



Ref: 777-aeA / #124386

## NOTICE OF RESTRAINING ORDER

22 February 2013

**TO:** Montagu Investment Holdings Limited (referred to in this notice as “Montagu”)  
C/- Lowndes Jordan  
Level 15, PWC Tower,  
188 Quay Street,  
Auckland 1141

**AND TO:** Radius Properties Limited (referred to in this notice as “Radius”)  
C/- Russell McVeagh  
Vero Centre  
48 Shortland Street  
Auckland 1140

### NOTICE IS HEREBY GIVEN:

1. THAT on 22 February 2013 the Takeovers Panel considered that Radius and/or the directors of Radius, and Montagu and/or the directors of Montagu may not have acted or may not be acting or may intend not to act in compliance with rule 64 of the Takeovers Code by reason of omitting to disclose to Radius shareholders certain information.
2. THAT the Takeovers Panel has made orders:
  - (a) under sections 32(2) and 33(a) of the Takeovers Act 1993 restraining Montagu from acquiring securities in Radius or any interest in or rights relating to such securities;
  - (b) under sections 32(2) and 33(h) of the Takeovers Act 1993 restraining Montagu from declaring unconditional its partial offer for 50.001% of the voting securities in Radius; and
  - (c) under sections 32(2) and 33(f) of the Takeovers Act 1993 directing Radius not to register the transfer or transmission of any Radius securities.
3. This order may be varied, revoked or suspended by the Panel at any time.
4. This order expires at the close of Sunday, 3 March 2013.

**SIGNED** for and on behalf of the )  
Takeovers Panel )

Murdo Mcrae Beattie - Member