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Form 531

Corporations Act 2001
436DA(4A) & (6A)
449CA(4A) & (6A)
453D(3) & 453D(6)
456F(4) & 456F(6)
506A(3) & (6)
Corporations Regulations 2001
5.3B.35(4), 5.3B.36(3)
Insolvency Practice Rules (Corporations) 2016
90-18(2)(b) & (4)(d)

Copy of declaration of relevant relationships and/or declaration of indemnities

Liquidator details

Liquidator number

224498

Liquidator name

SALVATORE ALGERI

Company details

ACN

100 229 669

Company name

BRINDABELLA CHRISTIAN EDUCATION LIMITED

Type of declaration

This is a:

Declaration of relevant relationships and/or declaration of indemnities

Declaration by:

Administrator

Details of the DIRRI

Who referred the appointment to you?

Edwards Kirby Lawyers

Date of declaration

06-03-2025

Were you appointed to any other company within a 2 year period prior to the appointment to the company covered by the attached declaration (the current company) which was an associate of the current company, or where there were common directors between the other company and the current company, or between the other company and a related body corporate of the current company?

No

Have you provided any professional advice to the company, or to an associate of the company, other than advice on the company's insolvency and, or, the process for insolvent companies under the Corporations Act 2001? (see s9 of the Corporations Act for the definition of 'associate')

No

Have you received, or are you entitled to receive, either an indemnity or an up-front payment for remuneration?

No

Authentication

This form has been authenticated by

Name SALVATORE ALGERI

This form has been submitted by

Name Vikki Jayne KING

Date 06-03-2025

For more help or information

Web	www.asic.gov.au
Ask a question?	www.asic.gov.au/question
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Declaration of Independence, Relevant Relationships and Indemnities

Brindabella Christian Education Limited (Administrators Appointed)
Trading as Brindabella Christian College
ACN 100 229 669 ("the College")

This document requires the Practitioners appointed to an insolvent entity to make declarations as to:

A. their independence generally;

B. relationships, including

   (i) the circumstances of the appointment;

   (ii) any relationships with the College and others within the previous 24 months;

   (iii) any prior professional services for the College within the previous 24 months;

   (iv) that there are no other relationships to declare; and

C. any indemnities given, or up-front payments made, to the Practitioner.

This declaration is made in respect of ourselves, our partners and Deloitte SRT Pty Ltd (**Deloitte**).

A. Independence

We, Sal Algeri and Sam Marsden of Deloitte, have undertaken a proper assessment of the risks to our independence prior to accepting the appointment as Joint and Several Administrators of the College in accordance with the law and applicable professional standards. This assessment identified no real or potential risks to our independence. We are not aware of any reasons that would prevent us from accepting this appointment.

B. Declaration of Relationships

i. Circumstances of appointment

On 18 February 2025, we received a call from Edwards Kirby Lawyers, a law firm and we discussed this matter generally.

On 18 February 2025, representatives of Deloitte contacted Greg Zwajgenberg, the College's Chairperson and member of the Board of Directors via an initial telephone call, and further text messages and emails. Further calls occurred between 18 February and 3 March 2025.

These discussions related to the following matters:

- Background and recent history of the college
- Discussions and explanations concerning the voluntary administration process and timings
- Understanding the status of staff and their employment position and what communications would be necessary if an appointment were to occur
- Understanding the College's current financial performance and financial position
- Discussing the need to execute a non-disclosure agreement
- Discussions relating to the College's constitution and any subsequent amendments
- Discussing the position of the Secured creditor.

Deloitte.

On 3 March 2025, Deloitte representatives met with College Board members Greg Zwajgenberg, John Clarke and Suzanne Power, via video conferencing facilities. The purpose of this meeting was to introduce the Board to Sam Marsden & Sal Algeri. During this meeting discussions was limited to the potential options available to the board and the possible timing of any appointment.

On 4 March 2025, Deloitte representatives and board members of the College, Gregory Zwajgenberg and Alyn Doig attended the Deloitte ACT office and further discussions occurred regarding the timings and the process of a Voluntary Administration. On the same day, contact was made with Suzzanne Power, the Executive Principal of the College and other board members via email, further phone calls and texts occurred to understand and discuss the provision of information and the College's usual communication methods for contacting staff and parents.

On Wednesday morning, 5 March 2025, another meeting was convened at the Deloitte ACT office between Deloitte representatives and Suzanne Power to progress the planning process and the ongoing operational needs of the College as well as the planning of a staff meeting.

We consider that the abovementioned meetings and correspondence with the College and Edwards Kirby Lawyers do not result in a conflict of interest for the following reasons:

- the Courts and the ARITA's Code of Professional Practice specifically recognise the need for practitioners to provide advice on the insolvency process and the options available and do not consider that such advice results in a conflict or is an impediment to accepting the appointment,
- we do not consider ourselves to be bound to provide services to the College in relation to this matter or in any way obligated to deliver a favourable outcome to any party, nor will the advice provided be subject to review and challenge during the course of the voluntary administration, and
- these meetings and communications were required for us to have sufficient information about the College to agree to accept the appointment and allowed us to clarify and explain the nature of the voluntary administration appointment.

We were not paid for any of our pre-appointment discussions with the College's directors. We have provided no other information or advice to the College or its directors prior to our appointment beyond that outlined in this DIRRI.

ii. Prior Professional Services to the College

Neither we, nor Deloitte, have not provided any professional services to the College in the 24 months prior to the acceptance of this appointment.

Deloitte.

ii. Relevant relationships (excluding professional services to the Group)

We, or Deloitte have, or have had within the preceding 24 months, a relationship with:

Name	Nature of relationship	Reasons why this relationship does not result in a conflict of interest
Edwards Kirby Lawyers	Edwards Kirby Lawyers does not hold any security interest in respect to the College. Deloitte has been referred other formal insolvency work and will continue to aid in future referrals.	We have undertaken a number of appointments which have been referred to Deloitte by Edwards Kirby Lawyers in the normal course of business. We are not paid any commissions, inducements or benefits by Edwards Kirby Lawyers to undertake any appointments. There is no arrangement between us and Edwards Kirby Lawyers that we will give any work arising out of the Voluntary Administration to Edwards Kirby Lawyers. There is no relationship with Edwards Kirby Lawyers which in our view would restrict us from properly exercising our judgement and duties in relation to the appointment.
The National Australia Bank **(NAB)**	NAB holds an All Present and After-Acquired Property security interest over the whole or substantially the whole of the assets and undertaking of the College. We have undertaken a number of formal insolvency and advisory engagements for NAB in the usual course of business. Deloitte has and continues to provide Advisory, Consulting, Data Analytics, Forensic, Risk Services and Tax services to NAB.	We have never undertaken any work for NAB in respect of the College. We do not consider previous formal insolvency and advisory engagements accepted for NAB to present a conflict as there is no connection between these engagements and the College. The provision of Advisory, Consulting, Data Analytics, Forensic, Risk Services and Tax services to NAB brings about a commercial relationship that in our opinion does not present a conflict or impediment as it does not impact upon the position of the College. We are not paid any commissions, inducements or benefits to undertake any engagements with NAB and do not consider ourselves to be bound or in any way obligated to deliver a favourable outcome to any party.

Deloitte.

		Therefore, there is no relationship with NAB which in our view would restrict us from properly exercising our judgment and duties in relation to the appointment.

iv. No other relevant relationships to disclose

We have also considered the implications of Deloitte staff across all business units in the ACT who might have children currently enrolled at the College. Our enquiries to date have not revealed any other connections which would result in a conflict.

There are no other known relevant relationships, including personal, business and professional relationships, from the previous 24 months with the College, an associate of the College, a former insolvency practitioner appointed to the College or any person or entity that has security over the whole or substantially whole of the College's property that should be disclosed.

C. Indemnities and up-front payments

We have not been indemnified in relation to this Voluntary Administration other than any indemnities that we may be entitled to under statute, and we have not received any up-front payments in respect of our remuneration or disbursements.

Dated this 6th day of March 2025

Sal Algeri
Joint and Several Administrator

Sam Marsden
Joint and Several Administrator

Note:

1. If circumstances change, or new information is identified, we are required under the Corporations Act 2001 and the ARITA Code of Professional Practice to update this Declaration and provide a copy to creditors with my/our next communication as well as table a copy of any replacement declaration at the next meeting of the insolvent's creditors.
2. Any relationships, indemnities or up-front payments disclosed in the DIRRI must not be such that the Practitioner is no longer independent. The purpose of components B and C of the DIRRI is to disclose relationships that, while they do not result in the Practitioner having a conflict of interest or duty, ensure that creditors are aware of those relationships and understand why the Practitioner nevertheless remains independent.