



25 June 2025

Mr Lachlan Morley
Advisor, Listings Compliance
ASX Compliance Pty Ltd
20 Bridge Street
Sydney NSW 2000

Dear Mr Morley,

Response to Query Letter

We refer to your letter of 25 June 2025 (**Letter**) in relation to the late lodgement of an Appendix 3Y 'Change in Directors Interests' for Dr Andreas Schwer lodged with ASX on 20 June 2025 by Electro Optic Systems Holdings Limited (**EOS** or the **Company**) (ASX: EOS).

In response to your queries, we advise as follows:

1. Please explain why the Notice was lodged late.

At the Company's recent Annual General Meeting (which was held on 20 May 2025) (**AGM**), shareholders approved the grant of 70,354 deferred shares to CEO and Managing Director of the Company, Dr Andreas Schwer (**Shares**). The Shares were subsequently allotted to Dr Schwer on 11 June 2025 by the Company's Share Registry by way of transfer of previously issued shares from the Company's employee share trust. It was the intention of the Company to lodge the Appendix 3Y no later than 18 June 2025. Due to an administrative oversight, the Company however lodged the Appendix 3Y on 20 June 2025.

2. What arrangements does EOS have in place under Listing Rule 3.19B with its directors to ensure that it is able to meet its disclosure obligations under Listing Rule 3.19A?

The Company has in place the necessary procedures and processes to ensure that director disclosures to the ASX are completed and lodged within the time period allowed by Listing Rule 3.19A. All of the directors are aware of their disclosure obligations and are required by their arrangements with the Company to inform the Company immediately of any changes in their interests.

While the market was aware of the proposed grant of Shares to Dr Schwer (by virtue of the announcement of the results of the Company's AGM at which shareholders approved the grant of Shares to Dr Schwer), due to an administrative oversight Appendix 3Y was not lodged within the requisite timeframe.

The Company and its directors are aware of their obligations under Listing Rules 3.19A and 3.19B, as well as the Company's policy for dealing in securities. This includes obtaining pre-approvals for all security trading. Security holdings and trading confirmations are also a standing Board agenda item to ensure full transparency and continual confirmation.

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3. If the current arrangements are inadequate or not being enforced, what additional steps does EOS intend to take to ensure compliance with Listing Rule 3.19B?

The Company considers the lodgement outside the prescribed timeframe as an isolated incident and believes that the current arrangements between the Company and its directors to ensure compliance with Listing Rule 3.19B are adequate and are being enforced.

Should you have any questions, please do not hesitate to contact me.

Released with the authority of the Board.

Yours sincerely,



Melanie Andrews
Company Secretary



25 June 2025

Reference: 110375

Ms Melanie Andrews
Company Secretary
Electro Optic Systems Holdings Limited
18 Wormald Street
Symonston ACT 2609

By email: mandrews@eos-aus.com

Dear Ms Andrews

Electro Optic Systems Holdings Limited ('EOS'): Appendix 3Y – Change of Director's Interest Notice Query

ASX refers to the following:

1. EOS's Appendix 3Y lodged on the ASX Market Announcements Platform ('MAP') on 20 June 2025 for Dr Andreas Schwer (the 'Notice');
2. Listing Rule 3.19A.2 which requires an entity to tell ASX the following:

'A change to a notifiable interest of a director of the entity (or in the case of a trust, a director of the responsible entity of the trust) including whether the change occurred during a closed period where prior written clearance was required and, if so, whether prior written clearance was provided. The entity must complete Appendix 3Y and give it to ASX no more than 5 business days after the change occurs.'

3. Listing rule 3.19B which states that:

'An entity must make such arrangements as are necessary with a director of the entity (or in the case of a trust, a director of the responsible entity of the trust) to ensure that the director discloses to the entity all the information required by the entity to give ASX completed Appendices 3X, 3Y and 3Z within the time period allowed by listing rule 3.19.A. The entity must enforce the arrangements with the director.'

The Notice indicates that a change in Dr Schwer's notifiable interest occurred on 11 June 2025. It appears that the Notice should have been lodged with ASX by 18 June 2025. Consequently, EOS may have breached Listing Rules 3.19A and/or 3.19B.

Request for Information

Under Listing Rule 18.7, we ask that you answer each of the following questions having regard to Listing Rules 3.19A and 3.19B and *Guidance Note 22: Director Disclosure of Interests and Transactions in Securities - Obligations of Listed Entities*.

1. Please explain why the Notice was lodged late.
2. What arrangements does EOS have in place under Listing Rule 3.19B with its directors to ensure that it is able to meet its disclosure obligations under Listing Rule 3.19A?
3. If the current arrangements are inadequate or not being enforced, what additional steps does EOS intend to take to ensure compliance with Listing Rule 3.19B?

When and where to send your response

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 **9.00 AM AEST Monday, 30 June 2025**. 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, EOS'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 EOS to request a trading halt immediately.

Your response should be sent by e-mail to ListingsComplianceSydney@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 MAP.

Suspension

If you are unable to respond to this letter by the time specified above, ASX will likely suspend trading in EOS's securities under Listing Rule 17.3.

Listing Rules 3.1 and 3.1A

In responding to this letter, you should have regard to EOS'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 EOS'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.

Yours faithfully

ASX Compliance