



HYFLUX LTD (UNDER JUDICIAL MANAGEMENT)
Company Registration No.: 200002722Z
(Incorporated in the Republic of Singapore)

UPDATE ON THE JUDICIAL MANAGEMENT AND WINDING UP APPLICATION

Hyflux Ltd. (Under Judicial Management) (the “**Company**”), and together with its subsidiaries, the “**Hyflux Group**”) refers to its announcements made on:

1. 17 November 2020 in relation to the appointment of Messrs Hamish Alexander Christie and Patrick Bance as Judicial Managers of the Company pursuant to an Order of Court dated 16 November 2020;
2. 15 December 2020 in relation to the first update on the process of the judicial management and investor search for the holders of:
 - 2.1. S\$500,000,000 6.00% Perpetual Capital Securities (SGX-BTWZ);
 - 2.2. S\$400,000,000 8.00% Cumulative Non-Convertible Non-Voting Perpetual Class A Preference Shares (SGX:N2H);
 - 2.3. S\$100,000,000 4.20% Notes Due 2019 (ISIN: SG6W23985057);
 - 2.4. S\$100,000,000 4.25% Notes Due 2018 (ISIN: SG6Q70974010);
 - 2.5. S\$65,000,000 4.60% Notes Due 2019 (ISIN: SG6Q77974112);(collectively “**Holders**”)
3. 5 January 2021 in relation to the virtual townhall meeting held on 14 January 2020, 6pm for the Holders;
4. 18 January 2021, 4 March 2021, 9 April 2021, 3 May 2021, 5 May 2021, 13 May 2021 and 4 June 2021 in relation to the judicial management process; and
5. 10 June 2021 in relation to updates on Utico FZC’s (“**Utico**”) bid and the virtual townhall meeting held on 18 June 2021, 1pm for the Holders.

Frequently Asked Questions (“FAQs”)

6. The Judicial Managers have prepared the following FAQs:

6.1. When is the hearing of the Winding Up Application?

The winding up of the Company and Hydrochem (S) Pte Ltd (Under Judicial Management) (“**Hydrochem**”) will be heard on 12 July 2021.

6.2. What is the estimated timeline for the winding up process once the Winding Up Application is approved by the court?

The Hyflux Group consists of more than 80 entities across multiple jurisdictions and it is not possible, at this stage, to provide an estimated timeline for the completion of the liquidation.

6.3. What is Utico’s offer and is there any chance to put Utico’s offer to a vote before the winding up hearing?

Utico has been unable to meet the minimum acceptable conditions for us to consider their bid and therefore, it is not possible to pursue a restructuring with Utico.

6.4. What is the expected recovery/returns from my investment in Hyflux? When will recovery be distributed to all unsecured creditors?

It is not possible to provide estimated recoveries at this time. This is because there is still significant work to be done and issues to be resolved in respect of the Hyflux Group’s asset sales.

The Judicial Managers and/or the appointed Liquidators will endeavour to complete the asset sales in as short a timeframe as possible. We will provide updates in respect of the timing and quantum of distributions as soon as practicable.

6.5. Will the funds be distributed evenly to all unsecured creditors?

The Company and Hydrochem will make any distribution(s) in accordance with the provisions under the Insolvency, Restructuring and Dissolution Act 2018 (Act 40 of 2018) (“**IRDA**”), including priority payments pursuant to Section 203 of IRDA as well as all other relevant and applicable Acts and Rules.

Any distributions to the Holders will be made in accordance with their respective priority in the capital structure and in accordance with the IRDA.

6.6. What investigations will be undertaken in respect of the Hyflux Group?

The Judicial Managers have gathered the information necessary to conduct thorough investigations into the assets, business affairs and dealings of the Hyflux Group.

We have also identified areas which may warrant investigations.

6.7. Why were the Holders not consulted or asked to vote before the filing of the Winding Up Application?

The Judicial Managers do not have a proposal that is capable of being put before the creditors of the Company and Hydrochem for a vote. A proposal for creditors to vote on requires a credible proposal for an investment in the Hyflux Group.

As it is not possible to achieve one or more of the objectives of the Judicial Management as described in the IRDA, there is no statement of proposal to be tabled at a meeting with creditors for voting and the Judicial Managers have applied for the winding-up of the Company and Hydrochem.

7. Should you have any queries, please email your queries to hyfluxholders@borrelliwalsh.com for P&P holders and hyfluxnotes@borrelliwalsh.com for MTN holders.

8. The Judicial Managers will continue to publish updates on the SGX.

Submitted by the Judicial Managers

For and On Behalf of Hyflux Ltd (Under Judicial Management)

Patrick Bance and Hamish Alexander Christie
Borrelli Walsh Pte. Limited (trading as Kroll)
24 June 2021