

SECOND MEETING OF CREDITORS PROXY FORM

Insolvency Practice Rules, 75-25
Corporations Act 2001

FORM - APPOINTMENT OF PROXY

MACARTHUR GRANGE BREWERY PTY LTD (ADMINISTRATORS APPOINTED)

ACN 164 127 235 ("THE COMPANY")

I/We _____ (name of signatory)
of _____ (creditor name)
a creditor of the Company, appoint _____ (name of proxy)
of _____ (address of proxy)
or in his/her absence _____ (details of alternate proxy)

as my/our proxy, to vote at the second meeting of creditors to be held on **Tuesday, 4 April 2023 at 2:00PM (AEST)** or at any adjournment of that meeting.

☐ **Option 1:** If appointed as a general proxy, as he/she determines on my/our behalf. **AND/OR**

☐ **Option 2:** If appointed as a special proxy for some or all resolutions, specifically in the manner set out below.

Voting instructions - for special proxy only	For	Against	Abstain
Resolution			
1. Future of the Company (only vote for one of the below)	☐	☐	☐
a) The Company should execute the Deed of Company Arrangement proposal submitted by the Noteholder Group dated 27 March 2023	☐	☐	☐
b) The Administration should end	☐	☐	☐
c) The Company be wound up	☐	☐	☐
2. The second meeting of creditors be adjourned for a period not exceeding 45 business days.	☐	☐	☐
3. Voluntary Administrators' Remuneration and Disbursements			
"That the remuneration of the Voluntary Administrators of MacArthur Grange Brewery Pty Ltd (Administrators Appointed) ACN 164 127 235 and their staff, for the period from appointment to 19 March 2023, calculated at the hours spent at the rates detailed in the Initial Remuneration Notice provided to creditors, is approved for payment in the amount of \$8,759.50, exclusive of GST, to be drawn from available funds immediately or as funds become available."	☐	☐	☐

Voting instructions - for special proxy only	For	Against	Abstain
<i>“That the future remuneration of the Voluntary Administrators of MacArthur Grange Brewery Pty Ltd (Administrators Appointed) ACN 164 127 235 and their staff, for the period from 20 March 2023 to the finalisation of the Voluntary Administration, is determined at a sum equal to the cost of time spent by the Voluntary Administrators and their staff, calculated at the hourly rates as detailed in the Initial Remuneration Notice dated 1 March 2023 provided to creditors, up to a capped amount of \$8,000.00, exclusive of GST, and that the Voluntary Administrators can draw the remuneration from available funds as time is incurred on a monthly basis or as funds become available”.</i>	☐	☐	☐
4. Deed Administrators’ Remuneration and Disbursements			
<i>“That the future remuneration of the Deed Administrators of MacArthur Grange Brewery Pty Ltd (Administrators Appointed) ACN 164 127 235 and their staff, for the period from execution of DOCA to effectuation of the DOCA, is determined at a sum equal to the cost of time spent by the Deed Administrators and their staff, calculated at the hourly rates as detailed in the Initial Remuneration Notice dated 1 March 2023 provided to creditors, up to a capped amount of \$5,000.00, exclusive of GST, and that the Deed Administrators can draw the remuneration from available funds as time is incurred on a monthly basis or as funds become available”.</i>	☐	☐	☐
5. Creditor Trustees’ Remuneration			
<i>“That the future remuneration of the Trustees and their staff, for the period from the commencement of the creditors trust to the final distribution and closure of the trust, is determined at a sum equal to the cost of time spent by the Creditor Trustees’ and their staff, calculated at the hourly rates as detailed in the Initial Remuneration Notice dated 1 March 2023 provided to creditors, up to a capped amount of \$4,000.00, exclusive of GST, and that the Creditor Trustees’ can draw the remuneration from available funds as time is incurred on a monthly basis or as funds become available”.</i>	☐	☐	☐
6. Liquidators’ Remuneration			
<i>“That the future remuneration of the Liquidators of MacArthur Grange Brewery Pty Ltd (Administrators Appointed) ACN 164 127 235 and their staff, for the period from the commencement of the Liquidation to the finalisation of the Liquidation (inclusive), determined at a sum equal to the cost of time spent by the Liquidators’ and their staff, calculated at the hourly rates as detailed in the Initial Remuneration Notice dated 1 March 2023 provided to creditors, up to a capped amount of \$25,000.00, exclusive of GST, and that the Liquidators can</i>	☐	☐	☐

Voting instructions - for special proxy only	For	Against	Abstain
<i>draw the remuneration from available funds as time is incurred on a monthly basis or as funds become available."</i>			
7. If the company is wound up, to consider the appointment of a committee of inspection, and if so, who are to be the committee members.	☐	☐	☐
8. Should Liquidators be appointed, that the Liquidators are authorised to destroy the Company's books and records upon finalisation of the liquidation, and subject to obtaining consent from the Australian Securities and Investments Commission.	☐	☐	☐

*I/*We authorise *my/*our proxy to vote as a general proxy on resolutions other than those specified above (delete if not required)

Dated:

.....

Name and signature of authorised person

CERTIFICATE OF WITNESS – only complete if the person given the proxy is blind or incapable of writing.

I _____ (name)

of _____ (address)

certify that the above instrument appointing a proxy was completed by me in the presence of and at the request of the person appointing the proxy and read to them before they attached their signature or mark to the instrument.

Dated:

Signature of witness:

Description:

Place of residence:

GUIDANCE AND INSTRUCTIONS

FORM OF PROXY

A person can appoint another person to attend the meeting on their behalf by completing the Form of proxy.

If the member is a company or a firm, a person needs to be appointed to represent the company.

This representative needs to be appointed by completing the Form of proxy in accordance with section 127 of the Corporations Act. Alternatively, the appointed person must be authorised to act as a representative for the company per section 250D of the Corporations Act.

The Form of proxy is valid only for the meeting indicated (or any adjournment).

You may appoint either a general proxy (a person who may vote at their discretion on motions at the meeting) or a special proxy (who must vote according to your directions). If you appoint a special proxy, you should indicate on the form what directions you have given. In many instances, there will be a box or section on the proxy form where you can mark how you want your proxy to vote for you.

If you are unable to attend the meeting and you do not have a representative who can attend on your behalf, you may if you wish to appoint the Chairperson of the Meeting as your proxy. The Chairperson can be appointed as a general proxy or a special proxy.