

JOHNSON | WINTER | SLATTERY

Partner:
Email:

Paul Vinci +61 8 6216 7219
paul.vinci@jws.com.au

19 July 2024

The Manager
ASX Market Announcements Office
ASX Limited
Exchange Centre
20 Bridge Street
SYDNEY NSW 2000

Electronic lodgement

Dear Manager

Notice freeing bid from defeating conditions – Takeover bid for Sihayo Gold Limited

We (together with Iffla Wade) act for Provident Aurum Pte. Ltd. (ARBN 677 030 885) (**Provident Aurum**) in relation to its off-market takeover bid for the ordinary shares in Sihayo Gold Limited (ACN 009 241 374) that Provident Aurum does not already own.

Enclosed, on behalf of Provident Aurum and in accordance with section 650F(3)(a) of the *Corporations Act 2001* (Cth), is a notice in connection with freeing the takeover bid from certain defeating conditions set out in Schedule 2 of the bidder's statement dated 21 May 2024 (as supplemented by the first supplementary bidder's statement dated 12 June 2024) (**Notice**).

The Notice has also been given to Sihayo today.

Yours faithfully



Encl.

Level 49 Central Park, 152-158 St Georges Terrace
PERTH WA 6000
T +61 8 6216 7222 | F +61 8 6216 7200
www.jws.com.au

Liability limited by a scheme approved under Professional Standards Legislation

PROVIDENT AURUM PTE. LTD.
(ARBN 677 030 885)

Notice freeing takeover offer from a defeating condition

To: Sihayo Gold Limited (ACN 008 624 691) (**Sihayo**)
ASX Limited (ACN 009 241 374)

This notice is issued by Provident Aurum Pte. Ltd. (**Provident Aurum**) in relation to its takeover bid for all Sihayo Shares that it does not already own, made under Provident Aurum's bidder's statement dated 21 May 2024 (as supplemented by its first supplementary bidder's statement dated 12 June 2024) (**Bidder's Statement**).

Words defined in the Bidder's Statement have the same meaning in this notice unless the context requires otherwise.

WORKING CAPITAL FACILITIES AND FIRST ADVANCE

On 19 July 2024, Sihayo announced that it had:

- agreed with Provident Minerals to extend the maturity date of its existing US\$3.9 million working capital facility (**Existing Facility**) until 31 December 2024 (**Existing Facility Extension**); and
- entered into an additional working capital facility with Provident Minerals pursuant to which Provident Minerals agreed to advance to Sihayo up to an additional US\$1.5 million (before interest) over several tranches (**New Facility**).

Provident Minerals has made the first advance (of US\$615,000) to Sihayo under the New Facility.

In accordance with clause 6.5 of Schedule 1 of the Bidder's Statement and section 650F of the *Corporations Act 2001* (Cth), Provident Aurum gives notice that:

- (a) the Offer is free from:
- (i) all Conditions (including in paragraph 4(g) of Schedule 2 of the Bidder's Statement) that were breached by the Existing Facility Extension; and
 - (ii) all Conditions (including those in paragraphs 4(i) and (n) of Schedule 2 of the Bidder's Statement) that were breached by the entry into, or the first advance under, the New Facility; and
- (b) as at the date of this notice, Provident Aurum's voting power in Sihayo is 87.91%.

For the avoidance of doubt, paragraph (a) above applies having regard to the operation of clause 6.3 of Schedule 1 of the Bidder's Statement. The Offer remains subject to all Conditions (including for example paragraphs 4(g), (i) and (n) of Schedule 2 of the Bidder's Statement) to the extent they do not specifically relate to the Existing Facility Extension or the entry into, or the first advance under, the New Facility.

FURTHER ADVANCES

Provident Aurum confirms that if any further breaches of Conditions (including in paragraph 4(i) of Schedule 2 of the Bidder's Statement) arise by the making of further advances of principal under the New Facility or by the capitalisation of interest under either the Existing Facility or New Facility,

Provident Aurum will, before the Offer closes, free the Offer from those specific Conditions in the same manner as paragraph (a) above to the extent permitted by section 650F(1)(b) of the Corporations Act.

Date: 19 July 2024

Signed for and on behalf of Provident Aurum Pte. Ltd. by



Ben Gledhill, Director