



Policy

Continuous Disclosure and Market Communications

Fortescue Ltd

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1. INTRODUCTION

Fortescue Ltd (Fortescue or the Company) is listed on the Australian Securities Exchange (ASX) and is required to comply with the continuous disclosure provisions of the ASX Listing Rules and the Corporations Act 2001 (Cth).

Fortescue is committed to ensuring its disclosure is accurate, balanced and expressed in such a way to allow investors to assess the impact of the information disclosed when making investment decisions.

This Continuous Disclosure and Market Communications Policy summarises the processes that have been adopted to ensure Fortescue complies with its disclosure obligations.

This policy applies to all directors, officers, employees, joint venture partners, contractors or suppliers and is reviewed annually to ensure that it remains effective in guiding disclosure in accordance with Fortescue's disclosure obligations.

2. CONTINUOUS DISCLOSURE

2.1.1 Commitment to Continuous Disclosure

Fortescue will immediately notify the ASX of any information concerning it that a reasonable person would expect to have a material effect on the price or value of Fortescue's securities, unless exempted by the Listing Rules.

2.1.2 Disclosure Committee

Fortescue's Disclosure Committee has responsibility for the implementation of this policy.

The Disclosure Committee reviews potentially material information in order to determine whether it must be disclosed and oversees the processes for identification and release of material information.

A decision of the Disclosure Committee requires a quorum of two committee members which must include at least one of the Chief Executive Officer Metals or Chief Executive Officer Energy (or delegate) and one of the following officers:

1. Chief Financial Officer Energy
2. Chief Financial Officer Metals;
3. Chief General Counsel; or
4. Company Secretary.



2.1.3 Identification of Potentially Material Information

All directors and all officers who are responsible for relevant areas of Fortescue's operations are responsible for identifying potentially material information. This includes all staff invited to participate in the Executive and Senior Staff Incentive Plan (ESSIP). Where potentially material information is identified, it must be reported to the Company Secretary immediately after the officer becomes aware of it. If the Company Secretary is unavailable, the information should be reported directly to the Chief Financial Officer Metals and/or Chief Financial Officer Energy.

It is not possible to pre-determine what type of information may be material for disclosure purposes and relevant information will need to be considered on a case-by-case basis. If there is any doubt regarding whether information is required to be disclosed, a prudent approach should be undertaken and the information reported to the Company Secretary immediately.

2.1.4 Summary of Disclosure Process

All directors and all officers who are responsible for relevant areas of Fortescue's operations, including all staff invited to participate in the Executive and Senior Staff Incentive Plan (ESSIP), will be informed of the Company's continuous disclosure obligations and given a copy of the Continuous Disclosure Policy including any amended versions that may be issued from time to time.

When potentially material information is identified it will promptly be submitted to the Disclosure Committee for consideration of whether the information is material, taking into account such advice as the Committee may consider necessary. The Company Secretary maintains a record of all matters that are assessed in accordance with this process. If it is determined that the information should be disclosed to the ASX, an appropriate release will be prepared and circulated to the Disclosure Committee for approval prior to release. The Company Secretary is responsible for all communications with the ASX and any other relevant stock exchange in accordance with applicable laws, listing rules and regulations. Information should not be provided to any other person prior to receipt of notification from the ASX confirming release of the information to the market.

If the Disclosure Committee is unavailable to determine whether to make or approve an ASX announcement or call a trading halt, and a rapid response is required, any two of the following individuals may either authorise the disclosure or call a trading halt:

1. Chief Executive Officer Energy;
2. Chief Executive Officer Metals;
3. Chairman of the Board;
4. Deputy Chair;
5. Chief Financial Officer Energy;



6. Chief Financial Officer Metals
7. Chief General Counsel; and
8. Company Secretary.

The Company Secretary is responsible for ensuring that directors receive copies of all material market announcements promptly after they have been made.

Continuous disclosure is a standing agenda item for all meetings of the board and board committees. Directors review the continuous disclosure matters that have been assessed by the Disclosure Committee since their last meeting and consider whether any decisions made at the meeting should be disclosed to the ASX.

2.1.5 Policy Breaches

Breaches of this policy or any guidance documents that support this policy may lead to a breach of applicable legislation, ASX Listing Rules or other regulations. This may result in damage to the Company's reputation and potential criminal and civil liabilities could be imposed on Fortescue or its directors, officers and employees. Accordingly, breaches will be taken very seriously by the Company.

3. MARKET COMMUNICATIONS

3.1.1 Background

Fortescue and its related entities receive wide-spread interest from market participants and media at a local, state, national and international level. Fortescue manages its interaction with these parties to ensure timely and accurate information is provided equally to all shareholders and market participants. In addition to market announcements, interactions may be in the form of shareholder meetings, briefings with investors and analysts, and presentations at industry conferences.

Fortescue will manage its interaction with the market effectively, and provide ways to constructively engage ensuring the Company's investors remain appropriately informed about its activities. At all times material or price sensitive information will not be disclosed to any external party unless it has previously been disclosed to the market in accordance with this Policy.

In the event that price sensitive information is inadvertently disclosed it will immediately be released to the ASX and subsequently placed on the Fortescue website.

The Company Secretary is responsible for ensuring that any new and substantive investor or analyst presentation is released to the ASX ahead of the presentation.



3.1.2 Authorised Company Representatives

The following directors and officers are authorised to make public statements to the market on behalf of Fortescue:

1. Chairman;
2. Chief Executive Officer Energy;
3. Chief Executive Officer Metals;
4. Chief Financial Officer Energy; and
5. Chief Financial Officer Metals

The following Officers are authorised to be spokespeople for the Company with specific approval from the Chief Executive Officer Energy or Chief Executive Officer Metals:

1. Group Manager Investor Relations; and
2. Director Corporate Communications.

All other directors, officers, employees, joint venture partners, contractors or suppliers shall not represent themselves as spokespeople for the Company. Enquiries from investors or analysts must be referred to the Group Manager Investor Relations and media enquiries must be referred to the Director Corporate Communications.

3.1.3 Verification of Periodic Corporate Reports

The Company's external auditor, PwC, reviews the annual directors' report, annual remuneration report and the annual and half yearly financial statements. The balance of periodic corporate reports including quarterly production reports, annual corporate governance statement, annual reserves and resources report and the annual sustainability report are subject to a rigorous internal review process with individual sign offs by the relevant functional areas.

The internal review process comprises:

1. Input by the Corporate Affairs team to draft reports and documents prepared by responsible managers from the Finance, Investor Relations, Operations and Sustainability teams;
2. Final draft preparation for senior management review;
3. Review meetings and the provision of formal content sign-off by responsible managers; and
4. Confirmation of final approvals by the Chief Executive Officer Energy and/or Chief Executive Officer Metals and Chief Financial Officer Energy and/or Chief Financial Officer Metals prior to release by the Company Secretary.



3.1.4 Shareholder Meetings

Shareholders are encouraged to attend and participate in general meetings. The Annual General Meeting is the primary forum for Shareholders to vote on key business issues including the election of directors, the remuneration report and adoption of financial statements. All Annual General Meeting resolutions will be put to shareholders to vote on by a poll.

3.1.5 Investors and Analysts

Fortescue has an Investor Relations function to ensure effective engagement with investors and analysts. Regular investor and analyst briefings are conducted. Material information that has not already been disclosed to the market will not be discussed at these briefings.

From time-to-time, Fortescue may comment on analysts' reports but will only comment on factual matters and previously disclosed information.

3.1.6 Market Speculation

Fortescue will generally not comment on market speculation or rumours unless required to do so under its continuous disclosure obligations.

3.1.7 Fortescue Website

All information disclosed to the stock exchange(s) will be posted on Fortescue's website at www.fortescue.com following confirmation of release being received from the ASX. The Fortescue website includes an automated alert system that allows interested parties to register for email alerts of ASX and media releases.

4. POLICY REVIEW

The Audit, Risk Management and Sustainability Committee and the Board will review this Policy annually to ensure that it continues to be effective in managing Fortescue's disclosure obligations.

This Policy was last reviewed by the Board in August 2021.

5. FURTHER INFORMATION

If you have any questions or need further information on how to comply with this Policy, please contact the Company Secretary.