

UNAUDITED CONDENSED CONSOLIDATED STATEMENT OF PROFIT OR LOSS AND OTHER COMPREHENSIVE INCOME FOR THE QUARTER ENDED 30 SEPTEMBER 2022

	--- Individual Quarter ---		--- Cumulative Quarter ---	
	Unaudited Current year quarter 3 Months 30.09.2022 RM'000	Unaudited Preceding year quarter 3 Months 30.09.2021 RM'000	Unaudited Current year to date 3 Months 30.09.2022 RM'000	Unaudited Preceding Year to date 3 Months 30.09.2021 RM'000
Revenue	35,101	17,542	35,101	17,542
Cost of sales	<u>(30,089)</u>	<u>(15,883)</u>	<u>(30,089)</u>	<u>(15,883)</u>
Gross Profit	5,012	1,659	5,012	1,659
Other income	6,027	101,857	6,027	101,857
Administrative and other expenses	(4,860)	(6,346)	(4,860)	(6,346)
Finance costs	<u>(618)</u>	<u>(578)</u>	<u>(618)</u>	<u>(578)</u>
Profit before taxation	5,561	96,592	5,561	96,592
Taxation	<u>(36)</u>	<u>(3,607)</u>	<u>(36)</u>	<u>(3,607)</u>
Profit after taxation	5,525	92,985	5,525	92,985
Other comprehensive Income:				
Foreign currency translation differences	<u>(5,194)</u>	<u>(1,641)</u>	<u>(5,194)</u>	<u>(1,641)</u>
Total comprehensive income	<u>331</u>	<u>91,344</u>	<u>331</u>	<u>91,344</u>
Profit after tax attributable to:				
- Owners of the Company	5,524	92,985	5,524	92,985
- Non-controlling interests	-	-	-	-
	<u>5,524</u>	<u>92,985</u>	<u>5,524</u>	<u>92,985</u>
Total comprehensive income attributable to:				
- Owners of the Company	338	91,346	338	91,346
- Non-controlling interests	<u>(7)</u>	<u>(2)</u>	<u>(7)</u>	<u>(2)</u>
	<u>331</u>	<u>91,344</u>	<u>331</u>	<u>91,344</u>
Basic weighted average no. of ordinary shares ('000)				
Earnings per share (sen):				
- Basic	0.55	11.13	0.55	11.13
- Diluted	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>

The Unaudited Condensed Consolidated Statement of Profit or Loss and Other Comprehensive Income should be read in conjunction with the Audited Financial Statements for the financial year ended 30 June 2022 ("FYE 2022") and the accompanying explanatory notes attached to these interim financial statements.

BARAKAH OFFSHORE PETROLEUM BERHAD
(980542-H)

**UNAUDITED CONDENSED CONSOLIDATED STATEMENT OF FINANCIAL POSITION AS AT
30 SEPTEMBER 2022**

	Unaudited As at 30.09.2022 RM'000	Audited As at 30.06.2022 RM'000
ASSETS		
NON CURRENT ASSET		
Property, plant and equipment	4,880	4,965
Right-of-use assets	<u>3,748</u>	<u>3,758</u>
	<u>8,628</u>	<u>8,723</u>
CURRENT ASSETS		
Trade receivables	23,022	34,030
Contract assets	21,216	24,066
Other receivables	2,443	4,884
Tax recoverable	6,883	7,813
Fixed deposits with licensed banks	12,989	12,954
Short-term investment	25,276	23,640
Cash and bank balances	<u>21,586</u>	<u>8,806</u>
	113,415	116,193
Non-current asset held for sale	<u>60,502</u>	<u>57,551</u>
	<u>173,917</u>	<u>173,744</u>
TOTAL ASSETS	<u>182,545</u>	<u>182,467</u>
EQUITY AND LIABILITIES		
EQUITY		
Share capital	241,561	241,561
Merger deficit	(71,909)	(71,909)
Foreign exchange translation reserves	(7,163)	(1,976)
Retained earnings/(Accumulated losses)	<u>(166,834)</u>	<u>(172,360)</u>
Equity attributable to owners of the Company	(4,345)	(4,684)
Non-controlling interest	<u>(152)</u>	<u>(145)</u>
TOTAL EQUITY	<u>(4,497)</u>	<u>(4,829)</u>
NON-CURRENT LIABILITIES		
Lease Liabilities	1,446	2,099
Deferred tax liabilities	2,099	1,446
Borrowings	<u>50,974</u>	<u>48,488</u>
	<u>54,519</u>	<u>52,033</u>
CURRENT LIABILITIES		
Trade Payables	114,886	114,089
Other Payables	2,341	6,215
Contract Liabilities	9,185	7,163
Borrowings	425	404
Lease Liabilities	1,332	1,811
Tax Payable	<u>4,354</u>	<u>5,581</u>
	<u>132,523</u>	<u>135,263</u>
TOTAL LIABILITIES	<u>187,042</u>	<u>187,296</u>
TOTAL EQUITY AND LIABILITIES	<u>182,545</u>	<u>182,467</u>
Net asset per share (sen)	<u>(0.43)</u>	<u>(0.47)</u>

The Unaudited Condensed Consolidated Statement of Financial Position should be read in conjunction with the Audited Financial Statements for the FYE 2022 and the accompanying explanatory notes attached to these interim financial statements.

UNAUDITED CONDENSED CONSOLIDATED STATEMENT OF CASH FLOWS FOR THE QUARTER ENDED 30 SEPTEMBER 2022

	Unaudited Current year to date 3 Months 30.09.2022 RM'000	Unaudited Preceding Year to date 3 Months 30.09.2021 RM'000
CASH FLOWS FROM OPERATING ACTIVITIES		
Profit before taxation	5,561	93,990
Adjustments for:-		
Depreciation of property, plant and equipment	294	4,242
Depreciation of right-of-use assets	10	-
Finance cost	618	578
Interest income	(177)	(211)
Unrealised loss/(gain) on foreign exchange	(6,702)	(2,429)
Waiver of intercompany balances	-	(19,692)
Waiver of debt settlement	-	(97,918)
Operating (loss)/profit before changes in working capital	<u>(396)</u>	<u>(21,440)</u>
Changes in working capital :		
Trade and other receivables	13,456	(3,084)
Contract assets	4,872	(766)
Trade and other payables	(3,110)	(7,109)
CASH GENERATED FROM OPERATIONS	<u>14,822</u>	<u>(32,399)</u>
Interest paid	(618)	(578)
Interest received	177	211
Tax Refund	-	-
Tax Paid	(265)	(17)
NET CASH GENERATED FROM OPERATING ACTIVITIES	<u>14,116</u>	<u>(32,783)</u>
CASH FLOWS FROM INVESTING ACTIVITIES		
Purchase of property, plant and equipment	(209)	(38)
Decrease in cash and bank pledged to a licensed banks	696	750
Decrease in fixed deposits pledged to a licensed banks	-	-
NET CASH GENERATED FROM INVESTING ACTIVITIES	<u>487</u>	<u>712</u>

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UNAUDITED CONDENSED CONSOLIDATED STATEMENT OF CASH FLOWS FOR THE QUARTER
ENDED 30 SEPTEMBER 2022 (CONT'D)

	Unaudited current year to date 3 Months 30.09.2022 RM'000	Unaudited Preceding Year to date 3 Months 30.09.2021 RM'000
CASH FLOWS FROM FINANCING ACTIVITIES		
Repayment of lease liabilities	(479)	(8)
Repayment of bank borrowing	-	-
Proceeds from issuance of ordinary shares	-	-
NET CASH USED IN FINANCING ACTIVITIES	<u>(479)</u>	<u>(8)</u>
NET INCREASE OF CASH AND CASH EQUIVALENTS	14,124	(32,079)
EFFECT OF EXCHANGE RATE CHANGES	1,023	(359)
CASH AND CASH EQUIVALENTS AT THE BEGINNING OF THE FINANCIAL PERIOD	<u>32,032</u>	<u>70,193</u>
CASH AND CASH EQUIVALENTS AT THE END OF THE FINANCIAL PERIOD	<u>47,179</u>	<u>37,755</u>
Cash and cash equivalents comprise the following:		
- Short-term investments	25,276	553
- Fixed deposits with licensed banks	12,989	27,709
- Cash and bank balances	21,586	25,153
	<u>59,851</u>	<u>53,415</u>
Less : Fixed deposits pledged to licensed banks	(12,621)	(12,413)
Cash and bank balances pledged to licensed bank	(51)	(3,247)
	<u>47,179</u>	<u>37,755</u>

The Unaudited Condensed Consolidated Statement of Cash Flows should be read in conjunction with the Audited Financial Statements for the FYE 2021 and the accompanying explanatory notes attached to these interim financial statements.

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BARAKAH OFFSHORE PETROLEUM BERHAD
(980542-H)

UNAUDITED CONDENSED CONSOLIDATED STATEMENT OF CHANGES IN EQUITY FOR THE QUARTER ENDED 30 SEPTEMBER 2022

Unaudited	Note	----- Attributable to owners of the Company -----				Total RM'000	Non- controlling interests RM'000	Total Equity RM'000
		Share Capital RM'000	Merger Deficit RM'000	Translation Reserve RM'000	Accumulated Losses RM'000			
As at 01.07.2022		241,561	(71,909)	(1,976)	(172,360)	(4,684)	(145)	(4,829)
Profit/(Loss) for the financial period		-	-	-	5,525	5,525	-	5,525
Other comprehensive income/(loss) - Foreign currency translation differences		-	-	(5,187)	-	(5,187)	(7)	(5,194)
Total comprehensive income		-	-	(5,187)	5,525	338	(7)	331
As at 30.09.2022		241,561	(71,909)	(7,163)	(166,835)	(4,346)	(152)	(4,498)

UNAUDITED CONDENSED CONSOLIDATED STATEMENT OF CHANGES IN EQUITY FOR THE QUARTER ENDED 30 SEPTEMBER 2022 (CONT'D)

Unaudited	Note	----- Attributable to owners of the Company -----				Total RM'000	Non- controlling interests RM'000	Total Equity RM'000
		Share Capital RM'000	Merger Deficit RM'000	Translation Reserve RM'000	-Distributable- Accumulated Losses RM'000			
As at 01.07.2021		231,889	(71,909)	6,344	(256,101)	(89,777)	(129)	(89,906)
Issuance of shares, net of share issuance costs pursuant to private placement		9,672	-	-	-	9,672	-	9,672
Profit/(Loss) for the financial period		-	-	-	83,741	83,741	(8)	83,733
Other comprehensive income/(loss) - Foreign currency translation differences		-	-	(8,320)	-	(8,320)	(8)	(8,328)
Total comprehensive expenses		-	-	(8,320)	83,741	75,421	(16)	75,405
Balance at 30.06.2022		241,561	(71,909)	(1,976)	(172,360)	(4,684)	(145)	(4,829)

The Unaudited Condensed Consolidated Statement of Changes in Equity should be read in conjunction with the Audited Financial Statements for the FYE 2021 and the accompanying explanatory notes attached to these interim financial statements.

QUARTERLY REPORT FOR THE QUARTER ENDED 30 SEPTEMBER 2022

A: EXPLANATORY NOTES PURSUANT TO THE MALAYSIAN FINANCIAL REPORTING STANDARDS (“MFRS”) 134

A1. Accounting policies and methods of computation

The interim financial statements are unaudited and have been prepared in accordance with the MFRS 134: Interim Financial Reporting, Paragraph 9.22 and Appendix 9B of the Main Market Listing Requirements (“Listing Requirements”) of Bursa Malaysia Securities Berhad (“**Bursa Malaysia**”).

The significant accounting policies and methods of computation applied in the unaudited condensed interim financial statements are consistent with those of the audited financial statements for the financial period ended 30 June 2022.

The Group has adopted the following accounting standards and interpretations (including the consequential amendments, if any) that have been issued by the Malaysian Accounting Standards Board (MASB), effective for the financial year beginning on or after 1 July 2021 are as follows: -

- Amendments to MFRS Standards arising from Interest Rate Benchmark Reform – Phase 2:
 - Amendments to MFRS 4, “Insurance Contracts”
 - Amendments to MFRS 7, “Financial Instruments: Disclosures”
 - Amendments to MFRS 9, “Financial Instruments”
 - Amendments to MFRS 16, “Leases”
 - Amendments to MFRS 139, “Financial Instruments: Recognition and Measurement”

The above accounting standards, amendments to accounting standards and IC interpretation effective during the financial year do not have any significant impact to the financial results and position of the Group.

QUARTERLY REPORT FOR THE QUARTER ENDED 30 SEPTEMBER 2022

A: EXPLANATORY NOTES PURSUANT TO THE MALAYSIAN FINANCIAL REPORTING STANDARDS (“MFRS”) 134

A2. Seasonal or cyclical factors

The Group’s operations were not significantly affected by any seasonal or cyclical factor during the current quarter and financial year-to-date.

A3. Unusual items affecting assets, liabilities, equity, net income or cash flows

There were no significant unusual items affecting assets, liabilities, equity, net income or cash flows for the Group during the current quarter and financial year-to-date.

A4. Material changes in estimates

There were no material changes in estimates in the current quarter and current financial year-to-date.

A5. Debt and equity securities

There were no issuances, cancellation, repurchase, resale or repayment of debt or equity securities in the current quarter.

A6. Dividends paid

There were no dividends paid or declared for the current quarter and financial year-to-date.

A7. Segmental information

No segmental information is provided as the Group is primarily involved in the oil and gas industry (one business segment) and the Group’s activities are predominantly in Malaysia. The overseas segment accounts for less than 10% of the consolidated revenue and assets.

QUARTERLY REPORT FOR THE QUARTER ENDED 30 SEPTEMBER 2022

A: EXPLANATORY NOTES PURSUANT TO THE MALAYSIAN FINANCIAL REPORTING STANDARDS (“MFRS”) 134

A8. Revenue

	---Individual Quarter---		---Cumulative Quarter---	
	Unaudited Current year quarter 3 Months 30.09.2022 RM’000	Unaudited Preceding year quarter 3 Months 30.09.2021 RM’000	Unaudited Current year to date 3 Months 30.09.2022 RM’000	Unaudited Preceding year to date 3 Months 30.09.2021 RM’000
Pipeline and commissioning services (“PCS”)	32,390	17,542	32,390	17,542
Chartering services (“CS”)	2,711	-	2,711	-
	<u>35,101</u>	<u>17,542</u>	<u>35,101</u>	<u>17,542</u>

A9. Valuation of property, plant, and equipment

The Group’s property, plant and equipment are stated at cost less accumulated depreciation and any impairment losses.

A10. Capital commitments

There were no capital commitments as at the date of this announcement.

A11. Changes in the composition of the Group

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

A12. Contingent liabilities and contingent assets

The contingent liabilities of the Group comprise of the following: -

	As at 30.09.2022 RM’000
Bank guarantees extended to clients	<u>897</u>

There are no contingent assets as at the date of this report.

QUARTERLY REPORT FOR THE QUARTER ENDED 30 SEPTEMBER 2022

A: EXPLANATORY NOTES PURSUANT TO THE MALAYSIAN FINANCIAL REPORTING STANDARDS (“MFRS”) 134

A13. Material events during the quarter

There is no material event during the quarter.

A14. Material events subsequent to the end of the quarter

There is no subsequent material event.

A15. Significant related party transactions

	---Individual Quarter---		---Cumulative Quarter---	
	Unaudited Current year quarter 3 Months 30.09.2022 RM'000	Unaudited Preceding year quarter 3 Months 30.09.2021 RM'000	Unaudited Current year to date 3 Months 30.09.2022 RM'000	Unaudited Preceding year to date 3 Months 30.09.2021 RM'000
Company in which certain Directors have substantial financial interest				
Rental of premises paid/payable	390	390	390	390
Rental of yard paid/payable	23	23	23	23
Donations	60	60	60	60
Substantial shareholders of the Company				
Chartering income received/receivable	2,711	-	2,711	-
Rental of premises paid/payable	9	-	9	-
Purchase of project materials and subcontractor cost	9,214	-	9,214	-

QUARTERLY REPORT FOR THE QUARTER ENDED 30 SEPTEMBER 2022

B: ADDITIONAL INFORMATION REQUIRED BY MAIN MARKET LISTING REQUIREMENTS OF BURSA MALAYSIA (PURSUANT TO PARA 9.22 AND PART A OF APPENDIX 9B)

B1. Review of performance

	----- Individual Quarter -----				----- Cumulative Quarter -----			
	Unaudited current year quarter 3 Months 30.09.2022 RM'000	Unaudited preceding year quarter 3 Months 30.09.2021 RM'000	Variance RM'000	%	Unaudited current year quarter 3 Months 30.09.2022 RM'000	Unaudited preceding year quarter 3 Months 30.09.2021 RM'000	Variance RM'000	%
Revenue	35,101	17,542	17,559	100%	35,101	17,542	17,559	100%
EBITDA ^	6,473	99,021	(92,548)	-93%	6,473	99,240	(92,767)	-93%
Profit/(Loss) before taxation	5,561	96,592	(91,031)	-94%	5,561	96,592	(91,031)	-94%
Profit/(Loss) after taxation	5,525	92,985	(87,460)	-94%	5,525	92,985	(87,460)	-94%
Profit/(Loss) after taxation attributable to owners of the Company	<u>331</u>	<u>91,344</u>	(91,013)	-100%	<u>331</u>	<u>91,344</u>	(91,013)	-100%

Note:-

^ - EBITDA refers to earnings/(loss) before interest, taxation, depreciation and amortisation.

During the current financial quarter ended 30 September 2022, the Group reported cumulative 3 months total revenue of RM35.101 million. This is an increase of 100% compared to the cumulative corresponding quarter of the preceding year. The increase in revenue was mainly due to additional work done for pipeline repair and maintenance project carried out during the quarter. The Group had also reported a profit before taxation of RM5.561 million as compared to a profit of RM96.592 million from the corresponding quarter of the preceding year mainly from the waiver of debt by EXIM Bank via a settlement agreement entered in July 2021.

QUARTERLY REPORT FOR THE QUARTER ENDED 30 SEPTEMBER 2022

B: ADDITIONAL INFORMATION REQUIRED BY MAIN MARKET LISTING REQUIREMENTS OF BURSA MALAYSIA (PURSUANT TO PARA 9.22 AND PART A OF APPENDIX 9B)

	----- Individual Quarter -----				----- Cumulative Quarter -----			
	Unaudited current year quarter 3 Months 30.09.2022 RM'000	Unaudited preceding year quarter 3 Months 30.09.2021 RM'000	Variance RM'000	%	Unaudited current year quarter 3 Months 30.09.2022 RM'000	Unaudited preceding year quarter 3 Months 30.09.2021 RM'000	Variance RM'000	%
Pipeline and commissioning services	32,390	17,542	14,848	85%	32,390	17,542	14,848	85%
Chartering services	2,711	-	2,711	100%	2,711	-	2,711	100%
	<u>35,101</u>	<u>17,542</u>			<u>35,101</u>	<u>17,542</u>		

Pipeline and commissioning services ("PCS")

The Group reported a cumulative 3 months revenue of RM32.920 million generated from PCS in the current financial quarter, compared to RM17.542 million from the corresponding quarter of the preceding year. This was due to additional work done for pipeline repair and maintenance project carried out during the current financial quarter compared to the corresponding quarter of the preceding year.

Chartering services

During the current financial quarter ended 30 September 2022, the Group reported a revenue of RM2.711 million generated from chartering services compared to the corresponding quarter of the preceding year.

QUARTERLY REPORT FOR THE QUARTER ENDED 30 SEPTEMBER 2022

B: ADDITIONAL INFORMATION REQUIRED BY MAIN MARKET LISTING REQUIREMENTS OF BURSA MALAYSIA (PURSUANT TO PARA 9.22 AND PART A OF APPENDIX 9B)

B2. Comparison with immediate preceding quarter's results

	Unaudited current year quarter 3 Months 30.09.2022 RM'000	Unaudited Immediate preceding year quarter 3 Months 30.06.2022 RM'000	Variance RM'000	%
Revenue	35,101	26,397	8,704	33%
EBITDA [^]	6,473	16,691	(10,218)	-61%
Profit/(Loss) before taxation	5,561	13,496	(7,935)	-59%
Profit/(Loss) after taxation	5,525	9,103	(3,578)	-39%
Profit/(Loss) after taxation attributable to owners of the Company	331	1,286	(955)	-74%

Note:-

[^] - EBITDA refers to earnings before interest, taxation, depreciation, and amortisation

The Group reported an increase of revenue by 33% during the current quarter ended 30 September 2022 compared to the immediate preceding quarter. The increase in revenue was mainly due to increase in work done during the current quarter and chartering services compared to preceding quarter. There is no new contract under ICS carried out during the current quarter. Nevertheless, the profit before taxation has decreased by 59% in the current quarter ended 30 September 2022 compared with the immediately preceding year quarter.

B3. Commentary on prospects

For the Malaysian economy, the positive recovery is expected to gain momentum in FY2023. This is underpinned by several factors including continued expansion in external demand, full upliftment of containment measures, reopening of international borders, and further improvement in labour market conditions. In addition, the implementation of investment projects and targeted policy measures will provide further support to economic activity and aggregate demand. Taken together, these factors pave the way towards a more broad-based and sustainable recovery for Malaysia.

Despite positive outlook for Malaysia in 2022, the oil and gas industry faces its own challenges. Heightened pressure by regulators, investors, financiers and societies have led to oil and gas companies pledging to lower their carbon footprint and setting net zero carbon emissions goals in line with the government efforts to Sustainability that balances Environment, Social and Governance ("ESG") considerations across its value chain.

Moving forward the Group will continue to strengthen our engagement with stakeholders in line with Sustainability initiatives and brings positive impact to ESG campaign. Utilising its capabilities and assets in non-oil and gas sectors such as renewable energy and power generation is to avoid over-reliance on the challenging oil and gas industries. This can be done through collaboration with local and international partners to strengthen bidding success rate and improve project delivery capability.

While undertaking the above initiatives, the Group which has a proven track record remained focus in exploring opportunities and completing tasks and projects for the oil and gas, renewable energy, water and other industries. Our experience as an oil and gas support service provider that has undertaken various projects over the years is a testament to the Group's technical capability to provide quality services.

QUARTERLY REPORT FOR THE QUARTER ENDED 30 SEPTEMBER 2022

B: ADDITIONAL INFORMATION REQUIRED BY MAIN MARKET LISTING REQUIREMENTS OF BURSA MALAYSIA (PURSUANT TO PARA 9.22 AND PART A OF APPENDIX 9B)

B4. Variance of actual profit from forecast profit

The Group has not announced or disclosed any profit forecast or profit guarantee in any public documents.

B5. (Loss)/Profit before taxation

(Loss)/ Profit before taxation is arrived at after charging/(crediting):-

	--- Individual Quarter ---		--- Cumulative Quarter ---	
	Unaudited current year quarter 3 Months 30.09.2022 RM'000	Unaudited preceding year quarter 3 Months 30.09.2021 RM'000	Unaudited current year quarter 3 Months 30.09.2022 RM'000	Audited preceding year quarter 3 Months 30.09.2021 RM'000
Depreciation of property, plant and equipment	294	1,618	294	1,618
Depreciation of right-of-use assets	11	452	11	452
interest expense:				
- term loan	617	577	617	577
- bank guarantee	-	1	-	1
- administrative expenses - lease liabilities	1	-	1	-
- cost of sales - lease liabilities	-	-	-	-
Unrealised foreign exchange loss/(gain)	(5,771)	(4,001)	(5,771)	(4,001)
Waiver of debt settlement	-	(95,498)	-	(95,498)
- fixed deposit placed with licensed banks	(35)	(201)	(35)	(201)
- investment income	(142)	-	(142)	-
- cash and bank balances	-	(18)	-	(18)
Rental income	(8)	-	(8)	-

QUARTERLY REPORT FOR THE QUARTER ENDED 30 SEPTEMBER 2022

B: ADDITIONAL INFORMATION REQUIRED BY MAIN MARKET LISTING REQUIREMENTS OF BURSA MALAYSIA (PURSUANT TO PARA 9.22 AND PART A OF APPENDIX 9B)

B6. Income tax expense

	--- Individual Quarter ---		--- Cumulative Quarter ---	
	Unaudited current year quarter 3 Months 30.09.2022 RM'000	Unaudited preceding year quarter 3 Months 30.09.2021 RM'000	Unaudited current year quarter 3 Months 30.09.2022 RM'000	Unaudited preceding year quarter 3 Months 30.09.2021 RM'000
Current taxation				
- current year	36	3,607	36	3,607
	<u>36</u>	<u>3,607</u>	<u>36</u>	<u>3,607</u>

Domestic income tax is calculated at the Malaysian statutory tax rate of 24% of the estimated assessable profit/(loss) for the financial year/period. Taxation for other jurisdictions is calculated at the rates prevailing in the respective jurisdiction.

B7. Status of corporate proposals

On 21 May 2019, the Company announced that the Company had triggered the prescribed criteria pursuant to Paragraph 8.04 and Paragraph 2.1(f) of Practice Note 17 ("PN17") of the Listing Requirements of Bursa Malaysia as the Company's indirect wholly-owned subsidiary, KL101 Ltd had received a notice of demand on 17 May 2019 from EXIM Bank due to breach of terms in its facility agreement for failing to make instalment payments pursuant to Paragraph 9.19A of the Listing Requirements and the Company is unable to provide a solvency declaration to Bursa Malaysia. In accordance with PN17, the Company is required to submit a regularisation plan within twelve (12) months to Bursa Malaysia.

On 26 March 2020, Bursa Securities had provide extension of time for submission of regularisation plan by listed issuers for another twelve (12) months i.e. 16 May 2021 for those who had triggered the PN17 criteria between 02 January 2019 to 31 March 2021.

On 19 May 2020, PBJV had applied to the High Court of Malaya at Kuala Lumpur pursuant to Sections 366 and 368(2) of the Act and was granted a fresh Restraining Order ("Order") for a period of three (3) months.

On 18 August 2020, the Court had granted an extension of the Order for a period of three (3) months up to 17 November 2020, and was further extended for another three (3) months up to 18 February 2021.

On 15 February 2021, PBJV was granted another extension of the Order for a further period of three (3) months. The extension of the Order commences from 18 February 2021 and will expire on 18 May 2021.

QUARTERLY REPORT FOR THE QUARTER ENDED 30 SEPTEMBER 2022

B: ADDITIONAL INFORMATION REQUIRED BY MAIN MARKET LISTING REQUIREMENTS OF BURSA MALAYSIA (PURSUANT TO PARA 9.22 AND PART A OF APPENDIX 9B)

B7. Status of corporate proposals (Continued)

On 19 February 2021, PBJV has issued notice to its scheme creditors that the Court Convened Meeting (“**CCM**”) will be held on 15 March 2021. Explanatory Statement (“**ES**”) dated 19 February 2021 which detailing the debt settlement scheme proposal also been issued as summarised as follows:-

- (i) Proposed cash settlement of RM64.00 million to the Group A Scheme Creditors of PBJV (“**Proposed Cash Settlement**”);
- (ii) Proposed payment of RM50.72 million in the ordinary course of business to the Group B Scheme Creditors of PBJV (“**Proposed Payment in the Ordinary Course of Business**”);
- (iii) Proposed payment of RM14.50 million to the Group C Scheme Creditors of PBJV over a period of 5 years from the date of the Mersing Settlement Agreement (“**Proposed Mersing Settlement**”); and
- (iv) Proposed waiver of RM292.00 million owing to the Scheme Creditors of PBJV (“**Proposed Waiver**”).

On 15 March 2021, A creditor of PBJV, Export-Import Bank of Malaysia Berhad had proposed an adjournment of the CCM pursuant to Section 366(2) of the Companies Act 2016. The resolution for adjournment was approved by the requisite majority of more than seventy-five (75) per centum of the total value of creditors present and voting either in person or by proxy at the meeting. The CCM was adjourned to 5 April 2021.

On 5 April 2021, PBJV’s proposed debt settlement have been agreed by the requisite majority of seventy-five (75) per centum of the respective class of creditors under the proposed debt settlement present and voting either in person or by proxy in the CCM.

On 14 April 2021, the Company announced that the Company proposes to undertake a private placement of up to 167,157,000 new ordinary shares in the Company (“**Barakah Shares**” or “**Shares**”), representing 20% of the existing total number of issued Shares, to independent third party investor(s) to be identified later and at an issue price to be determined later (“**Proposed Private Placement**”).

On 15 April 2021, the Company announced that the listing application in relation to the Proposed Private Placement has been submitted to Bursa Securities.

On 21 April 2021, Bursa Securities has approved the private placement and subjected to the following conditions:-

- (i) Barakah and Mercury Securities (the financial advisor) must fully comply with the relevant provisions under the Listing Requirements pertaining to the implementation of the Proposed Private Placement;
- (ii) Barakah and Mercury Securities are required to inform Bursa Securities upon completion of the Proposed Private Placement;
- (iii) Barakah is required to furnish Bursa Securities with a written confirmation of its compliance with the terms and conditions of Bursa Securities’ approval once the Proposed Private Placement is completed; and
- (iv) Mercury Securities is required to furnish Bursa Securities with details of the places in accordance with paragraph 6.15 of the Listing Requirements as soon as practicable after each tranche of placement and before the listing of the new shares to be issued pursuant to the Proposed Private Placement.

On 3 May 2021, the Company has submitted an application for an extension of time from Bursa Securities on the deadline for Regularisation Plan. On 3 June 2021, Bursa Securities has granted the Company an extension of time of six (6) months up to 17 November 2021 to submit a regularisation plan to the regulatory authorities (“**Extension of Time**”).

On 10 November 2021, the Company was granted by Bursa Securities an extension of time of six (6) months up to 17 May 2022 to submit a regularisation plan to the regulatory authorities (“**Extension of Time**”).

QUARTERLY REPORT FOR THE QUARTER ENDED 30 SEPTEMBER 2022

B: ADDITIONAL INFORMATION REQUIRED BY MAIN MARKET LISTING REQUIREMENTS OF BURSA MALAYSIA (PURSUANT TO PARA 9.22 AND PART A OF APPENDIX 9B)

B7. Status of corporate proposals (Continued)

On 28 April 2022, on behalf of Company, Malacca Securities Sdn Bhd announced the Company's Proposed Regularisation Plan which comprises the following:

- (i) A proposed renounceable rights issue of new ordinary shares in Barakah shares (Barakah Shares or Shares) (Rights Shares) with free warrants (Warrants) to the entitled shareholders of Barakah (Entitled Shareholders) on a basis and issue price to be determined and announced later to raise gross proceeds of up to approximately RM40.0 million (Proposed Rights Issue with Warrants);
- (ii) A proposed capital reduction of approximately RM197.7 million to be carried out by the Company, pursuant to Section 116 of the Companies Act, 2016 (Act) to reduce the share capital and accumulated losses of the Company (Proposed Capital Reduction); and
- (iii) A proposed establishment of an employee's shares scheme of up to 15% of the issued share capital of Barakah (excluding treasury shares, if any) at any point in time during the duration of the scheme, for the eligible directors and employees of Barakah and its subsidiaries (Barakah Group) (Proposed ESS), (collectively, referred to as the Proposed Regularisation Plan).

Malacca Securities on the same date had submitted an application to Bursa Securities on behalf of the Company, for an extension of time of 6 months from 17 May 2022 to 16 November 2022 for Barakah to submit its proposed regularisation plan (EOT Application).

Bursa Securities had vide its letter dated 9 June 2022 approved the extension of time up to 16 November 2022 for Barakah to submit its regularisation plan to the regulatory authorities ("EOT Approval").

On 8 November 2022, on behalf of Company, Malacca Securities Sdn Bhd announced the updated Proposed Regularisation Plan announced on 28 April 2022 which comprises the following:

- (i) the Company had on 8 November 2022, entered into a subscription agreement with Zainal 'Abidin Abd Jalil ("Mr Zainal" or "Subscriber") for Mr Zainal or his nominee to subscribe for 50,000,000 Barakah Shares ("Subscription Shares") at a Subscription Price of RM0.02 per Subscription Share ("Subscription Agreement") ("Proposed Shares Issuance");
- (ii) the Company proposes to terminate its existing employee share option scheme upon the Proposed ESS coming into effect ("Proposed ESOS 2013/2023 Termination");
- (iii) that the Company had on even date also decided to fix the basis and issue price of the Proposed Rights Issue with Warrants to be 2 Rights Shares for every 1 existing Barakah Share held, together with free detachable Warrants on the basis of 1 Warrant for every 2 Rights Shares subscribed for at a rights issue price of RM0.02 each ("Rights Issue Price"), on an Entitlement Date to be determined and announced later; and
- (iv) that the Board has also decided to fix the exercise price of the Warrants at RM0.03 each ("Warrant Exercise Price"), (collectively, referred to as the Proposed Regularisation Plan).

On 14 November 2022, Malacca Securities had submitted an application to Bursa Securities on behalf of the Company, for the Proposed Regularisation Plan.

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B: ADDITIONAL INFORMATION REQUIRED BY MAIN MARKET LISTING REQUIREMENTS OF BURSA MALAYSIA (PURSUANT TO PARA 9.22 AND PART A OF APPENDIX 9B)

B8. Group borrowings

The details of the Group's borrowings are as follows:-

	Short term		Long term		Total borrowings	
	Foreign currency (‘000)	RM (‘000)	Foreign currency (‘000)	RM (‘000)	Foreign currency (‘000)	RM (‘000)
Unaudited						
As at 30 June 2022						
Secured:-						
- Term loan (USD) ^	92	425	11,000	50,974	11,092	51,399
- Lease liabilities (RM)	-	<u>1,332</u>	-	<u>1,446</u>	-	<u>2,778</u>
		<u>1,757</u>		<u>52,420</u>		<u>54,177</u>
Unaudited						
As at 30 June 2021						
Secured:-						
- Term loan (USD) ^	164,827	404	-	48,488	164,827	48,892
- Lease liabilities (RM)	-	<u>1,811</u>	-	<u>2,099</u>	-	<u>3,910</u>
		<u>2,215</u>		<u>50,587</u>		<u>52,802</u>

Notes:-

^ - Converted at exchange rate of 4.6340 as at 30 September 2022

* - Converted at exchange rate of 4.1520 as at 30 September 2021

The term loan denominated in foreign currency was taken by a foreign subsidiary (Labuan subsidiary) which its functional and presentation currency is in United States Dollar ("USD"). Currently, the Group does not have any hedging policy for its financing denominated in foreign currency. However, the foreign currency risk is monitored closely on an ongoing basis to ensure that the net exposure is at an acceptable level.

QUARTERLY REPORT FOR THE QUARTER ENDED 30 SEPTEMBER 2022

B: ADDITIONAL INFORMATION REQUIRED BY MAIN MARKET LISTING REQUIREMENTS OF BURSA MALAYSIA (PURSUANT TO PARA 9.22 AND PART A OF APPENDIX 9B)

B9. Material litigation

- a) On 8 July 2019, PBJV received a notification of suspension of PBJV's license from Petroliaam Nasional Berhad ("PETRONAS"). The letter from PETRONAS indicated that there was an adverse report from Petronas Carigali Sdn. Bhd. ("PCSB") pertaining to the non-performance of PBJV in relation to the contract referred to as "Provision for Underwater Services For PCSB" ("the Contract"). Resulting from that, PETRONAS has decided to suspend PBJV's license for a period of three (3) years with effect from the date of the letter.

The implication of the letter is that PETRONAS including its subsidiaries and any Petroleum Arrangement Contractors ("PACs") will not award any new contract to PBJV during the suspension period. PBJV will not be allowed to bid for new projects undertaken by PETRONAS including its subsidiaries and any PACs during the suspension period. Nevertheless, PBJV is still allowed to continue and complete its existing and on-going contracts with PETRONAS including its subsidiaries and PACs in accordance to the term and conditions of the respective existing and on-going contracts.

In response to this, on 5 August 2019, PBJV has issued a Notice of Demand and Dispute to both PETRONAS and PCSB where it disputes the validity of the suspension being issued without any legal justification nor compliance to procedures. The Contract has been successfully carried out and completed prior to the suspension. Upon completion of the Contract, positive appraisal was subsequently given by PCSB hence making the suspension unwarranted. PBJV has demanded an amount of RM1.02 billion against PETRONAS and PCSB, among others, based on the loss of future profits and reputation.

On 25 September 2019, the Company and PBJV have jointly filed a Writ of Summons proceeding against PETRONAS and PCSB ("the Defendants") in the Kuala Lumpur High Court ("Writ"). The Writ proceeding filed cites that the suspension notice issued by PETRONAS is illegal, unjustified and unwarranted and aims for it to be annulled and invalidated.

On 6 April 2020, the Defendants filed a Striking-out Application against the Plaintiff's suit. On 8 December 2020, the Court delivered the decision to dismiss the Application by the Defendant with cost and ordered the full trial of the Case to be heard on 28 June 2021 until 2 July 2021.

The case has been heard from 24 to 26 August 2021, 1 to 2 September 2021 and 13 to 14 September 2021. The Parties have exhausted written submissions. The Court has fixed the date for Hearing for Clarification on 16 December 2021 which was then vacated. The Court fixed next Case Management to be on 17 January 2022. During the Case Management fixed on 17 January 2022, the Court has fixed new date for Clarification hearing to be in March 2022.

On 31 March 2022, the High Court of Malaya has dismissed the claim with cost amounting to RM400,000.00. On 8 April 2022, Company and PBJV have filed Notice of Appeal to the Court of Appeal.

The Company and PBJV have withdrawn their Notice of Appeal on 29 September 2022.

- b) PRPC has filed a Writ of Summons dated 7 February 2020 against the Company and Pegasus Diversified Berhad as respective guarantor for PBJV and Macfeam Sdn Bhd (the P14 Contract joint venture partners) in claiming for RM85.2 million due to a purported breach of contract of the P14 Contract. The Company and Pegasus Diversified Berhad has filed a counterclaim in the amount of RM42.7 million. On 28 December 2020, the Court has struck off PRPC's summons with liberty to file afresh. No further action taken by parties to date.

QUARTERLY REPORT FOR THE QUARTER ENDED 30 SEPTEMBER 2022

B: ADDITIONAL INFORMATION REQUIRED BY MAIN MARKET LISTING REQUIREMENTS OF BURSA MALAYSIA (PURSUANT TO PARA 9.22 AND PART A OF APPENDIX 9B)

B9. Material litigation (Continued)

- b) PBJV has, through its firm of advocates and solicitors, Messrs. Ram Reza & Muhammad, commenced a legal proceeding by filing a Writ of Summons on 12 September 2019 in the Kuala Lumpur High Court in claiming for RM42.7 million against PRPC. Macfeam Sdn. Bhd. has also been named as the Second Plaintiff in the said legal action.

Due to an alleged counter-claim of RM85.2 million by PRPC against the Company PRPC based on the arbitration Rules of the United Nations Commission on International Trade Law (UNCITRAL Rules), on 3 August 2021 filed the request to the Permanent Court of Arbitration, The Hague, proposing Asian International Arbitration Center (AIAC) to be designated as the arbitration authority for the case. As of date of this report, the arbitration proceeding under AIAC in Kuala Lumpur is ongoing.

At the same time, PBJV has also commenced a Winding-up Proceedings combined with Adjudication Proceeding against PRPC in light of the breach of the same contract. PBJV's Winding-up application was dismissed by the Court on 3 September 2021. However, PBJV has filed the Notice of Appeal on the same day. The hearing date of the Appeal to be fixed pending the disposal of Grounds of Judgement from the Kuala Lumpur High Court. PBJV has on 20 June 2022, withdrawn its appeal in view of the matter proceeding under Adjudication. As for the Adjudication, the proceeding is pending appointment of the Adjudicator by AIAC.

On 28 July 2022, PBJV has, through its firm of advocates and solicitors, Messrs Dinesh Praveen Nair, filed Defence and Counter-claim and discontinued the winding up and adjudication proceeding. On 23 September 2022, PRPC filed the Reply and Defence to Counter-claim, and PBJV to Reply to Defence to Counter-claim by 21 October 2022.

Next Case Management was set on 29 November 2022 while Trial Dates was set on 28 November to 2 December 2022 (first session) and in 5 to 9 June 2023.

- c) On 2 October 2019, PBJV has through its firm of Advocates and Solicitors, Messrs Dinesh Praveen Nair, served a Notice of Demand to Petronas Gas Berhad ("PGB") for a sum of approximately RM179.8 million for the Procurement, Construction and Commissioning (PCC) of Pengerang Gas Pipeline Project (formerly known as Procurement, Construction and Commissioning of RGT2 Pipeline Project ("the Project")).

On 28 November 2019, PBJV served a Notice of Arbitration to PGB to claim for a sum of RM179.8 million. The Asian International Arbitration Centre (AIAC) has appointed the Arbitrators for the proceeding. On 12 May 2020 both PBJV and PGB paid the Arbitration Advance Deposit and the first Arbitral Tribunal was held on 16 April 2021 with Parties agreed to make relevant payments to AIAC and the Arbitrators as per milestones determined by the Arbitral Tribunal. PBJV has filed Points of Claim while PGB has filed Defence and Counterclaim. PBJV is to file reply to Defence and Defence of Counterclaim by 9 November 2021.

On 17 November 2021, PGB filed the application for Jurisdictional Review to dismiss the arbitration. PBJV then filed the reply to the application on 20 December 2021.

On 27 December 2021, PGB filed an application for Security for Cost, to which PBJV then filed a reply on 29 December 2021. On 13 January 2022, PGB filed the Affidavit in Reply (for Security for Cost).

On 27 January 2022, the Arbitrators had allowed the request for filing of supplementary affidavit, and the revised timeline for filing of the necessary cause papers are as follows Parties agreed with the followings: -

- a) PBJV to file Supplemental Affidavit on 8 February 2022;
- b) PGB to file Affidavit in Reply on 22 February 2022;
- c) The parties' Written Submissions to be filed simultaneously on 28 February 2022.

QUARTERLY REPORT FOR THE QUARTER ENDED 30 SEPTEMBER 2022

B: ADDITIONAL INFORMATION REQUIRED BY MAIN MARKET LISTING REQUIREMENTS OF BURSA MALAYSIA (PURSUANT TO PARA 9.22 AND PART A OF APPENDIX 9B)

B9. Material litigation (Continued)

- c) On 7 February 2022, the Arbitral Tribunal vacated the date for hearing of both PGB's applications (Jurisdictional Challenge and Security for Costs) from 28 February 2022 to a new date which will be confirmed later. On 18 April 2022, one of the Arbitrators undergone medical treatment, and hence all the dates which were reserved in May and June 2022 have to be vacated.

The hearing date for the applications has been held on 28 July 2022 for Jurisdictional Challenge and Security for Costs and PGB's applications (Jurisdictional Challenge and Security for Costs) had been dismissed on 2 September 2022. The next case management will be held on 31 October 2022 and agreed Trial Dates have been fixed on 7 to 9 November 2022 (first session) and 14 to 16 November 2022 (second session).

The hearing on 7 November 2022, held that all the issues raised in PBJV claim i.e the Extensions of time claim (EOT Claim), Change Notices Claim and the Suspension Claim are to proceed as a whole and not to be taken in isolation from the issue of GSA. Trial Dates has been fixed on 5 December 2022 and 6 to 8 December 2022.

- d) On 9 March 2020, PBJV received notification from its appointed solicitors that a Notice of Adjudication has been served on Petronas Gas Berhad ("PGB") on 28 February 2020 to claim the sum of RM6.85 million on pre-commissioning works to replace the damage pipeline crossing at Sungai Layau under Global Settlement Agreement dated 12 April 2018 and Main Contract dated 21 April 2014 title "Procurement, Construction and Commissioning (PCC) of Pengerang Gas Pipeline Project. The said Notice of Adjudication was withdrawn on 15 June 2020 as PBJV decided to proceed with Winding-Up proceeding.

On 30 June 2020 PBJV through its Advocates and Solicitors, Messrs Dinesh Praveen Nair served a Winding-up Notice against PGB to claim the said sum of RM6.85 million for PGB to pay the said sum to PBJV by 30 December 2020.

Upon being served with the Winding-up Notice on 30 June 2020 by PBJV, PGB filed Originating summons in Kuala Lumpur High Court (OS) against PBJV to seek leave from Court to file Fortuna Injunction application against PBJV.

On 9 December 2020 the Court delivered decision in favour of PGB's Fortuna Injunction, but also allowed PBJV to still pursue the claim against PGB by means other than a Winding-up Petition.

PBJV then on 8 January 2021 filed the Notice of Appeal with Court of Appeal against Kuala Lumpur High Court's decision. The next Case Management is fixed to be on 17 November 2021 to update the Court of Appeal on the status of Grounds of Judgement from the Kuala Lumpur High Court.

During the Case Management on 17 November 2021, the Court fixed the next Case Management to be on 21 January 2022. During Case Management on 21 January 2022, PBJV give update to the Court of Appeal that the High Court's written judgement is still pending. The hearing date of the Appeal to be fixed pending the disposal of Grounds of Judgement from the High Court. Despite numerous follow-up on the Grounds of Judgement which has not been fruitful, PBJV is withdrawing the appeal and next case management will be on 3 November 2022.

On 8 November 2022, the Court of Appeal has been withdrawn pending disposal on issue of costs.

QUARTERLY REPORT FOR THE QUARTER ENDED 30 SEPTEMBER 2022

B: ADDITIONAL INFORMATION REQUIRED BY MAIN MARKET LISTING REQUIREMENTS OF BURSA MALAYSIA (PURSUANT TO PARA 9.22 AND PART A OF APPENDIX 9B)

B9. Material litigation (Continued)

- e) On 22 September 2020, the Company with its wholly owned subsidiary, PBJV Group Sdn. Bhd. ("PBJV") and Nik Hamdan Bin Daud ("NHD") (collectively referred to as Plaintiffs) have filed a Writ of Summons and Statement of Claim in the High Court of Kuala Lumpur against Samling Energy Sdn. Bhd., United Power Group Holdings Limited, Yaw Holding Sdn. Bhd., Samling Resources Sdn. Bhd., Chew Theam Hock, Yaw Teck Seng, Magnadrive Sdn. Bhd. ("Magnadrive") and Syarikat Samling Timber Sdn. Bhd. (collectively referred to as "Defendants").

The Writ of Summons and Statement of Claim have been filed by its firms of advocates and solicitors, Messrs. Ram Reza & Muhammad, based on summarily on the following reasons:

- (i) Breach of fiduciary duties due to the internal information obtained by being part of the Board members of Barakah; and
- (ii) One of the Defendants breach of contract under the Consortium Agreement dated 29 November 2017 entered with one of the Plaintiffs.

On 20 December 2020, the Defendants have filed an application to Strike Out the Plaintiffs' claims and the Court in March 2021 have dismissed their application.

Court had on 25 January 2022 allowed application for Striking Out under Order 92 rule 4 on the basis of Plaintiffs' non-compliance of Court's 'Unless Order' in respect of further-and-better-particular application by Samling Energy's and 5 others.

On 25 February 2022, the Plaintiffs filed Notice of Appeal. The first Case Management was fixed on 21 April 2022. Records of Appeal filed. The Hearing for Appeal is fixed on 29 September 2022 and the Hearing for Appeal against Defendant is fixed on 16 February 2023.

- f) On 3 November 2020, the Company's wholly-owned subsidiary, PBJV Group Sdn Bhd ("PBJV") has been served with a Notice of Arbitration from Petrofac (Malaysia-PM304) Limited ("Petrofac") for the alleged anchor dropping incident caused by PBJV's appointed subcontractor namely Asian Kaliber Sdn Bhd (the charterer for marine vessel Armada Firman) and Bumi Armada Navigation Sdn Bhd (vessel's owner for Armada Firman) while executing the subcontracting work for the supply of Accommodation Work Barge (AWB) for Petrofac on 6 November 2014. The amount of the claim of USD1.19 million (approximately RM4.95 million) was for the Insurance's deductible/excess and other costs, which are as follows:

- (i) Deductible/Excess sum of Petrofac's Insurance Policy in the sum of USD1.0 million; and
- (ii) Additional 7% Premium in the sum of USD0.19 million.

On 3 December 2020, PBJV replied the Notice of Arbitration and disputed the liability to pay the sum of USD1.19 million. Subsequently on 8 December 2020 PBJV's Solicitors, Messrs. Dinesh Praveen Nair filed a letter to Petrofac's Solicitors Messrs. Zaid Ibrahim & Co. informing that PBJV has obtained a Court Order to restrain any proceeding against PBJV for a period of 3 months from 18 November 2020 until 18 February 2021 pending PBJV's proposed Scheme of Arrangement (the "Restraining Order"). AIAC had written to Petrofac's solicitors requesting Petrofac to fully pay for the provisional advance deposit in order to commence the arbitral proceeding, failing which the Director of AIAC may exercise its discretion to strike out the claim for non-compliant with the rules. Petrofac paid the deposits for both parties and arbitrators been appointed.

The case management has been set on 7 December 2022. Trial Dates has been fixed on 19 to 23 June 2023.

QUARTERLY REPORT FOR THE QUARTER ENDED 30 SEPTEMBER 2022

B: ADDITIONAL INFORMATION REQUIRED BY MAIN MARKET LISTING REQUIREMENTS OF BURSA MALAYSIA (PURSUANT TO PARA 9.22 AND PART A OF APPENDIX 9B)

B9. Material litigation (Continued)

- g) In relation to Petrofac's claims as disclosed in Note 28(f) to the financial statement, PBJV has, on 3 November 2020, served a Writ and Statement of Claim on Asian Kaliber Sdn Bhd ("Asian Kaliber") and Bumi Armada Navigation Sdn Bhd ("Bumi Armada") under Kuala Lumpur High Court for a sum of USD1.19 million (approximately RM4.95 million).

Asian Kaliber and Bumi Armada are PBJV's subcontractor respectively under the Contract's works (via a Letter of Award dated 4 April 2014, and Charter Party Agreement dated 22 April 2014) and owners of vessel Armada Firman.

The basis of PBJV's Writ Action against Asian Kaliber and Bumi Armada, is as follows:

- (i) the incident occurred due to Asian Kaliber and Bumi Armada's negligence and incompetence as owners and handlers of Armada Firman; and
- (ii) therefore, Asian Kaliber and Bumi Armada are to indemnify PBJV from Petrofac's claims for the said claim of USD1.19 million and/or any other claims by Petrofac related to the same.

On 3 December 2020 PBJV filed and served Notice of Application and Affidavit to add in Petrofac as a 3rd Defendant in the above case. On 29 December 2020, the Judge allowed application to add Petrofac as the 3rd Defendant in this action.

On 10 February 2021, Petrofac filed an application for Stay of Proceedings pending arbitration, to which the Court had on 21 May 2021 allowed the application.

On 19 July 2021, Bumi Armada filed the Application for Discovery (Enclosure 60) against Petrofac. On 25 November 2021, the Court had allowed Bumi Armada's Application for Discovery.

On 8 December 2021 (Enclosure 85), Asian Kaliber filed Stay Application (to postpone the trial dates) pending its striking-out Application disposed by the Court of Appeal, which was allowed on 13 December 2021.

On 6 January 2022, Bumi Armada filed application to issue Third Party Notice against Synergy Marine (M) Sdn Bhd and was allowed by the Court on 17 January 2022. The directions by the court for the third-party action as follows: -

- (i) Synergy Marine to file defence on/before 14 July 2022.
- (ii) Bumi Armada to file reply to defence on/before 28 July 2022.

The matter is fixed for case management on 28 July 2022 for Bumi Armada and Synergy Marine to update on the cause papers filed for the third-party action.

On 8 August 2022, Synergy Marine filed a striking out application against Bumi Armada, to which the Hearing will take place on 28 October 2022.

The Court then vacated the earlier trial dates and moved them to 19 to 22 June 2023.

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B: ADDITIONAL INFORMATION REQUIRED BY MAIN MARKET LISTING REQUIREMENTS OF BURSA MALAYSIA (PURSUANT TO PARA 9.22 AND PART A OF APPENDIX 9B)

B9. Material litigation (Continued)

- h) On 21 July 2021, PBJV has received Writ and Statement of Claim both dated 8 July 2021 (“WRIT”) from Samling Resources Sdn Bhd (“SAMLING”).

The amounts purportedly claimed by SAMLING in the WRIT are as follows:

- (i) Alleged claim for the sum of RM4.00 million being ‘excess amount of deposit’;
- (ii) Alleged claim for the sum of RM16.91 million being amount due under ‘Supplemental Agreement to SSGP’;
- (iii) Alleged claim for interest of five per centum (5%) per annum for item (i) and (ii);
- (iv) Cost; and
- (v) Any or further order from Court.

On 27 August 2021 PBJV filed Statement of Defence against Samling claims. Samling then filed a reply on 9 September 2021. Subsequently, on 24 September 2021, PBJV filed a Striking-out Application against Samling’s Writ.

The hearing was on 16 February 2022 and on 2 March 2022 the Court has made the following decision:-

- (i) Samling’s Application for Summary Judgement is allowed by the Court.
- (ii) PBJV Application to Strike-out is dismissed by the Court.

PBJV filed Notice of Appeal for interlocutory matter. The Hearing for Appeal against the Plaintiff is fixed on 17 February 2023.

- i) On 6 September 2021, an Adjudication Claim had been served against Enquest Petroleum Production Malaysia Ltd (“ENQUEST”) for the total sum of RM73.57 million.

On 29 December 2021, the Adjudicator has determined and delivered his Decision in favour of PBJV which the breakdown are as follows:-

- (i) ENQUEST shall pay to PBJV the sum of RM 71,567,429.55; and
- (ii) The adjudicated sum shall be paid on or before 28 January 2022;
- (iii) Interest at a rate of 5% per annum on the Adjudicated Sum calculated from the Due Date until full payment; and
- (iv) Costs of the adjudication proceedings of RM154,995.69

As of the date of this report, no payment is received by PBJV. Instead, on 26 January 2022, ENQUEST filed Notice of Arbitration against PBJV for alleged losses suffered by ENQUEST arising from the termination of PBJV as ENQUEST’s Contractor. The Arbitration Proceeding is now pending appointment of Arbitrators by AIAC.

The Adjudication Decision is subject to further legal proceedings which PBJV has taken all the necessary steps to act accordingly.

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B: ADDITIONAL INFORMATION REQUIRED BY MAIN MARKET LISTING REQUIREMENTS OF BURSA MALAYSIA (PURSUANT TO PARA 9.22 AND PART A OF APPENDIX 9B)

B9. Material litigation (Continued)

- i) PBJV filed Originating Summons ("OS") for Enforcement Application of Adjudication Decision. The hearing for the OS is fixed on 31 May 2022. The Court decided in favour of PBJV during further/extended Hearing on 5 July 2022. PBJV's application was allowed.

ENQUEST filed Originating Summons for Setting Aside and Notice of Application for Stay Pending Setting Aside. Hearing for the Stay was fixed on 5 April 2022 and the Court has directed parties to resolve the Stay in view of Hearing for the Setting Aside fixed on 31 May 2022. Stay was resolved and Hearing for Setting Aside fixed and confirmed on 31 May 2022. The Court decided against ENQUEST during further/extended Hearing on 5 July 2022. ENQUEST's application to set aside Adjudication Decision was dismissed.

ENQUEST filed Notice of Application for Stay Pending Arbitration. Hearing is fixed on 1 June 2022. Hearing of the suit for Stay Application by ENQUEST has been ongoing for two (2) sessions on 6 July 2022 and 9 August 2022 respectively. The Hearing continues on and the next date of continued Hearing is on 11 November 2022.

PBJV filed Originating Summons and Notice of Application for Direct Payment against Petronas (who is being the partner of ENQUEST under Production Sharing Contract) under S.30 CIPAA 2012 (Suit 81). First Case Management was fixed on 13 April 2022 and the Court has fixed 2 June 2022 as next Case Management to update Court on Suit 33. The Court has further fixed 14 November 2022 as next case management for further directions pending disposal of Suit 34 (Stay Application by ENQUEST pending Arbitration). Further Case Management was fixed on 29 November 2022 and the court has fixed tentative hearing date on 8 February 2023.

- j) On 30 September 2022, the Company has filed a Writ of Summons and Statement of Claim in the High Court of Malaya at Kuala Lumpur against Petroliam Nasional Berhad (PETRONAS), Tan Sri Wan Zulkiflee Bin Wan Arifin, Datuk Tengku Muhammad Taufik Bin Tengku Kamadjaya Aziz, Tuan Haji Shamsudin Bin Miskon, Nasrin Bin Amir, Noor Mohamad Bin Taj, Freida Binti Amat, Liza Binti Mustapha and Shaliza Binti Abdul Malik ("the Defendants").

The action is commenced for misfeasance in public office and unlawful interference in trade or business by reason of the Defendants' wrongful issue and maintenance of an indefinite Suspension Notice issued by the 1st Defendant Petroliam Nasional Berhad (PETRONAS) on 8 July 2019 against the Company's wholly-owned subsidiary, PBJV Group Sdn Bhd ("PBJV").

The case against the other Defendants is that they are public officers carrying out duties and responsibilities in the 1st Defendant which is a statutory corporation and they authorised, directed and/or endorsed the issuance and the continued maintenance of the Suspension Notice.

The Company seeks a mandatory injunction for the Suspension Notice to be lifted, damages for misfeasance in public office, damages for unlawful interference in trade or business, together with interest, costs and such other relief that the Honourable Court may grant.

B10. Dividends

No dividend was declared or recommended for payment by the Company for the current quarter under review.

QUARTERLY REPORT FOR THE QUARTER ENDED 30 SEPTEMBER 2022

B: ADDITIONAL INFORMATION REQUIRED BY MAIN MARKET LISTING REQUIREMENTS OF BURSA MALAYSIA (PURSUANT TO PARA 9.22 AND PART A OF APPENDIX 9B)

B11. Earnings per share

(a) Basic earnings per share

The basic earnings per share for the current quarter and for the financial year-to-date is computed by dividing the profit after taxation attributable to the owners of the Company by the weighted average number of ordinary shares in issue for the financial period.

	--- Individual Quarter ---		--- Cumulative Quarter ---	
	Unaudited current year quarter 3 Months 30.09.2022	Unaudited preceding year quarter 3 Months 30.09.2021	Unaudited current year quarter 3 Months 30.09.2022	Unaudited preceding year quarter 3 Months 30.09.2021
Profit/(Loss)/ attributable to the owners of the Company (RM'000)	<u>5,525</u>	<u>92,985</u>	<u>5,525</u>	<u>92,985</u>
Weighted average number of ordinary shares in issue ('000)	<u>1,002,943</u>	<u>835,786</u>	<u>1,002,943</u>	<u>835,786</u>
Basic earnings per share (sen)	<u>0.55</u>	<u>11.13</u>	<u>0.55</u>	<u>11.13</u>

(b) Diluted earnings per share

Diluted earnings per share is not computed as there is no outstanding potential ordinary shares to be issued as at the end of the reporting period.