

Entitlement Offer

Cleansing notice under section 708AA(2)(f) of the Corporations Act

Tuesday, 16 April 2024 (SYDNEY): This notice is given by Energy Action Limited (ASX: EAX) (the **Company**) under section 708AA(2)(f) of the *Corporations Act 2001* (Cth) (**Corporations Act**) (as modified by *ASIC Corporations (Non-Traditional Rights Issues) Instrument 2016/84* and *ASIC Corporations (Disregarding Technical Relief) Instrument 2016/63*).

The Company has today announced a partially underwritten non-renounceable pro-rata entitlement offer (**Entitlement Offer**) of 1 fully paid ordinary share in the Company (**New Shares**) for every 6 fully paid ordinary shares held by eligible shareholders with a registered address in Australia, New Zealand, Hong Kong and the United Kingdom. New Shares will have an offer price of A\$0.20 per New Share (**Offer Price**).

An Entitlement Offer Booklet for the Entitlement Offer is expected to be despatched to eligible shareholders on **24 April 2024**. Further details are set out in the ASX announcements released today.

The Company advises that:

- (a) the New Shares to be issued under the Entitlement Offer will be offered for issue without disclosure to investors under Part 6D.2 of the Corporations Act;
- (b) this notice is being given under section 708AA(2)(f) of the Corporations Act;
- (c) as at the date of this notice, the Company has complied with:
 - (i) the provisions of Chapter 2M of the Corporations Act as they apply to the Company; and
 - (ii) sections 674, 674A, 675 and 675A of the Corporations Act;
- (d) as at the date of this notice, there is no information that is 'excluded information' within the meaning of sections 708AA(8) and 708AA(9) of the Corporations Act that is required to be set out in this notice under section 708AA(7)(d) of the Corporations Act; and
- (e) the potential effect the Entitlement Offer will have on the control of the Company, and the consequences of that effect, will depend on a number of factors, including investor demand and the extent to which existing shareholders take up New Shares under the Entitlement Offer. Having regard to those arrangements, the issue of New Shares under the Entitlement Offer is not expected to have a material effect or consequence on the control of the Company, given:
 - (i) the Entitlement Offer is structured as a pro-rata issue; and
 - (ii) the current level of holdings of substantial holders (based on substantial holding notices that have been given to the Company and lodged with ASX on or before the date of this notice).

To the extent that any eligible shareholder fails to take up their rights under the Entitlement Offer, that eligible shareholder's percentage holding in the Company will be diluted by the issue of New Shares under the Entitlement Offer and as a result of the placement.

This announcement has been approved for release by the Board of Energy Action.

For further information, please contact:

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