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## **Bawinanga Aboriginal Corporation (Special Administrators Appointed)**

### **Circular to suppliers**

As you may be aware, Tony Jonsson and myself were appointed as joint and several Special Administrators to the Bawinanga Aboriginal Corporation ("the Corporation") by the Registrar of Indigenous Corporations at 11:59pm (CST) on Thursday 26 December 2013 pursuant to section 490-1 of the *Corporations (Aboriginal and Torres Strait Islander) Act 2006* ("the CATSI Act"). A copy of our notice of appointment is *enclosed* for your reference.

Under the terms of our appointment, the Corporation is continuing to trade therefore please amend your present account to reflect our appointment.

Any creditors who claim title to any asset of the Corporation should contact us in writing with substantiating details as a matter of urgency and we will then consider any such claim.

In our capacity as Special Administrators, we are not liable for any debts incurred by the Corporation prior to our appointment. During the period of our appointment, any further credit properly incurred by the Corporation will represent a liability of the Special Administrators.

To this end, no further credit should be extended to the Corporation without an order signed personally by either Tony Jonsson or myself as Special Administrators, or one of the authorised personnel whose specimen signatures appear on the *enclosed* schedule. Any new credit extended to the Corporation under these arrangements should be in the name of Bawinanga Aboriginal Corporation (Special Administrators Appointed).

Payments made by us must be applied against this debt and cannot be applied against any debts associated with the Corporation prior to our appointment. Payments may only be applied against debts incurred before the date of our appointment where the payment is accompanied by written instructions signed by two authorised personnel to that effect.

Please also note:

- under the Pay As You Go (PAYG) regime we will be obliged to withhold 48.5% from payments to suppliers who do not quote a current Australian Business Number (ABN). Please ensure that a current ABN is quoted for each supply made by you.
- Input tax credits for payments made to registered suppliers cannot be claimed until such time as a compliant tax invoice has been received. Accordingly, we expect suppliers to provide a GST compliant tax invoice prior to payment for supplies you make to the associated incorporation.

We will report further to creditors as soon as possible in relation to existing debts. In that regard it is our expectation that any debts incurred during the period of the previous Special Administrators' appointment will be met in full in the foreseeable future, and that subject to our clarification of the Corporation's financial position and the documentation submitted by the creditors to the previous Special Administrators, creditors owed monies on or before 30 October 2012 will receive 70 cents per each dollar owed in full settlement of such debts.

Thank you for your assistance. Please contact either Monica Tilbrook or Wesley Eccles of this office with any queries.

Dated this 7<sup>th</sup> day of January 2014



Gerry Mier  
Joint Special Administrator



**Australian Government**

**Office of the Registrar of Aboriginal  
and Torres Strait Islander Corporations**

**NOTICE OF EXTENSION OF PERIOD OF SPECIAL ADMINISTRATION  
OF BAWINANGA ABORIGINAL CORPORATION (ICN 29) AND THE  
EXTENSION OF PERIOD OF APPOINTMENT OF JOINT AND SEVERAL  
SPECIAL ADMINISTRATORS**

**WHEREAS:**

- A. On 30 October 2012 the Registrar of Aboriginal and Torres Strait Islander Corporations (the Registrar) determined under section 487-1 of the *Corporations (Aboriginal and Torres Strait Islander) Act 2006* (the Act) that the Bawinanga Aboriginal Corporation (ICN: 29) (the corporation) be under special administration from 12:01am (CST) on Wednesday 31 October 2012 until 11:59 pm (CST) on Wednesday 1 May 2013 (the period of the special administration).
- B. On 30 October 2012, under section 490-1 of the Act, the Registrar appointed Mr Stephen Duncan and Mr Peter Lanthois as the joint and several special administrators for the period of the special administration.
- C. On 30 April 2013, under subsections 487-15(1) and 490-5(2) of the Act, the Registrar extended the period of the special administration and the appointment of Mr Stephen Duncan and Mr Peter Lanthois as the joint and several special administrators until 11:59pm (CST) on Sunday 30 June 2013.
- D. On 29 June 2013, under subsections 487-15(1) and 490-5(2) of the Act, the Registrar extended the period of the special administration and the appointment of Mr Stephen Duncan and Mr Peter Lanthois as the joint and several special administrators until 11:59pm (CST) on Saturday 31 August 2013.
- E. On 30 August 2013, under subsections 487-15(1) and 490-5(2) of the Act, the Registrar extended the period of the special administration and the appointment of Mr Stephen Duncan and Mr Peter Lanthois as the joint and several special administrators until 11:59pm (CST) on Monday 30 September 2013.
- F. On 30 September 2013, under subsections 487-15(1) and 490-5(2) of the Act, the Registrar extended the period of the special administration and the appointment of Mr Stephen Duncan and Mr Peter Lanthois as the joint and several special administrators until 11:59pm (CST) on Thursday 31 October 2013.
- G. On 30 October 2013, under subsections 487-15(1) and 490-5(2) of the Act, the Registrar extended the period of the special administration and the appointment of Mr Stephen Duncan and Mr Peter Lanthois as the joint and several special administrators until 11:59pm (CST) on Friday 15 November 2013.

- H. On 15 November 2013, under subsections 487-15(1) and 490-5(2) of the Act, the Registrar extended the period of the special administration and the appointment of Mr Stephen Duncan and Mr Peter Lanthois as the joint and several special administrators until 11:59pm (CST) on Saturday 30 November 2013.
- I. On 30 November 2013, under subsections 487-15(1) and 490-5(2) of the Act, the Registrar extended the period of the special administration and the appointment of Mr Stephen Duncan and Mr Peter Lanthois as the joint and several special administrators until 11:59pm (CST) on Saturday 14 December 2013.
- J. On 13 December 2013, under subsections 487-15(1) and 490-5(2) of the Act, the Registrar extended the period of the special administration and the appointment of Mr Stephen Duncan and Mr Peter Lanthois as the joint and several special administrators until 11:59pm (CST) on Tuesday 24 December 2013.
- K. On 20 December 2013, under subsections 487-15(1) and 490-5(2) of the Act, the Registrar extended the period of the special administration and the appointment of Mr Stephen Duncan and Mr Peter Lanthois as the joint and several special administrators until 11:59pm (CST) on Thursday 26 December 2013.
- L. The appointment of Mr Stephen Duncan and Mr Peter Lanthois as the joint and several special administrators ended at 11:59pm (CST) on Thursday 26 December 2013.

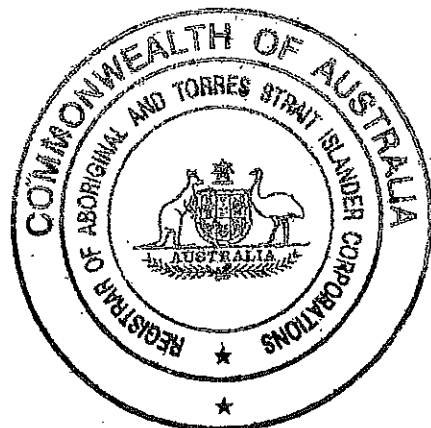
**TAKE NOTICE THAT:**

1. Under subsection 487-15(1) of the Act, I extend the period of the special administration of the corporation until 11:59pm (CST) on Monday 31 March 2014.
2. Under section 490-1 of the Act, I appoint Mr Gerry Mier and Mr Tony Jonsson as the joint and several special administrators of the corporation for the period from 11:59pm (CST) on Thursday 26 December 2013 to 11:59pm (CST) on Monday 31 March 2014.

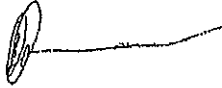
Signed this 24<sup>th</sup> day of December 2013.



Peter Armstrong  
Delegate of the Registrar of Aboriginal and Torres Strait Islander Corporations



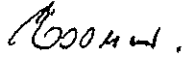
Schedule of Authorised Signatories for Orders



Gerry Mier



Tony Jonsson



Graham Coonan



Doug King



Joe Mendiola