

EnviroMission Limited ABN: 52 094 963 238

Ground Floor, 238 Albert Road South Melbourne Victoria, Australia 3205 T: +61 3 9693 5666 F: +61 3 9699 7566 www.enviromission.com.au

December 29,2015

Ms Frieda Orr ASX Adviser, Listings Compliance Perth

Dear Ms Orr

I refer to your letter of December 23, 2015 regarding listing rules 3.19A and 3.19B. The questions raised are answered as follows:

- EnviroMission was advised by Mr Andrew Draffin, director, of the change in directors interests. The comfirmation to release ended in my Junk Email Box and was susequently missed.Mr Draffin, on December 23 queried why the Appendix 3Y had not been release; it was then released immediately
- 2. Arrangements for the compliance of directors interests are outlined in our Share Trading Policy which forms part pf our released Annual Report
- 3. Notwithstanding this breach Environission is satisfied with the current arrangements and will ensure compliance with the listing rules

Yours Sincerely

Roger Davey

Executive Chairman Chief Executive Officer EnviroMission Limited

Ph: +61 3 9693 5666 M: +61 418 540 492

E: rdavey@enviromission.com.au



23 December 2015

Kim Forté
Communications Director
EnviroMission Limited

By email: kforte@enviromission.com.au

Dear Kim,

## **ENVIROMISSION LIMITED ("COMPANY")**

We refer to the following.

- 1. The Company's announcement lodged with ASX Ltd ("ASX") on Wednesday 23 December 2015 regarding a change of director's interest notice for Mr Andrew Draffin ("Appendix 3Y").
- 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 an 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). The entity must complete an 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 an 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 as follows.



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.

As the Appendix 3Y indicates a change in Mr Draffin's notifiable interest occurred on 1 December 2015 the Appendix 3Y should have been lodged with the ASX by 8 December 2015. As the Appendix 3Y was lodged on 23 December 2015 it appears that the Company may be in breach of 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 companies for its reporting requirements.

ASX reminds the Company of its contract with ASX to comply with the listing rules. In the circumstances ASX considers that it is appropriate that the Company make necessary arrangements to ensure there is not a reoccurrence of a breach of the listing rules.

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", we ask that you answer each of the following questions.

- 1. Please explain why the Appendix 3Y was lodged late.
- 2. What arrangements does the Company have in place 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 the Company intend to take to ensure compliance with listing rule 3.19B?

Your response should be sent to me by e-mail to <u>frieda.orr@asx.com.au</u>. It should <u>not</u> be sent to the Company Announcements Office.

A response is requested as soon as possible and, in any event, not later than **3:00 pm WST** on **Wednesday 30 December 2015**.

Under listing rule 18.7A, a copy of this query 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. If you have any queries or concerns, please contact me immediately.



Yours sincerely,

[Sent electronically without signature]

Frieda Orr

**Adviser, Listings Compliance (Perth)**