

27 October 2017

George Tharian Adviser, Listings Compliance (Sydney) ASX Compliance Pty Limited 20 Bridge Street SYDNEY NSW 2000

Dear George

## Re :- Price Query Letter

We are in receipt of your price query letter dated 26 October 2017 which relates to changes in the price of Jat's shares from \$0.011 on 23 October 2017 to a high of \$0.025 on 26 October 2017. It was also noted the increase in the volume of Jat shares traded on 26<sup>th</sup> October 2017.

As a general comment the Company would like to advise that while 1,492,819 is a significant increase in the volume of shares traded on 26 October 2017, it only represents 0.68% of the Company's quoted securities. The total value of the shares traded on 26 October 207 was only \$33,643.

It is also noted that while 2.2 million shares have been traded since 23 October 2017 it only represents 1.02% of the Company's quoted shares.

The Company's shares are not regularly traded and as such when the number of buyers exceeds sellers the share price can rise rapidly and similarly if sellers exceed buyers the share price will fall rapidly.

It was brought to the Company's attention that there were comments on social media about the Company in relation to milk powder. It is noted the Company has always traded milk powder in its FMCG trading business and that milk powder is a significant traded commodity by value and quantity. In the Directors' Report of the 2017 Annual Report on page 4 it was reported that the Company had in August 2017, incorporated a subsidiary, Cobbitty Country Pty Ltd, to sell Jat own branded products manufactured in Australia and that it was registering brand trademarks and seeking requisite regulatory approvals. Jat continues this process and will in the future be selling Jat branded milk powder.

In your letter of 26 October 2017, you have asked 4 questions and our answers are provided below:-

1. Is Jatenergy aware of any information concerning it that it has not been announced to the market which, if known by some in the market could explain the recent trading in its securities.

No

2. If the answer is to question 1 is "no", is there any other explanation that Jatenergy may have for the recent trading in its securities?

No





3. Please confirm that Jatenergy is in compliance with the Listing Rules and in particular, Listing Rule 3.1.

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4. Please confirm that Jatenergy's responses to the questions above have been authorised and approved in accordance with its published continuous disclosure policy or otherwise by its Board or an officer of Jatenergy with delegated authority from the Board to respond to ASX on disclosure matters.

Jatenergy confirms that the directors of the Company have reviewed and approved the responses provided to the ASX through this letter. The directors have authorised the Company Secretary to sign and release this letter to the ASX. The directors are aware this letter with the letter from the ASX will be released to the market.

Please contact Company Secretary should you or the ASX wish to discuss this letter.

Yours sincerely

Graeme Hogan

**Company Secretary** 

Graeme L Hogon



26 October 2017

Mr Graeme Hogan Company Secretary JatEnergy Limited Suite 6, Level 4 55 Miller Street PYRMONT NSW 2009

By email

Dear Mr Hogan

# Jatenergy Limited ("Jatenergy"): price query

We note the change in the price of Jatenergy's securities from a low of \$0.011 on 23 October 2017 to a high of \$0.025 today.

We also note the significant increase in the volume of Jatenergy's securities traded today.

In light of this, ASX asks Jatenergy to respond separately to each of the following questions and requests for information:

1. Is Jatenergy aware of any information concerning it that has not been announced to the market which, if known by some in the market, could explain the recent trading in its securities?

If the answer to question 1 is "yes":

- a) Is Jatenergy relying on Listing Rule 3.1A not to announce that information under Listing Rule 3.1?
  - Please note that the recent trading in Jatenergy's securities would suggest to ASX that such information may have ceased to be confidential and therefore Jatenergy may no longer be able to rely on Listing Rule 3.1A. Accordingly, if the answer to this question is "yes", you need to contact us immediately to discuss the situation.
- b) Can an announcement be made immediately?
  - Please note, if the answer to this question is "no", you need to contact us immediately to discuss requesting a trading halt (see below).
- c) If an announcement cannot be made immediately, why not and when is it expected that an announcement will be made?
- 2. If the answer to question 1 is "no", is there any other explanation that Jatenergy may have for the recent trading in its securities?
- 3. Please confirm that Jatenergy is in compliance with the Listing Rules and, in particular, Listing Rule 3.1.



4. Please confirm that Jatenergy's responses to the questions above have been authorised and approved in accordance with its published continuous disclosure policy or otherwise by its board or an officer of Jatenergy with delegated authority from the board to respond to ASX on disclosure matters.

## 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 9.30 am AEDT) on Friday 27 October 2017. If we do not have your response by then, ASX will have no choice but to consider suspending trading in Jatenergy'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, Jatenergy'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. It should <u>not</u> 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 Rules 3.1 and 3.1A

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.

In responding to this letter, you should have regard to Jatenergy's obligations under Listing Rules 3.1 and 3.1A and also to Guidance Note 8 *Continuous Disclosure: Listing Rules 3.1 - 3.1B*.

It should be noted that Jatenergy's obligation to disclose information under Listing Rule 3.1 is not confined to, nor is it necessarily satisfied by, answering the questions set out in this letter.

#### **Trading halt**

If you are unable to respond to this letter by the time specified above, or if the answer to question 1 is "yes" and an announcement cannot be made immediately, you should discuss with us whether it is appropriate to request a trading halt in Jatenergy'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]

George Tharian

**Adviser, Listings Compliance (Sydney)**