



PITCHER PARTNERS

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ASX Announcement
GO ENERGY GROUP LIMITED (ASX Code: GOE)
A.C.N. 084 656 691
(Subject to a Deed of Company Arrangement)
(the Company)

Australian Securities and Investments Commission (ASIC) Reporting Relief

The ASIC has granted the Company relief pursuant to ASIC Instrument [18-0866] in accordance with subsection 340(1) of the *Corporations Act 2001* (the Act) from its financial reporting obligations under Part 2M.3 of the Act in relation to:

- The financial year of the Company ending 30 June 2016;
- The half-year of the Company ending 31 December 2016;
- The financial year of the Company ending 30 June 2017;
- The half-year of the Company ending 31 December 2017;
- The financial year of the Company ending 30 June 2018; and
- A financial year or half-year of the Company ending during the deferral period.

The deferral period relates to the earlier of:

- 30 September 2019; or
- The date on which a disclosure document is lodged on ASIC in relation to any offer for issue or sale of securities that needs disclosure to investors under Chapter 6D of the Act; or
- If the Company has a managing controller and is not also under external administration, the date the company ceases to have a managing controller appointed; or
- If the Company has an external administrator appointed and does not have a managing controller, the date that the Company ceases to be under external administration.

A copy of the instrument is attached to this announcement. The financial reporting relief was granted to enable a period of time for a possible recapitalisation of the Company (Restructure Process).

Extension of time to hold Annual General Meeting (AGM)

ASIC has also granted an extension of the holding of the AGMS for the financial years ended 30 June 2016, 30 June 2017 and 30 June 2018 to a date that is two months after the deferral period provided by the ASIC Instrument [18-0866] and pursuant to section 250P of the Act to enable the Restructure Process.

Should any of the Company's members have any questions about the external administration of the Company, please contact Vicky Kwong of Pitcher Partners on 02 9228 2422 or email vicky.kwong@pitcher.com.au.

Dated this 3rd day of October 2018.



PAUL G WESTON

Deed Administrator

Go Energy Group Limited (Subject to a Deed of Company Arrangement)

**Australian Securities and Investments Commission
Corporations Act 2001 - Subsection 340(1) - Order**

Enabling legislation

1. The Australian Securities and Investments Commission (*ASIC*) makes this instrument under subsection 340(1) of the *Corporations Act 2001* (the *Act*).

Title

2. This Order is ASIC Instrument 18-0866.

Commencement

3. This instrument commences on the day it is signed.

Order

4. Go Energy Group Limited (Subject to a Deed of Company Arrangement) ACN 084 656 691 (the *Company*) does not have to comply with any of the following obligations under Part 2M.3 of the Act:
 - (a) report to members of the Company under section 314 within the time required by section 315;
 - (b) send reports to a member of the Company in accordance with a request under subsection 316(1) within the time required by subsection 316(2);
 - (c) lodge reports with ASIC under subsection 319(1) within the time required by subsection 319(3);
 - (d) lodge half-year reports with ASIC under subsection 320(1) within the time required by that subsection;in relation to:
 - (f) the financial year of the Company ending 30 June 2016;
 - (g) the half-year of the Company ending 31 December 2016;
 - (h) the financial year of the Company ending 30 June 2017;
 - (i) the half-year of the Company ending 31 December 2017;
 - (j) the financial year of the Company ending 30 June 2018; and

- (i) a financial year or half-year of the Company ending during the deferral period.

This paragraph applies until the last day of the deferral period.

Conditions

5. The Company:

- (a) must comply with any obligation to which paragraphs 4 applies by no later than the last day of the deferral period;
- (b) must arrange for a notice explaining the relief granted by this instrument to be published no later than 7 days after the date this instrument is signed:
 - (i) both:
 - (A) on the Company's website (if any); and
 - (B) in a place that is readily accessible on a website maintained by the External Administrator or any external administrator appointed after the External Administrator; and

Note: If the External Administrator is a member of a firm then the firm's website will satisfy this requirement.

- (ii) if the company is listed on a prescribed financial market—on a website maintained by the operator of the financial market; and
 - (c) must have adequate arrangements in place to answer, within a reasonable period of time and without charge, any reasonable questions asked by a member of the Company about the external administration or any later external administration or managing controllership occurring after the appointment of the External Administrator.
6. The Company need not comply with the condition specified in subparagraph 5(a) (other than an obligation under subsections 319(1) and 320(1)) if, by no later than the last day of the deferral period, the Company arranges for a prescribed notice to be published:
- (a) in a place that is readily accessible on a website maintained by the External Administrator or any external administrator appointed after the External Administrator; and
 - (b) if the company is listed on a prescribed financial market—on a website maintained by the operator of the financial market.

7. This order will cease to apply in relation to a half-year or a financial year of the Company from the date of any failure to comply with a condition in paragraph 5 (subject to paragraph 6) in relation to the half-years or the financial years.

Interpretation:

In this instrument:

deferral period means the period starting on the date of this instrument and ending on whichever is the earlier of:

- (a) 30 September 2019; or
- (b) the date on which a disclosure document is lodged with ASIC in relation to any offer for issue or sale of securities that needs disclosure to investors under Chapter 6D of the Act; or

Note: Where a company is undertaking public fundraising for a recapitalisation, up-to-date financial reports are information that is reasonably required by investors in a disclosure document lodged under s710.

- (c) if the Company has a managing controller and is not also under external administration, the date the Company ceases to have a managing controller appointed; or
- (d) if the Company has an external administrator appointed and does not have a managing controller, the date that the Company ceases to be under external administration.

external administration means where an external administrator has been appointed to the Company.

external administrator means:

- (a) an administrator of the Company;
- (b) an administrator under a deed of company arrangement that has been entered into in relation to the Company;
- (c) a provisional liquidator of the Company.

External Administrator means Paul Weston of Pitcher Partners Sydney NSW, appointed as deed administrator to the Company under Part 5.3A of the Act on 15 November 2016.

prescribed notice means a notice that contains statements to the following effect:

- (a) the reports for the relevant financial year of the Company have been lodged with ASIC; and
- (b) the Company will send copies of the reports to a member of the Company free of charge if the member asks for the reports in writing; and
- (c) the reports are available for download on the relevant website together with a hypertext link to the reports.

Dated: 28 September 2018

A handwritten signature in black ink, appearing to read 'B. Phillips', with a long, sweeping horizontal stroke extending to the right.

Signed by Ben Phillips

as a delegate of the Australian Securities and Investments Commission



ASIC

Australian Securities & Investments Commission

By email only: paul.weston@pitcher.com.au

28 September 2018

Mr Paul Weston
Deed Administrator
Go Energy Group Limited
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Dear Mr Weston

GO ENERGY GROUP LIMITED ACN 084 656 691
Request for extension of time to hold Annual General Meeting (AGM)

I refer to the applications made by Go Energy Group Limited (Subject to a Deed of Company Arrangement) ACN 084 656 691 (**Company**) dated 21 September 2018 (**Applications**) requesting the Australian Securities and Investments Commission (**ASIC**) grant the Company an extension of time to hold its AGMs for the financial years ended 30 June 2016, 30 June 2017 and 30 June 2018.

These applications were considered concurrently with an application for financial reporting deferral relief which was granted to the Company pursuant to ASIC Instrument 18-0866.

Under section 250P of the *Corporations Act 2001* (**Act**), ASIC may extend the period within which section 250N of the Act requires a company to hold its AGM. After considering the information contained in the Applications, ASIC extends the periods within which the Company must hold its AGMs for the financial years ended 30 June 2016, 30 June 2017 and 30 June 2018 to the date that is 2 months after the deferral period provided by ASIC Instrument 18-0866 expires.

Under subsection 250P(4) of the Act, ASIC imposes the condition that the Company makes an announcement to ASX Limited ACN 008 624 691 concerning ASIC's approval within 7 business days of receipt of this letter, providing a summary of the need for the extensions of time and stating the date to which the extensions have been granted.

Pursuant to subsection 250P(3) of the Act, the Company must hold its AGMs by the extended date.

If you wish to discuss this matter, please contact me on (07) 3867 4822.

Yours sincerely

A handwritten signature in black ink, appearing to read 'B. Phillips', with a long, sweeping horizontal stroke extending to the right.

Ben Phillips
as a delegate of the Australian Securities and Investments Commission