



# Smart Auto Australia Limited

**NSX RELEASE**

**13 May 2024**

## **LEGAL PROCEEDINGS UPDATE**

Smart Auto Australia Limited (**NSX: SAL**) (**Smart Auto** or **Company**) would like to update the market regarding the legal action against the Company's wholly owned Hong Kong incorporated subsidiary, Grand Tour Bus Services Limited ("GTB"). This announcement should be read in conjunction with the Company's half yearly report released on 12 December 2023.

On 28 July 2023, Go On Bus Limited (the "Plaintiff") filed a civil litigation claim against GTB in the High Court of the Hong Kong Special Administrative Region (the "Court"). Subsequent to reviewing the submissions of both parties, the Court has determined that:

- i. GTB pay the Plaintiff monthly fees in arrears, including relevant interest;
- ii. GTB to continue paying the Plaintiff monthly fees;
- iii. GTB is provided unconditional leave to defend the claims with respect to the possession of the buses of the Plaintiff; and
- iv. GTB to pay 75% of the Plaintiff's costs of the Summons, and 25% of the Plaintiff's legal costs.

The total of the fees is HK\$6,429,509 to be paid forthwith plus HK\$106,400 monthly from 1 May 2024.

The Company further notes that GTB has received a statutory demand in relation to the amounts above, and a hearing for the wind-up petition of GTB has been scheduled for 26 June 2024.

GTB will be counterclaiming against the Plaintiff:

- i. to procure the 8 Replacement Coaches to be registered under the name of GTB or its nominees;
- ii. or alternatively, to pay GTB HK\$4,300,000 being the agreed value of the 8 Replacement Coaches (Circa A\$840,000);
- iii. to pay the relevant legal costs; and
- iv. to pay interests accruing for HK\$4,300,000 as mentioned in item (ii).

This counterclaim is expected to be heard on or about 8 August 2024.

The Company notes that an unrelated third party is interested in acquiring GTB, further updates will be provided to the market in due course.

The release of this announcement was authorized by the Board and released by the Company Secretary.

**For more information:**

**Smart Auto Australia Limited**  
**Gregory Starr**  
**Non-executive Director | Company Secretary**

**P: +61 2 8005 6155**

**E: [info@smartautoltd.com](mailto:info@smartautoltd.com)**