



-English Translation-

Enclosure 7

Additional Instructions for Nominees, Custodians, Depositories, Brokers and Any Persons Who Hold Ordinary Shares of Khon Kaen Sugar Industry Public Company Limited on behalf of Other Persons

Date: 17 February 2022

To: Nominees, custodians, depositories, brokers and any other persons who hold ordinary shares of Khon Kaen Sugar Industry Public Company Limited (the “**Company**” or “**KSL**”) on behalf of other persons

With reference to the disclosure of the Company regarding BBGI’s initial public offering (the “**IPO**”) and the listing of BBGI’s shares on the Stock Exchange of Thailand (the “**SET**”), part of BBGI’s newly-issued ordinary shares to be offered in the IPO will be offered to eligible shareholders of the Company (the “**Pre-emptive Rights**”). The registration statement and the prospectus filed with the Securities and Exchange Commission of Thailand (the “**SEC**”) are expected to become effective on 28 February 2022. In this regard, Thailand Securities Depository Co., Ltd. will deliver a Certificate of Subscription Entitlement and other relevant documents to the eligible shareholders of the Company whose name appear in the Company’s share register book as at 14 February 2022 which is the record date designated for determining the list of the Company’s shareholders who are eligible for the Pre-emptive Right (the “**Record Date**”).

As BBGI’s newly-issued ordinary shares have not been and will not be registered under the U.S. Securities Act of 1933, as amended (the “**U.S. Securities Act**”) and have not been and will not be registered with a securities regulatory authority of any jurisdiction other than Thailand, therefore, such shares shall not be offered, sold, pledged or otherwise transferred in those jurisdictions. There shall not be offer, solicitation or sale of BBGI’s newly-issued ordinary shares in any jurisdiction in which such offer, solicitation or sale would be unlawful.

In this regard, the Company hereby informs you that:

- 1) The offering and allocation of BBGI’s newly-issued ordinary shares must be in accordance with the terms and conditions in relation to the allocation of BBGI’s newly-issued ordinary shares and must be in compliance with the relevant law and with the relevant regulations and rules issued under Thai law and the relevant laws of other countries.
- 2) Pertaining to the allocation of BBGI’s newly-issued ordinary shares to the eligible shareholders of the Company, BBGI reserves its right to exclude the Company’s shareholders whose mailing addresses as appear in the Company’s share register book are outside Thailand from the offering and allocation of shares.
- 3) The eligible shareholders of the Company exclude nominees, custodians or any person having their mailing address in Thailand and hold shares on behalf of or for the benefit of any other person or a client whose residence is outside of Thailand.
- 4) BBGI reserves its right to, at its discretion, refuse to offer or allocate its newly-issued ordinary shares to a person or subscriber if the offering or allocation of shares to such person or subscriber shall or may cause:



-English Translation-

Enclosure 7

- (a) the offering or allocation of BBGI's newly-issued ordinary shares to be in violation of the law or regulations of Thailand or of any country and/or BBGI's articles of association; or
- (b) BBGI to have any obligation to perform any actions required by the law of any country other than Thai law and regulations relating to issuance and offering of securities; or
- (c) the offering or allocation of BBGI's newly-issued ordinary shares not to be in compliance with the provisions, procedures or conditions of the offering or allocation of the shares.

Nevertheless, BBGI may consider changing the provisions of the offering and allocation of such shares or consider offering such shares to any person as it deems appropriate, subject to the applicable laws.

BBGI shall not perform any actions which cause or may cause an infraction of the securities law of any other country, or cause or may cause BBGI to have any obligation in addition to the obligation under Thai law and regulations in relation to issuance and offering of securities. Therefore, the Company shall not deliver documents relating to the offering of and the subscription for BBGI's newly-issued ordinary shares to the Company's shareholders and beneficial owners whose addresses as appear in the Company's share register book outside Thailand, unless otherwise indicated by BBGI.

If you have received the Certificate of Subscription Entitlement including other relevant documents on behalf of the Company's shareholders in your capacity as a nominee, custodian, depository, broker or a person who holds ordinary shares of the Company on behalf of any other person or a client who has specified your address in Thailand as their mailing address, please be informed of the following and proceed as follows:

- 1) According to the restrictions on the offering and allocation of BBGI's newly-issued ordinary shares to the Company's shareholders described above, please do not forward, distribute or act in any manner which may cause the Certificate of Subscription Entitlement including other relevant documents to be in possession of your client or any other person whose residence is outside of Thailand.
- 2) If you receive a subscription form or any order relating to subscription for BBGI's newly-issued ordinary shares sent from an address outside of Thailand from an account owner or any of your client whose residence is outside of Thailand, you must not follow such order.

In the event that you have received the Certificate of Subscription Entitlement and other relevant documents relating to the subscription of BBGI's newly-issued ordinary shares which the Company sent to you as your name appears as a shareholder of the Company in the Company's share register book but you are holding the Company's shares in your capacity as a nominee, custodian depository, broker or you are a person who holds ordinary shares of the Company on behalf of any other person or a client who only has a residence outside of Thailand, the Company, hereby, informs you that you and the beneficial owner and/or your client are not considered an eligible shareholder of the Company who is entitled to subscribe for BBGI's newly-issued ordinary shares. The Company kindly requests you not to proceed with the subscription order and not to send the Certificate of Subscription Entitlement and other relevant documents relating to the subscription of BBGI's newly-issued ordinary shares to such beneficial owner and/or client who resides outside Thailand.

This document is a translation of the Additional Instructions for Nominees, Custodians, Depositories, Brokers and any Persons Who Hold Ordinary Shares of Khon Kaen Sugar Industry Public Company Limited on behalf of Other Persons which were originally prepared in Thai language. This document was prepared solely for the



บริษัท น้ำตาลขอนแก่น จำกัด (มหาชน)
坤敬糖廠有限公司 (大眾)
KHON KAEN SUGAR INDUSTRY PUBLIC COMPANY LIMITED

-English Translation-

Enclosure 7

convenience of foreign nominees, custodians, depositories, brokers and any persons who hold ordinary shares of Khon Kaen Sugar Industry Public Company Limited on behalf of other persons and should not be relied upon as the definitive and official document. In the event of discrepancies between the Additional Instructions for Nominees, Custodians, Depositories, Brokers and any Persons Who Hold Ordinary Shares of Khon Kaen Sugar Industry Public Company Limited on behalf of Other Persons in Thai language and its English translation, the original document in Thai language shall prevail.