



## ISSUE OF SHARES UNDER PLACEMENT

On 6 February 2009, Apex Minerals NL (**Company**) issued 56,000,000 fully paid ordinary shares at a price of A\$0.27 per Share pursuant to a placement to institutional and sophisticated investors (**Placement Shares**), as announced on 27 January 2009.

In accordance with the requirements of section 708A(5)(e) of the *Corporations Act 2001 (Act)*, under which this notice is given, the Company confirms that:

1. the Placement Shares are part of the class of ordinary shares quoted on the ASX;
2. the Company issued the Placement Shares without disclosure to investors under Part 6D.2 of the Act, in reliance on section 708;
3. as at the date of this notice:
  - (a) the Company has complied with the provisions of Chapter 2M of the Act as they apply to the Company;
  - (b) the Company has complied with section 674 of the Act; and
4. as at the date of this notice there is no excluded information (as that expression is defined in sections 708A(7) and 708A(8) and the Act) in relation to the Company.

The Appendix 3B in relation to the issue of the Placement shares was lodged with the ASX earlier today.

For further information, please contact:

**Mark Ashley**  
**CEO and Managing Director**  
**Apex Minerals**

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*Neither this notice nor the Appendix 3B is an offer of securities for sale in the United States. No security of Apex has been registered under the United States Securities Act of 1993 (**U.S. Securities Act**), and no such security may be offered or sold in the United States absent registration under the U.S. Securities Act and applicable state securities laws or an exemption from registration under the U.S. Securities Act and such laws.*