

6 March 2020

**Listings Compliance (Melbourne)**

**ASX Limited**

**Attention: Gerald Mimery, Graduate, Listings Compliance**

By email: [ListingsComplianceMelbourne@asx.com.au](mailto:ListingsComplianceMelbourne@asx.com.au)

Dear Sir

**Appendix 3Y – Change of Director's Interest Notice Query**

We refer to your letter dated 6 March 2020. Boom Logistics Limited's ("the Company") responses to your questions are set out below:

**1. Please explain why the Appendix 3Y was lodged late.**

The Appendix 3Y was lodged on 5 March 2020 which was late. This was due to an administrative oversight.

The lodgement related to the issue on 26 February 2020 of unquoted Rights under the Boom Logistics Limited Executive Remuneration Plan – Salary Sacrifice Offer, to the Managing Director. The Appendix 3Y should have been lodged with the ASX by 4 March 2020.

The Company is aware of the requirements of Listing Rule 3.19B and has arrangements in place to comply with the listing rule. The Company held the required information from the director to lodge the Appendix 3Y on time, however on this occasion due to an administrative oversight the Appendix 3Y was lodged late.

**2. What arrangements does the Company have in place under Listing Rule 3.19B with its directors to ensure that it is able to meet its disclosure obligations under Listing Rule 3.19A?**

The Company enters letters of appointment with each director which set out a requirement to notify the Company and the Company Secretary of relevant interests in securities and changes in those relevant interests. The obligation to notify the Company and the Company Secretary of changes in relevant interests is understood by directors and is enforced.

Changes in director's interests are tabled at Board meetings and directors are aware of the Company's Share Trading Policy and their obligation to comply with that policy.

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**3. If the current arrangements are inadequate or not being enforced, what additional steps does BOL intend to take to ensure compliance with Listing Rule 3.19B?**

The Company believes the current arrangements to be adequate to ensure compliance.

In relation to the administrative oversight, the matter will be considered at the next meeting of the Board to determine if additional measures are required.

No additional steps are considered to be necessary to ensure compliance with Listing Rule 3.19B.

Yours faithfully



Malcolm Ross

Company Secretary



6 March 2020

Reference: ODIN15161

Mr Malcolm Ross  
Company Secretary  
Boom Logistics Limited  
Suite B, Level 1  
55 Southbank Boulevard  
Southbank VIC 3006

By email only

Dear Mr Ross

**Boom Logistics Limited ('BOL'): Appendix 3Y – Change of Director's Interest Notice Query**

ASX refers to the following:

1. BOL's Appendix 3Y lodged on the ASX Market Announcements Platform ('MAP') on 5 March 2020 for Mr Tony Spassopoulos (the 'Notice');
2. Listing Rule 3.19A which requires an entity to tell ASX the following:
  - 3.19A.1 *'The notifiable interests of a director of the entity (or in the case of a trust, a director of the responsible entity of the trust) at the following times.*
    - *On the date that the entity is admitted to the official list.*
    - *On the date that a director is appointed.**The entity must complete Appendix 3X and give it to ASX no more than 5 business days after the entity's admission or a director's appointment.*
  - 3.19A.2 *A change to a notifiable interest of a director of the entity (or in the case of a trust, a director of the responsible entity of the trust) including whether the change occurred during a closed period where prior written clearance was required and, if so, whether prior written clearance was provided. The entity must complete Appendix 3Y and give it to ASX no more than 5 business days after the change occurs.*
  - 3.19A.3 *The notifiable interests of a director of the entity (or in the case of a trust, a director of the responsible entity of the trust) at the date that the director ceases to be a director. The entity must complete Appendix 3Z and give it to ASX no more than 5 business days after the director ceases to be a director.'*
3. Listing rule 3.19B which states that:  
*'An entity must make such arrangements as are necessary with a director of the entity (or in the case of a trust, a director of the responsible entity of the trust) to ensure that the director discloses to the entity all the information required by the entity to give ASX completed Appendices 3X, 3Y and 3Z within the time period allowed by listing rule 3.19.A. The entity must enforce the arrangements with the director.'*

The Notice indicates that a change in Mr Spassopoulos's notifiable interest occurred on 26 February 2020. It appears that the Notice should have been lodged with ASX by 4 March 2020. Consequently, BOL may have breached Listing Rules 3.19A and/or 3.19B.

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Please note that ASX is required to record details of breaches of the Listing Rules by listed entities for its reporting requirements.

ASX reminds BOL of its contract with ASX to comply with the Listing Rules. In the circumstances, BOL should make necessary arrangements to ensure it does not continue to breach the Listing Rules.

### **Request for Information**

Under Listing Rule 18.7, we ask that you answer each of the following questions having regard to Listing Rules 3.19A and 3.19B and *Guidance Note 22: Director Disclosure of Interests and Transactions in Securities - Obligations of Listed Entities*.

1. Please explain why the Appendix 3Y was lodged late.
2. What arrangements does BOL have in place under Listing Rule 3.19B with its directors to ensure that it is able to meet its disclosure obligations under Listing Rule 3.19A?
3. If the current arrangements are inadequate or not being enforced, what additional steps does BOL intend to take to ensure compliance with Listing Rule 3.19B?

### **When and where to send your response**

Your response should be sent to me by e-mail at [ListingsComplianceMelbourne@asx.com.au](mailto:ListingsComplianceMelbourne@asx.com.au). It should not be sent to the ASX Market Announcements Office.

A response is requested as soon as possible and, in any event, no later than half an hour before the start of trading (i.e. before 9:30 am AEDT) on 11 March 2020.

Under Listing Rule 18.7A, a copy of this letter and your response will be released to the market, so your response should be in a form suitable for release and must separately address each of the questions asked.

### **Enquiries**

If you have any queries or concerns about any of the above, please contact me immediately.

Yours sincerely

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**Geraldi Mimery**  
Graduate, Listings Compliance (Melbourne)