

Issued: 28 May 2021 5:46 PM

JUDGMENT/ORDER

COURT DETAILS

Court Supreme Court of NSW

Division Equity

List Corporations List Registry Supreme Court Sydney

Case number 2021/00153615

TITLE OF PROCEEDINGS

First Plaintiff Airtasker Limited

ACN 149850457

Corporation subject of the

proceeding

Airtasker Limited

DATE OF JUDGMENT/ORDER

Date made or given 28 May 2021 Date entered 28 May 2021

TERMS OF JUDGMENT/ORDER

- 1. An order pursuant to section 1322(4)(a) of the Corporations Act declaring that the notice issued by the Plaintiff on 27 May 2021 under s708A(6) of the Corporations Act (the Cleansing Notice), in purported compliance with section 708A(5) of the Corporations Act, was not invalid, notwithstanding that:
- (a) the shares of the Plaintiff had not been quoted for a period of 3 months before the day on which the securities the subject of the Cleansing Notice had been issued as required by s708A(5)(a), that being a condition requiring satisfaction for any valid notice under s708A(6);
- (b) the Cleansing Notice was issued earlier than 5 business days after the day on which the shares were issued, contrary to s708A(6)(a) of the Corporations Act.
- 2. An order pursuant to section 1322(4)(a) of the Corporations Act declaring that any prospective sale offer or sale of any shares the subject of the placement of 20,703,934 shares referred to in the Plaintiff's announcement to the ASX on 25 May 2021 (the Placement) subsequent to their issue, is not invalid by reason of any failure of the Cleansing Notice purportedly issued in accordance with s708A(5)(e) of the Corporations Act, to exempt the prospective seller from the obligation of disclosure under the Corporations Act and any prospective failure on the part of the seller to comply with s707(3) and 727(1) of the Corporations Act.
- 3. An order pursuant to s1322(4)(c) of the Corporations Act that any prospective seller of any shares issued pursuant to the Placement be relieved from any civil liability arising out of a contravention of section 707(3) and 727(1) or by reason of the Plaintiff's failure to satisfy section 708A(5) by reason of the invalidity of the Cleansing Notice.
- 4. A sealed copy of these orders is to be served upon the Australian Securities and Investments Commission ("ASIC") as soon as reasonably practicable and upon service of these Orders on ASIC, ASIC is to include these Orders on its database.
- 5. A copy of these Orders is to be given to each person to whom the securities are to be issued and an announcement in which a copy of these Orders is included is to be published on the ASX website as soon as reasonably practicable.

SEAL AND SIGNATURE

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Signature Capacity Justice Williams

Judge

Date 28 May 2021

If this document was issued by means of the Electronic Case Management System (ECM), pursuant to Part 3 of the Uniform Civil Procedure Rules (UCPR), this document is taken to have been signed if the person's name is printed where his or her signature would otherwise appear.

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