 2022 to raise approximately \$33.5 million. Eligible Shareholders for the Institutional Offer will be those having a residential address in any Australia, New Zealand, United Kingdom, Singapore, Hong Kong and the European Union (excluding Austria). The Company proposes to undertake the retail portion of the Entitlement Offer (**Retail Offer**) between 5 May 2022 to 17 May 2022 to raise approximately \$22.6million. Eligible Shareholders for the Retail Offer will be those shareholders of the Company at 7.00pm Sydney time on 2 May 2022 who is resident in Australia or New Zealand.

Aeris hereby confirms that in respect of the Entitlement Offer (as per the requirements of section 708AA(2)(f) of the Corporations Act):

- 1 the New Shares will be offered without disclosure under Part 6D.2 of the Corporations Act;
- 2 this notice is being given under section 708AA(2)(f) of the Corporations Act;

- 3 as at the date of this notice, Aeris has complied with:
- (a) the provisions of Chapter 2M of the Corporations Act as they apply to Aeris; and
  - (b) section 674 and section 674A of the Corporations Act;
- 4 as at the date of this notice, there is no "excluded information" of the type referred to in sections 708AA(8) or 708AA(9) of the Corporations Act that is required to be set out in this notice under section 708AA(7) of the Corporations Act; and
- 5 on completion of the issue of New Shares under the Entitlement Offer, it is expected that no shareholder will hold an interest of more than 20% of Aeris, and it is not otherwise expected to have any material effect or consequence on the control of Aeris.

The results of the Institutional Offer are expected to be announced pre-market (Sydney Time) on 2 May 2022. The Retail Offer is expected to be open on 5 May 2022.

For and on behalf of the Board



Andre Labuschagne  
Executive Chairman  
Aeris Resources Limited