

The Manager
Company Announcements Office
ASX Limited
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Perth WA 6000

# Court Orders Granted and Update Regarding Proposed Capital Raising

Yandal Resources Limited (ASX: YRL) (the "Company") confirms that on 7 October 2022, the Supreme Court of Western Australia (Court) heard the Company's application seeking orders in relation to inadvertent administrative errors whereby the Company failed to lodge a cleansing notice in strict compliance with the requirements of section 708A(5)(e) of the Corporations Act 2001 (Cth) (Corporations Act) in connection with the issue of shares on conversion of unlisted options throughout 2019, 2020 and 2021, that were subsequently on-sold into the market (Uncleansed Shares).

The Company is pleased to confirm that the Court has granted orders pursuant to section 1322 of the Corporations Act, validating any subsequent offer for sale or sale of the Uncleansed Shares (**Orders**). A copy of the Orders is attached to this announcement.

Following receipt of the Orders, the Company is now able to shift its focus to completion of its proposed capital raising (as foreshadowed in the Company's announcement on 29 September 2022) (**Capital Raising**). Full details with respect to the Capital Raising will be announced to the market in due course.

The Company's securities are presently suspended from trading following the Company's request for a voluntary suspension on 29 September 2022. Pursuant to this announcement, the Company will remain in voluntary suspension to facilitate an orderly market in its securities pending release of an announcement to the ASX with respect to the Capital Raising, which is anticipated to be on or around Wednesday, 12 October 2022.

For further information please contact Bianca Taveira via email bianca.taveira@horizonminerals.com.au or by phone 08 9389 9021 This announcement was authorised for release by the Board of the Company



### **Registered Address**

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### **Board Members**

Tim Kennedy Greg Evans Katina Law Bianca Taveira

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Managing Director/CEO Non-Executive Chair Non-Executive Director Company Secretary

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### Gold Projects

Ironstone Well (100% owned)
Barwidgee (100% owned)
Mt McClure (100% owned)
Gordons (100% owned)
Shares on Issue 116,091,553
Share Price \$0.15
Market Cap \$17M
ASX Code YRL



## IN THE SUPREME COURT OF WESTERN AUSTRALIA

COR/182/2022

EX PARTE:

YANDAL RESOURCES LIMITED (ACN 108 753 608)

**Plaintiff** 

## ORDERS OF THE HONOURABLE JUSTICE STRK MADE ON 7 OCTOBER 2022

# UPON THE APPLICATION made by the plaintiff by originating process filed on 5 October 2022 AND AFTER HEARING Mr N Wallwork on behalf of the plaintiff, IT IS ORDERED THAT:

- 1. Pursuant to s 1322(4)(d) of the Corporations Act 2001 (Cth), in respect of the ordinary fully paid shares in the plaintiff identified in Column B in the Schedule to these orders, which were issued on the dates identified in Column C in the Schedule to these orders, the period of five business days referred to in s 708A(6)(a) of the Corporations Act 2001 (Cth) be extended to 4 October 2022.
- 2. Pursuant to s 1322(4)(a) of the Corporations Act 2001 (Cth), it is declared that notices under s 708A(5)(e) of the Corporations Act 2001 (Cth) given to the Australian Securities Exchange Limited (ASX) on 4 October 2022 in respect of the ordinary fully paid shares in the plaintiff identified in Column B in the Schedule to these orders which were issued on the dates identified in Column C in the Schedule to these orders, be deemed to take effect as if they had been given to the ASX on the date of issue of the respective shares.
- 3. Pursuant to s 1322(4)(a) of the Corporations Act 2001 (Cth), it is declared that any offer for sale or sale of the ordinary fully paid shares in the plaintiff identified in Column B in the Schedule to these orders which were issued on the dates identified in Column C in the Schedule to these orders, during the period after their issue to the date of the court orders is not invalid by reason of:
  - (a) any failure of a notice under s 708A(5)(e) of the Corporations Act 2001 (Cth) to exempt the sellers from the obligation of disclosure under the Corporations Act 2001 (Cth); and
  - (b) the sellers' consequent failure to comply with s 707(3).
- 4. A sealed copy of these orders is to be served on 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 shares in orders 1 to 3 were issued and as soon as reasonably practicable the plaintiff is to publish an announcement to ASX in which a copy of these orders is included.
- 6. For a period of 28 days from the date of publication of a copy 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 these orders has liberty to apply to vary or to discharge them within that period.
- 7. There be no order as to costs.

BY THE COURT

THE HONOURABLE JUSTICE L STRK



# **SCHEDULE**

Column A	Column B	Column C
No.	Number of shares issued	Date of issue
1	200,000	15 October 2020
2	61,818	23 November 2020
3	500,000	27 January 2021
4	800,000	29 April 2021
5	1,300,000	23 November 2021
6	400,000	20 December 2021 and 21 December 2021
7	1,700,000	31 December 2021