

IN THE HIGH COURT OF NEW ZEALAND  
AUCKLAND REGISTRY

CIV-2019-404-386

I TE KŌTI MATUA O AOTEAROA  
TĀMAKI MAKĀURAU ROHE

Under Part 19 of the High Court Rules and section 284 of the  
Companies Act 1993

In the matter of  
an application  
concerning:

**FORESTLANDS (NO.2) LIMITED (IN LIQUIDATION)**  
a company having its registered office at KordaMentha,  
Level 21, 88 Shortland Street, Auckland Central, Auckland,  
1010, New Zealand and which carried on business as a  
forest owner

And

**FORESTLANDS (NO.3) LIMITED (IN LIQUIDATION)**  
a company having its registered office at KordaMentha,  
Level 21, 88 Shortland Street, Auckland Central, Auckland,  
1010, New Zealand and which carried on business as a  
forest owner

*Continued overleaf*

In the matter of an application by **NEALE JACKSON** and **GRANT ROBERT  
GRAHAM** of Auckland, as liquidators

Applicants

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**COURT ORDERS UNDER s 284 OF THE COMPANIES ACT 1993**

Dated:

14<sup>th</sup>

July 2020



**BUDDLEFINDLAY**  
NEW ZEALAND LAWYERS  
Barristers and Solicitors  
Auckland

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And **FORESTLANDS (NO.4) LIMITED (IN LIQUIDATION)**  
a company having its registered office at KordaMentha,  
Level 21, 88 Shortland Street, Auckland Central, Auckland,  
1010, New Zealand and which carried on business as a  
forest owner

And **FORESTLANDS (NO.5) LIMITED (IN LIQUIDATION)**  
a company having its registered office at KordaMentha,  
Level 21, 88 Shortland Street, Auckland Central, Auckland,  
1010, New Zealand and which carried on business as a  
forest owner

And **FORESTLANDS (NO.6) LIMITED (IN LIQUIDATION)**  
a company having its registered office at KordaMentha,  
Level 21, 88 Shortland Street, Auckland Central, Auckland,  
1010, New Zealand and which carried on business as a  
forest owner

And **FORESTLANDS (NO.7) LIMITED (IN LIQUIDATION)**  
a company having its registered office at KordaMentha,  
Level 21, 88 Shortland Street, Auckland Central, Auckland,  
1010, New Zealand and which carried on business as a  
forest owner

And **FORESTLANDS (NO.8) LIMITED (IN LIQUIDATION)**  
a company having its registered office at KordaMentha,  
Level 21, 88 Shortland Street, Auckland Central, Auckland,  
1010, New Zealand and which carried on business as a  
forest owner

And **FORESTLANDS (NO.9) LIMITED (IN LIQUIDATION)**  
a company having its registered office at KordaMentha,  
Level 21, 88 Shortland Street, Auckland Central, Auckland,  
1010, New Zealand and which carried on business as a  
forest owner

And **FORESTLANDS (NO.10) LIMITED (IN LIQUIDATION)**  
a company having its registered office at KordaMentha,  
Level 21, 88 Shortland Street, Auckland Central, Auckland,  
1010, New Zealand and which carried on business as a  
forest owner

And **FORESTLANDS (NO.11) LIMITED (IN LIQUIDATION)**  
a company having its registered office at KordaMentha,  
Level 21, 88 Shortland Street, Auckland Central, Auckland,  
1010, New Zealand and which carried on business as a  
forest owner

And **FORESTLANDS (NO.12) LIMITED (IN LIQUIDATION)**  
a company having its registered office at KordaMentha,  
Level 21, 88 Shortland Street, Auckland Central, Auckland,  
1010, New Zealand and which carried on business as a  
forest owner

And **FORESTLANDS (NO.14) LIMITED (IN LIQUIDATION)**  
a company having its registered office at KordaMentha,  
Level 21, 88 Shortland Street, Auckland Central, Auckland,  
1010, New Zealand and which carried on business as a  
forest owner



And **FORESTLANDS (NO.15) LIMITED (IN LIQUIDATION)**  
a company having its registered office at KordaMentha,  
Level 21, 88 Shortland Street, Auckland Central, Auckland,  
1010, New Zealand and which carried on business as a  
forest owner

And **FORESTLANDS (NO.16) LIMITED (IN LIQUIDATION)**  
a company having its registered office at KordaMentha,  
Level 21, 88 Shortland Street, Auckland Central, Auckland,  
1010, New Zealand and which carried on business as a  
forest owner

And **FORESTLANDS (NO.17) LIMITED (IN LIQUIDATION)**  
a company having its registered office at KordaMentha,  
Level 21, 88 Shortland Street, Auckland Central, Auckland,  
1010, New Zealand and which carried on business as a  
forest owner

And **FORESTLANDS (NO.18) LIMITED (IN LIQUIDATION)**  
a company having its registered office at KordaMentha,  
Level 21, 88 Shortland Street, Auckland Central, Auckland,  
1010, New Zealand and which carried on business as a  
forest owner

And **FORESTLANDS (NO.19) LIMITED (IN LIQUIDATION)**  
a company having its registered office at KordaMentha,  
Level 21, 88 Shortland Street, Auckland Central, Auckland,  
1010, New Zealand and which carried on business as a  
forest owner

And **FORESTLANDS (NO.20) LIMITED (IN LIQUIDATION)**  
a company having its registered office at KordaMentha,  
Level 21, 88 Shortland Street, Auckland Central, Auckland,  
1010, New Zealand and which carried on business as a  
forest owner





**COURT ORDERS UNDER SECTION 284  
OF THE COMPANIES ACT 1993**

1. The application without notice made by **NEALE JACKSON** and **GRANT ROBERT GRAHAM**, as liquidators of Forestlands (No.2) Limited, Forestlands (No.3) Limited, Forestlands (No.4) Limited, Forestlands (No.5) Limited, Forestlands (No.6) Limited, Forestlands (No.7) Limited, Forestlands (No.8) Limited, Forestlands (No.9) Limited, Forestlands (No.10) Limited, Forestlands (No.11) Limited, Forestlands (No.12) Limited, Forestlands (No.14) Limited, Forestlands (No.15) Limited, Forestlands (No.16) Limited, Forestlands (No.17) Limited, Forestlands (No.18) Limited, Forestlands (No.19) Limited and Forestlands (No.20) Limited (together, the "**Forestlands Entities**"), on the 9th day of July 2020 was determined by the Honourable Associate Judge Bell on the 14th day of July 2020.
2. The determination was made without a hearing.
3. The following orders were made:
  - (a) Upon the liquidators authorising any interim or final dividend in respect of all the class B shares of any Forestlands Entities:
    - (i) the liquidators are not required to pay the dividend to any of the class B shareholders who at that time have not proven their shareholding to the satisfaction of the liquidators or have not provided to the liquidators all information required to enable payment to be made (including payment instructions);
    - (ii) the liquidators are required to pay the dividend:
      - (1) as soon as practicable to the class B shareholders who at that time have proven their shareholding to the satisfaction of the liquidators and have provided to the liquidators all information required to enable payment to be made (including payment instructions); and
      - (2) to the class B shareholders who subsequently prove their shareholding to the satisfaction of the liquidators, as soon as practicable after those shareholdings are proven and the liquidators have been provided with all other information required to enable payment to be made (including payment instructions);



- (iii) where any class B share is held jointly but all the joint shareholders have not proven their shareholding to the satisfaction of the liquidators or have not provided to the liquidators all information required to enable payment to be made (including payment instructions), the liquidators must pay the whole dividend for that shareholding to the joint shareholder(s) who have proven their shareholding to the satisfaction of the liquidators and have provided to the liquidators all information required to enable payment to be made (including payment instructions).
- (b) The liquidators are not required to take any further steps to contact class B shareholders or to obtain information required to enable dividends to be paid (including payment instructions).
- (c) As soon as is reasonably practicable, the liquidators must serve a copy of these orders on all creditors and shareholders for whom they hold an email address by:
  - (i) email to that address; and
  - (ii) uploading the orders to the website of Calibre Partners (previously known as KordaMentha) at <https://www.calibrepartners.co.nz>.
- (d) Leave is reserved for any affected party to apply on notice to vary these orders.

Date: 14<sup>th</sup> July 2020

Signature:

(Registrar/Deputy Registrar)

JOSH LESA  
DEPUTY REGISTRAR

