



**Notes to the Interim financial report for the Third Quarter ended 31 December 2013**

**A. NOTES PURSUANT TO THE MALAYSIAN FINANCIAL REPORTING STANDARD 134 (MFRS 134): INTERIM FINANCIAL REPORTING**

**A1. Basis of Preparation**

The interim financial report is unaudited and has been prepared in accordance with requirement of Malaysian Financial Reporting Standard 134 (MFRS 134): Interim Financial Reporting issued by the Malaysian Accounting Standards Board (“MASB”), International Accounting Standard (“IAS”) 34: Interim Financial Reporting issued by the International Accounting Standards Board (“IASB”) and paragraph 9.22 (Appendix 9B part A) of the Main Market Listing Requirements (“Listing Requirements”) of the Bursa Malaysia Securities Berhad (“Bursa Securities”).

The significant accounting policies and methods of computation adopted in the preparation of this interim financial report are consistent with those adopted in the audited financial statements of the Group for the financial year ended 31 March 2013 except for the adoption of the following new Malaysian Financial Reporting Standards (“MFRS”) and IC Interpretations (“IC Int.”):

**MFRSs/IC Interpretations**

MFRS 10	Consolidated Financial Statements
MFRS 11	Joint Arrangements
MFRS 12	Disclosure of Interest in Other Entities
MFRS 13	Fair Value Measurement
MFRS 119	Employee Benefits
MFRS 127	Separate Financial Statements
MFRS 128	Investments in Associates and Joint Ventures
Amendments to MFRS 1	First-time Adoption of Malaysian Financial Reporting Standards (Amendments relating to government loans)
Amendments to MFRS 1	First-time Adoption of Malaysian Financial Reporting Standards (Amendments relating to Repeated application of MFRS 1 and borrowing costs)
Amendments to MFRS 7	Financial Instruments: Disclosures (Amendments relating to Disclosures – Offsetting Financial Assets and Financial Liabilities)
Amendments to MFRS 10	Consolidated Financial Statements (Amendments relating to Transitioning Guidance)
Amendments to MFRS 11	Joint Arrangements (Amendments relating to Transitioning Guidance)
Amendments to MFRS 12	Disclosure of Interest in Other Entities (Amendments relating to Transitioning Guidance)
Amendments to MFRS 101	Presentation of Financial Statements (Amendments relating to Presentation of Items of Other Comprehensive Income)
Amendments to MFRS 101	Presentation of Financial Statements (Amendments relating to Clarifying the requirements for comparative information)
Amendments to MFRS 116	Property, Plant and Equipment (Amendments relating to Classification of servicing equipment)
Amendments to MFRS 119	Employee Benefits (IAS 19 as amended by IASB in June 2011)



Amendments to MFRS 127	Separate Financial Statements (IAS 27 as amended by IASB in May 2011)
Amendments to MFRS 128	Investments in Associates and Joint Ventures (IAS 28 as amended by IASB in May 2011)
Amendments to MFRS 132	Financial Instruments: Presentation (Amendments relating to Tax effects of Distribution to Holders of Equity Instruments)
Amendments to MFRS 134	Interim Financial Reporting (Amendments relating to Interim Financial Reporting and Segment Information for Total Assets and Liabilities)
IC Int. 20	Stripping Costs in the Production Phase of a Surface Mine
Amendments to IC Int. 2	Members' Shares in Co-operative Entities & Similar Instruments

The Group has not applied in advance the following MFRSs, Amendments to MFRSs and IC Interpretations that have been issued by MASB but not yet effective for the current financial year:

		<u>Effective Date</u>
MFRS 9	Financial Instruments (Amendments relating to IFRS 9 issued by IASB in November 2009 and October 2010)	1 January 2015
Amendments to MFRS 10	Consolidated Financial Statements (Amendments relating to MFRS 10, MFRS 12 and MFRS 127)	1 January 2014
Amendments to MFRS 12	Disclosure of Interests in Other Entities (Amendments relating to MFRS 10, MFRS 12 and MFRS 127)	1 January 2014
Amendments to MFRS 127	Separate Financial Statements (Amendments relating to MFRS 10, MFRS 12 and MFRS 127)	1 January 2014
Amendments to MFRS 132	Financial Instruments: Presentation (Amendments relating to Offsetting Financial Assets and Financial Liabilities)	1 January 2014
Amendments to MFRS 136	Impairment of Assets (Amendments relating to Recoverable Amount Disclosures for Non-Financial Assets)	1 January 2014
Amendments to MFRS 139	Financial Instruments: Recognition and Measurement (Amendments relating to Novation of Derivatives and Continuation of Hedge Accounting)	1 January 2014

The Directors anticipate that the adoption of the abovementioned standards and interpretations, when they become effective, are not expected to have material impact on the financial statements of the Group in the period of initial application.

The interim financial report should be read in conjunction with the audited financial statements of the Group for the financial year ended 31 March 2013 and the accompanying explanatory notes attached to this interim financial report.

## **A2. Auditors' Report**

The auditors' report for the immediate preceding annual financial statements of the Group for the financial year ended 31 March 2013 is not subject to any qualification.



**A3. Seasonal and Cyclical Factors**

The principal business operations of the Group were not affected by any seasonal and cyclical factors.

**A4. Items of Unusual Nature and Amount**

There were no items affecting the assets, liabilities, equity, net income or cash flow of the Group that are unusual because of their nature, size or incidence for the current quarter and financial year-to-date.

**A5. Changes in Estimates**

There were no changes in the estimates of amounts reported in the prior interim period of the current financial year or changes in the estimates of amounts reported in the prior financial years that have a material effect in the current quarter or financial year-to-date.

**A6. Issues, Repurchases and Repayments of Debt and Equity Securities**

- (a) During the current quarter ended 31 December 2013, a total of 2,613,900 new ordinary shares of RM0.50 each were allotted and issued pursuant to the Company's Executive Share Option Scheme.
- (b) For the financial year-to-date ended 31 December 2013, a total of 4,590,700 new ordinary shares of RM0.50 each were allotted and issued pursuant to the Company's Executive Share Option Scheme.
- (c) During the current quarter ended 31 December 2013, a total of 244,060 new ordinary shares of RM0.50 each were allotted and issued pursuant to the Company's Warrants
- (d) For the financial year-to-date ended 31 December 2013, a total of 7,741,400 new ordinary shares of RM0.50 each were allotted and issued pursuant to the Company's Warrants.

Other than the above, there were no issuance and repayments of debt and equity securities, share buy-backs, share cancellations and shares held as treasury shares for the current quarter and financial year-to-date.

**A7. Dividend Paid**

Dividends paid by the Company during the financial year were as follows:

- (a) Third interim single tier exempt dividend of 3.5 sen per share amounting to RM25,689,300.00 in respect of the financial year ended 31 March 2013, declared on 7 May 2013 and paid on 20 June 2013.
- (b) Final single tier exempt dividend of 4 sen per share amounting to RM29,697,101.60 in respect of the financial year ended 31 March 2013, proposed on 9 July 2013 and approved on 27 August 2013 and paid on 19 September 2013.
- (c) First interim single tier exempt dividend of 3.5 sen per share amounting to RM26,072,704.00 in respect of the financial year ended 31 March 2014, declared on 12 November 2013 and paid on 19 December 2013.



**A8. Segment Information**

The Group's business mainly comprises the manufacturing and sale of latex gloves and its manufacturing activities are operated solely in Malaysia. On this basis, the Group Managing Director reviews the operating results of the Group as a whole. Accordingly, no reportable operating segment is presented.

**A9. Valuation of property, plant and equipment**

The valuations of property plant and equipment have been brought forward without amendment from the previous annual financial statements.

**A10. Capital Commitments**

Capital commitment in respect of Property, Plant and Equipment as at end of the current quarter and financial year-to-date are as follows:-

	31 December 2013
	RM'000
Approved and contracted for	93,367
Approved but not contracted for	2,058,598
Total	<u>2,151,965</u>

**A11. Material Events Subsequent to the End of Period Reported**

There were no material events subsequent to 31 December 2013 up to latest practicable date 6 February 2014 that have not been reflected in the financial statements for the current quarter and financial year-to-date.

**A12. Changes in the Composition of the Group**

There were no changes in the composition of the Group in the current quarter and financial year-to-date.

**A13. Contingent liabilities and Contingent Assets**

There were no contingent liabilities or contingent assets that had arisen since the last annual statement of financial position date except as disclosed in the material litigation under Section B11.



**B. ADDITIONAL INFORMATION REQUIRED BY BURSA MALAYSIA'S LISTING REQUIREMENTS**

**B1. Review of Performance of the Company and its Subsidiaries**

	3rd Quarter Ended 31 Dec 2013	3rd Quarter Ended 31 Dec 2012	Variance		Year-To- Date 31 Dec 2013	Year-To- Date 31 Dec 2012	Variance	
	RM'000	RM'000	RM'000	%	RM'000	RM'000	RM'000	%
Revenue	267,820	259,565	8,255	3.2	826,787	762,262	64,525	8.5
Profit before tax	74,673	78,368	(3,695)	(4.7)	238,890	224,564	14,326	6.4

The Group's performance for the quarter under review and year-to-date versus the corresponding quarter and year-to-date of the previous financial year is as follows:

- (a) For the 3<sup>rd</sup> quarter year-on-year basis, the Group's revenue increased by 3.2% but profit before tax decreased by 4.7%. The increase in revenue is in line with the Group's continuous expansion in production capacity and increase in demand.
- (b) The operating profit margin reduced from 29.3% to 26.2% due to reduction in average selling price and also higher staff cost partly due to recruitment for NGC project.

The Group's performance for the year-to-date versus the corresponding year-to-date of the previous financial year is as follows:

- (a) The Group's sales revenue increased by 8.5%. The increase in revenue is in line with the Group's continuous expansion in production capacity and increase in demand.
- (b) The operating profit margin increased from 29.0% to 29.4% for the current year-to-date compared with the corresponding year-to-date of the preceding year. This is due to easing in raw material prices of nitrile and natural latex but also offset by more competitive sales pricing. The improved operation efficiency of the new production lines also contributes to the increase in operating profit margin.

**B2. Material Changes in the Quarterly Results Compared to the Results of the Preceding Quarter**

	Current Quarter ended 31 Dec 2013	Preceding Quarter ended 30 Sep 2013	Variance	
	RM'000	RM'000	RM'000	%
Revenue	267,820	280,953	(13,133)	(4.7)
Profit before tax	74,673	82,300	(7,627)	(9.3)



In the current quarter, the Group's revenue was 4.7% lower and the profit before tax was 9.3% lower when compared to the preceding quarter.

The operating profit margin reduced from 31.0% to 26.2% for the current quarter compared with the preceding quarter basically due to increase in raw material prices of nitrile and lower average selling prices with similar sales volume.

### **B3. Commentary on Prospects and Targets**

The global demand for nitrile rubber gloves continued to grow at a high rate of over 20% due mainly to switching momentum from latex to nitrile rubber gloves. This has spurred an increase of nitrile capacity by the industry which we are confident would be more than matched by strong nitrile glove demand. Furthermore, we do not expect price war as claimed by certain quarters as global demand growth continues to outstrip growth in industry capacity. However, average selling price will be lower from declining raw material price and more competitors with more competitive sales pricing.

We have embarked on a new stage of progress with our Next Generation Integrated Glove Manufacturing Complex (NGC). Hartalega NGC Sdn Bhd, a wholly-owned subsidiary of the Company, has completed the acquisition of land for the NGC project. The major portion of this land will be used to build six high capacity manufacturing plants that will house 72 production lines. Hartalega targets to add another 28.5 billion pieces aggregating to total installed capacity of over 42 billion pieces per year upon completion of the NGC project. The total budgeted project cost including land cost about RM2.26 billion and is targeted to complete up to 8 years. The Group will finance the NGC project via a combination of internal funds, conversion of portion of its warrants and bank borrowings. We have started the construction of plant 1 and 2 and supporting facilities in the 4th quarter of calendar year 2013 and we target to commission some of the production lines in the 4th quarter of calendar year 2014 and other production lines will come on stream progressively.

In view of current and anticipated bullish market conditions, we are making strenuous efforts to put in place the foundation for long term sustainable growth. On this note, we have already made concerted effort in improving our human resource in areas of training and development and man power numbers and have adjusted our salary structure in line with the minimum wage ruling effective January 2013.

We view that the concerted long term planning and efforts should bear fruit due to productivity gains and benefits of economies of scale derived from building capacity and leveraging on in-house technological competencies to mitigate the potential margin compression arising from greater competition. On the back of strong demand for nitrile gloves, we continue to sustain growth for both our top line and bottom line.

The Board of Directors is optimistic that the Group will achieve the internal target growth for both sales revenue and net profit for the financial year ending 31 March 2014.

### **B4. Variance of Profit Forecast/Profit Guarantee**

Not applicable as no profit forecast/profit guarantee was issued.



**B5. Profit For The Period**

Profit for the period is arrived at after charging/(crediting):

	3rd Quarter Ended 31 Dec 2013	3rd Quarter Ended 31 Dec 2012	Year-To- Date 31 Dec 2013	Year-To- Date 31 Dec 2012
	RM'000	RM'000	RM'000	RM'000
Interest income	(334)	(228)	(846)	(628)
Other income including investment income	(1,472)	(1,094)	(4,889)	(3,277)
Interest expense	52	207	272	742
Depreciation and amortisation	11,513	7,909	33,319	22,543
Foreign exchange (gain)/loss-realised	5,529	(1,184)	8,452	358
Foreign exchange (gain)/loss-unrealised	(1,435)	(528)	(1,417)	624
Fair value (gain)/loss on derivatives	(6,931)	474	2,821	(1,364)

**B6. Taxation**

	Current quarter RM'000	Current year-to- date RM'000
Current tax expense	16,564	51,363
Deferred tax expense	1,549	4,626
Over provision in prior years	(1,429)	(1,429)
	<u>16,684</u>	<u>54,560</u>

The effective tax rate of the Group is lower than the statutory tax rate for the current quarter and financial year-to-date is mainly due to the availability of allowance for increase in export.

**B7. Status of Corporate Proposal**

As at the latest practicable date, 6 February 2014, there was no corporate proposal announced and not completed in the current quarter and financial year-to-date.



## B8. Group Borrowings and Debt Securities

Total Group borrowings as at 31 December 2013 are as follows:

	Secured RM'000	Unsecured RM'000	Total RM'000
<u>Short term borrowings</u>			
Term Loans (USD denominated)	2,668	-	2,668
Term Loans (RM denominated)	126	-	126
Finance Lease (USD denominated)	24	-	24
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	2,818	-	2,818
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<u>Long term borrowings</u>			
Term Loans (USD denominated)	2,224	-	2,224
Term Loans (RM denominated)	453	-	453
Finance Lease (USD denominated)	84	-	84
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	2,761	-	2,761
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## B9. Financial Derivative Instruments

As at 31 December 2013, the outstanding foreign currency forward contracts are as follows:

Type of Derivatives	Contract/Notional Value (RM'000)	Fair Value (RM'000)
Foreign Exchange Contracts		
Less than 1 year		
-USD denominated	215,932	212,237
-AUD denominated	2,709	2,715

The Group enters into foreign currency forward contracts to hedge its estimated net exposure to movements in exchange rates arising mainly from sales and purchases.

As foreign currencies contracts are hedged with creditworthy financial institutions in line with the Group's policy, the Group does not foresee any significant credit risks.

There are also no cash requirement risks as the Group only uses forward foreign currencies contracts as its hedging instruments.

The fair value derivative liabilities amounting to RM3,689,000 has been recognised in the financial statements.





**B10. Realised and Unrealised Profits/Losses Disclosure**

	As at 31/12/2013 RM'000	As at 31/03/2013 RM'000
Total retained profits of Hartalega Holdings Berhad and its subsidiaries:		
- Realised	640,978	533,523
- Unrealised	(56,047)	(50,877)
	<hr/> 584,931	<hr/> 482,646
Less: Consolidation adjustments	(98,151)	(98,468)
	<hr/> 486,780	<hr/> 384,178
Total group retained profits as per consolidated accounts	<hr/> 486,780	<hr/> 384,178

**B11. Material Litigation**

As at the latest practicable date, 6 February 2014, there are no material litigations against the Group or taken by the Group saved as disclosed below:

- (a) Sentinel Engineering (M) Sdn. Bhd. and Hartalega Sdn. Bhd., wholly-owned subsidiaries of the Company (the "Plaintiffs") vs Ecotherm (TFT) Sdn. Bhd. and Ecotherm Sdn. Bhd. (the "Defendants") (Kuala Lumpur High Court Writ and Statement of Claim)

The Plaintiffs have commenced legal proceedings against the Defendants by filing a Writ and Statement of Claim on 6 August 2010 at the High Court of Malaya at Kuala Lumpur (the "High Court").

The Plaintiffs are seeking, amongst others, the following reliefs against the Defendants:

- (i) a declaration pursuant to Sections 56 and 57 of the Patents Act 1983 that Claims 1 to 14 of Malaysia Patent No. MY 121188-A (188 Patent) are invalid and null and void in Malaysia;
- (ii) a declaration that the amendments to the application for the 188 Patent are unlawful and ultra vires the Patents Act 1983, further contravene the Patents Regulations 1986 and render the 188 Patent invalid, null and void;
- (iii) a declaration pursuant to Section 62 of the Patent Act 1983 that the making, importing, offering for sale, selling or using of the Sentinel/Hartalega System does not constitute an infringement of any of the claims on the 188 Patent; and
- (iv) damages and costs.

The Defendants counterclaimed, amongst others, for the following reliefs:

- (i) a declaration pursuant to Sections 56 and 57 of the Patents Act 1983 that Claims 1 to 7 of Malaysia Patent No. MY 140770-A (770 Patent) are invalid and null and void in Malaysia;
- (ii) a declaration that the first and/or the second Defendant, as the case may be, is the patentee of the 188 Patent, the said 188 Patent is validly subsisting and has been infringed by the Plaintiffs jointly and severally;



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- (iii) an injunction to restrain the Plaintiffs from dealing with the Sentinel/Hartalega System which is the subject matter of the 770 Patent or any other systems that infringe the 188 Patent in whatsoever manner; and
- (iv) damages and costs.

The High Court has delivered its judgment on 25 August 2011 whereby it is adjudged that:-

- (i) Patent No. MY 140770-A (770 Patent) entitled “The Arrangement and Method of Assembling Former Holders” is valid;
- (ii) Patent No. MY 121188-A (188 Patent) entitled “Conveyor System for Use in Dipping Process” is valid;
- (iii) the Plaintiffs’ double former conveyor system does not infringe the Defendants’ 188 Patent.

The Defendants have filed a notice of appeal to the Court of Appeal against part of the decision of the High Court relating to the issue of infringement of the 188 Patent and the validity of the 770 Patent, and the Plaintiffs have filed a Notice of Cross Appeal against part of the decision of the High Court relating to the validity of the 188 Patent.

The Defendants and the Plaintiffs have since reached a settlement and have withdrawn their appeal and cross-appeal respectively with no order as to costs on 12 September 2013.

- (b) Mr. Seow Hoon Hin (the “Plaintiff”), a shareholder of the Company and a former shareholder of Hartalega Sdn. Bhd. (“HSB”) vs Hartalega Holdings Berhad (“the Company” or “1<sup>st</sup> Defendant”), HSB (“2<sup>nd</sup> Defendant”) and three (3) individuals (3<sup>rd</sup>, 4<sup>th</sup> and 5<sup>th</sup> defendant”) (collectively “the Defendants”) (Kuala Lumpur High Court Writ and Statement of Claim).

The Plaintiff has instituted legal proceedings against the Defendants by filing a Writ of Summons and a Statement of Claim in the High Court of Malaya at Kuala Lumpur (the “Action”). The Writ of Summons and Statement of Claim were served on the Company on 24 March 2011.

The Plaintiff claims against the Defendants for the following:

- (i) he had delivered to the 3<sup>rd</sup> Defendant, acting on behalf of the 2<sup>nd</sup> Defendant substantial part of another two (2) assembly lines for the manufacture of gloves for storage at the 2<sup>nd</sup> Defendant’s factory to which he purportedly intended to be reimbursed for. The Plaintiff contends that the 3<sup>rd</sup> Defendant (whom the Plaintiff contends is the controlling mind and person behind the 2<sup>nd</sup> Defendant) has represented to him that the said parts would be kept in the possession of the 2<sup>nd</sup> Defendant as a trustee for the Plaintiff;
- (ii) the Plaintiff contends that the 2<sup>nd</sup> Defendant had in flagrant breach of trust utilised the said parts to assemble another 2 assembly lines for the manufacture of latex gloves and that the 2<sup>nd</sup> Defendant had in breach of trust converted the same for its use and acquired proceeds and/or profits from the assembly of the said parts and as a consequence thereof has purportedly been unjustly enriched;



- (iii) the Plaintiff further claims that there was a conspiracy to injure the Plaintiff by the 3<sup>rd</sup>, 4<sup>th</sup> and 5<sup>th</sup> Defendant culminating in the share allotment on 4 April 2005. The Plaintiff states that 3<sup>rd</sup>, 4<sup>th</sup> and 5<sup>th</sup> Defendant had agreed to use the said allotment of shares for the predominant purpose of injuring the Plaintiff and that the said allotment was done pursuant to a purported agreement between the 3<sup>rd</sup>, 4<sup>th</sup> and 5<sup>th</sup> Defendants to injure the Plaintiff resulting in damage and loss to him;
- (iv) that the 2<sup>nd</sup> Defendant is a trustee for the unpaid dividends amounting to RM488,765.25 due and owing to the Plaintiff; and
- (v) that the Company is guilty of negligent misstatement or alternatively in breach of statutory duty pursuant to Section 357 of the Capital Markets and Services Act, 2007 (“CMSA”) read together with, inter alia, Section 214 of the CMSA and/or tort of breach of statutory duty pursuant to Section 177 and/or Section 179 of the CMSA.

The Plaintiff claims against the Company for the following:

- (i) damages for negligent misstatement or alternatively of breach of statutory duty pursuant to Section 357 of the CMSA read together with, inter alia, Section 214 of the CMSA and/or tort of breach of statutory duty pursuant to Section 177 and/or Section 179 of the CMSA;
- (ii) interest on the said damages at the rate of 8% per annum or any other rate deemed appropriate from 7 April 2008 or such other date deemed appropriate until full satisfaction thereof;
- (iii) such further or other relief the Court deems fit; and
- (iv) costs.

The High Court had, on 26 August 2011, dismissed the Plaintiff’s application to disqualify Messrs. Cheah Teh & Su from acting for the defendants. Subsequently, the Plaintiff appealed against the High Court’s decision but was dismissed by the Court of Appeal. The Plaintiff had since the last case management filed an amendment and a discovery application against defendants. The High Court had allowed the amendment application with no objections from all the defendants on 16 May 2012. The Plaintiff then filed their Amended Statement of Claim on 25 May 2012 and the Group had correspondingly filed the 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> Defendants’ Re-Amended Defence on 29 June 2012. The 1<sup>st</sup> to 3<sup>rd</sup> Defendants then had on 2 August 2012 and 29 August 2012 filed two applications to strike out the Plaintiff’s claim on the dividends and the conspiracy to injure.

With regards to the Plaintiff’s discovery application and the 1<sup>st</sup> to 3<sup>rd</sup> Defendants’ striking out applications, all the applications have been dismissed by the High Court and parties have filed an appeal to the Court of Appeal where the hearing of the appeal have been adjourned to 3 September 2013. The matter has since gone for trial on 5, 6, 7 December 2012, 29, 30 January 2013, 1 and 2 April 2013 where the trial has been concluded and the court has now fixed the matter again for oral submissions on 20 February 2014 and 21 February 2014.

The Plaintiff had also issued a subpoena duces tecum to Mr. Wong Maw Chuan, the 2<sup>nd</sup> Defendant’s Company Secretary. The said subpoena had since been set aside and the Plaintiff has also filed an appeal towards the setting aside of the subpoena. The hearing of the appeal will be heard together with all the above mentioned appeals on 3 September 2013 where all the appeals were dismissed by the Court of Appeal.



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The directors of the Company, in consultation with the solicitor, are of the opinion that the Group has a valid defence against the Plaintiff's claim. Accordingly, the Group has not made any provision on the financial statements.

- (c) Sentinel Engineering (M) Sdn. Bhd. and Hartalega Sdn. Bhd., wholly owned subsidiaries of the Company ("the Plaintiffs") vs Kendek Products Sdn. Bhd., Tuck Hua Engineering Sdn. Bhd., Top Glove Sdn. Bhd., TG Medical Sdn. Bhd., Flexitech Sdn. Bhd., Latexx Manufacturing Sdn. Bhd., Green Prospect Sdn. Bhd. and YTY Industry Sdn. Bhd. ("the Defendants") (Kuala Lumpur High Court Civil Suit No. 22IP-3-01/2013)

The Plaintiffs have commenced legal proceedings against the Defendants for the infringement of Malaysian Patent No. MY 140770-A entitled "The Arrangement and Method of Assembling Former Holders" ("770 Patent") by filing a civil suit on 16 January 2013 at the High Court.

The Plaintiffs have in their Amended Statement of Claim claimed for, *inter alia*, the following reliefs against the Defendants in the aforesaid suit:-

- (i) a declaration that the 770 Patent has been infringed by the Defendants;
- (ii) an Injunction to restrain the Defendants from infringing the 770 Patent;
- (iii) an order for destruction by the Defendants of all articles in their possession, power, custody and control that are infringing the 770 Patent by the Defendants;
- (iv) an order for disclosure against the Defendants;
- (v) a declaration pursuant to Sections 56 and 57 of the Patents Act 1983 that Claims 1 to 4 of Tuck Hua's Malaysian Patent No. MY-136022-A entitled "Flexible double arm holder for glove formers" are invalid and null and void; and
- (vi) damages and costs.

The Defendants have counterclaimed, amongst others, for the following reliefs:

- (i) a declaration pursuant to Sections 56 and 57 of the Patents Act 1983 that the 770 Patent is invalid;
- (ii) an order that the 770 Patent be invalidated or revoked;
- (iii) a declaration that there is no infringement of the 770 Patent by the Defendants;
- (iv) an injunction to restrain the Plaintiffs jointly and severally from threatening by letters, circulars, advertisements or orally or otherwise the Defendants or any persons or companies with any legal proceedings in respect of any alleged infringement of the 770 Patent; and
- (v) costs.

In addition, Tuck Hua has also counterclaimed, in addition to the above reliefs, for the following:

- (i) a declaration that Tuck Hua is the lawful patentee of Malaysian Patent No. MY 136022-A ("022 Patent"), that the 022 Patent is valid and subsisting, and that the 022 Patent has been infringed by the Plaintiffs jointly and/or severally;
- (ii) an injunction to restrain the Plaintiffs from infringing and/or causing, enabling or assisting others to infringe the 022 Patent; and
- (iii) an inquiry as to damages or at Tuck Hua's option, an account of profits in respect of the Plaintiffs' alleged acts of infringement.

The matter is now fixed for trial on the 16<sup>th</sup> to the 20<sup>th</sup> of June 2014.



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No provision has been made in the financial statements of the Group as the solicitor is of the view that the case is still at its preliminary stage and it is not practical to assess its possible outcome.

### B12. Dividend

The board has declared a second interim dividend of 3.5 sen per share single tier in respect of the financial year ending 31 March 2014 and payable on 27 March 2014. The entitlement date has been fixed on 6 March 2014.

A depositor shall qualify for the entitlement only in respect of:

- (a) Shares transferred to the Depositor's Securities Account before 4.00 p.m. on 6 March 2014 in respect of ordinary transfers.
- (b) Shares bought on Bursa Malaysia Securities Berhad ("BMSB") on a cum entitlement basis according to the rules of BMSB.

### B13. Earnings per Share

<b>Basic Earnings Per Share</b>	Current Quarter Ended 31/12/2013	Corresponding Quarter Ended 31/12/2012	Current Year-To- Date 31/12/2013	Corresponding Year-To-Date 31/12/2012
Profit attributable to owners of the parent (RM'000)	57,876	60,529	184,061	172,429
Number of shares in issue as at beginning of the year ('000)	733,308	730,017	733,308	730,017
Effect of exercise of ESOS ('000)	2,631	1,148	2,631	1,148
Effect of exercise of Warrants ('000)	5,492	-	5,492	-
Weighted average number of ordinary shares in issue ('000)	741,431	731,165	741,431	731,165
Basic earnings per share (sen)	7.81	8.28	24.83	23.58



<b>Diluted Earnings Per Share</b>	Current Quarter Ended 31/12/2013	Corresponding Quarter Ended 31/12/2012	Current Year-To- Date 31/12/2013	Corresponding Year-To-Date 31/12/2012
Profit attributable to owners of the parent (RM'000)	57,876	60,529	184,061	172,429
Weighted average number of ordinary shares in issue ('000)	741,431	731,165	741,431	731,165
Effect of dilution : share options ('000)	4,361	4,385	4,361	4,385
Effect of dilution : warrants ('000)	21,525	5,028	21,525	5,028
Adjusted weighted average number of ordinary shares in issue and issuable('000)	767,317	740,578	767,317	740,578
Diluted earnings per share (sen)	7.54	8.17	23.99	23.28