

## **Important notice to shareholders and creditors of Bowen Coking Coal Limited (Subject to Deed of Company Arrangement) (Receivers and Managers Appointed) ACN 064 874 620 (BCC)**

Application relating to the transfer of BCC Shares to Argo Bowen 2 Pty Ltd ACN 695 023 619 (**Argo**) pursuant to Deed of Company Arrangement - Supreme Court of New South Wales proceeding No. 327077 of 2025 (**Application**)

### **BCC DOCA**

On 29 July 2025, Mark Alfred Holland and Shaun Robert Fraser (together, the **Deed Administrators**) were appointed as joint and several voluntary administrators of BCC pursuant to section 436A of the *Corporations Act 2001* (Cth) (**Act**).

Messrs Holland and Fraser were also appointed as joint and several administrators of the following related entities of BCC:

- (a) Bowen PCI Pty Ltd (Subject to Deed of Company Arrangement) (Receivers and Managers Appointed) ACN 653 260 809;
- (b) Coking Coal One Pty Ltd (Subject to Deed of Company Arrangement) (Receivers and Managers Appointed) ACN 615 317 907 (**CCO**);
- (c) New Lenton Coal Pty Ltd (Subject to Deed of Company Arrangement) (Receivers and Managers Appointed) ACN 095 390 079 (**NLC**);
- (d) Lenton Management and Marketing Pty Ltd (Subject to Deed of Company Arrangement) ACN 149 524 809 (**LMM**); and
- (e) Bowen Coking Coal Marketing Pty Ltd (Subject to Deed of Company Arrangement) ACN 642 022 437 (**BCCM**).

At the second meetings of the creditors of BCC, NLC, CCO, BCCM and LMM (together, and as defined in the BCC DOCA, the **BCC Group Entities**) held on 18 February 2026, the creditors of each of the BCC Group Entities voted in favour of a resolution that the BCC Group Entities execute a (single) deed of company arrangement proposed by Argo (**BCC DOCA**).

On 11 March 2026, the BCC DOCA was executed by the Deed Administrators, each of the BCC Group Entities and Argo. A copy of the BCC DOCA is available for download on the website maintained by the Deed Administrators at <https://www.mcgrathnicol.com/creditors/bcb-group/>.

### **Section 444GA application to the Court**

It is a condition of the BCC DOCA that the Deed Administrators obtain Court orders pursuant to which the Court grants leave pursuant to section 444GA(1)(b) of the Act for the Deed Administrators to transfer all of the BCC Shares to Argo (**Section 444GA Order**). The Section 444GA Order will allow the Deed Administrators to transfer 100% of the shares (including all vested and unvested share options, warrants, performance rights or other instruments convertible into securities) in the capital of BCC (**Shares**) to Argo for no consideration (**Share Transfer**).

On 23 March 2026, the Deed Administrators applied to the Supreme Court of New South Wales seeking (among other things) the Section 444GA Order providing for the Share Transfer.

If the Court makes the Section 444GA Order, then the Shares will be transferred to Argo for no consideration.

The Application is made on the basis that the Shares are of no value.

The Supreme Court of New South Wales made procedural orders in relation to the Application on 23 March 2026. The final hearing of the Application is listed on 23 April 2026.

An explanatory statement, the Application, a copy of the procedural orders made by the Supreme Court of New South Wales on 23 March 2026 and the supporting evidence, including an independent expert's report, are available for download on the website maintained by the Deed Administrators at <https://www.mcgrathnicol.com/creditors/bcb-group/>.

Shareholders and creditors of BCC are entitled to be heard in relation to the Application. If you wish to be heard by the Court, you must enter an appearance by 16 April 2026.

Shareholders should read the explanatory statement and independent expert's report carefully and in their entirety before making a decision regarding whether or not to take any action in respect of the Application.

The Deed Administrators will also made available for download on the website maintained by the Deed Administrators at <https://www.mcgrathnicol.com/creditors/bcb-group/> copies of any further evidence and orders.

The final hearing, at which the New South Wales Supreme Court will determine whether to make the Section 444GA Order, is listed for 10.00 am (AEST) on 23 April 2026.

#### **Your rights as a shareholder or creditor**

If you have any concerns or objections in relation to the Application or the section 444GA process, please contact the Deed Administrators as soon as possible by emailing [BCBGroup@mcgrathnicol.com](mailto:BCBGroup@mcgrathnicol.com). The Deed Administrators can provide your views to the Court.

You can also instruct a lawyer to appear on your behalf at the hearing.

If you propose to take either of these steps, you or your lawyer should send any correspondence, or notice of your intention to appear at the hearing to the Deed Administrators, by no later than 16 April 2026, by way of email to [BCBGroup@mcgrathnicol.com](mailto:BCBGroup@mcgrathnicol.com) and to [omccoy@gtlaw.com.au](mailto:omccoy@gtlaw.com.au).

If you do not enter an appearance by the deadline of 16 April 2026, the Court may determine that you should not be heard at any subsequent hearing.