

11 September 2020

Mr Alex Sutton
Australian Securities Exchange Limited
20 Bridge Street
SYDNEY NSW 2000

via email

Dear Mr Sutton,

Court Orders Granted

On Tuesday 8 September 2020 Locality Planning Energy Holdings Limited (ASX: LPE) (the Company or LPE) announced that the Company is making an application to the Court to rectify a technical compliance issue in connection with the timing of lodgment of the cleansing notice relating to the Placement and SPP.

The application was heard in the Federal Court earlier today and the Court made the orders sought by the Company as follows:

- (a) orders that:
 - (i) the period of not more than 30 days before the offer, which period is referred to in section 7(f)(i) of the ASIC Corporations (Share and Interest Purchase Plans) Instrument 2019/547, is extended to 20 August 2020;
 - (ii) the period of five business days referred to in section 708A(6)(a) of the Corporations Act is extended to 20 August 2020; and
 - (iii) a cleansing notice that is lodged within that extended timeframes will take effect as if it had been lodged within time; and
- (b) declarations that:
 - (i) the offer under the share purchase plan is not invalid by reason of any contravention of the sections 706 or 727 Corporations Act; and
 - (ii) any sale of the shares issued under the placement after their issue and prior to making of the orders is not invalid by reason of any shareholder's failure to comply with the disclosure obligations under the Corporations Act.

A copy of the orders accompanies this announcement.

In accordance with the orders, the Company will also forward a copy of the orders to each person who was issued shares under the placement and the share purchase plan.

The Company now requests that the voluntary suspension in trading of the Company's shares be lifted.

Authorised by the Board.



Contact: Daniel Seeney
Company Secretary
investors@localityenergy.com.au

ENDS

About LPE

LPE is the local Aussie electricity provider that cares about the needs of Australians and currently supplies electricity to tens of thousands of customers. Our mission is to keep things simple and be honest about the costs of electricity – to save the most amount of money for the most amount of people. This means no confusing contracts, just simple savings, and honest electricity. The LPE product range includes solutions across electricity, solar, embedded networks, centralised hot water, and billing services for other utilities. In January 2016, LPE was listed on the ASX and quickly developed a reputation as an energy supply specialist in strata communities throughout South-East Queensland. Two years later in 2018 the Company received financial backing from investment giant BlackRock.



Federal Court of Australia

District Registry: Queensland

Division: General

No: QUD286/2020

IN THE MATTER OF LOCALITY PLANNING ENERGY HOLDINGS LIMITED

LOCALITY PLANNING ENERGY HOLDINGS LIMITED

Applicant

ORDER

JUDGE: JUSTICE REEVES

DATE OF ORDER: 11 September 2020

WHERE MADE: Brisbane

THE COURT ORDERS THAT:

1. In respect of the offer made by LPE to eligible shareholders on 11 August 2020 to subscribe for up to 4,000,000 ordinary fully paid shares in LPE under a share purchase plan:
 - (a) pursuant to s 1322(4)(d) of the *Corporations Act 2001* (Cth) (the Act), the period of not more than 30 days before the offer, which period is referred to in s 7(f)(i) of the *ASIC Corporations (Share and Interest Purchase Plans) Instrument 2019/547*, is extended to 20 August 2020;
 - (b) pursuant to s 1322(4) of the Act, a notice to the Australian Securities Exchange Limited (the ASX) under s 708A(5)(e) of the Act, given within the period stipulated in subparagraph (a) above, is deemed to take effect as if it was given not more than 30 days before the offer;
 - (c) pursuant to s 1322(4)(a) of the Act, the Court declares that the offer is not invalid by reason of any contravention of ss 706 or 727 of the Act in relation to the offer.
2. In respect of the 12,000,000 ordinary fully paid shares in LPE which were issued on 12 August 2020 pursuant to a placement:
 - (a) pursuant to s 1322(4)(d) of the Act, the period of five business days referred to in s 708A(6)(a) of the Act is extended to 20 August 2020;



- (b) pursuant to s 1322(4) of the Act, a notice to the ASX under s 708A(5)(e) of the Act in respect of the 12,000,000 shares, given within the period stipulated in subparagraph (a) above, is deemed to take effect as if it was given within 5 business days after the date of issue;
 - (c) pursuant to s 1322(4)(a) of the Act, the Court declares that any offer for sale, or sale, of the 12,000,000 shares, during the period after their issue to the date of the Court orders, is not invalid by reason of any contravention of ss 707 or 727 of the Act;
 - (d) pursuant to s 1322(4)(c) of the Act, any persons to whom any of the 12,000,000 shares were issued, or have been sold, and who have in turn on-sold any of those shares, is relieved in whole from any civil liability in respect of any contravention of ss 707 or 727 of the Act in relation to such sale.
3. As soon as reasonably practicable after the date these orders are made, LPE is to:
- (a) serve a sealed copy of the orders on:
 - (i) the ASX;
 - (ii) the Australian Securities and Investments Commission;
 - (iii) the persons to whom the shares referred to in Orders 1 and 2 above were issued; and
 - (b) publish an announcement to the ASX in which a sealed copy of the orders is included.
4. For a period of 28 days from the date of publication of these orders on the ASX website, any person who claims to have suffered substantial injustice or is likely to suffer substantial injustice by the making of any or all of the orders has liberty to apply to vary or to discharge them within that period.
5. No order as to costs.

Date that entry is stamped: 11 September 2020

Sia Lagos
Registrar