

ANNOUNCEMENT

PROPOSED SCHEME OF ARRANGEMENT – RESULT OF COURT HEARING

The board of directors (the “**Board**”) of EMS Energy Limited (the “**Company**” and together with its subsidiaries, the “**Group**”) refers to the announcement (the “**Announcement**”) released by the Company on 19 January 2017 in relation to the re-fixing of the hearing of the Applications to 7 February 2017 and the extension of the interim moratoria under Section 210(10) of the Companies Act (Cap. 50) (the “**Act**”) to 10 February 2017.

All capitalised terms not defined herein shall have the same meanings as used in the Announcement.

Further to the Announcement, the Board wishes to announce that the Court has, on 7 February 2017, allowed the Applications and ordered, *inter alia*, the following:

- (a) each of the Company, Koastal Industries Pte. Ltd. (“**KIPL**”) and EMS Energy Solutions Pte. Ltd. (“**EES**”) (collectively, the “**Applicants**”) be at liberty to convene a meeting of creditors of each of the Applicants within 6 months from 7 February 2017 (unless otherwise ordered by the Court) for the purposes of considering, and if thought fit, approving with or without modification the schemes of arrangement proposed to be made between each of the Applicants and its creditors pursuant to Section 210 of the Act;
- (b) pursuant to Section 210(10) of the Act, all pending, contingent or fresh suits, actions or proceedings against the Company or any enforcement or execution against any assets of the Company shall be restrained forthwith except by leave of the Court and subject to such terms as the Court imposes, save that secured creditors of the Company shall be at liberty to enforce their security interest in respect of the Company’s assets as they deem fit in their sole discretion; and
- (c) pursuant to Section 210(10) of the Act, all pending, contingent or fresh suits, actions or proceedings against KIPL and EES or any enforcement or execution against any assets of KIPL and EES shall be restrained forthwith except by leave of the Court and subject to such terms as the Court imposes, save that secured creditors of KIPL and EES shall be at liberty to enforce their security interest under any security provided by KIPL and EES to the secured creditors as they deem fit in their sole discretion.

The Court further made the following directions:

- (a) the Applicants are to provide a written update to all creditors on the status of the scheme proposals and interests from any potential investors in two (2) months (i.e. by 7 April 2017);
- (b) a case management conference to be held in approximately three (3) months on a date to be fixed by the Court for updates to be given to the Court on the status of the scheme proposals; and
- (c) any creditor or the Applicants may write to the Court for an earlier case management conference if the need arises.

The Company will continue to provide material updates as and when there is any.

By Order of the Board
EMS Energy Limited

Ting Teck Jin
Executive Chairman
7 February 2017

*This announcement has been prepared by the Company and its contents have been reviewed by the Company's sponsor, UOB Kay Hian Private Limited (the "**Sponsor**") for compliance with the relevant Catalist rules. The Sponsor has not independently verified the contents of this announcement.*

*This announcement has not been examined or approved by the Singapore Exchange Securities Trading Limited (the "**SGX-ST**"). The Sponsor and the SGX-ST assume no responsibility for the contents of this announcement, including the accuracy, completeness or correctness of any of the information, statements or opinions made, or reports contained in this announcement.*

The contact persons for the Sponsor are Mr Alvin Soh, Head of Catalist Operations, Senior Vice President, and Mr Lan Kang Ming, Vice President, at 8 Anthony Road, #01-01, Singapore 229957, telephone (65) 6590 6881.