



HERBERT  
SMITH  
FREEHILLS

The Manager  
Market Announcements Office  
ASX Limited

17 July 2020

Dear Sir/Madam

**Takeover bid by UAC Energy Holdings Pty Ltd for Infigen  
Third Supplementary Bidder's Statement**

We act for UAC Energy Holdings Pty Ltd ACN 640 077 747 (**UAC**).

We attach, by way of service pursuant to section 647(3)(a)(ii) of the *Corporations Act 2001* (Cth) (inserted into that Act by ASIC Class Order [CO 13/528]), a copy of the third supplementary bidder's statement in relation to UAC's off-market bid for all the stapled securities in Infigen Energy Ltd ABN 39 105 051 616 and Infigen Energy Trust ARSN 116 244 118 (ASX:IFN) (together, **Infigen**).

This release has been authorised by the board of directors of UAC.

Yours sincerely

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## Third Supplementary Bidder's Statement

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This document is a supplementary bidder's statement under section 643 of the *Corporations Act 2001* (Cth). It is the third supplementary bidder's statement (**Third Supplementary Bidder's Statement**) issued by UAC Energy Holdings Pty Ltd (ACN 640 077 747) (**UAC**) in relation to its off-market takeover bid for all the stapled securities in Infigen Energy Limited (ABN 39 105 051 616) and Infigen Energy Trust (ARSN 116 244 118) (together, **Infigen**). This Third Supplementary Bidder's Statement supplements, and should be read together with, UAC's bidder's statement dated 9 June 2020 (**Original Bidder's Statement**), UAC's first supplementary bidder's statement dated 25 June 2020 (**First Supplementary Bidder's Statement**) and UAC's second supplementary bidder's statement dated 29 June 2020 (**Second Supplementary Bidder's Statement**). Unless the context otherwise requires, terms defined in the Original Bidder's Statement, First Supplementary Bidder's Statement and Second Supplementary Bidder's Statement have the same meaning as in this Third Supplementary Bidder's Statement. A copy of this Third Supplementary Bidder's Statement has been lodged with ASIC. Neither ASIC nor any of its officers take any responsibility for its contents.

### 1 Update on UAC's Offer

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Subject to the qualification below, UAC announces that it will not make any further variations to the terms of its Offer, including to its Offer Price or Offer Period.

However, UAC reserves the right to vary the terms of its Offer if it acquires or would acquire, before the close of its Offer Period, a relevant interest in at least an additional 5.0% of the Infigen stapled securities above the level of its aggregate relevant interest as at 16 July 2020 (**UAC Discretion**).<sup>1</sup>

The effect of this is that, unless UAC exercises the UAC Discretion, its Offer Price will remain at A\$0.86 and its Offer will close at 7:00pm (Sydney, Australia time) on Friday, 24 July 2020 (unless withdrawn earlier).

### 2 UAC's stake in Infigen

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UAC has made no final decision as to what it will do in relation to its stake in Infigen following the close of its Offer if it does not acquire a significantly increased stake under its Offer.

UAC reserves all rights, including (without limitation) to:

- not accept its stake into the Iberdrola Offer and take no further action;
- not accept its stake into the Iberdrola Offer and, following the close of the UAC Offer, acquire additional Infigen stapled securities (at prices that may vary from the Offer Price) up to an aggregate relevant interest in 20% of the Infigen stapled securities; and
- accept its stake into the Iberdrola Offer.

### 3 Approval

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Signed for and on behalf of UAC Energy Holdings Pty Ltd (ACN 640 077 747) following a resolution passed by its directors.



**Anton Rohner, Director**

date

17 July 2020

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<sup>1</sup> UAC's aggregate relevant interest as at 16 July 2020 was 13.72%. Accordingly, for the UAC Discretion to be enlivened, UAC must acquire an aggregate relevant interest in at least 18.72% of the Infigen stapled securities.