

24 April 2024

Dale Wang  
Adviser, Listings Compliance  
ASX Compliance

By email:

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

[dale.wang@asx.com.au](mailto:dale.wang@asx.com.au)

Dear Mr Wang

### Response to ASX Price – Query

Cleanaway Waste Management Limited (“Cleanaway” or “the Company”) refers to your Price - Query Letter dated 23 April 2024 and provides the following responses.

1. Is CWY aware of any information concerning it that has not been announced to the market which, if known by some in the market, could explain the recent trading in its securities?

*No.*

2. If the answer to question 1 is “yes”.

(a) Is CWY relying on Listing Rule 3.1A not to announce that information under Listing Rule 3.1? Please note that the recent trading in CWY’s securities would suggest to ASX that such information may have ceased to be confidential and therefore CWY may no longer be able to rely on Listing Rule 3.1A. Accordingly, if the answer to this question is “yes”, you need to contact us immediately to discuss the situation.

*Not applicable*

(b) Can an announcement be made immediately? Please note, if the answer to this question is “no”, you need to contact us immediately to discuss requesting a trading halt (see below).

*Not applicable*

(c) If an announcement cannot be made immediately, why not and when is it expected that an announcement will be made?

*Not applicable*

3. If the answer to question 1 is “no”, is there any other explanation that CWY may have for the recent trading in its securities?

*No. However, the Company notes the media speculation regarding a possible takeover offer by Seven Group Holdings Limited on 23 April 2024. Please refer to the Company’s separate ASX announcement in relation to this.*

4. Please confirm that CWY is complying with the Listing Rules and, in particular, Listing Rule 3.1.

*The Company confirms that it is in compliance with the Listing Rules, and in particular, Listing Rule 3.1.*

5. Please confirm that CWY’s responses to the questions above have been authorised and approved under its published continuous disclosure policy or otherwise by its board or an officer of CWY with delegated authority from the board to respond to ASX on disclosure matters.

*This response has been approved by the Board of Cleanaway.*

Yours sincerely



Dan Last  
General Counsel and Company Secretary



23 April 2024

Reference: 92879

Mr Dan Last  
Company Secretary  
Cleanaway Waste Management Limited  
Level 4, 441 St Kilda Road  
Melbourne VIC 3004

By email: Dan.Last@cleanaway.com.au

Dear Mr Last

### **Cleanaway Waste Management Limited ('CWY'): Price - Query**

ASX refers to the following:

- A. The change in the price of CWY's securities from \$2.65 at 4PM to \$3.01 at the completion of the closing auction today.
- B. The significant volume of CWY's securities traded in the closing auction.

### **Request for information**

In light of this, ASX asks CWY to respond separately to each of the following questions and requests for information:

1. Is CWY aware of any information concerning it that has not been announced to the market which, if known by some in the market, could explain the recent trading in its securities?
2. If the answer to question 1 is "yes".
  - (a) Is CWY relying on Listing Rule 3.1A not to announce that information under Listing Rule 3.1? Please note that the recent trading in CWY's securities would suggest to ASX that such information may have ceased to be confidential and therefore CWY may no longer be able to rely on Listing Rule 3.1A. Accordingly, if the answer to this question is "yes", you need to contact us immediately to discuss the situation.
  - (b) Can an announcement be made immediately? Please note, if the answer to this question is "no", you need to contact us immediately to discuss requesting a trading halt (see below).
  - (c) If an announcement cannot be made immediately, why not and when is it expected that an announcement will be made?
3. If the answer to question 1 is "no", is there any other explanation that CWY may have for the recent trading in its securities?
4. Please confirm that CWY is complying with the Listing Rules and, in particular, Listing Rule 3.1.
5. Please confirm that CWY's responses to the questions above have been authorised and approved under its published continuous disclosure policy or otherwise by its board or an officer of CWY with delegated authority from the board to respond to ASX on disclosure matters.

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

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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 **9:30 AM AEST Wednesday, 24 April 2024**. 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, CWY'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 CWY 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, or if the answer to question 1 is "yes" and an announcement cannot be made immediately, you should discuss with us whether it is appropriate to request a trading halt in CWY'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 CWY's securities under Listing Rule 17.3.

### **Listing Rules 3.1 and 3.1A**

In responding to this letter, you should have regard to CWY'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 CWY'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**

ASX reserves the right to release all or any part of this letter, your reply and any other related correspondence between us to the market under Listing Rule 18.7A.

Kind regards

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ASX Compliance