

18 October 2017

Australian Securities Exchange
Attn: Mr Ben Secrett
Senior Adviser, ASX Listings Compliance

ASX Price & Volume Query

Dear Mr Secrett,

Further to your letter of 18 October 2017, the Company provides the following response to the questions raised:

1. The Company is not aware of any information that has not been released which, if known by some in the market could explain the recent trading in its securities. Please note that an Investor presentation was lodged on the ASX this morning.
2. n/a.
3. The Company is not aware of any other explanation for the recent trading in its securities.
4. The Company confirms that it is in compliance with the Listing Rules and, in particular, Listing Rule 3.1.
5. These responses to the ASX's questions have been authorised by the Chairman.

Yours sincerely,

David Hinton
Chief Financial Officer & Company Secretary
Empired Limited



18 October 2017

David Hinton
Chief Financial Officer & Company Secretary
Empired Limited
Level 7, 1 William Street
PERTH WA 6000

By email

Dear Mr Hinton

EMPIRED LIMITED ("EPD"): PRICE & VOLUME QUERY

We note the change in the price of EPD's securities from a closing price of \$0.66 yesterday, Tuesday, 17 October 2017, to an intra-day low at the time of writing of \$0.55 today, Wednesday, 18 October 2017.

We also note the significant increase in the volume of EPD's securities traded today.

In light of this, ASX asks EPD to answer separately each of the following questions and provide the following confirmations in a format suitable for release to the market in accordance with Listing Rule 18.7A.

1. Is EPD aware of any information concerning it that has not been announced to the market which, if known by some in the market, could explain the recent trading in its securities?

In responding to this question, please consider in particular whether EPD is aware of any information that its earnings for the 6 month period ending on 31 December 2017:

- a) are likely to differ materially (downwards or upwards) from any earnings guidance it has given for the period; or
- b) if EPD has not given any earnings guidance for the period, are otherwise likely to come as a surprise to the market (by reference to analyst forecasts for the period or, if EPD is not covered by analysts, its earnings for the prior corresponding period)?

2. If the answer to question 1 is "yes":

- a) Is EPD relying on Listing Rule 3.1A not to announce that information under Listing Rule 3.1?

Please note that the recent trading in EPD's securities would suggest to ASX that such information may have ceased to be confidential and therefore EPD may no longer be able to rely on Listing Rule 3.1A. Accordingly, if the answer to this question is "yes", you need to contact us immediately to discuss the situation.



- b) Can an announcement be made immediately?

Please note, if the answer to this question is “no”, you need to contact us immediately to discuss requesting a trading halt (see below).

- c) If an announcement cannot be made immediately, why not and when is it expected that an announcement will be made?

3. If the answer to question 1 is “no”, is there any other explanation that EPD may have for the recent trading in its securities?
4. Please confirm that EPD is in compliance with the Listing Rules and, in particular, Listing Rule 3.1.
5. Please confirm that EPD’s responses to the questions above have been authorised and approved in accordance with its published continuous disclosure policy or otherwise by its board or an officer of EPD with delegated authority from the board to respond to ASX on disclosure matters.

When and where to send your response

This request is made under, and in accordance with, Listing Rule 18.7. Your response is required as soon as reasonably possible and, in any event, **by not later than 10.00am AWST today, Wednesday, 18 October 2017**. If we do not have your response by then, ASX will have no choice but to consider suspending trading in EPD’s securities under Listing Rule 17.3.

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, EPD’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.

ASX reserves the right to release a copy of this letter and your response on the ASX Market Announcements Platform under Listing Rule 18.7A. Accordingly, your response should be in a form suitable for release to the market.

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

Listing Rules 3.1 and 3.1A

Listing Rule 3.1 requires a listed entity to give ASX immediately any information concerning it that a reasonable person would expect to have a material effect on the price or value of the entity’s securities. Exceptions to this requirement are set out in Listing Rule 3.1A.

In responding to this letter, you should have regard to EPD’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 EPD’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.



Trading halt

If you are unable to respond to this letter by the time specified above, or if the answer to question 1 is “yes” and an announcement cannot be made immediately, you should discuss with us whether it is appropriate to request a trading halt in EPD’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 may 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.

Please contact me immediately if you have any queries or concerns about any of the above.

Yours sincerely

[sent electronically without signature]

Ben Secrett
Senior Adviser, ASX Listings Compliance