

**ECOBUILT HOLDINGS BERHAD**  
**(Registration No. 200301033338 (635759-U))**  
Condensed Consolidated Statement Of Profit or Loss and Other Comprehensive Income  
For The Period Ended 31 August 2024  
(The figures have not been audited)

	Note	(Unaudited) Current Qtr Ended 31/08/24 RM'000	(Unaudited) Comparative Qtr Ended 31/08/23 RM'000	(Unaudited) Cumulative YTD 31/08/24 RM'000	(Unaudited) Cumulative YTD 31/08/23 RM'000
Revenue		86,485	-	213,550	-
Purchases and other direct costs		(93,647)	-	(218,098)	-
<b>Gross loss</b>		<b>(7,162)</b>	<b>-</b>	<b>(4,548)</b>	<b>-</b>
Interest income		5	-	6	-
Other operating income		2,734	-	4,060	-
Other operating expenses		(37,000)	-	(44,799)	-
<b>Loss from operations</b>	28	<b>(41,423)</b>	<b>-</b>	<b>(45,281)</b>	<b>-</b>
Finance costs		(129)	-	(756)	-
<b>Loss before taxation</b>		<b>(41,552)</b>	<b>-</b>	<b>(46,037)</b>	<b>-</b>
Taxation	22	(513)	-	(159)	-
<b>Loss for the period</b>		<b>(42,065)</b>	<b>-</b>	<b>(46,196)</b>	<b>-</b>
<i>Other comprehensive (loss)/income</i>					
Items that may be reclassified subsequently to profit or loss:					
- Fair value gain on financial assets at fair value through other comprehensive income					
		(226)	-	550	-
- Realisation of fair value reserve					
		167	-	167	-
<b>Other comprehensive (loss)/income, net of tax</b>		<b>(59)</b>	<b>-</b>	<b>717</b>	<b>-</b>
<b>Total comprehensive loss for the period</b>		<b>(42,124)</b>	<b>-</b>	<b>(45,479)</b>	<b>-</b>
<b>Loss for the period attributable to:</b>					
Owners of the Company		(42,065)	-	(46,196)	-
Non-controlling interests		-	-	-	-
		<b>(42,065)</b>	<b>-</b>	<b>(46,196)</b>	<b>-</b>
<b>Total comprehensive loss for the period attributable to:</b>					
Owners of the Company		(42,124)	-	(45,479)	-
Non-controlling interests		-	-	-	-
		<b>(42,124)</b>	<b>-</b>	<b>(45,479)</b>	<b>-</b>
<b>Loss per share</b>					
Basic loss per share (sen)	27	(10.00)	-	(10.98)	-

The financial year of the Company has been changed from 31 May 2024 to 31 August 2024, and thereafter to the last day of August each year, and accordingly, there are no comparative figures to be presented.

The Condensed Consolidated Statement of Profit or Loss and Other Comprehensive Income should be read in conjunction with the Annual Audited Financial Statements of the Group for the financial year ended 31 May 2023 and the accompanying explanatory notes attached to the interim financial statements.

**ECOBUILT HOLDINGS BERHAD**  
**(Registration No. 200301033338 (635759-U))**  
Condensed Consolidated Statement Of Financial Position  
As At 31 August 2024

	Note	(Unaudited) As At 31/08/2024 RM'000	(Audited) As At 31/05/2023 RM'000
<b>ASSETS</b>			
<b>Non-current Assets</b>			
Property, plant & equipment		11,658	18,241
Goodwill on consolidation		28,388	28,388
Other investments	16	12,159	13,442
Right-of-use assets		-	19
Deferred tax assets		2,596	3,102
		54,801	63,192
<b>Current Assets</b>			
Trade and other receivables		92,571	91,843
Contract assets		13,278	22,139
Tax recoverable		3,306	3,034
Cash and cash equivalents		705	2,128
		109,860	119,144
<b>TOTAL ASSETS</b>		<b>164,661</b>	<b>182,336</b>
<b>EQUITY AND LIABILITIES</b>			
<b>Capital and Reserves</b>			
Share capital		67,958	67,958
Fair value reserves		(834)	(1,551)
(Accumulated losses)/Retained earnings		(30,818)	15,378
<b>Total Equity</b>		<b>36,306</b>	<b>81,785</b>
<b>Non-current Liabilities</b>			
Borrowings	24	1,140	1,246
Lease liabilities		1,578	2,990
		2,718	4,236
<b>Current Liabilities</b>			
Trade and other payables		120,783	89,218
Contract liabilities		-	333
Borrowings	24	3,587	4,069
Lease liabilities		1,267	2,695
		125,637	96,315
<b>Total Liabilities</b>		128,355	100,551
<b>TOTAL EQUITY AND LIABILITIES</b>		<b>164,661</b>	<b>182,336</b>
Net Assets Per Share Attributable to Owners of the Company (Sen)		8.63	19.44

The Condensed Consolidated Statement of Financial Position should be read in conjunction with the Annual Audited Financial Statements of the Group for the financial year ended 31 May 2023 and the accompanying explanatory notes attached to the interim financial statements.

**ECOBUILT HOLDINGS BERHAD**  
**(Registration No. 200301033338 (635759-U))**  
Condensed Consolidated Statement of Changes in Equity  
For The Period Ended 31 August 2024  
(The figures have not been audited)

	<-- Attributable to owners of the Company -->		Retained Earnings/ (Accumulated Losses) RM'000	Sub-Total RM'000	Non- Controlling Interest RM'000	Total Equity RM'000
	Non-Distributable	Distributable				
	Share Capital RM'000	Fair Value Reserve RM'000				
<b>At 1 June 2023</b>	67,958	(1,551)	15,378	81,785	-	81,785
Loss for the period	-	-	(46,196)	(46,196)	-	(46,196)
<i>Other comprehensive income:</i>						
- Fair value gain on financial assets at fair value through other comprehensive income	-	550	-	550	-	550
- Realisation of fair value reserve	-	167	-	167	-	167
Total comprehensive income/(loss) for the period	-	717	(46,196)	(45,479)	-	(45,479)
<b>At 31 August 2024</b>	<b>67,958</b>	<b>(834)</b>	<b>(30,818)</b>	<b>36,306</b>	<b>-</b>	<b>36,306</b>
<b>At 1 June 2022</b>	-	-	-	-	-	-
Profit/(Loss) for the period	-	-	-	-	-	-
Other comprehensive income/(loss)	-	-	-	-	-	-
Total comprehensive income/(loss) for the period	-	-	-	-	-	-
<b>At 31 August 2023</b>	-	-	-	-	-	-

The financial year of the Company has been changed from 31 May 2024 to 31 August 2024, and thereafter to the last day of August each year, and accordingly, there are no comparative figures to be presented.

The Condensed Consolidated Statement of Changes in Equity should be read in conjunction with the Annual Audited Financial Statements of the Group for the financial year ended 31 May 2023 and the accompanying explanatory notes attached to the interim financial statements.

**ECOBUILT HOLDINGS BERHAD**  
**(Registration No. 200301033338 (635759-U))**  
Condensed Consolidated Statement of Cash Flows  
For The Period Ended 31 August 2024  
(The figures have not been audited)

	<b>(Unaudited)</b> <b>15 months</b> <b>Ended</b> <b>31/08/24</b> <b>RM'000</b>	<b>(Unaudited)</b> <b>15 months</b> <b>Ended</b> <b>31/08/23</b> <b>RM'000</b>
<b>Cash Flows from Operating Activities</b>		
Loss before taxation	(46,037)	-
Adjustments for:		
Bad debt written-off	3,096	-
Depreciation of property, plant and equipment	5,803	-
Depreciation of right-of-use assets	19	-
Finance costs	756	-
Net expected credit loss allowance on trade and other receivables	17,079	-
Provision of Liquidated Ascertained Damanges	15,836	-
Loss on settlement of debts	337	-
(Gain)/Loss on disposal of property, plant and equipment	(1,024)	-
Interest income	(6)	-
Operating profit /(loss) before changes in working capital	(4,141)	-
Trade and other receivables	(20,902)	-
Contract assets/(liabilities)	8,528	-
Trade and other payables	15,391	-
Cash generated from used in operations	(1,124)	-
Tax refund	612	-
Tax paid	(538)	-
Net cash generated used in operating activities	(1,050)	-
<b>Cash flows from investing activities</b>		
Proceeds from disposal of other investments	2,000	-
Proceeds from disposal of property, plant and equipment	2,395	-
Purchase of property, plant and equipment	(127)	-
Interest received	6	-
Net cash generated from investing activities	4,274	-
<b>Cash flows from financing activities</b>		
Repayment of lease liabilities	(3,620)	-
Repayment of term loans	(173)	-
Interest paid	(366)	-
Net cash used in financing activities	(4,159)	-
Net decrease in cash and cash equivalents	(935)	-
Cash and cash equivalents at the beginning of the financial period	(2,044)	-
Cash and cash equivalents at the end of the financial period	(2,979)	-
<b>Cash and cash equivalents at the end of the financial period comprises:</b>		
Short-term deposits with a licensed bank	181	-
Cash and bank balances	524	-
Bank overdraft	(3,508)	-
Less: Short-term deposits with a licensed bank pledged	(2,803)	-
(176)	(176)	-
Total cash and cash equivalents	(2,979)	-

The financial year of the Company has been changed from 31 May 2024 to 31 August 2024, and thereafter to the last day of August each year, and accordingly, there are no comparative figures to be presented.

The Condensed Consolidated Statement of Cash Flow should be read in conjunction with the Annual Audited Financial Statements of the Group for the financial year ended 31 May 2023 and the accompanying explanatory notes attached to the interim financial statements.

**Part A - Explanatory Notes Pursuant to MFRS 134 - 31 August 2024**

**1. Basis of Preparation**

The condensed consolidated interim financial statements have been prepared in accordance with MFRS 134, Interim Financial Reporting and Chapter 9.22 of the Bursa Malaysia Securities Berhad ("Bursa Securities") Listing Requirements and should be read in conjunction with the Group's audited financial statements for the year ended 31 May 2023. The consolidated financial statements of the Group as at and for the year ended 31 May 2023 were prepared in accordance with Malaysian Financial Reporting Standards ("MFRS").

**2. Significant Accounting Policies**

The significant accounting policies adopted are consistent with those of the audited financial statements for the year ended 31 May 2023 except for the adoption of the following Amendments and Annual improvements to Standards:

Effective for financial periods beginning on or after 1 June 2023:

- MFRS 17, "Insurance Contracts"
- Amendments to MFRS 17, "Insurance Contracts"  
(Initial application of MFRS 17 and MFRS 9 - Comparative Information)
- Amendments to MFRS 101, "Presentation of Financial Statements"  
(Classification of Liabilities as Current or Non-current)
- Amendments to MFRS 101, "Presentation of Financial Statements"  
(Disclosure of Accounting Policies)
- Amendments to MFRS 108, "Accounting Policies, Changes in Accounting Estimates and Errors"  
(Definition of Accounting Estimates)
- Amendments to MFRS 112, "Income Taxes"  
(Deferred Tax related to Assets and Liabilities arising from a Single Transaction)

The adoption of the above pronouncements does not have any material impact on the financial statements of the Group.

As at the date of authorisation of the interim financial report, the following MFRSs, amendments to MFRSs, IC Interpretations and amendments to IC Interpretations were issued but not yet effective and have not been adopted by the Group:-

		<u>Effective dates for financial periods beginning on or after</u>
- Amendments to MFRS 16	Leases (Lease Liability in a Sale and Leaseback)	1 January 2024
- Amendments to MFRS 101	Presentation of Financial Statements (Non-current Liabilities with Covenants)	1 January 2024
- Amendments to MFRS 107 and MFRS 7	Statement of Cash Flows and Financial Instruments: Disclosures (Supplier Finance Arrangements)	1 January 2024
- Amendments to MFRS 121	The Effects of Changes in Foreign Exchange Rates (Lack of Exchangeability)	1 January 2025
- Amendments to MFRS 10 and MFRS 128	Consolidated Financial Statements and Investment in Associates and Joint Ventures (Sale or Contribution of Assets between an Investor and its Associate or Joint Venture)	Effective date yet to be determined by the Malaysian Accounting Standards Board

The Group will adopt the above pronouncements when they become effective in the respective financial periods. These pronouncements are not expected to have a material impact to the financial statements of the Group upon their initial recognition.

**3. Auditors' Report on Preceding Annual Financial Statements**

The auditors' report on the financial statements for the year ended 31 May 2023 was not subjected to any audit qualification.

**4. Segmental Information**

There was no segmental reporting as the Group is currently involved primarily in a single operating segment, namely general construction work of a related activities.

**5. Unusual Items due to their Nature, Size or Event**

There were no unusual items affecting assets, liabilities, equity, net income or cash flows of the Group for the fifteen months ended 31 August 2024.

**6. Changes in Estimates**

There were no changes in accounting estimates made that would materially affect the accounts of the Group for the fifteen months ended 31 August 2024.

**7. Seasonal or Cyclical Factors**

The interim operations of the Group were not affected by any significant seasonal or cyclical factors during the fifteen months ended 31 August 2024.

**8. Dividends Paid**

There were no dividends paid during the fifteen months ended 31 August 2024.

**9. Valuation of Property, Plant and Equipment**

Property, plant and equipment of the Group were not revalued during the fifteen months ended 31 August 2024.

**10. Debt And Equity Securities**

There were no issuance, cancellation, resale and repayment of debt and equity securities for the fifteen months ended 31 August 2024.

**11. Changes in Composition of the Group**

There were no changes to the composition of the Group for the fifteen months ended 31 August 2024.

**12. Capital Commitments**

There were no capital commitments for the purchase of any property, plant and equipment or any other expenses that were not accounted for in the financial statements as at 31 August 2024.

**13. Changes in Contingent Liabilities and Contingent Assets**

There were no contingent assets. Details of contingent liabilities of the Company are as follows:

	<b>31 Aug 2024 RM'000</b>	<b>31 May 2023 RM'000</b>
Corporate guarantees in favour of customers of its wholly owned subsidiary, Eko Bina Sdn. Bhd. for performance obligation of a project awarded to the subsidiary.	35,683	35,683
Corporate guarantee in favour of licensed banks for repayment of the following:		
- hire purchase facility granted to its wholly owned subsidiary, Eko Bina Sdn. Bhd. to part finance the purchase of machineries.	2,400	4,231
- hire purchase facility granted to its wholly owned subsidiary, Rexallent Construction Sdn. Bhd. to part finance the purchase of machineries.	-	1,214
- term loan facility granted to its wholly owned subsidiary, Eko Bina Sdn. Bhd. to finance the purchase of properties.	1,219	1,319
- bank guarantee facility to its wholly owned subsidiary, Rexallent Construction Sdn. Bhd. to finance tender bonds and performance bond.	1	1
Corporate guarantees in favour of suppliers for supply of goods of the following:		
- wholly owned subsidiary, Rexallent Construction Sdn. Bhd.	11,950	11,950
	<u>51,253</u>	<u>54,398</u>

Other than the above, there were no changes in contingent liabilities of the Group during the fifteen months ended 31 August 2024.

**14. Subsequent Material Events**

Save and except for those disclosed in material litigation section, there were no material events subsequent to the end of the current quarter up to 25 October 2024 (being the last practicable date from the date of issue of this report) that are expected to have an operational or financial impact on the Group.

**15. Significant Related Party Transactions**

There were no significant related party transactions during the fifteen months ended 31 August 2024.

**16. Fair Value of Financial Instruments**

The Group uses the following hierarchy for determining and disclosing the fair value of financial instruments by valuation technique:

Level 1: Quoted prices in active markets for identical assets or liabilities.

Level 2: Inputs other than quoted prices included within level 1 that are observable for the asset or liability, either directly or indirectly.

Level 3: Inputs for the assets or liabilities that are not based on observable market data.

The following table analyses the fair value hierarchy for financial instruments carried at fair value in the statement of financial position:

	<b>As at 31 Aug 2024 Level 1 Fair Value RM'000</b>	<b>As at 31 May 2023 Level 1 Fair Value RM'000</b>
Financial asset		
Financial assets at fair value through other comprehensive income	12,159	13,442

**17. Changes of financial year end**

The Group has changed the financial year end from 31 May to 31 August as announced on 9 May 2024. The next audited financial statements shall be for a period of fifteen (15) months from 1 June 2023 to 31 August 2024 and thereafter, the financial year shall be fall under 31 August for each subsequent year.

**Part B - Explanatory Notes Pursuant to Appendix 9B of the Listing Requirements of Bursa Malaysia Securities Berhad For the MAIN Market**

**18. Review of Performance - Comparison with Corresponding Results of Last Year Quarter**

Financial review for the current quarter and financial year to date compared with the corresponding periods last year.

The results of the Group are tabulated below:

	Individual Quarter		Cumulative YTD	
	31 Aug 2024 RM'000	31 Aug 2023 RM'000	31 Aug 2024 RM'000	31 Aug 2023 RM'000
Revenue	86,485	-	213,550	-
Gross Profit	(7,162)	-	(4,548)	-
Loss Before Taxation	(41,552)	-	(46,037)	-

For the current quarter ended 31 August 2024, the Group had recorded a loss before taxation of RM41.55 million on the back of revenue RM86.49 million. The loss before taxation in the current quarter was mainly attributable to the provision of liquidated ascertained damages recognised of RM15.84 million, bad debt written-off of RM3.10 million and a provision for expected credit loss allowance of RM14.68 million.

**19. Review of Performance - Comparison with Corresponding Results of Preceding Quarter**

	Current Quarter 31 Aug 2024 RM'000	Immediate Preceding Quarter 31 May 2024 RM'000
	Revenue	86,485
Gross Profit	(7,162)	4,113
Profit Before Taxation	(41,552)	1,643

For the current quarter ended 31 August 2024, the Group had recorded a loss before taxation of RM41.55 million on the back of revenue RM86.49 million as compared to a profit before taxation of RM1.64 million and revenue of RM32.31 million reported in the immediate preceding quarter. The loss before taxation in the current quarter is mainly attributable to the reason explained above whereas in the immediate preceding quarter recognised the progress in Riveria City and Damai Suria projects coupled with gain on disposal of an office unit at Megan Avenue II of RM0.33 million.

**20. Future Prospect**

The outlook for the construction industry in Malaysia is expected to show sign of recovery, supported by improved market sentiment. However, navigating cost pressures, regulatory challenges and global economic uncertainties will require strategic planning. The Group had secured a RM190 million contract consist of mixed development projects and is expected to complete by 8 September 2027 or within such extended date as Conditions of Contract Provides. Despite ongoing challenges, the Group remains proactive in seeking new projects and is committed to delivering quality results to preserve long-term value for shareholders.

**21. Variance of Profit Forecast**

Not applicable as the Group has not announced profit forecast in a public document.

**22. Taxation**

	Individual Quarter		Cumulative YTD	
	31 Aug 2024 RM'000	31 Aug 2023 RM'000	31 Aug 2024 RM'000	31 Aug 2023 RM'000
Current Tax:				
-Over provision in prior year	-	-	354	-
-Current year tax provision	(7)	-	(7)	-
Deferred Tax:				
-Original and reversal of temporary differences	-	-	-	-
-Over provision in prior year	(506)	-	(506)	-
	<u>(513)</u>	<u>-</u>	<u>(159)</u>	<u>-</u>

The Group's effective tax rate is higher than the statutory tax rate primarily due to utilisation of unabsorbed business losses.

**23. Status of Corporate Proposals**

There were no corporate proposals announced but not completed by the Group during the current interim period under review.



## 24. Group Borrowings and Debt Securities

The Group borrowings and debt securities as at 31 August 2024 were denominated in Ringgit Malaysia and are as follows:-

	As at 31 Aug 2024 RM'000	As at 31 May 2023 RM'000
Secured		
Current:		
- Term Loans	79	73
- Bank overdraft	3,508	3,996
	<u>3,587</u>	<u>4,069</u>
Non-Current:		
- Term Loans	1,140	1,246

## 25. Material Litigation

- (a) Chong Cheng Voon vs Safetags Solution Sdn. Bhd. ("Safetags") & Rexallent Construction Sdn. Bhd. ("Rexallent") & Dexon Electrical Engineering Sdn. Bhd. ("Dexon") & Cytrix Engineering Sdn. Bhd. ("Cytrix Engineering") (collectively referred as the "Defendants")

On 4 July 2018, Chong Cheng Voon ("CCV"), an employee of Cytrix brought an action against the Defendants claiming damages for pain and suffering, medical expenses and loss of future earnings as a result of injuries whilst engaged at work at the 3 Element project construction site of which Safetags, Rexallent, Dexon and Cytrix were the developer, main contractor, nominated sub-contractor and sub-sub contractor respectively.

In undertaking the work, Safetags and Rexallent had separately procured a Workmen Compensation Insurance Policy from MSIG and Berjaya Sampo respectively. All the four named defendants are insured person in the policy for their respective rights and interests.

The points of defense raised so far as Rexallent is concerned are as follows:

- (i) Rexallent had put in place adequate health and safety measures at the work site to the letter of the law;
- (ii) CCV who was not wearing a proper and approved safety helmet, was wholly or partly responsible for the injuries; and
- (iii) CCV is eligible to SOCSO protection and his employer, Cytrix is a contributor. As such, CCV's remedies lie solely under the Employees' Social Security Act 1969.

On 23 April 2021, a judgment sum amounting to RM299,034 together with interest and costs has been awarded against Rexallent by the Sessions Court. An appeal to the High Court was filed by Rexallent against the judgement sum by the Sessions Court both on liability and quantum in respect of CCV's claim. On 26 April 2022, the High Court dismissed the appeals against CCV with costs.

As of 31 August 2024, the Company recognised a provision on the judgment sum amounting to RM299,034 together with interest and costs that have been awarded against Rexallent. Please refer to Note 25(b) for the settlement with CCV following the Court of Appeal decision.

- (b) Safetags Solution Sdn. Bhd. ("Safetags") & Rexallent Construction Sdn. Bhd. ("Rexallent") vs Berjaya Sampo ("Berjaya") & MSIG Insurance ("MSIG")

In relation to the claims against Rexallent as disclosed in Note 27(a) to the financial statements, Rexallent has in turn brought third party proceedings against MSIG and Berjaya for breach of the Workmen's Compensation Policy that was taken out to indemnify Rexallent against claims by the workers at the site.

On 23 April 2021, the third party claims were dismissed with costs by the Sessions Court. Rexallent had filed an appeal against the dismissal of the indemnity claims against MSIG and Berjaya.

On 26 April 2022, the High Court allowed the appeal against Berjaya with costs but dismissed the appeal against MSIG with costs. Berjaya Sampo has since paid CCV the judgement sums. However, Berjaya has filed the appeal against Rexallent to the Court of Appeal. Rexallent in turn also filed an appeal to the Court of Appeal against MSIG. The Court of Appeal has fixed the hearing on 8 May 2023, which was subsequently extended to 7 December 2023 and 5 August 2024 respectively.

On 5 August 2024, the Court of Appeal allowed Berjaya's appeal against Rexallent and held that the High Court's decision dated 26 April 2022 is set aside and affirmed the Session Court's judgement dated 23 April 2021 wherein the Court of Appeal held that CCV shall refund all monies received to Berjaya. At the same time, Rexallent's appeal against MSIG was dismissed by the Court of Appeal.

Following the Court of Appeal's decision, Rexallent and CCV had agreed to a settlement on October 2024.

- (c) Notice of Adjudication Issued Under the Construction Industry Payment & Adjudication Act 2012 ("CIPAA") to Golden Wave Sdn. Bhd. ("Golden Wave")

Eko Bina Sdn. Bhd. ("Eko Bina"), a wholly-owned subsidiary of the Company had on 8 August 2023 served a Notice of Adjudication against Golden Wave on the disputes arising from the payment claim under Sections 7 and 8 of the CIPAA for the project known as the proposed mixed commercial development of Main Buildings & External Works for Retail & Serviced Apartments ("Contract").

Eko Bina is seeking the following reliefs or remedies:

- (i) The amount of RM23,161,711.46 for the certified amounts pursuant to the Interim Certificates;
- (ii) The interest on the amount of RM23,161,711.46 at the rate of as stipulated under Clause 30.17 of the PAM Contract 2016 until the date of full settlement;
- (iii) The costs of the Adjudicator's fee, AIAC administrative fees and Eko Bina's legal costs and expenses; and
- (iv) Such further order and/or relief as the Adjudicator deems fit and proper.

On 20 December 2023, Eko Bina received a copy of the Adjudication Decision dated 12 December 2023 from the Adjudicator.

**25. Material Litigation (Continued)**

- (c) Notice of Adjudication Issued Under the Construction Industry Payment & Adjudication Act 2012 ("CIPAA") to Golden Wave Sdn. Bhd. ("Golden Wave") (continued)

Following the adjudication under the CIPAA, the Adjudicator had on 12 December 2023 delivered the Adjudication Decision as

- (i) Golden Wave pays to Eko Bina the total sum of RM23,161,711.46 as payments due and owing pursuant to Interim Certificates No. 12 to 23 ("Adjudicated Sum");
- (ii) Pursuant to Section 18(1) of the CIPAA, Golden Wave bears the Costs of Adjudication in the sum of RM61,289.00 ("Costs of Adjudication");
- (iii) Golden Wave shall further pay Eko Bina's Legal Costs in the sum of RM30,000.00 ("Legal Costs");
- (iv) Golden Wave shall pay Eko Bina the Adjudicated Sum, Costs of Adjudication and Legal Costs within thirty (30) days from the date of the Adjudication Decision; and
- (v) In the event Golden Wave fails to do so, Golden Wave shall pay interest at 5% per annum on the Adjudicated Sum, Costs of Adjudication and the Legal Costs from the expiry of the thirty (30) days from the date of the Adjudication Decision until the date of full and final settlement.

On 21 December 2023, Eko Bina received a Notice to Arbitrate from Golden Wave, to refer the disputes arising from the Contract. In that regard, Golden Wave has requested that Eko Bina agree with the proposed nominated arbitrator stipulated in the Notice to Arbitrate and seeks to commence arbitration proceedings (collectively shall be referred to as the "Arbitration"). The Company and Eko Bina is seeking legal advice to determine the next course of action on the Arbitration.

The solicitors have confirmed that on 17 May 2024, the High Court in Sabah and Sarawak at Kota Kinabalu had dismissed Golden Wave's Originating Summons to set aside the CIPAA Award with costs of RM10,000 and Golden Wave's Notice of Application to stay the CIPAA Award with costs of RM10,000.00. The effect of the High Court's Ruling is that the CIPAA Award is therefore affirmed and is now due and payable.

- (d) Notice of Adjudication Issued Under the Construction Industry Payment & Adjudication Act 2012 ("CIPAA") from Strong Force (M) Sdn. Bhd. ("Claimant")

Rexallent Sdn. Bhd. ("Rexallent"), a wholly-owned subsidiary of the Company has been served with a copy of the Adjudication Decision dated 28 November 2023 from the Adjudicator on the same date, to refer the dispute arising from the payment claim between Claimant and Rexallent.

Rexallent had on 26 July 2023 received a Payment Claim dated 26 July 2023 under Section 5 of the Construction Industry Payment and Adjudication Act 2012 ("CIPAA") from the Claimant for a sum of RM1,876,225.85 for the project known as the proposed development of 3 Storeys Logistics Business Complex. In addition, the Claimant claimed RM6,274.99 of interest on the total outstanding payment due from the due date up to 31 July 2023. Rexallent had responded via a Payment Response dated 8 August 2023 under Section 6 of the CIPAA.

Following the adjudication under the CIPAA, the Adjudicator had on 28 November 2023 delivered the Adjudication Decision as follows:-

- (i) Rexallent shall pay the Claimant the Adjudicated Sum amounting to RM1,876,225.85 ("Adjudicated Amount");
- (ii) The Adjudicated Amount shall be paid to the Claimant on or before 28 December 2023;
- (iii) Pursuant to Section 25(o) of the CIPAA and Clause 26.17 of the PAM 2006 NSC Conditions, Rexallent shall pay to the Claimant interest on the Adjudicated Amount calculated at the rate of a simple interest based on the Maybank Base Lending Rate plus one (1) percent from the date of Payment Claim and continuing until the Adjudicated Amount is paid; and
- (iv) Pursuant to Section 18(1) of the CIPAA and in accordance with the principle that costs follow the event, Rexallent shall pay the cost of the adjudication proceedings as stated below:
  - Adjudication fees: RM28,607.20;
  - AIAC administrative fees: RM6,064.72;
  - Reimbursement fee: RM500.00; and
  - Party and Party Cost: RM35,000.00.

On 11 September 2024, Rexallent received a Winding Up Petition served by Strong Force. The Hearing of the Court is fixed on 10 December 2024.

- (e) Winding Up Petition served by S-Form System Formwork (M) Sdn Bhd ("S-Form System")

On 24 April 2024, Ecobuilt Holdings Berhad ("the Company") received the winding up petition served by S-Form System. The Company engaged S-Form System as subcontractor to carry out general contract work. S-Form System had made several demands against the Company including a letter of Notice of Demand from its Solicitor for a claim amounting to RM670,596.00. However, no response has been received and S-Form System has served a Petition of Winding-up against the Company with the claims as follows:-

- (i) Total amount of RM670,596;
- (ii) Interest at the rate of 5% per annum on the sum of RM670,596.00 from 22 September 2023 until the full settlement;
- (iii) Court cost of RM3,000

The Company does not expect to incur further losses arising from the Petition and the Hearing for the Winding-Up Petition is fixed on 24 July 2024. The Company has appointed legal counsel for this purpose and sought preliminary legal advice to challenge and oppose the Petition. Meanwhile, the Company had on 24 April 2024, filed an Originating Summons for Fortuna Injunction ("the Injunction") against S-Form System concerning the Winding-up Petition.

On 2 May 2024, the Company had made announcement on reason for delay in making immediate announcement. The delay in making an immediate announcement upon the receipt of the petition on 24 April 2024 was due to the need for a comprehensive internal review and thorough legal consultation. Whereas, the reasons for not responding to the petitioner's demand including the Notice of Demand issued by its Solicitor claiming sum of RM670,596.00 is that the Company has attempted several instalment proposals but refused by S-Form System. Additionally, the Company is looking into the possibilities of appealing the court case due to the defects of the Transaction Agreement on the Corporate Guarantee with S-Form System.

**25. Material Litigation (Continued)**

(e) Winding Up Petition served by S-Form System Formwork (M) Sdn Bhd ("S-Form System") (continued)

On 24 July 2024, the High Court has ordered to stay the S-Form System's winding-up petition pending the disposal of the appeal hearing in the High Court of Malaya in Kuala Lumpur under suit No. WA-12AC-4-04/2024. The hearing date for the appeal in High Court of Malaya in Kuala Lumpur is fixed on 27 September 2024.

On 20 August 2024, the Court has disallowed the prayer of the Ad Interim Stay of Winding up application and further made the following orders:-

- (i) The Ad Interim Liquidator shall not attempt to dispose of or sell the Company's assets until the full disposal of the Contributory's application to Stay the Winding up Order; and
- (ii) The Company shall give full cooperation with the Ad Interim Liquidator including access to the Company's books and records.
- (iii) The Contributory's stay of winding up order application shall be heard on 26.9.2024.

On 11 September 2024, the Court of Appeal recorded the following judgement:-

- (i) The Company to pay S-Form System a total amount of RM670,596 as a full and final settlement;
- (ii) Interest at the rate of 5% per annum on the sum of RM670,596.00 from 22 September 2023 until the full settlement;
- (iii) Court cost of RM11,200;
- (iv) All legal proceeding in respect of the action to be withdraw;
- (v) Additional cost of RM150,000 to be paid by the Company;
- (vi) Winding up order to be set aside.

(f) Writ of Summons and Statement of Claims by Malaysian Industrial Geotechnical Sdn Bhd ("MIGSB")

On 27 August 2024, Rexallent received a lawsuit from MIGSB following a no response on the demand of RM107,898.87 for good and repair services performed on 5 January 2023 to 2 April 2024. The claims are as follow:-

- (i) Total amount of RM107,898.87;
- (ii) Interest on the amount of RM107,898.87;
- (iii) Court cost.

Nevertheless, consensus of settlement has been obtained. Consequently, the litigation application was withdrawn by the plaintiff on 30 August 2024.

(g) Writ of Summons and Statement of Claims by Syarikat Logam Unitrade Sdn Bhd ("SLUSB")

On 5 September 2024, Rexallent received a lawsuit from SLUSB following a no response on the demand of RM1,756,541.81 for construction goods sold and delivered. The claims are as follow:-

- (i) Total amount of RM1,756,541.91;
- (ii) Late payment charges at 0.1% amounting to RM193,202.50;
- (iii) Court cost.

Nevertheless, consensus of settlement has been obtained. Consequently, the litigation application was withdrawn by the plaintiff on 9 September 2024.

(h) Winding Up Petition served by PLP Electrical Engineering Sdn Bhd ("PLP")

On 16 October 2024, Eko Bina received the winding up petition served by PLP. The default in payment was established by Golden Wave inability to make payment who has appointed Eko Bina as the main contractor for a specific project in which Eko Bina engaged PLP as a nominated subcontractor for the project. PLP had made demand against the payment of RM1,687,118.04 on 20 September 2024. However, Eko Bina has failed to pay the said sum and PLP served a Petition of Winding-up with the claims as follows: -

- (i) Adjudicated sum of RM1,432,81.33;
- (ii) Awarded interests of RM167,515.31; and
- (iii) Total cost of adjudication proceeding RM87,321.40

The Company does not expect to incur further losses arising from the Petition and the Suit is fixed for Case Management on 25 November 2024 via E-Review.

Other than the above, there was no pending material litigation as at 25 October 2024.

**26. Dividends Payable**

The Board of Directors does not recommend any dividend for the reporting quarter.

**27. Loss Per Share****(a) Basic loss per share**

Basic loss per share figures is calculated by dividing the consolidated loss attributable to owners of the Company by the weighted average number of ordinary shares of the Company in issue during the period.

	Individual Quarter		Cumulative YTD	
	31 Aug 2024	31 Aug 2023	31 Aug 2024	31 Aug 2023
Loss attributable to the Owners of the Company (RM'000)	(42,065)	-	(46,196)	-
Weighted average number of ordinary shares in issued	420,718,984	-	420,718,984	-
Basic loss per share (sen)	(10.00)	-	(10.98)	-

**(b) Diluted earnings per share**

There is no diluted earnings per share as the Company does not have any dilutive potential ordinary of shares during the period.

**28. Notes to the Statement of Profit or Loss and Other Comprehensive Income**

	Individual Quarter		Cumulative YTD	
	31 Aug 2024 RM'000	31 Aug 2023 RM'000	31 Aug 2024 RM'000	31 Aug 2023 RM'000
Bad debt written-off	(3,096)	-	(3,096)	-
Depreciation of property, plant and equipment	(1,020)	-	(5,803)	-
Depreciation of right-of-use assets	-	-	(19)	-
Finance costs	(129)	-	(756)	-
Provision of Liquidated Ascertained Damages ("LAD")	(15,836)	-	(15,836)	-
Gain on disposal of property, plant and equipment	73	-	1,024	-
Net expected credit loss allowance on trade and other receivables	(14,684)	-	(17,079)	-
Interest income	5	-	6	-
Loss on settlement of debts	(337)	-	(337)	-

**29. Authorisation for Issue**

The interim financial statements were authorised for issue by the Board of Directors in accordance with a resolution of the directors on 30 October 2024.