

RHT HEALTH TRUST

(a business trust constituted on 29 July 2011 and registered on 25 September 2012
under the laws of the Republic of Singapore) managed by
RHT Health Trust Manager Pte. Ltd.

UPDATES ON THE PROCEEDINGS BEFORE THE INCOME TAX APPELLATE TRIBUNAL OF INDIA IN RELATION TO THE OBJECTIONS ON TAX TREATMENT BY THR INFRASTRUCTURE ON THE DISPOSAL OF COMPULSORILY CONVERTIBLE DEBENTURES IN THE YEAR 2016

*Unless otherwise stated, capitalised terms used herein shall bear the same meaning ascribed to them in the announcement dated 31 January 2022 and 7 July 2022 (the "**Previous Announcements**").*

RHT Health Trust Manager Pte. Ltd. (in its capacity as trustee-manager of RHT) (the "**Trustee-Manager**") refers to the Previous Announcements in relation to the Objections filed by THR Infrastructure in relation to the Draft Assessment Order issued by the India tax authorities. As set out in the Previous Announcement dated 7 July 2022, THR Infrastructure intends to lodge an appeal with the Income Tax Appellate Tribunal of India (the "**Tribunal**") and would be required to file an application with the Tribunal to request for a stay on the tax demand raised by the Indian income tax authorities.

The Trustee-Manager wishes to update Unitholders that the final assessment order has been issued by the Indian income tax authorities on 29 July 2022. Accordingly, the Trustee-Manager had filed an appeal with the Tribunal along with a stay of demand application. The stay of demand application was heard by the Tribunal on 26 August 2022. Following which, an order had been pronounced by the Tribunal on 9 September 2022 and the stay of demand application was partly allowed, with the Tribunal noted that:

- (a) THR Infrastructure is a tax resident of Singapore and has a valid tax residency certificate issued by Singapore tax authorities, and has a strong prima facie case in so far as it relates to its claim of tax treaty benefit (i.e. exemption on account of capital gains on the transfer of CCDs);
- (b) the tax assessing officer had made a mistake while raising the demand of INR 153,72,03,500 (approximately S\$27.1 million) and THR Infrastructure is directed to furnish a bank guarantee covering 20% of INR 70,95,50,606 (approximately S\$12.5 million) instead, which will amount to approximately INR 14,19,10,122 (approximately S\$2.5 million), within six weeks from the date of such order and to remain in force until the disposal of appeal with the Tribunal; and
- (c) subject to the above, recovery of the outstanding demand shall remain stayed for a period of 180 days from the date of the order or until the disposal of the appeal with the Tribunal, whichever is earlier.

The Trustee-Manager understands from the Tax Adviser that the appeal has been scheduled to be heard by the Tribunal on an early basis, and is scheduled for 1 November 2022.

The Trustee-Manager will be closely monitoring any further developments in respect of the proceedings before the Tribunal and matters ancillary thereto and will make the appropriate announcement(s) on SGXNET as and when there are any material milestones.

By Order of the Board

Mr. Tan Bong Lin
Non-Executive Chairman
RHT Health Trust Manager Pte. Ltd.
(Registration Number: 201117555K)
(as trustee-manager of RHT Health Trust)

21 September 2022