

#### 12 October 2009

# Vita Group responds to ASX Questions

Vita Group responds to questions from the ASX set out in their letter dated 12 October 2009, as follows:

- 1. No
- 2. Not Applicable
- 3. Yes. Please see 4. below.
- 4. Yes. On 3 September 2009, Vita Group lodged its Results Presentation for the year ended 30 June 2009. The Presentation covered the new Dealer Agreement signed with Telstra on 27 August 2009. The Presentation advised that as part of this Agreement, Vita Group would receive a total of \$23.6m as payment in lieu of future trailing commissions over 18 months. The Presentation also indicated that the payments would be made \$12.0m up front and 12 equal instalments from months 7 – 18 (estimated \$15.9m FY10, \$7.7m FY11).
- 5. Yes.
  - (a) Vita Group announced the new Dealership Agreement with Telstra on 27 August 2009, and provided further information on the Dealership Agreement in the Results Presentation lodged on 3 September 2009.
  - (b) Joint CEO David McMahon is currently presenting the Results Presentation to members of the investment community, which is likely to have increased awareness of the benefits of the new Dealership Agreement to Vita Group.
- 6. Vita Group believes it is in compliance with the Listing Rules and, in particular, Listing Rule 3.1.

Vita Group Limited does not consider that a trading halt is required.

W L te Kloot Company Secretary











12 October 2009

Mr Bill te Kloot Company Secretary Vita Group Limited 67 Links Avenue North EAGLE FARM OLD 4009

By email: bill.tekloot@vitagroup.com.au

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Dear Mr te Kloot

### Vita Group Limited (the "Company")

We have noted a change in the price of the Company's securities from a closing price of 22.5 cents on Monday, 5 October 2009 to an intraday high of 32.5 cents today, at the time of writing.

In light of the price change, please respond to each of the following questions.

- 1. Is the Company aware of any information concerning it that has not been announced which, if known, could be an explanation for recent trading in the securities of the Company?
  - Please note that as recent trading in the Company's securities could indicate that information has ceased to be confidential, the Company is unable to rely on the exceptions to listing rule 3.1 contained in listing rule 3.1A when answering this question.
- 2. If the answer to question 1 is yes, can an announcement be made immediately? If not, why not and when is it expected that an announcement will be made?
  - Please note, if the answer to question 1 is yes and an announcement cannot be made immediately, you need to contact us to discuss this and you need to consider a trading halt (see below).
- 3. Is there any reason to think that there may be a change in the Company's net profit for the half year so that the figure for the half year ending 31 December 2009 would vary from the previous half year by more than 15%? If so, please provide details as to the extent of the likely variation.
- 4. Is there any reason to think that the Company may record any material abnormal or extraordinary profit for the half year ending 31 December 2009? If so, please provide details.

- 5. Is there any other explanation that the Company may have for the price change in the securities of the Company?
- 6. Please confirm that the Company is in compliance with the listing rules and, in particular, listing rule 3.1.

Your response should be sent to me by e-mail at <u>rohan.abeyewardene@asx.com.au</u> or by facsimile on facsimile number (07) 3832 4114. It should <u>not</u> be sent to the Company Announcements Office.

Unless the information is required immediately under listing rule 3.1, a response is requested as soon as possible and, in any event, not later than 2.00 pm Brisbane time (3.00 pm EDST) today, Monday, 12 October 2009.

Under listing rule 18.7A, a copy of this query and your response will be released to the market, so your response should be in a suitable form and separately address each of the questions asked. If you have any queries or concerns, please contact me immediately.

## Listing rule 3.1

Listing rule 3.1 requires an entity to give ASX immediately any information concerning it that a reasonable person would expect to have a material effect on the price or value of the entity's securities. The exceptions to this requirement are set out in listing rule 3.1A.

In responding to this letter you should consult listing rule 3.1 and Guidance Note 8 – Continuous Disclosure: listing rule 3.1.

If the information requested by this letter is information required to be given to ASX under listing rule 3.1 your obligation is to disclose the information immediately.

Your responsibility under listing rule 3.1 is not confined to, or necessarily satisfied by, answering the questions set out in this letter.

#### Trading halt

If you are unable to respond by the time requested, or if the answer to question 1 is yes and an announcement cannot be made immediately, you should consider a request for a trading halt in the Company's securities. As set out in listing rule 17.1 and Guidance Note 16 – Trading Halts we may grant a trading halt at your request. We may require the request to be in writing. We are not required to act on your request. You must tell us each of the following.

- 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.
- Any other information necessary to inform the market about the trading halt, or that we ask for.

The trading halt cannot extend past the commencement of normal trading on the second day after the day on which it is granted. If a trading halt is requested and granted and you are still unable to reply to this letter before the commencement of trading, suspension from quotation would normally be imposed by us from the commencement of trading if not previously requested by you. The same applies if you have requested a trading halt because you are unable to release information to the market, and are still unable to do so before the commencement of trading.

VTG2009.10.12pq-rma Page 2

If you have any queries regarding any of the above, please let me know.

Yours sincerely,

Rohan Abeyewardene

Senior Adviser, Issuers (Brisbane)

VTG2009.10.12pq-rma Page 3