KS ENERGY LIMITED
(UNDER JUDICIAL MANAGEMENT)
(Incorporated in Singapore)
(Company Registration No.: 198300104G)
(the "**Company**")

UPDATE ON APPLICATION FOR EXTENSION OF TIME TO APPOINT AUDIT COMMITTEE MEMBERS

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*Unless otherwise defined in this announcement, all capitalised terms shall bear the same meanings ascribed to them in the announcement dated 24 February 2022 (the "**Announcement**").*

The Judicial Managers wish to announce that the SGX-ST has informed the Company on 24 May 2022 that it has no objection to granting the Company with a further extension of time of until 28 July 2022 to comply with Rule 704(8) of the Listing Manual (the "**Waiver**"), subject to the Company announcing the Waiver granted, the reasons for seeking the Waiver, the conditions as required under Mainboard Listing Rule 107 and if the Waiver conditions have been satisfied. If the Waiver conditions have not been met on the date of the announcement, the Company must make an update announcement when the conditions have all been met. Further, the Company has to remain in judicial management.

The Company had made the application of Waiver to the SGX-ST on 24 February 2022 based on the reasons set out below:

(a) upon the Company being placed under judicial management, the Judicial Managers are required to achieve one or more of the statutory objectives for judicial management as described in Section 89 of the Insolvency, Restructuring and Dissolution 2018 (No. 40 of 2018) of Singapore ("**IRDA**"), being the survival of the Company as a going concern, seeking the approval of a compromise or arrangement between the Company and its creditors and/or shareholders, and/or a more advantageous realisation of the Company's assets or property than would be effected on a winding up. Given the changes to the Company's management in quick succession as a result of the resignations of the following key persons of the Company with effect from 13 October 2020:

    (i) Mr. Soh Gim Teik, who was the Lead Independent Director of the Company, Chairman of the Audit and Risk Management Committee ("**ARMC**") of the Company, and a member of the Remuneration Committee ("**RC**") of the Company;

    (ii) Mr. Lawrence Stephen Basapa, who was an Independent Director of the Company, Chairman of the Nominating Committee ("**NC**") and a member of the ARMC and RC of the Company;

    (iii) Mr. Chew Choon Soo, who was an Independent Director of the Company, Chairman of the RC and a member of the ARMC and NC of the Company; and

    (iv) Mr. Richard James Wiluan, who was an Executive Director and Chief Executive Officer of the Company,

    the Judicial Managers have been focusing on various operational matters which are of a greater priority to the Company and its subsidiaries (the "**Group**") including (i) sourcing and discussions with potential investors and interested parties for the Group; and (ii) negotiating and formulating proposals for the restructuring of the Group as quickly as is reasonably practicable. Approval of the Waiver would assist the Judicial Managers to commit their efforts and the limited resources of the Company on the judicial management of the Company;

(b) given the ongoing financially distressed status of the Company, and the Company's inability to pay directors' fees due to its cash-flow difficulties, it is practically difficult for the Company to find appropriate candidates to fill the vacancies in the ARMC. The Judicial Managers are of the view

that the Company would be in a better position to pursue discussions with and attract potential candidates for its Board and board committees (including the ARMC) upon successfully accomplishing the judicial management of the Company;

(c) pursuant to Section 99(2) of the IRDA, the powers of the Directors of the Company are suspended and assumed by the Judicial Managers during the period in which the Company is placed under judicial management. Further, given the difficulties faced by the Judicial Managers in obtaining and finalising the financial results of the Company which are relevant for the preparation of the Company's financial statements, the Company believes that the role of the ARMC would be limited during the judicial management period of the Company. In view of the above and having regard to the functions of the ARMC as set out under Section 201B of the Companies Act 1967 of Singapore (2020 Revised Edition) and the Code of Corporate Governance 2018, the Judicial Managers believe that the Waiver sought would not be prejudicial to the Company; and

(d) additionally, the Company has entered into an implementation agreement with Jacobson Global Logistics (Singapore) Pte Limited (the "**Transferee**") on 6 January 2022 (the "**Implementation Agreement**"), which sets out the terms for the proposed transfer of the Company's listing status (the "**Transfer**") to the Transferee by way of a scheme of arrangement. The Transfer is envisaged to result in the listing and admission (the "**Listing**") of the Transferee on the Catalist of the SGX-ST. The Company's shares will, in conjunction with the Transfer and the Listing, be delisted and withdrawn from the Mainboard of the SGX-ST. Hence, the Waiver would enable the Judicial Managers to commit their efforts and limited resources of the Company on the aforementioned transactions and on the judicial management of the Company.

The Company is of the view that it will not be in contravention of any laws and regulations governing the Company and the constitution of the Company arising from the Waiver. The Company wishes to confirm that it is not aware of any information that will have a material bearing on investors' decision which has yet to be announced by the Company.

The Judicial Managers are currently working on the appointment of new members to fill the vacancies in the Company's ARMC. The Judicial Managers will provide further updates on any material developments on this matter.

Submitted by the Judicial Managers
For and on behalf of the Company

Andrew Grimmett and Lim Loo Khoon
Judicial Managers
24 May 2022