

## Our Ref: 1680104

9 January 2015

Attention: Shannon Hong ASX Compliance 20 Bridge Street Sydney NSW 2000

By Email

Dear Shannon

## Bandanna Energy Limited ACN 009 356 665 (Administrators appointed) (the Company)

We refer to your letter dated 8 January 2015 regarding the late filing of Appendix 3Z in relation to Mr John Pegler.

We regret the document was not filed by the due date of 17 December 2014. As you are aware, the Company is currently under external administration which has led to some disruption of normal operations and responsibilities within the Company and its directors. Mr Pegler brought Appendix 3Z to our attention on 8 January 2015 and we lodged the document immediately.

As the Company's shares are suspended and cannot be traded off-market the only ongoing disclosure obligations will be under 3.19A.3. We have updated our internal disclosure checklist to incorporate the filing of this document when a director resigns in order to prevent this occurring again in the future.

Yours sincerely

Grant Sparks, Martin Ford and Philip Carter Joint & Several Administrators Bandanna Energy Limited

Date of appointment: Contact name: Telephone number: Email: 22 September 2014 Hannah Aynsley +61 2 8116 3214 HAynsley@ppbadvisory.com

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8 January 2015

Messrs Grant Sparks, Phil Carter and Martin Ford PPB Advisory Bandanna Energy Limited (Administrators Appointed) c/- PPB Advisory Level 27, Central Plaza One 345 Queen Street Brisbane QLD 4000

By email: gsparks@ppbadvisory.com, pcarter@ppbadvisory.com, mford@ppbadvisory.com

Dear Messrs Grant Sparks, Phil Carter and Martin Ford,

## Bandanna Energy Limited (the "Company") Appendix 3Z – Final Director's Interest Notice.

We refer to the following;

- 1. The Appendix 3Z lodged with ASX Limited ("ASX") on 8 January 2015 for Mr John Harry Pegler.
- 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). 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 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.

4. The Companies Update dated 27 June 2008, reminding listed entities of their obligation to notify ASX within 5 business days of the notifiable interests in securities held by each director and outlining the action that ASX would take in relation to breaches of listings rules 3.19A and 3.19B.

As the Appendix 3Z indicated that the director ceased to be a director on 10 December 2014, it appears the Appendix 3Z should have been lodged with ASX by 17 December 2014. As it was lodged today, it appears that the Company may be in breach of listing rule 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 3Z 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>shannon.hong@asx.com.au</u>. It should <u>not</u> be sent to the Company Announcements Office.

A response is requested as soon as possible (i.e. before 9.30 am. A.E.D.T.) on Tuesday 13 January 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 should separately address each of the questions asked. If you have any queries or concerns, please contact me immediately

Yours sincerely,

[sent electronically without signature]

Shannon Hong Senior Adviser, Listings Compliance