

THIS NOTICE OF ELECTION ("NOE") AND DIVIDEND REINVESTMENT FORM ("DRF") (CONTAINED HEREIN) IS ISSUED IN CONNECTION WITH THE DIVIDEND REINVESTMENT SCHEME ("DRS") APPLICABLE TO THE SECOND INTERIM DIVIDEND (AS DEFINED HEREIN). THIS NOE IS IMPORTANT AND REQUIRES YOUR IMMEDIATE ATTENTION AND IS TO BE READ IN CONJUNCTION WITH THE DIVIDEND REINVESTMENT SCHEME STATEMENT DATED 7 APRIL 2023 ("DRS STATEMENT") ISSUED BY SUNWAY BERHAD ("SUNWAY" OR THE "COMPANY").

THE DRS STATEMENT CAN BE VIEWED AND DOWNLOADED FROM OUR WEBSITE AT [WWW.SUNWAY.COM.MY](http://WWW.SUNWAY.COM.MY) OR ON BURSA MALAYSIA SECURITIES BERHAD'S WEBSITE AT [WWW.BURSAMALAYSIA.COM](http://WWW.BURSAMALAYSIA.COM).

IF YOU WISH TO PARTICIPATE IN THE DRS, YOU MUST COMPLETE AND SUBMIT THE DRF TO TRICOR INVESTOR & ISSUING HOUSE SERVICES SDN BHD, OUR SHARE REGISTRAR ("SHARE REGISTRAR") OR COMPLETE AND SUBMIT THE E-DRF VIA OUR SHARE REGISTRAR'S ONLINE SYSTEM ("TIIH ONLINE") AT [HTTPS://TIIH.ONLINE](https://tiih.online) SUCH THAT IT REACHES OUR SHARE REGISTRAR ON OR BEFORE THE EXPIRY DATE (AS DEFINED HEREIN). IF YOU DECIDE TO RECEIVE YOUR ENTIRE SECOND INTERIM DIVIDEND ENTITLEMENT IN CASH ONLY, YOU DO NOT NEED TO TAKE ANY ACTION. THE PAYMENT OF THE TOTAL SECOND INTERIM DIVIDEND ENTITLEMENT WILL BE MADE TO YOU ON THE PAYMENT DATE (AS DEFINED HEREIN) IN THE USUAL MANNER AS PER YOUR DECISION.

All abbreviated terms used herein are as defined in the DRS Statement unless defined otherwise.

# SUNWAY®

## SUNWAY BERHAD

Registration No. 201001037627 (921551-D)  
(Incorporated in Malaysia)

**NOTICE OF ELECTION IN RELATION TO THE DIVIDEND REINVESTMENT SCHEME THAT PROVIDES YOU THE OPTION TO ELECT TO REINVEST YOUR ELECTABLE PORTION OF THE SECOND INTERIM DIVIDEND FOR THE FINANCIAL YEAR ENDED 31 DECEMBER 2022 INTO NEW ORDINARY SHARES IN OUR COMPANY ("SUNWAY SHARES")**

Principal Adviser

### RHB Investment

**RHB INVESTMENT BANK BERHAD**

Registration No. 197401002639 (19663-P)

(A Participating Organisation of Bursa Malaysia Securities Berhad)

To: Our Shareholders,

Our Board of Directors ("**Board**") had, on 23 February 2023, declared a second interim single-tier dividend of 3.5 sen per Sunway Share for the financial year ended 31 December 2022 ("**Second Interim Dividend**"). Further, our Board had in the same announcement on the Second Interim Dividend also announced that our Shareholders shall be given an option to elect to reinvest a portion of the Second Interim Dividend comprising 2.0 sen per Sunway Share ("**Electable Portion**") into New Shares with the remaining portion of the Second Interim Dividend of 1.5 sen per Sunway Share ("**Non-Electable Portion**") to be paid in cash. If only part of the Electable Portion is reinvested, the balance of the Electable Portion not reinvested ("**Remaining Portion**") and the Non-Electable Portion will be paid to you in cash.

The establishment of the DRS was approved by our Shareholders at our Extraordinary General Meeting held on 26 June 2014. At our Annual General Meeting ("**AGM**") held on 23 June 2022, our Shareholders approved, amongst others, the allotment and issuance of the New Shares until the conclusion of our next AGM upon such terms and conditions and to such persons as our Board may, in their absolute discretion, deem fit or expedient, and in our best interest, provided that the issue price of the New Shares shall be fixed by our Board at not more than 10.0% discount to the five-day volume weighted average market price ("**VWAMP**") of Sunway Shares immediately before the price-fixing date. Such five-day VWAMP of Sunway Shares shall be adjusted ex-dividend before applying the aforementioned discount in fixing the issue price.

The DRS provides you with the option to elect to reinvest up to the entire Electable Portion into New Shares ("**Reinvestment Option**"). This NOE is issued in connection with the DRS applicable to the Second Interim Dividend. If you elect to reinvest the entire Electable Portion or a part thereof into New Shares, you must complete and submit the DRF contained in this NOE to our Share Registrar or complete and submit the e-DRF via TIIH Online such that it reaches our Share Registrar on or before the last date and time as specified below. Please refer to Section 5.2 of the DRS Statement for the instructions as well as the terms and condition of the electronic election of the DRS via TIIH Online. **No cash payment is required** from you should you elect to participate in the DRS, however, a Malaysian Revenue Stamp RM10.00 must be affixed on the DRF. In addition, a handling fee is payable to our Share Registrar for each e-DRF submitted via TIIH Online.

The New Shares will be issued to you at the issue price of RM1.38 per New Share as determined by our Board on 21 March 2023 ("**Price Fixing Date**"). The Issue Price is based on the five-day VWAMP of RM1.5645 per Sunway Share up to and including the Price Fixing Date after adjusting for the following:

- (i) the Second Interim Dividend of RM0.035 per Sunway Share to the five-day VWAMP of Sunway Shares ("**Ex-Dividend VWAMP**"); and
- (ii) a discount of RM0.1495 which is approximately 9.77% discount to the Ex-Dividend VWAMP of RM1.5295.

Any issuance of New Shares pursuant to this NOE is subject to the terms and conditions stated in the DRS Statement and this NOE issued by our Company. The maximum number of New Shares set out in the DRF was computed based on your entitlement for the Electable Portion as at 5 April 2023 ("**Books Closure Date**") and the Issue Price.

**You will receive the Electable Portion in cash if you do not express in writing to participate in the DRS, subject to the terms and conditions stated in the DRS Statement and this NOE. As such, you NEED NOT take any action if you wish to receive your Electable Portion in cash**

<b>Last date and time to submit the DRF</b>	:	<b>Friday, 21 April 2023 at 5.00 p.m.</b> , or such other date and time as may be extended by our Board at their sole discretion (" <b>Expiry Date</b> ")
<b>Allotment and issuance of New Shares as well as payment of cash dividend to entitled Shareholders</b>	:	<b>Friday, 5 May 2023 ("Payment Date")</b>

By Order of the Board

**TAN KIM AUN (SSM PC NO. 202008001249) (MAICSA 7002988)**  
**CHIN LEE CHIN (SSM PC NO. 202008001355) (MAICSA 7012347)**  
Company Secretaries

**SHARE REGISTRAR**  
**Tricor Investor & Issuing House Services Sdn Bhd**  
Registration No.: 197101000970 (11324-H)  
Unit 32-01, Level 32, Tower A, Vertical Business Suite  
Avenue 3, Bangsar South, No. 8, Jalan Kerinchi  
59200 Kuala Lumpur  
Tel. No.: (603) 2783 9299  
Fax. No.: (603) 2783 9222

THIS NOTICE OF ELECTION IS DATED 7 APRIL 2023

**THIS DRF IS ISSUED IN CONNECTION WITH THE DRS APPLICABLE TO THE SECOND INTERIM DIVIDEND. IF YOU WISH TO PARTICIPATE IN THE DRS, YOU MUST COMPLETE AND SUBMIT THIS DRF TO OUR SHARE REGISTRAR SUCH THAT IT REACHES OUR SHARE REGISTRAR ON OR BEFORE THE EXPIRY DATE. IF YOU DECIDE TO RECEIVE YOUR ENTIRE SECOND INTERIM DIVIDEND ENTITLEMENT IN CASH ONLY, YOU DO NOT NEED TO TAKE ANY ACTION. THE PAYMENT OF THE TOTAL SECOND INTERIM DIVIDEND ENTITLEMENT WILL BE MADE TO YOU ON THE PAYMENT DATE AS PER YOUR DECISION.**

To: The Board  
Sunway Berhad



Name, Address and Central Depository System ("CDS") Account Number of Entitled Shareholder

NRIC No./ Company No.  CDS Account No.

Number of Sunway Shares held at 5:00 p.m. on Wednesday, 5 April 2023

**SECOND INTERIM DIVIDEND ENTITLEMENT**

Second Interim Dividend of RM0.035 per Sunway Share held <sup>(1)</sup>	<b>RM</b>
Electable Portion of RM0.020 per Sunway Share held <sup>(2)</sup>	<b>RM</b>
Non-Electable Portion of RM0.015 per Sunway Share held <sup>(3)</sup>	<b>RM</b>
<b>Maximum number of New Shares available for Reinvestment Option <sup>(4)</sup></b>	

**REINVESTMENT OPTION**

**Please take note that:**

- (i) If you elect to reinvest only part of your Electable Portion into New Shares, you are required to fill up the number of New Shares that you wish to subscribe for in Part A and complete this DRF by signing and filling up the columns provided in Part B.
- (ii) However, if you submit this DRF by signing and filling up the columns provided in Part B without indicating the number of New Shares that you wish to subscribe for in Part A, you are deemed as reinvesting the entire Electable Portion into New Shares.
- (iii) No cash payment is required from you should you elect to participate in the DRS; however, a Malaysian Revenue Stamp (not postage stamp) of RM10.00 must be affixed on this DRF.

**PART A**

(Please indicate the number of New Shares by typing or writing clearly in ink in the boxes below)

**Number of New Shares that you elect to subscribe for under the Reinvestment Option at RM1.38 per New Share (in board lots only) <sup>(5)</sup>**

(Please note that the Remaining Portion will be paid to you in cash)

<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
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**Notes:**

- (1) Our Board has determined that the DRS will be applicable to the Electable Portion of RM0.020 per Sunway Share held. If you decide to receive your entire Second Interim Dividend entitlement in cash only, the payment of the total Second Interim Dividend entitlement is as per indicated.
- (2) Kindly take note that you have the option to elect to reinvest the entire Electable Portion or a part thereof into New Shares and if applicable, to receive the Remaining Portion not reinvested in cash; or elect not to exercise the Reinvestment Option and thereby receive the entire Electable Portion in cash.
- (3) The Non-Electable Portion is the remaining amount of the Second Interim Dividend after the deduction of the Electable Portion.
- (4) The maximum number of New Shares available for the Reinvestment Option is computed based on your entitlement for the Electable Portion as at the Book Closure Date and the Issue Price, rounded down to the nearest board lot. It should be noted that since fractional entitlement and odd lots of New Shares will not be allotted, any amount of the Electable Portion that is insufficient for the issuance of one board lot will be paid in cash to you.
- (5) Please type or write clearly in ink the number of New Shares that you elect to subscribe for under the Reinvestment Option. Please note that the number of New Shares that you elect to subscribe for under the Reinvestment Option must not be greater than the maximum number of New Shares made available to you based on your entitlement for the Electable Portion as at the Books Closure Date.

**PART B**

I/We\* hereby elect to participate in the DRS and hereby irrevocably agree to subscribe for the total number of New Shares under the Reinvestment Option as stated above, at the Issue Price, subject to the terms and conditions set out in the DRS Statement and the NOE and further confirm compliance with all requirements for acceptance as set out therein.

I/We\* hereby confirm and declare and/or represent and warrant and/or agree that:

- (i) I/We\* have complied with all the requirements in completing this DRF;
- (ii) I/We\* have provided and filled up all information fields and declarations required under this DRF accurately and completely with valid information which is identical with the information in the records of Bursa Malaysia Depository Sdn Bhd ("**Bursa Depository**")
- (iii) I/We\* acknowledge and consent to Sunway and its Share Registrar to collect all the information and personal data ("**Data**") required herein to process and disclose such Data to any person including regulators for the purpose of effecting the DRS and storing such Data in any data servers located in Malaysia or overseas in accordance with the Personal Data Protection Act 2010 and relevant laws and regulations;
- (iv) I/We\* hereby agree and confirm that should I/we\* fail to meet or comply with all the requirements and information required in this DRF or that the information herein differs from Bursa Depository's records, Sunway has the absolute right to reject this DRF and my/our\* election made herein. In the event Sunway rejects this DRF or exercises its discretion to accept this DRF notwithstanding the non-compliance with any or all the requirements to this DRF, Sunway shall be absolved from and shall not be liable or responsible for any or all forms of liabilities, losses, damages, costs (on a solicitor client basis) and claims that may be incurred or suffered by me/us\* as a result thereof;
- (v) I/We\* further agree that in the event any one or more of the information, confirmations, declarations stated herein prove to be false, I/we\* agree to indemnify in full and hold harmless Sunway, its Share Registrar and/or other advisers for the DRS against any or all forms of liabilities, losses, damages, costs (on a solicitor client basis) and claims that may be incurred or suffered by me/us\* as a result thereof;
- (vi) The acceptances of entitlements as stated in this DRF are valid and that Sunway, its Share Registrar and the other advisers for the DRS would not, by acting on such acceptances, be in breach of any statute or laws of any jurisdictions to which the above named persons are or might be subject to;
- (vii) I/We\* am/are\* 18 years old or over and not an undischarged bankrupt; and
- (viii) All information provided by me/us\* is true and correct.

Contact telephone number (during working hours)

**AFFIX MALAYSIAN  
REVENUE STAMP  
OF RM10.00 HERE  
(NOT POSTAGE  
STAMP)**

House/Office

Mobile number

Signature/Authorised Signatory(ies)  
(Corporate Bodies must affix their Common Seal)

Dated this ..... day of ..... 2023

<b>Last date and time to submit the DRF</b>	: <b>Friday, 21 April 2023</b> at 5.00 p.m., or such other date and time as may be extended by our Board at their sole discretion (" <b>Expiry Date</b> ")
<b>Allotment and issuance of New Shares as well as payment of cash dividend to entitled shareholders</b>	: <b>Friday, 5 May 2023</b> (" <b>Payment Date</b> ")

\* Please delete whichever is not applicable

## NOTES AND INSTRUCTIONS FOR COMPLETING THIS DRF

**YOU SHOULD READ AND UNDERSTAND THE CONTENTS OF THE DRS STATEMENT TO WHICH THIS NOE (INCLUDING THE DRF) RELATES IN ITS ENTIRETY BEFORE COMPLETING THIS DRF.**

- (1) The duly completed and signed DRF, must be received by our Share Registrar, by post or by hand, not later than **5.00 p.m. on 21 April 2023**, being the Expiry Date, or such other date and time as may be extended by our Board at their sole discretion, at the following address:

**Tricor Investor & Issuing House Services Sdn Bhd**  
Registration No. 197101000970 (11324-H)  
Unit 32-01, Level 32, Tower A, Vertical Business Suite  
Avenue 3, Bangsar South  
No. 8, Jalan Kerinchi  
59200 Kuala Lumpur

or alternatively at

**Tricor Customer Service Centre**  
Unit G-3, Ground Floor, Vertical Podium  
Avenue 3, Bangsar South  
No. 8, Jalan Kerinchi  
59200 Kuala Lumpur

Tel. No.: (603) 2783 9299  
Fax. No.: (603) 2783 9222

Any DRF received by our Share Registrar after the date and time stipulated above shall be regarded as null and void and of no legal effect unless our Board in their sole discretion determines otherwise and such Shareholder who is entitled to the Second Interim Dividend based on his/her/its entitlement on the Books Closure Date ("**Entitled Shareholder**"), as the case may be, shall be deemed to have elected to receive the Electable Portion in cash. Your completed and signed DRF is irrevocable and shall be binding on you once received by our Share Registrar.

- (2) Our Company will send to you one NOE for each CDS account held by you subsequent to the Books Closure Date. The NOE will state the instructions for the action that is required to be taken by you to exercise the Reinvestment Option and will also specify the Expiry Date.

If you receive more than one NOE and you wish to reinvest into New Shares in respect of all of your entitlements to the Electable Portion arising from your entire shareholding in Sunway Shares, you must complete and submit all DRFs received to our Share Registrar or at such address as may be determined by our Company from time to time, on or before the Expiry Date specified in this NOE. Multiple submission in relation to the same CDS account, or those appearing to be, or suspected of being multiple submissions in relation to the same CDS account, may be rejected at the discretion of our Board, and shall be treated as having elected to receive the entire Electable Portion in cash.

- (3) This DRF must be completed and signed in accordance with the notes and instructions in the DRS Statement and NOE. DRFs that do not conform to the terms and conditions of the DRS Statement and NOE or which are illegible may not be accepted at the sole discretion of our Board. Our Board reserves the right at their absolute discretion to reject DRFs which are incomplete, incorrectly completed, damaged and/or illegible and shall be treated as having elected to receive the entire Electable Portion in cash.
- (4) The maximum number of New Shares made available to you for the Reinvestment Option ("**Maximum Share Entitlement**") that has been set out in this DRF was computed based on your entitlement for the Electable Portion as at the Books Closure Date and the Issue Price. In the event that you are to insert the above information in a blank DRF, your Maximum Share Entitlement will be subject to verification against your entitlement for the Second Interim Dividend based on your shareholding as stated in the Record of Depositors ("**ROD**") as at the Books Closure Date by our Share Registrar.
- (5) If you decide to reinvest only part of the Electable Portion, the number of New Shares that you fill up in Part A of this DRF must not be greater than your Maximum Share Entitlement. If the number of New Shares that you fill up in Part A of this DRF is greater than your Maximum Share Entitlement, you are deemed to have elected to reinvest in your Maximum Share Entitlement. If the number of New Shares that you fill up in Part A of the DRF is not in board lots, the number of New Shares to be issued and allotted to you will be rounded down to the nearest board lot.
- (6) General instructions:
- (a) All Entitled Shareholders who wish to reinvest the entire Electable Portion or a part thereof into New Shares must complete and sign the DRF. All corporations that wish to reinvest the entire Electable Portion or a part thereof into New Shares must complete and sign the DRF under their common seal which must be affixed and witnessed in accordance with their constitutions or other regulations or under the hand of a duly authorised officer or attorney.
  - (b) Amendments must be clearly legible and should be countersigned by you in full. Any DRF defaced by erasures or any kind of correcting fluid may be rejected at the discretion of our Board and such Shareholder shall be treated as having elected to receive the entire Electable Portion in cash. Once the completed DRF has been lodged with our Share Registrar, participation shall be irrevocable and cannot be subsequently withdrawn.
  - (c) **No cash payment is required** from you should you elect to participate in the Reinvestment Option; however, a Malaysian Revenue Stamp of RM10.00 must be affixed on the DRF.
- (7) The New Shares arising from the Reinvestment Option will be issued as fully paid and will be credited into your CDS account as stated in the ROD as at the Books Closure Date.
- (8) The contract arising from your Reinvestment Option shall be governed by and construed in accordance with the laws of Malaysia, and you shall be deemed to have irrevocably and unconditionally submitted to the exclusive jurisdiction of the courts of Malaysia in respect of any matter in connection with this DRF, this NOE and the contract arising from the execution of this DRF.
- (9) No acknowledgement of receipt will be issued in respect of any DRF received by our Share Registrar. Please note that proof of posting cannot be construed or deemed to be proof of receipt by us of such DRF on or before the Expiry Date.
- (10) Electronic exercise of Reinvestment Option via TIIH Online

Please note that you may elect to exercise the Reinvestment Option via TIIH Online at <https://tiah.online> in which case you are not required to submit the physical DRF to our Share Registrar. Please refer to Section 5.2 of the DRS Statement for the instructions and terms and conditions for the electronic election via TIIH Online.

# **SUNWAY®**

## **SUNWAY BERHAD**

Registration No.: 201001037627 (921551-D)  
(Incorporated in Malaysia)

*All abbreviated terms used herein are as defined in the Dividend Reinvestment Scheme Statement dated 7 April 2023 unless defined otherwise.*

To: Our Shareholders,

**NOTICE OF ELECTION IN RELATION TO THE DIVIDEND REINVESTMENT SCHEME (“DRS”) THAT PROVIDES YOU THE OPTION TO ELECT TO REINVEST YOUR ELECTABLE PORTION OF THE SECOND INTERIM DIVIDEND FOR THE FINANCIAL YEAR ENDED 31 DECEMBER 2022 INTO NEW ORDINARY SHARES IN OUR COMPANY (“NEW SHARES”)**

As you are entitled to the DRS, the Notice of Election (“**NOE**”) (which includes the Dividend Reinvestment Form (“**DRF**”)) are enclosed herewith for your attention. A copy of the DRS Statement is available at Sunway’s website at [www.sunway.com.my](http://www.sunway.com.my) or Bursa Malaysia Securities Berhad’s website at <https://www.bursamalaysia.com>.

You may request a copy of the printed DRS Statement from our Share Registrar at the contact stated below. Our Share Registrar will send it to you by ordinary post as soon as possible, upon receipt of your request. However, please consider the environment before requesting for the printed copy.

**YOU SHOULD READ AND UNDERSTAND THE CONTENTS OF THE DRS STATEMENT AND THE NOE IN ITS ENTIRETY BEFORE YOU ELECT TO REINVEST YOUR ELECTABLE PORTION OR PART THEREOF INTO NEW SHARES.**

**Last date and time for the DRF to be received by the Share Registrar** : **Friday, 21 April 2023 at 5.00 p.m., or such other date and time as may be extended by our Board at their sole discretion**

**Allotment and issuance of New Shares as well as payment of cash dividend to entitled Shareholders** : **Friday, 5 May 2023**

If you wish to exercise your option to reinvest your Electable Portion, you must submit the completed DRF to our Share Registrar or submit the e-DRF available at TIIH Online website at <https://tiih.online> or in accordance with the instructions prescribed therein.

You will receive the entire Electable Portion in cash if you do not expressly elect to participate in the DRS according to its terms and conditions. As such, you need not take any action if you wish to receive your entire Electable Portion in cash.

All enquiries concerning the DRS should be addressed to our Share Registrar at:

**Tricor Investor & Issuing House Services Sdn. Bhd.** Registration No.: 197101000970 (11324-H)  
Unit 32-01, Level 32, Tower A,  
Vertical Business Suite Avenue 3, Bangsar South,  
No. 8, Jalan Kerinchi,  
59200 Kuala Lumpur.

Tel No. : 603 – 2783 9299  
Fax No. : 603 – 2783 9222  
Email : [is.enquiry@my.tricorglobal.com](mailto:is.enquiry@my.tricorglobal.com)

Thank you.

By order of the Board

**TAN KIM AUN (SSM PC NO. 202008001249) (MAICSA 7002988)**  
**CHIN LEE CHIN (SSM PC NO. 202008001355) (MAICSA 7012347)**  
Company Secretaries

7 April 2023