

**Biota Holdings Limited**

ACN 006 479 081

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22 October 2010

Mr Dean Litis  
Company Announcements Office  
ASX Limited  
Level 45 525 Collins Street  
Melbourne VIC 3000

Dear Sir

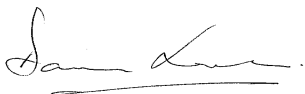
**Notice under section 708A(5)(e) of the Corporations Act 2001 (Cth)**

On 22 October 2010, Biota Holdings Limited (ACN 006 479 081) (the **Company**) issued 813,021 ordinary shares (the **Shares**) for cash received from The Wellcome Trust Limited.

The Company gives notice under section 708A(5)(e) of the *Corporations Act 2001* (Cth) (the **Act**) that:

- (a) the Shares were issued without disclosure to investors under Part 6D.2 of the Act;
- (b) as at the date of this notice, the Company has complied with:
  - (i) the provisions of Chapter 2M of the Act; and
  - (ii) section 674 of the Act; and
- (c) as at the date of this notice, there is no information to be disclosed which is excluded information (as defined in section 708A(7) of the Act), that is reasonable for investors and their professional advisers to expect to find in a disclosure document.

Yours sincerely



**Damian Lismore**  
Company Secretary  
Biota Holdings Limited