

**Australian Securities and Investments Commission  
Corporations Act 2001 – Subsection 741(1) – Exemption and Declaration**

**Enabling legislation**

1. The Australian Securities and Investments Commission (**ASIC**) makes this instrument under subsection 741(1) of the *Corporations Act 2001* (the **Act**).

**Title**

2. This instrument is ASIC Instrument 21-0672.

**Commencement**

3. This instrument commences on the date it is signed.

**Exemptions**

4. Archer Materials Limited ACN 123 993 233 (**Archer**) does not have to comply with Parts 6D.2 and 6D.3 of the Act.

**Declaration**

5. Chapter 6D of the Act applies to each holder of shares in iTech Minerals Ltd ACN 648 219 050 (**iTech**) as if section 707 were modified or varied by omitting subsections 707(3), (4), (5) and (6).

**Where this instrument applies**

6. The exemption in paragraph 4 applies to invitations by Archer to vote at an extraordinary general meeting on a capital reduction of Archer and an in-specie distribution of ordinary shares in iTech to holders of shares in Archer (**Distribution Proposal**), pursuant to a notice of meeting that:
  - (a) is in substantially the same form as the draft notice of meeting provided to ASIC on 22 July 2021; and
  - (b) includes a statement:
    - (i) describing the need for, and the effect of, the relief contained in this instrument; and
    - (ii) that the notice of meeting is in substantially the same form as the draft notice of meeting provided to ASIC on 22 July 2021.
7. The declaration in paragraph 5 applies where:

- (a) a holder of shares in iTech makes an offer of shares in iTech (**iTech Shares**) for sale; and
- (b) the iTech Shares were transferred to a holder of shares in Archer, pursuant to the Distribution Proposal referred to in paragraph 6, within the previous 12 months; and
- (c) the offer is not made within 12 months of a sale or transfer of the iTech Shares by a person, other than Archer, who:
  - (i) controls iTech;
  - (ii) would have been required by subsection 707(2) of the Act to give disclosure to investors under Part 6D.2 of the Act but for section 708 or 708A of the Act; and
  - (iii) did not give disclosure to investors under Part 6D.2 of the Act because of section 708 or 708A of the Act.

Dated this 28<sup>th</sup> day of July 2021

*Matthew Bevins*

Signed by Matthew Bevins  
as a delegate of the Australian Securities and Investments Commission