



Eneco Refresh Limited (ABN 28 079 681 244)
17 Denninup Way, Malaga WA 6090
Tel: 08 **92483006** Fax: 08 92487233
Email: info@eneco-refresh.com.au
Website: www.eneco-refresh.com.au

31 May 2019

Anjuli Sinniah
Senior Adviser, Listings Compliance (Perth)

By email

Dear Anjuli

Eneco Refresh Limited ('ERG'): Appendix 3Y – Change of Director's Interest Notice Query

We refer to your letter dated 30 May 2019. Our response follows:

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

The lodgement was intended for 27 May 2019. Unfortunately, it was lodged a few hours late but before market opened on 28 May 2019. We apologise for the oversight.

2. What arrangements does ERG 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?

Every director of Eneco Refresh has a signed agreement requiring them to notify the Company every time there is a change in their shareholding. Our Corporate Governance Statement requires all directors to notify the Chairman whenever they intend to sell their shares. Since January 2019, 14 Appendix 3Y have been lodged without issue.

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

We believe the current arrangements are more than adequate. This isolated incident is an administrative error that will not be repeated.

Thank you.

Yours Sincerely

Henry Heng
Chairman

Eneco Australia Pty Ltd (ABN 16 631 139 261)
17 Denninup Way, Malaga WA 6090 T: 08 **92487222** F: 08 92487233 E: info@eneco-refresh.com.au
Refresh Waters Pty Ltd (ABN 20 115 000 318)
Perth - 17 Denninup Way, Malaga WA 6090 T: 08 **92487222** F: 08 92487233 E: perth@refreshwaters.com.au
Kalgoorlie - 33/46 Great Eastern Hy, Kalgoorlie WA 6430 T: 08 **90222266** F: 08 90224468 E: kalgoorlie@refreshwaters.com.au
Melbourne - 11 Olive Grove, Keysborough Vic 3173 T: 03 **87128432** F: 03 97015744 E: melbourne@refreshwaters.com.au
Sydney - 3 Salisbury St, Silverwater NSW 2128 T: 02 **97484200** F: 02 97484366 E: sydney@refreshwaters.com.au
Darwin - 22 Hamaura Rd, East Arm NT 0822 T: 1300 283288 F: 08 92487233 E: darwin@refreshwaters.com.au
Refresh Waters Queensland Pty Ltd (ABN 97 095 451 406)
Brisbane - 120 Mica Street, Carole Park Qld 4300 T: 07 **32711251** F: 07 38793019 E: brisbane@refreshwaters.com.au
Toowoomba - 600 Boundary St, Toowoomba Qld 4350 T: 07 **46590400** F: 07 46590411 E: toowoomba@refreshwaters.com.au
Refresh Plastics Pty Ltd (ABN 82 616 217 791)
t/a Ampo Plastics - 9 Olive Grove, Keysborough Vic 3173 T: 03 **97015600** F: 03 97015744 E: enquiries@refreshplastics.com.au



30 May 2019

Ms Julie Moore
Company Secretary

By email:

Dear Ms Moore

Eneco Refresh Limited ('ERG'): Appendix 3Y – Change of Director's Interest Notice Query

ASX refers to the following:

1. ERG's Appendix 3Y lodged on the ASX Market Announcements Platform ('MAP') on 28 May 2019 for Chiau Thuan Teh (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 the first change in Chiau Thuan Teh's notifiable interest occurred on 20 May 2019. It appears that the Notice should have been lodged with ASX by 27 May 2019. Consequently, ERG may have breached Listing Rules 3.19A and/or 3.19B.

Please note that ASX is required to record details of breaches of the Listing Rules by listed entities for its reporting requirements.

ASX reminds ERG of its contract with ASX to comply with the Listing Rules. In the circumstances, ERG should make necessary arrangements to ensure it does not continue to breach the Listing Rules.

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 ERG 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 ERG intend to take to ensure compliance with Listing Rule 3.19B?

When and where to send your response

Your response should be sent to me by e-mail at ListingsCompliancePerth@asx.com.au. It should not be sent to the ASX Market Announcements Office.

A response is requested as soon as possible and, in any event, no later than 9am WST on 4 June 2019.

Under Listing Rule 18.7A, a copy of this letter and your response will be released to the market, so your response should be in a form suitable for release and must separately address each of the questions asked.

Enquiries

If you have any queries or concerns about any of the above, please contact me immediately.

Regards

Anjuli Sinniah
Senior Adviser, Listings Compliance (Perth)