

7 March 2023

Rana Kurban
Adviser, Listings Compliance
ASX
525 Collins Street,
Rialto, South Tower
Level 50 Melbourne VIC 3000

Dear Rana

Response to ASX Query – Appendix 3X and 3Z


Boom Logistics Limited (ASX: BOL) refers to ASX's letter dated 6 March 2023 (**Letter**) querying the late lodgement of:

- Appendix 3X – Initial Director's Interest Notice for Ben Pieyre, which was lodged by the Company on 6 March 2023 following notification to the market of Ben Pieyre's appointment as a director on 14 February 2023, taking effect on 15 February 2023; and
- Appendix 3Z – Final Director's Interest Notice for Tony Spassopoulos, which was lodged by the Company on 6 March 2023 following notification to the market of Tony Spassopoulos's resignation as a director on 14 February 2023, taking effect on 14 February 2023.

In response to the ASX's questions in the Letter, the Company provides the following information:

- 1 The delay in lodgement of the Appendix 3X and Appendix 3Z was due to an internal administrative oversight by the Company. We regret that the Appendices were not lodged within the time frame required by the Listing Rules. Upon Boom's identification of the oversight, the Company lodged the Appendix 3X and Appendix 3Z with ASX on 6 March 2023.
- 2 Each director of Boom is fully aware of and understands his or her obligations under Listing Rule 3.19A. In compliance with Listing Rule 3.19B, Boom confirms that it has in place arrangements with Directors to ensure compliance with Listing Rule 3.19A.
- 3 Boom has processes in place for the reporting of Directors' interests and these have been reviewed in light of the late lodgements. Boom has taken steps to strengthen these processes and will endeavour to make sure this does not happen again.

Yours sincerely



Reuben David

General Counsel and Company Secretary
Boom Logistics Limited

Authorised for release by the Company Secretary.

ABN 28 095 466 961

Boom Logistics Limited
Level 1, Suite B
55 Southbank Boulevard
Southbank VIC 3006

T +61 3 9207 2500

E info@boomlogistics.com.au

BOOM

Further information:

Reuben David
General Counsel and Company Secretary
+613 9207 2500

Media:

Craig Sainsbury
Automic Group
+61 428 550 499
craig.sainsbury@automicgroup.com.au



6 March 2023

Reference: 69856

Mr Reuben David
General Counsel & Company Secretary
Boom Logistics Limited
Suite B, Level 1
55 Southbank Boulevard
Southbank VIC 3006

By email: rdavid@boomlogistics.com.au

Dear Mr David

Boom Logistics Limited ('BOL'): Appendix 3X – Initial Director's Interest Notice Query and Appendix 3Z –Final Director's Interest Notice

ASX refers to the following:

1. BOL's Appendix 3X lodged on the ASX Market Announcements Platform ('MAP') on 6 March 2023 for Mr Ben Pieyre (the 'Appendix 3X');
2. BOL's Appendix 3Z lodged on MAP on 6 March 2023 for Mr Tony Spassopoulos (the 'Appendix 3Z');
3. 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.'*

4. 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.'

As the Appendix 3X indicated that Mr Pieyre was appointed on 15 February 2023, it appears that the Appendix 3X should have been lodged with ASX by 22 February 2023. As the Appendix 3X was lodged on 6 March 2023, it appears that BOL may have breached listing rules 3.19A and/or 3.19B.

As the Appendix 3Z indicated that Mr Spassopoulos ceased to be a director on 14 February 2023 it appears the Appendix 3Z should have been lodged with ASX by 21 February 2023. As it was lodged on 6 March 2023, it appears that BOL may have breached Listing Rules 3.19A and/or 3.19B.

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 Appendices 3X and 3Z were 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

This request is made under Listing Rule 18.7. Your response is required as soon as reasonably possible and, in any event, by no later than **4.00 PM AEDT Thursday, 9 March 2023**. You should note that if the information requested by this letter is information required to be given to ASX under Listing Rule 3.1 and it does not fall within the exceptions mentioned in Listing Rule 3.1A, BOL's obligation is to disclose the information 'immediately'. This may require the information to be disclosed before the deadline set out in the previous paragraph and may require BOL to request a trading halt immediately.

Your response should be sent to me by e-mail at ListingsComplianceMelbourne@asx.com.au. It should not be sent directly to the ASX Market Announcements Office. This is to allow me to review your response to confirm that it is in a form appropriate for release to the market, before it is published on the ASX Market Announcements Platform.

Trading halt

If you are unable to respond to this letter by the time specified above, you should discuss with us whether it is appropriate to request a trading halt in BOL's securities under Listing Rule 17.1. If you wish a trading halt, you must tell us:

- the reasons for the trading halt;
- how long you want the trading halt to last;
- the event you expect to happen that will end the trading halt;
- that you are not aware of any reason why the trading halt should not be granted; and
- any other information necessary to inform the market about the trading halt, or that we ask for.

We require the request for a trading halt to be in writing. The trading halt cannot extend past the commencement of normal trading on the second day after the day on which it is granted. You can find further information about trading halts in *Guidance Note 16 Trading Halts & Voluntary Suspensions*.

Suspension

If you are unable to respond to this letter by the time specified above, ASX will likely suspend trading in BOL's securities under Listing Rule 17.3.

Listing Rules 3.1 and 3.1A

In responding to this letter, you should have regard to BOL's obligations under Listing Rules 3.1 and 3.1A and also to Guidance Note 8 *Continuous Disclosure*: Listing Rules 3.1 – 3.1B. It should be noted that BOL's obligation to disclose information under Listing Rule 3.1 is not confined to, nor is it necessarily satisfied by, answering the questions set out in this letter.

Release of correspondence between ASX and entity

We reserve the right to release a copy of this letter, your reply and any other related correspondence between us to the market under Listing Rule 18.7A.

Questions

If you have any questions in relation to the above, please do not hesitate to contact me.

Kind regards

Rana Kurban
Adviser, Listings Compliance