



14 August 2008

Mr James Rowe
Manager, Issuers (Perth)
ASX Limited
2 The Esplanade
Perth WA 6000

Appendix 3Y

We are in receipt of your letter of 13 August 2008 and advise as follows:

1. The Appendix 3Y for Mark Bennett lodged on 5 August 2008 was lodged late because the company had not previously received a notification from Dr. Mark Bennett in relation to the change.
2. The Company has agreements in place with all Directors as recommended by ASX Guidance Note 22 notifying them of their obligations under the ASX Listing Rules.
3. Dr. Bennett, consistent with all other Apex Directors, has an arrangement in place whereby details of any transactions in Apex Minerals NL are emailed to me as Company Secretary. As part of an audit procedure conducted at year end as part of our annual report preparation process, a variance between registry holdings and notifications from Dr. Bennett was identified. The variance related to a distribution of Apex shares in specie by Legend Mining Ltd during the year. This distribution was overlooked by Dr. Bennett as part of our notification process because firstly the increase of his holding was effectively credited to him by the registry rather than actively acquired by on market purchase, secondly his incremental holding increase was small and went unnoticed, and thirdly his personal accountant had not finalised his taxation affairs so he was not otherwise aware of the change. We believe that our existing arrangements for recording Director share transactions are adequate and that this notification lapse was due to an isolated error.

Please do not hesitate to contact me if I can provide any further information.

Yours sincerely
APEX MINERALS NL

GRAHAM ANDERSON
Company Secretary

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**ASX**

AUSTRALIAN SECURITIES EXCHANGE

FXED
13 August 2008

G. Anderson
Company Secretary
Apex Minerals NL
31 Ventnor Ave
West Perth WA 6005

By facsimile: 9425 5889

Dear Graham,

Apex Minerals NL (the "Company") Appendix 3Ys – Directors' Interest Notices

We refer to the following;

1. The Appendix 3Y lodged by the Company with ASX on 5 August 2008 for Mark Bennett;
2. Listing rule 3.19A which requires an entity to tell ASX the following:
 - 3.19A.1 The notifiable interests of a director of the entity (or in the case of a trust, a director of the responsible entity of the trust) at the following times.
 - On the date that the entity is admitted to the official list.
 - On the date that a director is appointed.The entity must complete Appendix 3X and give it to ASX no more than 5 business days after the entity's admission or a director's appointment.
 - 3.19A.2 A change to a notifiable interest of a director of the entity (or in the case of a trust, a director of the responsible entity of the trust). The entity must complete Appendix 3Y and give it to ASX no more than 5 business days after the change occurs.
 - 3.19A.3 The notifiable interests of a director of the entity (or in the case of a trust, a director of the responsible entity of the trust) at the date that the director ceases to be a director. The entity must complete Appendix 3Z and give it to ASX no more than 5 business days after the director ceases to be a director.
3. Listing rule 3.19B which states as follows.

An entity must make such arrangements as are necessary with a director of the entity (or in the case of a trust, a director of the responsible entity of the trust) to ensure that the director discloses to the entity all the information required by the entity to give ASX completed Appendices 3X, 3Y and 3Z within the time period allowed by listing rule 3.19.A. The entity must enforce the arrangements with the director.

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4. The Companies Update dated 27 June 2008, reminding listed entities of their obligation to notify ASX within 5 business days of the notifiable interests in securities held by each director and outlining the action that ASX would take in relation to breaches of listings rules 3.19A and 3.19B.

As the Appendix 3Y for Mark Bennett indicated that a change in the director's relevant interests occurred on 12 November 2007 it appears that the Appendix 3Ys should have been lodged with the ASX by 20 November 2007. As the Appendix 3Y was lodged on 5 August 2008 it appears that the Company may be in breach of listing rules 3.19A and/or 3.19B. It also appears that there may have been a breach of S205G of the Corporations Act by the director concerned.

Please note that ASX is required to record details of breaches of the listing rules by listed companies for its reporting requirements.

ASX reminds the Company of its contract with ASX to comply with the listing rules. In the circumstances ASX considers that it is appropriate that the Company make necessary arrangements to ensure there is not a reoccurrence of a breach of the listing rules.

Having regard to listing rules 3.19A and 3.19B and Guidance Note 22: "Director Disclosure of Interests and Transactions in Securities - Obligations of Listed Entities", we ask that you answer each of the following questions:

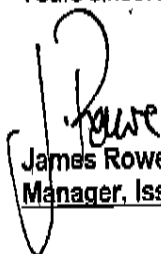
1. Please explain why the Appendix was lodged late.
2. What arrangements does the Company have in place with its directors to ensure that it is able to meet its disclosure obligations under listing rule 3.19A?
3. If the current arrangements are inadequate or not being enforced, what additional steps do the Company intend to take to ensure compliance with listing rule 3.19B?

Your response should be sent to me by facsimile on facsimile number (08) 9221 2020. It should not be sent to the Company Announcements Office.

A response is requested as soon as possible and, in any event, **not later than 5.00 p.m. W.S.T. on Friday, 15 August 2008.**

Under listing rule 18.7A, a copy of this query and your response will be released to the market, so your response should be in a form suitable for release and should separately address each of the questions asked. If you have any queries or concerns, please contact me immediately

Yours sincerely


James Rowe
Manager, Issuers (Perth)