



Issued: 8 April 2025 11:15 AM

## JUDGMENT/ORDER

### COURT DETAILS

Court	Supreme Court of NSW
Division	Equity
List	Corporations List
Registry	Supreme Court Sydney
Case number	2025/00133006

### TITLE OF PROCEEDINGS

First Plaintiff	David Alexander Hardy and Gayle Dickerson in their capacities as joint and several administrators of the Second to Seventh Plaintiffs
Second Plaintiff	JERVOIS GLOBAL LIMITED (admins apptd)
Number of Plaintiffs	7

First

### DATE OF JUDGMENT/ORDER

Date made or given	8 April 2025
Date entered	8 April 2025

### TERMS OF JUDGMENT/ORDER

Filed in Court for Plaintiff: Affidavits of David Alexander Hardy dated 7 April 2025 and James Robert May dated 7 April 2025.

### VERDICT, ORDER OR DIRECTION:

Black J makes orders (as amended) in accordance with Short Minutes of Order initialled by him and placed in the file.

### THE COURT ORDERS THAT:

1 This originating process be made returnable immediately.

Extension of convening period

2 Pursuant to section 439A(6) of the Corporations Act that the convening period within which the Administrators must convene the second meetings of creditors of the Australian Jervois Companies under section 439A of the Corporations Act (Second Meetings) be extended from 9 April 2025 to 30 April 2025.

3 Pursuant to section 447A(1) of the Corporations Act that Part 5.3A of the Corporations Act is to operate such that the Second Meetings may be held at any time during, or within five business days after the end of the convening period as extended by paragraph 5 above, notwithstanding the provisions of section 439A(2) of the Corporations Act.

Notification of application and orders

4 The Plaintiffs must use their best endeavours to give notice by 6pm today, and in any event to cause notice of these orders to be given to the creditors of the Australian Jervois Companies within 2 business days of the orders being made, by:

- (a) notifying each creditor via email of the making of the orders and providing a link to a website where the creditor may download the orders, using the email address of each creditor at such email address as is recorded in the books and records of the Australian Jervois Companies;
- (b) where an email address is not recorded in the books and records of the Australian Jervois Companies but a postal address is recorded, notifying each such creditor in writing of the making of the orders and providing a link to a website where the creditor may download the orders, using the postal address for each creditor recorded in the books and records of the Australian Jervois Companies; and
- (c) placing the orders on the website/s maintained by the Administrators at <https://kpmg.com/au/en/home/creditors/jervois-group.html>.

Liberty to apply

5 Any person who can demonstrate sufficient interest (including any creditor of the Australian Jervois Companies) for the purpose of modifying or discharging any orders made pursuant to paragraphs 1 to 7 (inclusive) above, have liberty to apply when the matter is listed at 10am on 10 April 2025 before Nixon J or otherwise on giving all other interested parties not less than three business days' notice and stating the nature of the interest claimed and the relief sought.

Other

6 The Administrators' costs of and incidental to this application be costs and expenses in the administration of each of the Australian Jervois Companies, and be paid out of the assets of each of the Australian Jervois Companies.

7 Pursuant to ss 7 and 8 of the Court Suppression and Non-Publications Orders Act 2010 (NSW) on the grounds that the order is necessary to prevent prejudice to the proper administration of justice, until 4pm on 11 April 2025, third parties not be permitted to access:

- (a) paragraphs 76 to 79, and the document at tab 26 of Exhibit DAH-1 of the affidavit of David Alexander Hardy affirmed on 7 April 2025; or
- (b) paragraphs 13 to 21 of the affidavit of James Robert May affirmed on 7 April 2025,
- (c) the exhibits to the affidavits which have not yet been tendered

without further order of the Court.

Next listing

8 The plaintiffs' applications in respect of sections under s 90-15 of the IPSC and limited liability be listed before Nixon J at 10am on 10 April 2025, the plaintiffs forthwith to give notice of those applications and that listing to creditors and the Australian Securities and Investments Commission.

9. These orders be entered forthwith.

## SEAL AND SIGNATURE



Signature Rebel Kenna  
Capacity Principal Registrar  
Date 8 April 2025

If this document was issued by means of the Electronic Case Management System (ECM), pursuant to Part 3 of the Uniform Civil Procedure Rules (UCPR), this document is taken to have been signed if the person's name is printed where his or her signature would otherwise appear.

### PERSON PROVIDING DOCUMENT FOR SEALING UNDER UCPR 36.12

Name David Alexander Hardy and Gayle Dickerson in their capacities as joint and several administrators of the Second to Seventh Plaintiffs, Plaintiff 1  
JERVOIS GLOBAL LIMITED (admins apptd), Plaintiff 2  
NICO YOUNG PTY. LTD. (admins apptd), Plaintiff 3  
TZ Nico (1) Pty Limited (admins apptd), Plaintiff 4  
TZ Nico (2) Pty Limited (admins apptd), Plaintiff 5  
HARDROCK EXPLORATION PTY. LTD. (admins apptd), Plaintiff 6  
GOLDPRIDE PTY LTD (admins apptd), Plaintiff 7

Legal representative Samuel Dundas  
Legal representative reference  
Contact name and telephone Timothy Michael Klineberg  
02 9296 2493

### FURTHER DETAILS ABOUT Plaintiff(s)

First Plaintiff  
Name David Alexander Hardy and Gayle Dickerson in their capacities as joint and several administrators of the Second to Seventh Plaintiffs

Address Tower Three, International Towers Sydney Level 38  
300 Barangaroo Street  
BARANGAROO NSW 2000

Telephone  
Fax  
E-mail  
Client reference

Second Plaintiff  
Name JERVOIS GLOBAL LIMITED (admins apptd)  
ACN 007626575  
Address Suite 2  
1 - 11 Gordon Street  
CREMORNE VIC 3121

Telephone  
Fax  
E-mail

Client reference

Third Plaintiff

Name NICO YOUNG PTY. LTD. (admins apptd)  
ACN 132050205

Address Suite 2  
1 - 11 Gordon Street  
CREMORNE VIC 3121

Telephone

Fax

E-mail

Client reference

Fourth Plaintiff

Name TZ Nico (1) Pty Limited (admins apptd)  
ACN 626231267

Address Suite 2  
1 - 11 Gordon Street  
CREMORNE VIC 3121

Telephone

Fax

E-mail

Client reference

Fifth Plaintiff

Name TZ Nico (2) Pty Limited (admins apptd)  
ACN 626231276

Address Suite 2  
1 - 11 Gordon Street  
CREMORNE VIC 3121

Telephone

Fax

E-mail

Client reference

Sixth Plaintiff

Name HARDROCK EXPLORATION PTY. LTD. (admins apptd)  
ACN 004800319

Address Suite 2  
1 - 11 Gordon Street  
CREMORNE VIC 3121

Telephone

Fax

E-mail

Client reference

Seventh Plaintiff

Name GOLDPRIDE PTY LTD (admins apptd)  
ACN 061269109

Address Studio 2  
1 - 11 Gordon Street  
CREMORNE VIC 3121

Telephone

Fax

E-mail

Client reference

## **Legal representative**

Name	Samuel Dundas
Practicing certificate number	2305037
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Contact name and telephone	Timothy Michael Klineberg 02 9296 2493

#### **FURTHER DETAILS ABOUT (s)**