

NOTICE DECLARING THE OFFER FREE OF CONDITIONS AND CONFIRMING CLOSE OF OFFER

Oceania Equity Investments Pty Ltd (ACN 655 692 738) as trustee for the Oceania Trust and A.C.N. 658 293 166 Pty Ltd (ACN 658 293 166) (together, the *BGH Bidders*)

Notice under subsection 650F of the *Corporations Act 2001 (Cth) (Corporations Act)*

To: **Virtus Health Limited (ACN 129 643 492) (*Virtus*); and
ASX Limited (ACN 008 624 691) (*ASX*).**

This notice is issued under section 650F of the Corporations Act in relation to the BGH Bidders' joint off-market bid to purchase all the Shares in Virtus dated 20 April 2022 as set out in the bidders' statement dated 6 April 2022, the first supplementary bidders' statement dated 21 April 2022, the second supplementary bidders' statement dated 6 May 2022, the third supplementary bidders' statement dated 25 May 2022, the fourth supplementary bidders' statement dated 1 June 2022, the fifth supplementary bidders' statement dated 7 June 2022 and the sixth supplementary bidders' statement dated 13 June 2022) (as supplemented and varied, the ***Bidders' Statement***). Unless otherwise defined, capitalised terms in this notice have the meaning given in the Bidders' Statement.

1 Declaring the Offer free of conditions

BGH Bidders give notice for the purpose of s 650F of the Corporations Act that:

- (a) the BGH Bidders declare the Offer and any takeover contract arising from acceptance of the Offer free from the Condition set out in section 7.6 of the Bidders' Statement, being the no Prescribed Occurrences condition; and
- (b) based on Offer acceptances received as at the date of this notice, the BGH Bidders' voting power in Virtus is 94.65%.

Accordingly, the Offer is no longer subject to the defeating condition set out in the Bidders' Statement.

2 Close of Offer

BGH Bidders confirm the Offer closed at 7.00pm (Melbourne, Australia time) on 27 June 2022

Dated: 27 June 2022



Company Secretary

For and on behalf of **A.C.N. 658 293 166 Pty Ltd**



Company Secretary

For and on behalf of **Oceania Equity Investments Pty Ltd (ACN 655 692 738) as trustee for the Oceania Trust**