

ASX RELEASE (1 DECEMBER 2023)

## **Epsilon Healthcare announces Receipt of section 249D notice**

Epsilon Healthcare Limited (ASX:EPN), advises that it has received various documents from a shareholder holding in excess of 5% of the total issued shares in EPN ("**Requisitioning Shareholder**"), including:

- a notice under section 203D of the Corporations Act 2001 (Cth) ("**Act**") received by the Company on Tuesday, 21 November 2023, by which the Requisitioning Shareholder notified the Company of his intention to propose a resolution at a general meeting for the removal of Alan Preston Beasley from the board of directors of the Company ("**Section 203D Notice**");
- a notice under section 249D of the Act received by the Company on Thursday, 23 November 2023, by which the Requisitioning Shareholder requested the Company convene a general meeting of shareholders for the purposes of considering the above resolution ("**Section 249D Notice**");

Copies of the Section 203D Notice and Section 249D Notice are attached.

The Company has taken external legal advice in relation to the validity of the Section 203D Notice and the Section 249D Notice and has confirmed that they are valid in each case.

### **The Requisitioning Shareholder**

Watercrest Asset Management Pty Ltd, a company in respect of which Mr Xiao (Josh) Cui is sole director and company secretary.

### **Next Steps**

The directors of the Company are required to call a general meeting within 21 days after a request under section 249D of the Act is given to the Company and to hold that meeting within two months after receipt of that request.

The Company will keep shareholders updated as required in connection with that meeting.

This announcement has been approved for release by the majority of the Board of Directors

ENDS

For further information, please contact:

Josh Cui

Executive Chairman

e: [corporate@epsilonhealthcare.com.au](mailto:corporate@epsilonhealthcare.com.au)

Epsilon Healthcare Limited (ASX: EPN) – [epsilonhealthcare.com.au](http://epsilonhealthcare.com.au)

Epsilon Healthcare Limited (**ASX: EPN**) is an Australian based, globally active healthcare organisation. EPN operates a diversified and vertically integrated portfolio of assets, including healthcare and clinics operation & a pharmaceutical contract development and manufacturing organisation.



21 November 2023

The Directors  
Epsilon Healthcare Limited  
ACN 614 508 039  
KS Black & Co  
20 Grose Street  
North Parramatta NSW 2151

**Notice of intention to move resolutions for the removal of directors pursuant to section 203D of the *Corporations Act 2001* (Cth)**

Pursuant to section 203D(2) of the *Corporations Act 2001* (Cth), the undersigned, being members of Epsilon Healthcare Limited ACN 614 508 039 (**Company**) holding at least 5.00% of the votes that may be cast at a general meeting of the Company, hereby gives notice to the Company of its intention to move at the next general meeting of the Company (and any adjournment or postponement of that meeting):

- (a) the following resolution for the removal of Mr Alan Preston Beasley as a director of the Company:

*"That, pursuant to section 203D(1) of the Corporations Act 2001 (Cth), Mr Alan Preston Beasley be removed as a director of the Company effective immediately on the passing of this resolution."*

**Execution**

**Executed** by Watercrest Asset Management  
Pty Limited ACN 662 571 324 in accordance  
with section 127 of the *Corporations Act 2001*  
(Cth) by:

Signature of Director

Xiao Cui

Director name

23 November 2023

The Directors  
Epsilon Healthcare Limited  
ACN 614 508 039  
KS Black & Co  
20 Grose Street  
North Parramatta NSW 2151

**Request that the directors of Epsilon Healthcare Limited ACN 614 508 039 call and arrange to hold a general meeting under section 249D of the *Corporations Act 2001* (Cth) (*Corporations Act*)**

The parties signing this letter together hold more than 5% of the ordinary voting shares that may be cast at a general meeting of the Company (**Shareholders**) in Epsilon Healthcare Limited ACN 614 508 039 (**Company**).


As such, the Shareholders require, pursuant to section 249D of the Corporations Act, that the directors of the Company call and hold an extraordinary general meeting of the Company as soon as possible, and in any event in accordance with the requirements in the Corporations Act and the Company's constitution, to move the following ordinary resolutions:

**1. RESOLUTION 1 – REMOVAL OF DIRECTOR - Mr Alan Preston Beasley**

*"That, pursuant to section 203D(1) of the Corporations Act 2001 (Cth), Mr Alan Preston Beasley be removed as a director of the Company effective immediately on the passing of this resolution."*

**Execution**

**Executed** by Watercrest Asset Management Pty  
Limited ACN 662 571 324 in accordance with  
section 127 of the *Corporations Act 2001* (Cth) by:

  
\_\_\_\_\_  
Signature of Director

Xiao Cui  
\_\_\_\_\_

Director name