



Federal Court of Australia

District Registry: Western Australia

Division: General

No: WAD9/2024

**DANIEL WOODHOUSE, HAYDEN WHITE AND KATE WARWICK IN THEIR
CAPACITY AS JOINT AND SEVERAL ADMINISTRATORS OF THE SECOND TO
FIFTH PLAINTIFFS** and others named in the schedule
Plaintiff

ORDER

JUDGE: JUSTICE BANKS-SMITH

DATE OF ORDER: 19 January 2024

WHERE MADE: Perth

THE COURT ORDERS THAT:

1. Pursuant to s 439A(6) and s 447A(1) of the *Corporations Act 2001* (Cth), the period within which the first plaintiffs (**Administrators**) must convene the second meeting of creditors of each of the second to fifth plaintiffs (**Companies**) under s 439A of the *Corporations Act* be extended to midnight AWST on 23 July 2024.
2. Pursuant to s 447A(1) of the *Corporations Act*, Part 5.3A of the *Corporations Act* is to operate in relation to each of the Companies so that, notwithstanding s 439A(2) of the *Corporations Act*, the second meetings may be held together or separately at any time during the period up to, or within five business days after the end of, the convening period as extended in order 1 above, provided that the Administrators give notice of the meeting in accordance with r 75-225(1) and r 75-15 of the *Insolvency Practice Rules (Corporations) 2016* (Cth) (**IPR**).
3. Within two business days of the proposed orders being made, the Administrators are to give notice of the orders to the creditors of each of the Companies (including persons claiming to be creditors) by means of a circular:
 - (a) to be published on the website maintained by the Administrators in respect of the administration of the Companies; and
 - (b) to be sent by email or by post to all known creditors.



4. Pursuant to s 447A(1) of the *Corporations Act* and s 90-15 of the *Insolvency Practice Schedule (Corporations)* (being Schedule 2 to the *Corporations Act*) (**IPSC**), Part 5.3A of the *Corporations Act* is to operate in relation to the Companies such that if, pursuant to any provision in any of Part 5.3A of the *Corporations Act*, the IPSC, or the IPR, the Administrators are required to provide any other notification to creditors during the administration of the Companies, such notice will be validly given to creditors of the Companies by:
 - (a) giving such notice electronically by email sent to the email address of any creditor (including persons claiming to be creditors) of the Companies for whom or which the administrators hold an email address;
 - (b) sending such notice to the postal address or facsimile number, or otherwise as provided for by the *Corporations Act* or the IPR, to any creditors not being a creditor referred to in subparagraph 4(a) above; and
 - (c) to the extent that the matter relates to a meeting that is the subject of r 75-40(4) of the IPR, causing such notice to be published on the Insolvency Notices website located at: <https://insolvencynotices.asic.gov.au>.
5. Liberty be granted to the Administrators on one business days' written notice to the Court in relation to any variation of these orders or any other matter generally arising in the administrations of any or all of the Companies.
6. Liberty be granted to any person who can demonstrate sufficient interest to discharge or modify these orders on the giving of three business days' written notice to the plaintiffs and the Court.
7. The Administrators' costs of and incidental to this application be costs in the administration of the Companies.

Date that entry is stamped: 19 January 2024


Registrar



Schedule

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Second Plaintiff	PANORAMIC RESOURCES LIMITED ACN 095 792 288 (ADMINISTRATORS APPOINTED)
Third Plaintiff	SAVANNAH NICKEL MINES PTY LTD ACN 103 729 282 (ADMINISTRATORS APPOINTED)
Fourth Plaintiff	PAN TRANSPORT PTY LTD ACN 627691598 (ADMINISTRATORS APPOINTED)
Fifth Plaintiff	PINDAN EXPLORATION COMPANY PTY LTD ACN 129 252 197 (ADMINISTRATORS APPOINTED)