

21 December 2023

ASX ANNOUNCEMENT

Prestal Holdings Limited (PTL): Appendix 3Y – Change of Director’s Interest Notice Query

Listings Compliance
ASX Limited
By email

We refer to your letter dated 20 December 2023 concerning an Appendix 3Y lodged on 14 December 2023 (Appendix 3Y) concerning share sales on 15 and 17 February 2021 (Relevant Trades). PTL’s answers to your questions are as follows:

1. Please explain why the Appendix 3Y was lodged late.

As set out on the Appendix 3Y, The Director has previously recorded an interest of 14,500 shares held by his spouse. She held them on trust for an adult child of the Director. The Director had no control or oversight of the holding. The Director has now discovered that the shares were sold by the child as follows:

15.02.2021 536 shares at \$0.4021 per shares

16.02.2021 810 shares at \$0.3815 per share

17.02.2023 13,154 shares at \$0.03996 per share

As stated the Director had no knowledge or control of the Relevant Trades and will cease recording an interest in this holding

2. What arrangements does PTL have in place under Listing Rule 3.19B with its directors to ensure that it is able to meet its disclosure obligations under Listing Rule 3.19A?

PTL has an agreement with directors requiring them to disclose trading in JAT securities, and this has been generally followed by directors. Director trading in securities is also a standing item on Board agendas.

3. If the current arrangements are inadequate or not being enforced, what additional steps does JAT intend to take to ensure compliance with Listing Rule 3.19B?

PTL considers that the current arrangements are adequate in that the late lodgement was caused by a lack of oversight and control of the particular holding, which is unlikely to re-occur. The Director is aware of his obligations and has been complying with Listing Rule 3.19B since he was appointed.

Yours sincerely

Oliver Carton

Company Secretary.

For more information, please contact:

Investor & media queries: Oliver Carton, Company Secretary, Prestal Holdings Limited, tel: +61 3 9251 2311

Authorised for disclosure by the Board of Prestal Holdings Limited





20 December 2023

Reference: 86393

Mr Oliver Carton
Company Secretary
Prestal Holdings Limited
Level 6, 390 St Kilda Road
Melbourne, VIC 3004

By email: oliver@ocarton.com.au

Dear Mr Carton

Prestal Holdings Limited ('PTL'): Appendix 3Y – Change of Director's Interest Notice Query

ASX refers to the following:

1. PTL's Appendix 3Y lodged on the ASX Market Announcements Platform ('MAP') on 14 December 2023 for Mr Charlie McLeish (the 'Notice');
2. Listing Rule 3.19A which requires an entity to tell ASX the following:
 - 3.19A.1 *'The notifiable interests of a director of the entity (or in the case of a trust, a director of the responsible entity of the trust) at the following times.*
 - *On the date that the entity is admitted to the official list.*
 - *On the date that a director is appointed.*

The entity must complete Appendix 3X and give it to ASX no more than 5 business days after the entity's admission or a director's appointment.
 - 3.19A.2 *A change to a notifiable interest of a director of the entity (or in the case of a trust, a director of the responsible entity of the trust) including whether the change occurred during a closed period where prior written clearance was required and, if so, whether prior written clearance was provided. The entity must complete Appendix 3Y and give it to ASX no more than 5 business days after the change occurs.*
 - 3.19A.3 *The notifiable interests of a director of the entity (or in the case of a trust, a director of the responsible entity of the trust) at the date that the director ceases to be a director. The entity must complete Appendix 3Z and give it to ASX no more than 5 business days after the director ceases to be a director.'*
3. Listing rule 3.19B which states that:

'An entity must make such arrangements as are necessary with a director of the entity (or in the case of a trust, a director of the responsible entity of the trust) to ensure that the director discloses to the entity all the information required by the entity to give ASX completed Appendices 3X, 3Y and 3Z within the time period allowed by listing rule 3.19.A. The entity must enforce the arrangements with the director.'

The Notice indicates that a change in Mr McLeish's notifiable interest occurred between 15 and 17 February 2021. It appears that the Notice should have been lodged with ASX by 24 February 2021. Consequently, PTL may have breached Listing Rules 3.19A and/or 3.19B. It also appears that Mr McLeish may have breached section 205G of the *Corporations Act 2001* (Cth).

Request for Information

Under Listing Rule 18.7, we ask that you answer each of the following questions having regard to Listing Rules 3.19A and 3.19B and *Guidance Note 22: Director Disclosure of Interests and Transactions in Securities - Obligations of Listed Entities*.

1. Please explain why the Appendix 3Y was lodged late.
2. What arrangements does PTL have in place under Listing Rule 3.19B with its directors to ensure that it is able to meet its disclosure obligations under Listing Rule 3.19A?
3. If the current arrangements are inadequate or not being enforced, what additional steps does PTL intend to take to ensure compliance with Listing Rule 3.19B?

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 AM AEDT Friday, 22 December 2023**. 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, PTL'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 and may require PTL to request a trading halt immediately.

Your response should be sent to me by e-mail at ListingsComplianceMelbourne@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.

Trading halt

If you are unable to respond to this letter by the time specified above, you should discuss with us whether it is appropriate to request a trading halt in PTL'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 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 PTL's securities under Listing Rule 17.3.

Listing Rules 3.1 and 3.1A

In responding to this letter, you should have regard to PTL'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 PTL'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.

Release of correspondence between ASX and entity

ASX reserves the right to release all or any part of this letter, your reply and any other related correspondence between us to the market under Listing Rule 18.7A.

Kind regards

ASX Compliance