

ASX ANNOUNCEMENT

27 October 2023

Catalano Seafood Ltd (Administrators Appointed) - Deferral Relief

We refer to the appointment of Rob Brauer and Linda Smith of McGrathNicol as joint and several Voluntary Administrators (**Administrators**) of Catalano Seafood Ltd (Administrators Appointed) (**Catalano**) on 18 October 2023.

Deferral of Financial Reporting Obligations

The Administrators of Catalano give notice that they intend to rely on the relief set out in *ASIC Corporations* (*Externally-Administered Bodies*) *Instrument 2015/251* (**Instrument**) which provides for the deferral of financial reporting obligations for a minimum period of 6 months and up to a maximum period of 24 months from the date of appointment of the Administrators.

In accordance with the Instrument, all financial reporting obligations of Catalano under Part 2M.3 of the *Corporations Act 2001 (Cth)* (**Act**) are deferred until:

- 1 if the external administration ends prior to 18 April 2024 (inclusive), 6 months from the date of the appointment of the Administrators; or
- 2 if the external administration extends beyond 18 April 2024, the earlier of:
 - 24 months from the date of the appointment of the Administrators; and
 - the day the external administration of Catalano ends, (Deferral Period).

Subject to the conditions set out in paragraph 8 of the Instrument, during the Deferral Period Catalano does not have to comply with any of the following obligations under Part 2M.3 of the Act in relation to a financial year or half-year of Catalano:

- 1 report to members of Catalano under section 314 of the Act within the time required by section 315 of the Act;
- send reports to a member in accordance with a request under subsection 316(1) of the Act within the time required by subsection 316(2) of the Act;
- send reports to a member in accordance with a request under subsection 316A(1) of the Act within the time required by subsection 316A(3) of the Act;
- 4 lodge reports with ASIC under subsection 319(1) of the Act within the time required by subsection 319(3) of the Act;
- and lodge half-year reports with ASIC under subsection 320(1) of the Act within the time required by that subsection, (collectively, the **Financial Reporting Obligations**).

Catalano is not required to comply with the Financial Reporting Obligations until the last day of the Deferral Period.



Deferral of Annual General Meeting (AGM)

In addition to the financial reporting relief referred to above, the Administrators give notice that they intend to rely on the relief set out in the Instrument which provides that a company that is not required to comply with financial reporting obligations under Part 2M.3 of the Act in relation to a financial year does not have to comply with the requirement under section 250N of the Act to hold an AGM:

- at least once in each calendar year and within 5 months after the end of the financial year; or
- in relation to any early financial year of the company where an AGM would have been required to be held during the Deferral Period.

In accordance with the Instrument, all AGM obligations are deferred until the last day of the Deferral Period. Catalano must hold an AGM within 2 months after the end of the Deferral Period and lay before that AGM all outstanding financial reports deferred under section 8 of the Instrument.

Contact details and further information

Information will be uploaded to the McGrathNicol website (<u>www.mcgrathnicol.com</u>) and Catalano's website https://catalanos.net.au/.

This announcement was authorised to be provided to ASX by the Administrators.

For all further enquiries please contact:

Nic Hall McGrathNicol

E nihall@mcgrathnicol.com