

**IN THE HIGH COURT OF NEW ZEALAND
AUCKLAND REGISTRY**

NO. CIV-2016-404-2907

UNDER Part 19 of the High Court Rules and section 239AT of
the Companies Act 1993

**IN THE MATTER OF WYNYARD (NZ) LIMITED (ADMINISTRATORS
APPOINTED)** a duly incorporated company having its
registered office at Level 16, 45 Queen Street, Auckland

AND

IN THE MATTER OF NEALE JACKSON and GRANT ROBERT GRAHAM as
administrators of Wynyard (NZ) Limited (Administrators
Appointed) of Level 16, 45 Queen Street, Auckland

Applicants

ORDERS OF THE COURT

DATED 14 NOVEMBER 2016



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Barristers & Solicitors

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To: Wynyard (NZ) Limited (Administrators Appointed)

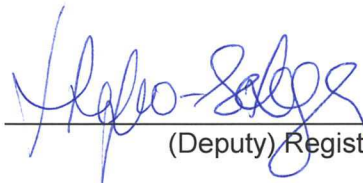
1. The originating application without notice made by Neale Jackson and Grant Robert Graham on 14 November 2016 was determined by the Honourable Justice Gilbert on 14 November 2016.
2. The determination was made upon reading:
 - (a) the applicants' originating application without notice for orders under s 239AT of the Companies Act 1993 (**Act**), dated 14 November 2016;
 - (b) the affirmation of Neale Jackson in support of the applicants' originating application without notice, affirmed on 11 November 2016; and
 - (c) the memorandum of counsel for the applicants, dated 14 November 2016.
3. The following orders were made:
 - (a) the applicants are granted leave to commence this proceeding without notice;
 - (b) that under s 239AT(2) of the Companies Act 1993 (Act) the convening period for watershed meetings (convening period) be extended from 29 November 2016 until 31 January 2017 in respect of Wynyard (NZ) Limited (**Wynyard**) and Wynyard Group Limited (**Wynyard Group**);
 - (c) that pursuant to s 239ADO, Part 15A of the Act is to have effect in relation to Wynyard and Wynyard Group as if it were provided that the watershed meeting under s 239AV may be held at any time during, and within 5 business days after the end of, the convening period as extended by the above order, notwithstanding the provisions of s 239AV;



- (d) that within 7 working days of any orders being granted, notice of this originating application and any orders be given to employees and creditors of Wynyard by:
- (i) posting notice on KordaMentha's website page concerning the administration of Wynyard and Wynyard Group; and
 - (ii) advertising once in the New Zealand Herald and the Christchurch Press,
- (e) leave is granted to any person who can demonstrate sufficient interest to apply to modify or discharge these orders, including any creditor of Wynyard, on appropriate notice being given to the applicants;
- (f) the Court file in this proceeding shall be marked and treated as confidential and shall not be available for search by any person until 31 January 2017; and
- (g) leave is reserved to the applicants to apply further in respect of any ancillary orders arising out of the orders made.

Dated 14 November 2016

Signature:



(Deputy) Registrar

**L Lefao-Setona
DEPUTY REGISTRAR**

