# 14 February 2019

INFORMATION UPDATE FOR SECURITYHOLDERS OF HYFLUX LTD ("HYFLUX") S\$500MILLION 6% PERPETUAL CAPITAL SECURITIES ("THE PERPETUAL SECURITIES")

# **IMPORTANT NOTICE**

This is a further update to the information provided on the Trustee's website on 2 February 2019 and 9 February 2019. By this Information Update we wish to highlight further information published by the Issuer, including information relating to the Notice for the filing of Proofs of Claim.

## **Extension of Deadline to File Proofs of Claim**

As mentioned in the update dated 1 February 2019, the Issuer published a notice ("**Notice**") to any party with whom there are financial obligations from the Scheme Companies to file their claim ("**Proof**"). The notice may be found at this <u>link</u>.

The deadline to file a Proof of Claim has been extended to <u>5.00pm, Friday, 1 March 2019</u>. Hyflux has also made an announcement regarding this <u>here</u>.

Hyflux has stated that if a Perpetual Securityholder does not file a proof (including where the Perpetual Securityholder is a nominee, depository agent, CPF/SRS agent bank etc.) (or files an incorrect Proof), that person will be deemed to have authorised Hyflux to file a Proof on their behalf based on the holdings reflected in the Central Depository Pte Ltd ("CDP") records. The Trustee has sought further clarification in this regard, and Hyflux has stated that "the intention is to admit on behalf of all holders of the Perpetual Securities (in accordance with the holdings reflected in the CDP records), the principal, unpaid distribution/dividend payments and any interest thereon."

# <u>Indicative Timetable of Reorganization Process:</u>

Hyflux has updated its indicative timetable provided in the 1 February 2019 website update. Under the new revised indicative timetable, the date of the meeting of creditors (including Perpetual Securityholders) to vote on the Scheme is tentatively scheduled for <u>5 April 2019</u>.

We will publish further updates on this in due course, including an update when the Scheme is proposed.

## Other updates on the Scheme of Arrangement to be proposed ("Scheme")

 Negotiations with the Informal Steering Committee for the Perpetual Securityholders and <u>Preference Shareholders concerning the Scheme</u>: Hyflux expects to conduct these negotiations shortly. 2. <u>Provision of information</u>: You may also have read that SIAS has published an open letter to Hyflux's Board of Directors. A copy of the open letter can be found <u>here</u>). Hyflux has stated that it will respond to this letter in due course (see also its announcement published <u>here</u>). It also informed the Court that its responses to questions raised at the Second Round of Town Hall Meetings have been posted on its website. This may be found at the following <u>link</u>.

# General Information on Proofs of Claim as informed by Hyflux

Obtaining the Proof form:

- 1. The Proof form applicable to holders of the Perpetual Securities, can be accessed here.
- 2. If you wish to obtain a hard copy of the Proof form, you may do so at Hyflux Innovation Centre, 80 Bendemeer Road, Singapore 339949 during normal business hours.

#### Submitting the Proof:

- 1. As a holder of the Perpetual Securities, please file your Proof accordingly by the deadline of <u>Friday</u>, <u>1 March 2019</u>. All completed Proofs (with the relevant supporting documents) must be submitted through either of these methods:
  - a. In hard copy to Hyflux Ltd, Hyflux Innovation Centre, 80 Bendemeer Road Singapore 339949; or
  - b. Via email to proofofclaim@hyflux.com.
- 2. If you are a beneficial owner of Perpetual Securities (whether directly or indirectly) and you wish to file a proof of claim, the Issuer's Notice directs that you "must contact such Direct Participant and instruct such Direct Participant to file the Proof on [your] behalf".
- 3. You should seek your own legal and/or financial advice as to what monetary amount, you, as a holder of the Perpetual Securities, may wish to claim in your Proof, including advice on (a) the principal amount of the Perpetual Securities that you hold (b) distribution(s)/dividend(s) and/or payment(s) that you believe is/are due to you.

If you have questions on the proof of claims process, you may contact the Issuer at <a href="mailto:proofofclaim@hyflux.com">proofofclaim@hyflux.com</a>.

General questions may also be addressed to <u>Hyflux.queries@wongpartnership.com</u> or <u>investor@hyflux.com</u>. Alternatively, you may call the Issuer's support hotline at <u>(+65) 3157 7999</u> from Monday to Friday, 9.00 am to 5.00 pm (SGT).

If you are concerned about your position, you should seek your over	vn legal and/or financial advice.