

No. WHAUP-CS031/2018

26 November 2018

Re: Notification of the Supreme Court's Judgment regarding the tax matter on GHECO-One Co. Ltd.

To: President  
The Stock Exchange of Thailand

WHA Utilities and Power Public Company Limited ("Company") invested in shareholding in GHECO-One Co., Ltd. ("GHECO-One") through its subsidiary at 35 percent and recognized its financial result by equity method under share of profit (loss) from investment in associate. GHECO-One applied for tax refund from the profit of foreign exchange gain during the construction period in 2010 from the Revenue Department. The Central Tax Court rendered the judgement against the Revenue Department to refund the amount of Baht 466.19 million to GHECO-One. However, the Revenue Department appealed such verdict of the Central Tax Court to the Supreme Court. The transaction has been then recorded as other non-current assets (corporate income tax refundable) in GHECO-One's Financial Statements since 2013.

Later on, on 26 November 2018, the Supreme Court reversed the judgement of the Central Tax Court, causing the Revenue Department not to refund the corporate tax and surcharge to GHECO-One. As such, GHECO-One will need to write-off the non-current asset and record the corporate income tax and surcharge paid as income tax and administrative expenses in its Statements of Profit (Loss) for the year ended 31 December 2018 and subsequently impact to the Company per its shareholding approximately Baht 163.17 million.

Since these corporate income tax and surcharge had already been made, there is no impact to GHECO-One and the Company's cashflow.

Please be informed accordingly.

Yours faithfully,

(Mr. Paopitaya Smutrakalin)  
Chief Financial Officer