

23 May 2012

Elvis Onyura
Advisor, Listings (Sydney)
Australian Securities Exchange Limited

By email: elvis.onyura@asx.com.au

Dear Sir,

Max Trust – Price query

Thank you for your letter of 23 May 2012.

In response to the questions you have raised:

1. The Trust Company (RE Services) Limited as responsible entity for Max Trust (**Fund**) is not aware of any information concerning the Fund that has not been announced which, if known, could be an explanation for recent trading in the securities of the Fund.
2. Not applicable.
3. In the 2012 calendar year, there has been limited liquidity in units of the Fund traded on ASX. On 18 May 2012 the Fund received a notice of initial substantial holding from Alceon GT Pty Limited which identified a number of recent purchases of securities in the Fund including a purchase of 10 million units undertaken on 16 May 2012. The units acquired by Alceon GT Pty Limited represent approximately 88% of all units traded on ASX in the period from 1 May 2012 to 18 May 2012. The accumulation of this interest may have influenced trading in units in the Fund.

As announced on 1 February 2012, the Fund has retained Aquasia Pty Limited to advise on alternatives to restructure the Fund's debt arrangements. The Fund continues to consider these alternatives and no decision has been made to proceed with any particular strategy. Speculation regarding the possible outcome of this process may also be influencing trading in units in the Fund.

4. The Fund confirms that it is in compliance with the Listing Rules and, in particular, Listing Rule 3.1.

Please don't hesitate to contact me if you have any further questions in relation to these issues.

Yours sincerely,



Rupert Smoker

The Trust Company (RE Services) Limited

As responsible entity for the Max Trust



ASX Compliance
ABN 26 087 780 489
20 Bridge Street
Sydney NSW 2000
PO Box H224
Australia Square
NSW 1215
www.asx.com.au

23 May 2012

Mr David Lom
Max Trust
c/o The Trust Company (RE Services) Limited
Level 15
20 Bond Street
Sydney NSW 2000

By Email

Dear David,

MAX TRUST (the "Company")

RE: PRICE QUERY

We have noted a change in the price of the Company's securities from a low of 20.5 cents on Wednesday, 16 May 2012 to an intraday high of 24 cents at the time of writing today, 23 May 2012. We have also noted a significant increase in the volume of trading in the securities over this period.

In light of the price change and significant increase in volume, please respond to each of the following questions.

1. Is the Company aware of any information concerning it that has not been announced which, if known, could be an explanation for recent trading in the securities of the Company?

Please note that as recent trading in the Company's securities could indicate that information has ceased to be confidential, the Company is unable to rely on the exceptions to listing rule 3.1 contained in listing rule 3.1A when answering this question.

2. If the answer to question 1 is yes, can an announcement be made immediately? If not, why not and when is it expected that an announcement will be made?

Please note, if the answer to question 1 is yes and an announcement cannot be made immediately, you need to contact us to discuss this and you need to consider a trading halt (see below).

3. Is there any other explanation that the Company may have for the price change and increase in volume in the securities of the Company?

4. Please confirm that the Company is in compliance with the listing rules and, in particular, listing rule 3.1.

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

Unless the information is required immediately under listing rule 3.1, a response is requested as soon as possible and, in any event, not later than **3.00 pm AEST today, 23 May 2012**.

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 suitable form and separately address each of the questions asked. If you have any queries or concerns, please contact me immediately.

Listing rule 3.1

Listing rule 3.1 requires an entity to give ASX immediately any information concerning it that a reasonable person would expect to have a material effect on the price or value of the entity's securities. The exceptions to this requirement are set out in listing rule 3.1A.

In responding to this letter you should consult listing rule 3.1 and Guidance Note 8 – Continuous Disclosure: listing rule 3.1.

If the information requested by this letter is information required to be given to ASX under listing rule 3.1 your obligation is to disclose the information immediately.

Your responsibility under listing rule 3.1 is not confined to, or necessarily satisfied by, answering the questions set out in this letter.

Trading halt

If you are unable to respond by the time requested, or if the answer to question 1 is yes and an announcement cannot be made immediately, you should consider a request for a trading halt in the Company's securities. As set out in listing rule 17.1 and Guidance Note 16 – Trading Halts, we may grant a trading halt at your request. We may require the request to be in writing. We are not required to act on your request. You must tell us each of the following.

- The reasons for the trading halt.
- How long you want the trading halt to last.
- The event you expect to happen that will end the trading halt.
- That you are not aware of any reason why the trading halt should not be granted.
- Any other information necessary to inform the market about the trading halt, or that we ask for.

The trading halt cannot extend past the commencement of normal trading on the second day after the day on which it is granted. If a trading halt is requested and granted and you are still unable to reply to this letter before the commencement of trading, suspension from quotation would normally be imposed by us from the commencement of trading if not previously requested by you. The same applies if you have requested a trading halt because you are unable to release information to the market, and are still unable to do so before the commencement of trading.

If you have any queries regarding any of the above, please let me know.

Yours sincerely,



Elvis Onyura
Adviser, Listings (Sydney)