



INCA MINERALS LTD

23 August 2013

Jill Hewitt
Senior Adviser, Listings (Perth)
ASX Limited
Level 8, Exchange Plaza
2 The Esplanade
PERTH WA 6000

Email: Jill.hewitt@asx.com.au

Dear Jill,

ASX Aware Query - Inca Minerals Limited [ASX: ICG]

We refer to your letter dated 22 August 2013 wherein the ASX makes reference to:

- (a) The announcement by Inca Minerals Limited (Company) on 22 August 2013 entitled 'Chanape Delivers Rich Epithermal Gold and Silver' (Chanape Announcement); and
- (b) Trading in the Company's securities on 20 August 2013 and 21 August 2013.

In response to the ASX's queries (listed below in blue italics) the Company is pleased to provide the following information:

1. *Does the Entity consider the Chanape Announcement to be information that a reasonable person would expect to have a material effect on the price of value of its securities?*

In the context of the following which has previously been announced:

- (a) The Company has discovered a mineralised porphyry in its maiden drill hole;
- (b) The mineralised porphyry occurs within a 2.5km x 1 km Spontaneous Potential anomaly and, that coincident chargeability and resistivity anomalies indicative of porphyry mineralisation occur close to surface and extend to depth;
- (c) The Company has discovered very high grade gold and silver rock chip samples and numerous zones of surface gold, silver, copper and molybdenum mineralisation defining high priority drill targets;
- (d) Independent expert confirmation of both the epithermal and porphyry system dual-resource potential of Chanape;
- (e) In conjunction with the Company's announcement on 20 August 2013 that drilling had commenced at Chanape;

then the Entity considers the Chanape Announcement on 22 August 2013 contains information that a reasonable person would expect to have a material effect on the price of the Entity's securities.



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2. *If the answer to question 1 is 'no' please advise the basis for that view.*

The Company's response to question 1 is 'Yes'. Therefore, the ASX's question 2 is not applicable.

3. *If the answer to question 1 is 'yes', when did the Entity first become aware of the details of the Chanape Announcement?*

The Entity became aware it possessed price sensitive information (the Chanape Announcement) at approximately 10.00am WST on 21 August 2013. The Entity's Board drafted and finalised the Chanape Announcement by 9.00pm (WST) on the same day and released the Chanape Announcement well before the market opened on the immediate following day i.e. 22 August 2013.

4. *If the answer to question 1 is 'yes' and the Entity first became aware of the information before the relevant date, did the Entity make any announcement prior to the relevant 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.*

The Entity was not in possession of the price sensitive information (Chanape Announcement) before the relevant date (being 20 August 2013). As per the Entity's response to Question 3, the Entity became aware it possessed the price sensitive information (ie the Chanape Announcement) on 21 August 2013.

5. *Please confirm that the Entity is in compliance with the Listing Rules and, in particular, Listing Rule 3.1.*

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

Should you have any further queries please contact me.

Yours faithfully

Dr Justin Walawski
Director & Company Secretary



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22 August 2013

Dr J Walawski
Company Secretary
Inca Minerals Limited
PO Box 38
WEST PERTH WA 6872

By email: jwalawski@incaminerals.com.au

Dear Justin

Inca Minerals Limited (the "Entity"): ASX aware query

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

1. The Entity's announcement entitled "Chanape Delivers Rich Epithermal Gold and Silver" lodged with ASX Market Announcements Platform and released at 8:29 am EST on Thursday, 22 August 2013 (the "Chanape Announcement").
2. Trading in the Entity's securities and in particular the following:

Date	Intra day high	Volume	No of Trades
21 August 2013	6.6 cents	64,625,916	1,435
20 August 2013	5.5 cents	34,522,260	677

3. The price query and response released at 1:37 pm EST on 14 August 2013 ("Price Query").
4. 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.
5. The definition of "aware" in Chapter 19 of the Listing Rules. This definition 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."

Additionally, you should refer to section 4.4 in Guidance Note 8 *Continuous Disclosure: Listing Rules 3.1 – 3.1B "When does an entity become aware of information"*.

6. 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 requirements 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."

5. 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* "Listing Rule 3.1A.2 – the requirement for information to be confidential". 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, we ask that you answer the following questions in a format suitable for release to the market in accordance with Listing Rule 18.7A:

1. Does the Entity consider the Chanape Announcement to be information that a reasonable person would expect to have a material effect on the price or value of its securities?
2. If the answer to question 1 is "no", please advise the basis for that view.
3. If the answer to question 1 is "yes", when did the Entity first become aware of the details of the Chanape Announcement.
4. If the answer to question 1 is "yes" and the Entity first became aware of the information before the relevant date, did the Entity make any announcement prior to the relevant 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.

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, by not later than half an hour before the start of trading (ie before 7.30 a.m.) on Monday 26 August 2013. If we do not have your response by then, ASX will have no choice but to consider suspending trading in the Entity's securities under Listing Rule 17.3.

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, the Entity'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.

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 jill.hewitt@asx.com.au or by facsimile to (08) 9221 2020. 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.

Listing Rule 3.1

Listing Rule 3.1 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. Exceptions to this requirement are set out in Listing Rule 3.1A.

The obligation of the Entity to disclose information under Listing Rules 3.1 and 3.1A is not confined to, nor is it necessarily satisfied by, answering the questions set out in this letter.

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*.

Trading halt

If you are unable to respond to this letter by the time specified above, you should discuss with us whether it is appropriate to request a trading halt in the Entity'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 may 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*.

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

Yours sincerely

[Sent electronically without signature]

Jill Hewitt
Senior Adviser, Listings Compliance (Perth)