

13 February 2019

Ms Belinda Chew
Senior Adviser – Listings Compliance (Sydney)
ASX Compliance Pty Ltd
20 Bridge Street
SYDNEY NSW 2000

Dear Ms Chew

PRICE QUERY

We refer to your letter dated 12 February 2019.

1. Is PCK 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?

Response: No

2. If the answer to question 1 is “yes”:

Response: N/A

3. Is there any other explanation that PCK may have for the recent trading in its securities?

Response:

The ongoing media reports on the Australian Aged Care Royal Commission, particularly the report broadcast on ABC’s 7.30 Report on 11 February 2019 addressing dementia patient issues, has generated publicity in PainChek®. The implications to the Company are set out in the Company’s quarterly update to the market released to ASX on 29 January 2019.

The Company is also aware of the circulation of a video interview featuring the Company’s Managing Director, Philip Daffas. That video covers the points which were detailed in the Company’s quarterly update to the market released to ASX on 29 January 2019, that have been previously released to the market or are not material.

4. Please confirm PCK is in compliance with the Listing Rules and, in particular, Listing Rule 3.1.

Response: Confirmed

5. Please confirm that PCK's responses to the questions above have been authorized and approved.

Response: Confirmed

Yours sincerely



Ian Hobson
Company Secretary



12 February 2019

Mr Ian Hobson
Company Secretary
PainChek Ltd

By email: ianhobson@bigpond.com

Dear Mr Hobson

PainChek Ltd ('PCK'): Price Query

We note the change in the price of PCK's securities from a low of \$0.028 on Thursday, 7 February 2019 to an intra-day high of \$0.048 today.

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

Request for Information

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

1. Is PCK 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?

In responding to this question, please consider in particular whether PCK is aware of any information that its earnings for the 6 month period ending on 31 December 2018:

- (a) are likely to differ materially (downwards or upwards) from any earnings guidance it has given for the period; or
 - (b) if PCK has not given any earnings guidance for the period, are otherwise likely to come as a surprise to the market (by reference to analyst forecasts for the period or, if PCK is not covered by analysts, its earnings for the prior corresponding period)?
2. If the answer to question 1 is "yes".
 - (a) Is PCK relying on Listing Rule 3.1A not to announce that information under Listing Rule 3.1? Please note that the recent trading in PCK's securities would suggest to ASX that such information may have ceased to be confidential and therefore PCK 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?
 3. If the answer to question 1 is "no", is there any other explanation that PCK may have for the recent trading in its securities?
 4. Please confirm that PCK is complying with the Listing Rules and, in particular, Listing Rule 3.1.

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5. Please confirm that PCK's responses to the questions above have been authorised and approved under its published continuous disclosure policy or otherwise by its board or an officer of PCK 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 Listing Rule 18.7. Your response is required as soon as reasonably possible and, in any event, by no later than **9:30 AM AEDT today Wednesday, 13 February 2019**. If we do not have your response by then, ASX will likely suspend trading in PCK'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, PCK'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 at ListingsComplianceSydney@asx.com.au. It should not 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 PCK'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 PCK'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 PCK'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*.

Suspension

If you are unable to respond to this letter by the time specified above ASX will likely suspend trading in PCK's securities under Listing Rule 17.3.

Enquiries

If you have any queries or concerns about any of the above, please contact me immediately.

Kind regards

Belinda Chiu
Senior Adviser, Listings Compliance (Sydney)