



## Update for shareholders – Further Refixing of PTC for Order 2

### Alita Resources Limited (Subject to Deed of Company Arrangement) (Receivers and Managers Appointed)

ACN 147 393 735

(Alita)

We refer to previous announcements to Shareholders providing information on:

- the application for orders from the Supreme Court of Western Australia under section 444GA of the Corporations Act 2001 (**Act**) which was accordingly granted on 1 September 2021 (with amendments made on 7 September 2021) (**Australian Court Orders**);
- the Singapore High Court hearing of OS 1018 on 23 November 2021 where the Singapore High Court granted recognition of the proceedings under the DOCA (including the Australian Court Orders) in Singapore (**Order 1**), subject to the limitation that there is no expatriation of any assets out of Singapore without leave of court, and the fixing of a pre-trial conference on 9 December 2021 with respect to Order 2 of OS 1018;
- the FAQs dated 5 December 2021;
- the application to the Singapore High Court for clarifications in respect of Order 1 (at the request of SGX-ST), namely, proposed variations to clarify the terms of Order 1 and for the Court to consider whether, assuming the UNCITRAL Model Law on Cross-Border Insolvency does not apply, recognition is granted under the common law, which was fixed for hearing on 26 January 2022 at 2:30pm (**Clarification Application**);
- the pre-trial conference for Order 2 of OS 1018 having been refixed to 3 February 2022;
- the variations granted by the Singapore High Court at the Clarification Application, which was heard on 26 January 2022;
- the pre-trial conference for Order 2 of OS 1018 having been refixed to 17 February 2022.

Kindly note that the Deed Administrators have on 7 February obtained leave of the Singapore High Court to withdraw Order 2 of OS 1018 and the Singapore High Court has vacated the pre-trial conference on 17 February 2022 noting Order 2 is no longer considered a requirement for the delisting of Alita from the Catalist Board of the SGX-ST.

As announced on 2 February 2022, Alita is still in the process of seeking: (i) confirmation from ASIC that it has granted relief for the purpose of section 606 of the Corporations Act; (ii) approval to delist from the Catalist Board of the SGX-ST; and (iii) FIRB approval.

The Deed Administrators will provide updates on the above as and when there are material developments.



McGrathNicol

If you have any further queries, these should be emailed to [alita@mcgrathnicol.com](mailto:alita@mcgrathnicol.com) or should be directed to McGrathNicol's Perth office at +61 8 6363 7600.

Dated: 9 February 2022

Yours faithfully

*Alita Resources Limited (Receivers & Managers Appointed) (Subject to Deed of Company Arrangement)*

Rob Kirman

Deed Administrator