SUPREME COURT OF QUEENSLAND

REGISTRY: Brisbane

NUMBER: BS 10478 of 2011

IN THE MATTER OF EQUITITRUST LIMITED A.C.N. 061 383 944

EQUITITRUST LIMITED A.C.N. 061 383 944 Applicant:

AFFIDAVIT

I, ASHLEY JOHN TIPLADY, of 16 Nerang Street, Southport in the State of Queensland, Solicitor, states on oath:

- 1. I am a partner of the law firm Nyst Lawyers and act on behalf of the Applicant in this matter.
- I caused the necessary material to be posted on the Equititrust 2. website (from approximately 12.30pm on Wednesday, 16 November 2011) in compliance with orders 1(b) and 3 of the orders made by His Honour Justice Applegarth dated 15 November 2011.
- I am informed by Mr Chris Stride, the in-house counsel at Equititrust 3. Limited and verily believe that the Notification was posted to members in compliance with the Orders of the Court of 15 November 2011 on 16 November 2011.
- I am aware that the orders made by His Honour Justice Appleaarth on 4. Tuesday, 15 November 2011 required further Affidavit material to be posted on the Equititrust website by 4.00pm on Thursday, 17 November 2011.
- At approximately 10.30am on Thursday, 17 November 2011, Nyst 5. Lawvers received correspondence from Cambridge Law, the solicitors for a Mr Ian Lazar, a defaulting borrower of the Equititrust Income Fund, notifying that Mr Lazar had brought an urgent application returnable in the Federal Court in Sydney at 3.00pm (NSW time) that afternoon seeking the appointment of a provisional liquidator to Equititrust Limited.
- This was reported to my client and I was subsequently instructed by 6. Equititrust Limited to defend that Application. Consequently, I was diverted from preparing the further affidavit material in these proceedings in order to deal with the urgent Application which had been brought in the Federal Court in Sydney. This included briefing Counsel, perusing and drawing correspondence, reviewing Affidavit material, preparing Affidavit material, and the like.

Page 1 Taken OHN TIPLADЎ Deponen OR DEC Justice of USTICE & ATTORNE Form 46 —Affidavit Nyst Lawyers

16 Nerang Street

SOUTHPORT QLD 4215 Phone: (07) 5509 2400

Filed on behalf of: Equititrust Limited

Fax: (07) 5571 0949 Ref: AJT:SG:784

- 7. Ultimately the application to appoint a provisional liquidator to Equititrust Limited was adjourned to 4.15pm (NSW time) on Monday, 21 November 2011 to permit the Queensland Supreme Court hearing in this matter to proceed.
- 8. Owing to this diversion, the further Affidavit material was not able to be prepared in compliance with the Orders made by the Court on 15 November 2011.
- 9. During the course of Friday, 18 November 2011, whilst finalising the further affidavit material in this matter, negotiations were taking place between the Board of Equititrust Limited and Stacks Managed Investments Ltd ("Stacks") in respect of Stacks taking over as the Responsible Entity for the Equititrust Income Fund and the Equititrust Priority Class Income Fund. The willingness, mechanics and terms of Stacks agreeing to take on those roles changed a number of times across the course of the day, meaning that finalisation of affidavit material was not possible as the position of the Board of Equititrust Limited had not been determined. The affidavit sworn by Mr Paul Vincent at approximately 5.30pm on Friday, 18 November 2011 details the then current position of the Board of Equititrust Limited. I caused this affidavit to be published on the Equititrust website at approximately 8.30pm on Friday, 18 November 2011.
- 10. On 31 October 2011, I caused to be undertaken a historical company search of Equititrust Limited. Exhibit "AJT1" to this Affidavit is a true copy of this company search.
- 11. In compliance with the Orders made by His Honour Justice Applegarth on Tuesday, 15 November 2011, I caused to be published:
 - a. An advertisement in the Gold Coast Bulletin on Thursday, 17 November 2011:
 - b. An advertisement in the Courier Mail newspaper on Thursday, 17 November 2011; and
 - c. An advertisement in the Australian newspaper on Friday, 18 November 2011.

The respective dates upon which these advertisements appeared were a result of the various deadlines imposed by the respective newspapers for publication of such advertisements. Exhibit "AJT2" to this Affidavit is a bundle of true copies of the advertisements detailed above.

12. All the facts and circumstances herein deposed to are within my own knowledge save such as are deposed to from information only and my means of knowledge and sources of information appear on the face of this my Affidavit.

SWORN by the abovenamed Deponent at Southport this 19th day of November 2011 before me:

FOR DECLARA

Justice of the Peace

SUPREME COURT OF QUEENSLAND

REGISTRY: Brisbane

NUMBER: BS 10478 of 2011

IN THE MATTER OF EQUITITRUST LIMITED A.C.N. 061 383 944

Applicant:

EQUITITRUST LIMITED A.C.N. 061 383 944

CERTIFICATE OF EXHIBIT

Exhibit "AJT-1" to the Affidavit of ASHLEY JOHN TIPLADY sworn 2011.

9 November

JUSTICE & ATTORNY

Deponent

Justice of the

Form 47 - Certificate of Exhibit

Nyst Lawyers 16 Nerang Street

SOUTHPORT QLD 4215 Phone: (07) 5509 2400

Fax: (07) 5571 0949

Filed on behalf of: Applicant

ASIC & Business Names

ORGANISATIONAL SEARCH ON EQUITITRUST LIMITED

Historical Extract

This information was extracted from ASIC database on 31 October 2011 at 09:39AM

Section 1274B This extract has been prepared by the Australian Securities & Investments Commission from information it obtained, by using a data processor, from the national database. If you believe that this extract contains any error or omission please advise the A.S.I.C. promptly. The Information Division of the Australian Securities & Investments Commission is certified under the Australian Quality Standard AS 3901 (International Standard ISO 9001).

 061 383 944
 EQUITITRUST LIMITED
 DOCUMENT NO.

 061 383 944
 061 383 944

 ABN
 74 061 383 944

 Registered in
 QLD

 Date Registered
 18-Aug-1993

Current Organisation Details

Review Date

Name EQUITITRUST LIMITED 015946604

Name Start 25-Jan-2002 Status REGISTERED

Type AUSTRALIAN PUBLIC COMPANY

18-Aug-2012

Class LIMITED BY SHARES

Subclass UNLISTED PUBLIC COMPANY

Disclosing Entity NO

Ceased/Former Organisation Details

Details Start 22-Oct-1996

Details End 24-Jan-2002

Name EQUITILOAN LTD

Name Start 11-Apr-1994

Status REGISTERED

Type AUSTRALIAN PUBLIC COMPANY

Class LIMITED BY SHARES

Subclass UNLISTED PUBLIC COMPANY

Disclosing Entity NO

Details Start 28-Sep-1996

Details End 21-Oct-1996

Name EQUITILOAN LTD

Name Start 11-Apr-1994

Status STRIKE-OFF ACTION IN PROGRESS

Туре

AUSTRALIAN PUBLIC COMPANY

Class

LIMITED BY SHARES

Subclass

UNLISTED PUBLIC COMPANY

Disclosing Entity

NO

Details Start

11-Apr-1994

Details End

27-Sep-1996

Name

EQUITILOAN LTD

Name Start

11-Apr-1994

Status

REGISTERED

Type Class AUSTRALIAN PUBLIC COMPANY

LIMITED BY SHARES

Subclass

UNLISTED PUBLIC COMPANY

Disclosing Entity

NO

Details Start

11-Mar-1994

005261696

004329320

005257655

Details End

10-Apr-1994

Name Name Start **EQUITILOAN PTY LTD**

Status

11-Mar-1994 REGISTERED

Type

AUSTRALIAN PROPRIETARY COMPANY

Class

LIMITED BY SHARES

Subclass

EXEMPT PROPRIETARY COMPANY

Disclosing Entity

NO

Details Start

18-Aug-1993

Details End

10-Mar-1994

Name

M C MORTGAGE MANAGEMENT PTY LTD

Name Start

18-Aug-1993

Status

REGISTERED

Type

AUSTRALIAN PROPRIETARY COMPANY

Class

LIMITED BY SHARES

Subclass

EXEMPT PROPRIETARY COMPANY

Disclosing Entity

NO

Current Registered Office

Address

65-67 THOMAS DRIVE, SURFERS PARADISE, QLD, 4217

015950413

Start Date

12-May-2000

Ceased/Former Registered Office

Address

PKF WORLDWIDE, 'LEVEL 4, WATERSIDE EAST', HOLDEN

014891088

PLACE, BUNDALL, QLD, 4217

Start Date

01-Dec-1999

End Date

11-May-2000

Address

PANNELL KERR FORSTER, LEVEL 4 TOWER 1 WATERSIDE

OFFICE PARK, HOLDEN PLACE, BUNDALL, QLD, 4217

Start Date

18-Jun-1997

(AR 1998)

061383941

End Date

30-Nov-1999

Address

LEVEL 1, 65-67 THOMAS DRIVE, SURFERS PARADISE, QLD, 005246398

4217

Start Date

21-Jun-1994

End Date

17-Jun-1997

Address

MCIVOR COGHLAN SOLICITORS, 1150 GOLD COAST

HIGHWAY, PALM BEACH, QLD, 4221

Start Date

27-Oct-1993

End Date

20-Jun-1994

Address

C/- TOP SHELF COMPANY SERVICES, SUITE 1, 31 CROMBIE 004329320

AVENUE, BUNDALL, QLD, 4217

Start Date

18-Aug-1993

End Date

26-Oct-1993

Current Principal Place of Business

Address

65-67 THOMAS DRIVE, SURFERS PARADISE, QLD, 4217

06138394G

005947086

Start Date

11-Jun-1997

(AR 1996)

Ceased/Former Principal Place of Business

Address

65-67 THOMAS DRIVE, SURFERS PARADISE, QLD, 4217

011666628

Start Date

10-Oct-1996

(AR 1995)

End Date

10-Jun-1997

Address

MCIVOR COGHLAN SOLICITORS, 1150 GOLD COAST

06138394Z

Start Date

HIGHWAY, PALM BEACH, QLD, 4221 31-Dec-1994

(AR 1994)

End Date

09-Oct-1996

Ceased/Former Principal Executive Officer

Officer Name

MARK MCIVOR

009156517

ABN

Not available

Birth Details

27-Mar-1956 DALBY QLD

Address

67 JEFFERSON LANE, PALM BEACH, QLD, 4221

Appointment Date

15-May-1995

Cease Date

08-Dec-1995

Current Director

Officer Name

JEFFREY IAN MCDERMID

7E4034319

ABN

Not available

Birth Details

05-Feb-1951 BANGALOW NSW

Address

UNIT 2604, 159 OLD BURLEIGH ROAD, BROADBEACH, QLD,

4218

Appointment Date

17-Oct-2011

Officer Name

TROY BINGHAM

7E4034319

ABN

Not available

Birth Details 17-Jan-1969 DURBAN SOUTH AFRICA

Address 12 PORTOBELLO DRIVE, MERMAID WATERS, QLD, 4218

Appointment Date 12-Oct-2011

Officer Name WARWICK POWELL 7E4034319

ABN Not available

Birth Details 01-Nov-1969 HONG KONG CHINA

Address 69-77 KILLIGREW ROAD, TAMBORINE, QLD, 4270

Appointment Date 11-Oct-2011

Officer Name PAUL JAMES VINCENT 7E4044308

ABN Not available

Birth Details 06-Apr-1957 BRISBANE QLD

Address 15 MCGREGOR STREET, CLAYFIELD, QLD, 4011

Appointment Date 24-Oct-2011

Ceased/Former Director

Officer Name JOHN ALEXANDER GODDARD 7E3283588

ABN Not available

Birth Details 14-Jun-1950 SYDNEY NSW

Address 3 ELLWOOD COURT, HIGHVALE, QLD, 4520

Appointment Date 12-Oct-2010 Cease Date 17-Oct-2011

Officer Name DAVID JOHN SANDFORD JACKSON 7E3844445

ABN Not available

Birth Details 02-Feb-1955 BRISBANE QLD

Address 23 KAMBER STREET, BARDON, QLD, 4065

Appointment Date 28-Jul-2011 Cease Date 17-Oct-2011

Officer Name CRAIG GRANVILLE TREASURE 7E3283613

ABN Not available

Birth Details 21-Dec-1962 BRISBANE QLD

Address 3018 THE BOULEVARDE, BENOWA, QLD, 4217

Appointment Date 12-Oct-2010 Cease Date 16-Oct-2011

Officer Name HARVEY PARKER 7E4034319

ABN Not available

Birth Details 16-Nov-1943 MACKAY QLD

Address 76 WOODSIDE AVENUE, FRANKSTON, VIC, 3199

Appointment Date 11-Oct-2011
Cease Date 12-Oct-2011

Officer Name DAVID ROBERT WALTER TUCKER 7E3191967

ABN Not available

Birth Details 23-Oct-1967 MELBOURNE VIC

Address 29 SASSAFRAS STREET, THE GAP, QLD, 4061

Appointment Date

03-Sep-2010

Cease Date

11-Oct-2011

Officer Name

DAVID JOHN KENNEDY

7E3099509

ABN

Not available

Birth Details

24-Dec-1968 BRISBANE QLD

Address

3 SIR BRUCE SMALL BOULEVARD, BENOWA, QLD, 4217

Appointment Date

14-May-2010

Cease Date

14-Jun-2011

Officer Name

MARK MCIVOR

1F0208790

ABN

Not available

Birth Details

27-Mar-1956 DALBY QLD

Address

1 SOUTHERN CROSS DRIVE, CHEVRON ISLAND, QLD, 4217

Appointment Date

01-Jul-1995 13-Jun-2011

Cease Date Officer Name

THOMAS JOHN HANEY

015943136

ABN

Not available

Birth Details

01-Dec-1956 MOUNT ISA QLD

Address

25 MIDSHIPMAN COURT, SURFERS PARADISE, QLD, 4217

Appointment Date

03-Jul-2000

Cease Date

03-Sep-2010

Officer Name

WAYNE MCIVOR

7E2388579

ABN

Not available

Birth Details

07-May-1954 WARWICK QLD

Address

79 RIVER CRESCENT, BROADBEACH WATERS, QLD, 4218

Appointment Date

10-Aug-2000

Cease Date

14-May-2010

Officer Name

LESLIE WAYNE PETERS

014228497

ABN

Not available

Birth Details

25-Dec-1959 HUGHENDEN QLD

Address

UNIT A10-3 RIVAGE ROYALE, 75 BRIGHTON PARADE,

SOUTHPORT, QLD, 4215

Appointment Date

15-Sep-1999

Cease Date

10-Aug-2000

Officer Name

MARK THOMAS DIXON

014228497

ABN

Not available

Birth Details

24-Apr-1956 GYMPIE QLD

Address

9 HYTHE STREET, MIAMI, QLD, 4220

Appointment Date

15-Sep-1999

Cease Date

03-Jul-2000

Officer Name

JOHN LEONARD BENNETTS

013833932

ABN

Not available

Birth Details

07-Dec-1962 BRISBANE QLD

Address

UNIT 23 CARRINGTON CRT, 3576 MAIN BEACH PARADE,

MAIN BEACH, QLD, 4217

Appointment Date

10-Mar-1998

Cease Date

15-Sep-1999

Officer Name

WAYNE MCIVOR

06138394H

ABN

Not available

(AR 1997)

Birth Details

07-May-1954 WARWICK QLD

Address

UNIT 124 GRAND MARINER, 12 COMMODORE DRIVE,

SURFERS PARADISE, QLD, 4217

Appointment Date

18-Aug-1993

Cease Date

15-Sep-1999

Officer Name

KERRY ARTHUR O'MEARA

011680137

ABN

Not available

Birth Details

24-May-1958 ROTORUA NEW ZEALAND

Address

92 AMALFI DRIVE, SURFERS PARADISE, QLD, 4217

Appointment Date

28-Nov-1996

Cease Date

10-Mar-1998

Officer Name

ROSS DONALD JANETZKI

005257634

ABN

Not available

Birth Details

25-Jun-1968 PRAHRAN VIC

Address

UNIT 5, 28 PANORAMA DRIVE, CURRUMBIN, QLD, 4223

Appointment Date

23-Feb-1994

Cease Date

28-Nov-1996

Officer Name

JOHN RICHARD MCIVOR

005947087

004329337

ABN

Not available

Birth Details

07-May-1930 WARWICK QLD

Address

2 RAZORBACK ROAD, TWEED HEADS, NSW, 2485

Appointment Date

18-Aug-1993 01-Jul-1995

Cease Date
Officer Name

ABN

Not available

Birth Details

19-May-1949 BRISBANE QLD

FROLA SHANEENE GILLTRAP

Address

16 DOUBLEVIEW DRIVE, ELANORA, QLD, 4221

Appointment Date

18-Aug-1993

Cease Date

18-Aug-1993

Officer Name

GEORGE STEPHENSON GILLTRAP

004329337

ABN

Not available

Birth Details

20-Feb-1949 ROTORUA NEW ZEALAND

Address

16 DOUBLEVIEW DRIVE, ELANORA, QLD, 4221

Appointment Date

18-Aug-1993

Cease Date

18-Aug-1993

Current Secretary

Officer Name

ROSS JAMES HONEYMAN

7E4034319

ABN

Not available

Page 6 of 20

Birth Details

02-Apr-1957 SYDNEY NSW

Address

UNIT 13, 3508 MAIN BEACH PARADE, MAIN BEACH, QLD, 4217

Appointment Date

17-Oct-2011

Ceased/Former Secretary

Officer Name

DAVID JOHN KENNEDY

7E3737048

ABN

Not available

Birth Details

24-Dec-1969 BRISBANE QLD

Address

3 SIR BRUCE SMALL BOULEVARD, BENOWA, QLD, 4217

Appointment Date

14-Jun-2011

Cease Date

17-Oct-2011

Officer Name

SIDNEY SUPER

7E2388579

ABN

Not available

Birth Details

29-Jan-1956 DURBAN SOUTH AFRICA

Address

'48 DEVILLE APARTMENTS', 3645 MAIN BEACH PARADE, MAIN

BEACH, QLD, 4217

Appointment Date

16-Jan-2004

Cease Date

01-Jul-2011

Officer Name

Birth Details

LYNDELL RUTH EASTON

06138394M (AR 2002)

ABN

Not available

17-Dec-1962 NARRABRI NSW

Address

UNIT 1, 21 VENICE STREET, MERMAID BEACH, QLD, 4218

Appointment Date

15-Sep-1999 15-Jan-2004

Cease Date
Officer Name

Birth Details

WAYNE MCIVOR

06138394H

(AR 1997)

ABN

Not available

07-May-1954 WARWICK QLD

Address

UNIT 124 GRAND MARINER, 12 COMMODORE DRIVE,

SURFERS PARADISE, QLD, 4217

Appointment Date

18-Aug-1993

Cease Date

15-Sep-1999

Officer Name

GEORGE STEPHENSON GILLTRAP

004329336

ABN

Not available

Birth Details

20-Feb-1949 ROTORUA NEW ZEALAND

Address

16 DOUBLEVIEW DRIVE, ELANORA, QLD, 4221

Appointment Date

18-Aug-1993

Cease Date

18-Aug-1993

Current Appointed Auditor

Officer Name

KPMG

024300137

Number

024510530

(FR 2007)

ABN

Not available

Address

'CORPORATE CENTRE ONE LEVEL 11', CNR BUNDALL &

SLATER AVENUE, BUNDALL, QLD, 4217

Appointment Date

06-Jun-2001

Page 7 of 20

Ceased/Former Appointed Auditor

Officer Name **PRICEWATERHOUSECOOPERS** 015497012 (FR 1999)

Number

083013423

ABN Address

Not available LEVEL 11 WATERFRONT PLACE, 1 EAGLE STREET,

BRISBANE, QLD, 4000

Appointment Date

31-Dec-1994

Cease Date

28-Jun-2001

Current Issued Capital

Type Current 06138394G

Class

ORD

(AR 1996)

ORDINARY SHARES

Number of Shares/Interests issued

500

Total amount paid/taken to be paid

\$4097385.00

Total amount due and payable

\$0.00

Ceased/Former Issued Capital

Type Ceased/Former 1F0077488

Class

C

CLASS C SHARES

Number of Shares/Interests issued

1

Total amount paid/taken to be paid

\$1.00

Total amount due and payable

\$0.00

Note: For each class of shares issued by a proprietary company, ASIC records the details of the twenty members of the class (based on shareholdings). The details of any other members holding the same number of shares as the twentieth ranked member will also be recorded by ASIC on the database. Where available, historical records show that a member has ceased to be ranked amongst the twenty members. This may, but does not necessarily mean, that they have ceased to be a member of the company.

Charges

ASIC Charge Number 470140

Charge status

Satisfied

Date registered

13-Dec-1994

Time registered

10:15:00

Charge type

Both Fixed & Floating

Date Created

Lodged

08-Dec-1994

Chargee

NATIONAL AUSTRALIA BANK LIMITED

Processed

13-Dec-1994

004 044 937

13-Dec-1994 309 No. Pages

40

1

309 NOTIFICATION OF

309A **DETAILS OF A CHARGE**

Form Type

11-Dec-2002

008000782

018191480

11-Dec-2002 312 312 NOTIFICATION OF

312A DISCHARGE

Page 8 of 20

ASIC Charge Number

730120

Date registered

24-Dec-1999

Charge status Time registered Registered 10:47:00

Charge type

Fixed

Date Created

24-Dec-1999

Chargee

CAPITAL FINANCE CORPORATION (AUSTRALIA) NO. 1 PTY

082 346 076

Lodged

Form Type

Processed

No. Pages

24-Dec-1999

309

30-Dec-1999

30

012932745

309

NOTIFICATION OF

309A

DETAILS OF A CHARGE

ASIC Charge Number 909111

Charge status Time registered Satisfied 10:42:00

Date registered

11-Dec-2002 Both Fixed & Floating

Charge type **Date Created**

05-Dec-2002

Chargee

CAPITAL FINANCE AUSTRALIA LIMITED

069 663 136

Lodged

Form Type

No. Pages

11-Dec-2002

309

11-Dec-2002

Processed

36

017885826

309

NOTIFICATION OF

309A

DETAILS OF A CHARGE

312

312

12-Aug-2004

1

020501229

12-Aug-2004 312C

NOTIFICATION OF RELEASE OF PROPERTY

24-Jan-2006

312

07-Feb-2006

2

022691002

312

NOTIFICATION OF

312C

RELEASE OF PROPERTY

04-Jun-2007

312

08-Jun-2007

1

023773940

312

NOTIFICATION OF

312A

DISCHARGE

ASIC Charge Number

1003938 15-Dec-2003 Charge status Time registered Registered 16:36:00

Date registered Charge type

Both Fixed & Floating

Date Created

28-Nov-2003

Chargee

NATIONAL AUSTRALIA BANK LIMITED

004 044 937

Form Type **Processed**

No. Pages

Lodged

309

15-Dec-2003

49

019674836

15-Dec-2003 309 309A

NOTIFICATION OF

DETAILS OF A CHARGE

15-Jun-2007

312

18-Jun-2007

3

023956179

312

NOTIFICATION OF

312C

RELEASE OF PROPERTY

Page 9 of 20

ASIC Charge Number

1065646

Charge status Time registered Registered 15:50:00

Date registered Charge type

27-Jul-2004 Both Fixed & Floating

Date Created

21-Jul-2004

Chargee

BOS INTERNATIONAL (AUSTRALIA) LTD.

066 601 250

Lodged

Form Type

No. Pages

27-Jul-2004

309

27-Jul-2004

Processed

33

020496010

309

NOTIFICATION OF

309A

DETAILS OF A CHARGE

Altered by 020 501 044

06-Aug-2004

06-Aug-2004

1

020501044

350

CERTIFICATION OF COMPLIANCE WITH STAMP DUTIES LAW BY

PROVISIONAL CHARGE

Alters 020 496 010

12-Aug-2004

312

12-Aug-2004

020501228

312 NOTIFICATION OF

312C RELEASE OF PROPERTY

24-Jan-2006

312

07-Feb-2006 2 022691023

312

NOTIFICATION OF

312C

RELEASE OF PROPERTY

04-Jun-2007

312

08-Jun-2007

2

023773941

312 312C NOTIFICATION OF

26-Jun-2007

311

RELEASE OF PROPERTY

26-Jun-2007

2

023084888

311 311A NOTIFICATION OF

ASIC Charge Number 1066324

ASSIGNMENT OF CHARGE

Charge status

Satisfied

Date registered

28-Jul-2004

Time registered

15:30:00

Charge type

Both Fixed & Floating

Date Created

28-Jul-2004

Chargee

COMMONWEALTH BANK OF AUSTRALIA

123 123 124

Lodged

Form Type

Processed

No. Pages

28-Jul-2004

309

28-Jul-2004

26

019654728

309

NOTIFICATION OF

309A

DETAILS OF A CHARGE

Altered by 020 496 815

19-Aug-2004

350

19-Aug-2004

020496815

350

CERTIFICATION OF COMPLIANCE WITH STAMP DUTIES LAW BY

PROVISIONAL CHARGE

Alters 019 654 728

03-Sep-2004 312 03-Sep-2004 1 020494250 312 **NOTIFICATION OF** 312A DISCHARGE ASIC Charge Number 1067810 Charge status Registered Date registered 03-Aug-2004 Time registered 11:00:00

Charge type Both Fixed & Floating

Date Created 03-Aug-2004

Date Created 02-Aug-2004

Time registered 11 Time registered 12 Time registered 13 Time registered 15 Ti

Chargee COMMONWEALTH BANK OF AUSTRALIA
123 123 124

Lodged Form Type Processed No. Pages

03-Aug-2004 309 03-Aug-2004 26 020503332 309 NOTIFICATION OF 309A DETAILS OF A CHARGE

Altered by 020 496 816

19-Aug-2004 350 19-Aug-2004 1 020496816

350 CERTIFICATION OF COMPLIANCE WITH STAMP DUTIES LAW BY

PROVISIONAL CHARGE Alters 020 503 332

ASIC Charge Number 1246989 Charge status Registered Date registered 22-Dec-2005 Time registered 15:06:00

Charge type Both Fixed & Floating

Date Created 14-Dec-2005

Form Type

Lodged

Chargee NATIONAL AUSTRALIA BANK LIMITED 004 044 937

22-Dec-2005 309 22-Dec-2005 42 022351727

No. Pages

309 NOTIFICATION OF
309A DETAILS OF A CHARGE

Altered by 019 271 258

Processed

27-Jan-2006 350 27-Jan-2006 1 019271258

350 CERTIFICATION OF COMPLIANCE WITH STAMP DUTIES LAW BY

PROVISIONAL CHARGE Alters 022 351 727

15-Jun-2007 312 18-Jun-2007 3 023956178

312 NOTIFICATION OF312C RELEASE OF PROPERTY

ASIC Charge Number 1467553 Charge status Registered

Date registered 15-Jun-2007 Time registered 13:49:00
Charge type Both Fixed & Floating

Date Created 13-Jun-2007

Chargee BOS INTERNATIONAL (AUSTRALIA) LTD.

066 601 250

Lodged Form Type Processed No. Pages

15-Jun-2007 309 18-Jun-2007 38 023956177

309 NOTIFICATION OF

309A **DETAILS OF A CHARGE**

Altered by 023 936 368

05-Jul-2007 350 09-Jul-2007 023936368

350 CERTIFICATION OF COMPLIANCE WITH STAMP DUTIES LAW BY

PROVISIONAL CHARGE

Alters 023 956 177

ASIC Charge Number 1467554

Charge status Time registered Registered 13:50:00

023956176

Date registered

15-Jun-2007

Charge type **Date Created** Both Fixed & Floating 13-Jun-2007

Chargee

BOS INTERNATIONAL (AUSTRALIA) LTD.

066 601 250

Lodged Form Type **Processed** No. Pages

15-Jun-2007 309 18-Jun-2007 38

309 NOTIFICATION OF

309A DETAILS OF A CHARGE

Altered by 023 936 367

05-Jul-2007 350 09-Jul-2007 023936367

350 CERTIFICATION OF COMPLIANCE WITH STAMP DUTIES LAW BY

PROVISIONAL CHARGE

Alters 023 956 176

ASIC Charge Number 2105255

Charge status

Satisfied

Date registered

20-Dec-2010

Time registered

14:59:00

Charge type

Both Fixed & Floating

Date Created

13-Dec-2010

Chargee ECG FUNDS MANAGEMENT LTD AS CUSTODIAN AND

> AGENT FOR EQUITITRUST LTD AS RESPONSIBLE ENTITY FOR THE EQUITITRUST PRIORITY CLASS INCOME FUND

147 968 741

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20-Dec-2010 309 21-Dec-2010 51 027412174

309 NOTIFICATION OF

309A **DETAILS OF A CHARGE**

26-Aug-2011 04-Oct-2011 2 312 027621512

312 NOTIFICATION OF

312A **DISCHARGE**

Document Details

Received Form Type **Processed** No. Pages **Effective**

26-Oct-2011 484 26-Oct-2011 26-Oct-2011 7E4044308

484E Change to Company Details Appointment or Cessation of A Company Officeholder

21-Oct-2011 484E	1 484 Change to Company D Company Officeholder	21-Oct-2011 etails Appointment	2 or Cessation of A	21-Oct-2011	7E4034358
21-Oct-2011 484E	1 484 Change to Company D Company Officeholder	21-Oct-2011 etails Appointment	4 or Cessation of A	21-Oct-2011	7E4034319
03-Oct-2011 519A	1 519 Notification of Filing of	Application For Wir	0 nding Up Order	21-Sep-2011	027770829
28-Jul-2011 484E	484 Change to Company D Company Officeholder	28-Jul-2011 etails Appointment	2 or Cessation of A	28-Jul-2011	7E3844445
15-Jun-2011 484E	1 484 Change to Company D Company Officeholder	15-Jun-2011 etails Appointment	2 or Cessation of A	15-Jun-2011	7E3737048
09-May-201 519C	1 519 Notification of Dismissa Order	09-May-2011 Il of Application For	3 Winding Up	06-May-2011	027527066
	1 519 Notification of Application 459p, 462 or 464	03-May-2011 on to Wind Up Com	3 npany Under S.	03-May-2011	027211980
27-Apr-2011 FS02	FS02 Copy of Afs Licence	27-Apr-2011	23	27-Apr-2011	0L0309086
	l FS90 Notice That a Product in By Afs Licensee	07-Feb-2011 n a Pds Has Cease	1 d to Be Available -	07-Feb-2011	7E3456767
	l FS90 Notice That a Product i By Afs Licensee	07-Feb-2011 า a Pds Has Cease	1 d to Be Available -	07-Feb-2011	7E3456753
15-Dec-2010 FS88A) FS88 Pds In-Use Notice - By	15-Dec-2010 Afs Licensee	3	15-Dec-2010	7E3366502
) 484 Change to Company Do Company Officeholder	09-Nov-2010 etails Appointment	2 or Cessation of A	09-Nov-2010	7E3283613
) 484 Change to Company De Company Officeholder	09-Nov-2010 etails Appointment	2 or Cessation of A	09-Nov-2010	7E3283588
) 388 Financial Report Financ Disclosing Entity	08-Nov-2010 ial Report - Public	58 Company Or	30-Jun-2010	027362052 (FR 2010)
24-Sep-2010	484	24-Sep-2010	2	24-Sep-2010	7E3191967

484E Change to Company Details Appointment or Cessation of A Company Officeholder

13-Sep-201 FS02		FS02 of Afs Licence	13-Sep-2010	23	13-Sep-2010	0L0308402
11-Aug-201 484A1		484 nge to Company De ess	11-Aug-2010 etails Change Offic	2 eholder Name Or	11-Aug-2010	7E3099509
21-May-201 484E	Char	484 nge to Company De pany Officeholder	21-May-2010 etails Appointment	2 or Cessation of A	21-May-2010	7E2908272
18-Jan-2010 FS02		FS02 of Afs Licence	18-Jan-2010	22	18-Jan-2010	0L0502165
30-Sep-200 388A	Finar	388 ncial Report Financ osing Entity	28-Oct-2009 ial Report - Public	60 Company Or	30-Jun-2009	025950974 (FR 2009)
21-Sep-200 5120		5120 e of Exemption Re	22-Sep-2009 Managed Investm	6 ent Scheme	21-Sep-2009	024768053
25-Aug-200 484A1		484 nge to Company De ess	25-Aug-2009 etails Change Office	2 eholder Name Or	25-Aug-2009	7E2388579
11-Feb-2009 FS88A	_	FS88 n-Use Notice - By /	11-Feb-2009 Afs Licensee	3	06-Feb-2009	7E2032162
28-Dec-200- FS90A	Notic	FS90 e That a Product ir fs Licensee	05-Jan-2009 a Pds Has Cease	6 d to Be Available -	28-Dec-2008	024857933
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25-Nov-2008 5122		5122 CE OF DECLARA	26-Nov-2008 TION RE MANAGE	5 ED INVESTMENT S	14-Nov-2008 SCHEME	024668944
31-Oct-2008 388A	FINA	388 NCIAL REPORT F LOSING ENTITY	06-Jan-2009 INANCIAL REPOR	60 RT - PUBLIC COMF	30-Jun-2008 PANY OR	025343802 (FR 2008)
05-Sep-2008 484A1	CHAI	484 NGE TO COMPAN RESS	05-Sep-2008 Y DETAILS CHAN		05-Sep-2008 ER NAME OR	1F0208790
21-Apr-2008 FS55		FS55 ER ISSUED PURS	21-Apr-2008 UANT TO S1020E	1 (2)	21-Apr-2008	018714168
18-Apr-2008 FS53A		FS53 FICATION OF USE	11-Jun-2008 E OF PDS - BY AF	11 S LICENSEE	18-Apr-2008	024614380
20-Mar-2008 FS55		FS55 ER ISSUED PURS	20-Mar-2008 UANT TO S1020E	2 (2)	20-Mar-2008	018714080

28-Sep-200 388A	07 388 FINANCIAL REPORT DISCLOSING ENTITY		41 DRT - PUBLIC COM	30-Jun-2007 1PANY OR	024300137 (FR 2007)
	07 FS53 NOTIFICATION OF U		11 AFS LICENSEE	31-Jul-2007	024030038
05-Jul-2007 350	7 350 CERTIFICATION OF PROVISIONAL CHAR Alters 023 956 177			05-Jul-2007 S LAW BY	023936368
05-Jul-2007 350	350 CERTIFICATION OF 0 PROVISIONAL CHAR Alters 023 956 176		1 FH STAMP DUTIES		023936367
15-Mar-200 FS56	7 FS56 REVOCATION OF ST	15-Mar-2007 OP ORDER S1020		15-Mar-2007	023083091
15-Mar-200 FS53A		05-Apr-2007 SE OF PDS - BY A		15-Mar-2007	023103489
01-Mar-200 FS53A		15-Mar-2007 SE OF PDS - BY A		16-Feb-2007	023099191
27-Feb-200 FS54	7 FS54 INTERIM ORDER ISS	06-Mar-2007 UED PURSUANT	1 TO S1020E(5)	27-Feb-2007	023083052
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01 -N ov-2000 388A	6 388 FINANCIAL REPORT I DISCLOSING ENTITY		47 RT - PUBLIC COM	30-Jun-2006 PANY OR	023394275 (FR 2006)
16-Oct-2006 FS54	FS54 INTERIM ORDER ISSI	19-Oct-2006 JED PURSUANT ⁻	1 ГО S1020E(5)	16-Oct-2006	022523542
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08-Dec-200 FS53A	5 FS53 NOTIFICATION OF US		11 S LICENSEE	01-Dec-2005	022353958
03-Oct-2009 388A	388 FINANCIAL REPORT I DISCLOSING ENTITY	26-Oct-2005 FINANCIAL REPOR	25 RT - PUBLIC COMI	30-Jun-2005 PANY OR	022285929 (FR 2005)
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07-Feb-200 FS53A		09-Feb-2005 E OF PDS - BY AF	6 S LICENSEE	09-Nov-2004	020981780
	484 CHANGE TO COMPAN CHANGE OFFICEHOL CHANGE MEMBER NA	DER NAME OR AL		25-Oct-2004	020745645
30-Sep-200	4 388	26-Nov-2004	24	30-Jun-2004	020866482
388A	FINANCIAL REPORT F DISCLOSING ENTITY				(FR 2004)
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14-Oct-2003 FS02 CO	FS02 PY OF AFS LICEN	14-Oct-2003 CE	19	14-Oct-2003	0L0200526
	388 IANCIAL REPORT SCLOSING ENTITY		- "	30-Jun-2003 IPANY OR	019777182 (FR 2003)
02-Apr-2003 FS50 PD	FS50 S OPT-IN NOTICE	08-Apr-2003	3	02-Apr-2003	018172296
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15-Jan-2003 7113 NO	7113 TICE OF DECLARA	17-Feb-2003 ATION RE FUNDR		15-Jan-2003 : 6D	017914326
316P CH	316 NUAL RETURN ANGE OF NAME O NUAL RETURN - U			18-Dec-2002	06138394M (AR 2002)
	211 TURN SHOWING E ASSES	11-Dec-2002 DIVISION OR CON		09-May-1996 RES INTO	018618125
	388 ANCIAL REPORT I CLOSING ENTITY		30 RT - PUBLIC COM	30-Jun-2002 PANY OR	018250503 (FR 2002)
INV SCI	766C PPLEMENTARY DI ESTMENT HEME ers 017 937 276	11-Feb-2002 SCLOSURE DOCU		11-Feb-2002 AGED	017944744
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25-Jan-200 205A	2 205 NOTIFICATION OF RE	25-Jan-2002 ESOLUTION CHAN	4 IGING COMPANY	24-Jan-2002 NAME	015946604	
23-Jan-2002 316G	2 316 ANNUAL RETURN - U	01-Feb-2002 NLISTED PUBLIC	4 COMPANY	15-Jan-2002	06138394L (AR 2001)	
21-Dec-200 766C	1 766C SUPPLEMENTARY DI INVESTMENT SCHEME Alters 016 700 170	24-Dec-2001 SCLOSURE DOCL	1 JMENT FOR MANA	21-Dec-2001 AGED	017933781	
14-Dec-200 7113	1 7113 NOTICE OF DECLARA	18-Dec-2001 TION RE FUNDRA	1 AISING CHAPTER	14-Dec-2001 6D	016702330	
20-Nov-200 410F	1 410 APPLICATION FOR EX	20-Nov-2001 (TENSION OF A N	2 IAME RESERVATIO	20-Nov-2001 ON	015946433	
25-Oct-2001 437	437 INSTRUMENT OF COM	25-Oct-2001 NSENT TO NAME	3	25-Oct-2001	017244466	
01-Oct-2001 428B	428 APPLICATION FOR MI COMPANY	05-Oct-2001 NISTERIAL CONS	4 ENT TO A NEW N	01-Oct-2001 AME FOR A	017244237	
28-Sep-200 388	1 388 FINANCIAL REPORT	26-Oct-2001	32	30-Jun-2001	017677206 (FR 2001)	
388E 388A	COMPANY - APPOINT FINANCIAL REPORT -				,	
	1 410 APPLICATION FOR EX		2 AME RESERVATIO		015948246	
01-Aug-200 ⁻ 410B	1 410 APPLICATION FOR RE NAME		2 A NEW NAME UPC		015946206	
24-Jul-2001 343	343 NOTICE UNDER SUBS		4 FO REMOVE AUDI		017262091	
	315 NOTICE OF RESIGNAT AUDITOR	09-Aug-2001 FION OR REMOVA		28-Jun-2001 EMOVAL OF	017128316	
25-Jan-2001 316G	316 ANNUAL RETURN - UN	31-Jan-2001 NLISTED PUBLIC (4 COMPANY	24-Jan-2001	06138394K (AR 2000)	
11-Jan-2001	754H	11-Jan-2001	44	11-Jan-2001	016703893	

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	Aileis 010 700 170				
21-Dec-200 388A	00 388 FINANCIAL REPORT DISCLOSING ENTITY				016703322 (FR 2000)
20-Dec-200 7105	00 7105 INTERIM ORDER TH ORTRANSFERRED Alters 016 700 170	20-Dec-2000 AT NO SECURITI	-	20-Dec-2000 D, ISSUED, SOLD	016545312
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23-Aug-200 304A	0 304 NOTIFICATION OF C COMPANY		2 CEHOLDERS OF		014224882
18-Jul-2000 304A	304 NOTIFICATION OF C COMPANY	18-Jul-2000 HANGE TO OFFIC	1 CEHOLDERS OF	03-Jul-2000 FAUSTRALIAN	015943136
15-May-200 205J	0 205 NOTIFICATION OF R	18-May-2000 ESOLUTION ALTE		13-Mar-2000 NSTITUTION	015950526
05-May-200 203A	0 203 NOTIFICATION OF C	05-May-2000 HANGE OF ADDR	1 RESS	05-May-2000	015950413
17-Dec-199 7068	9 7068 COPY OF PROSPEC' INCORPORATED INFORMATION			17-Dec-1999 AINING	015864264
	9 764 COPY OF PROSPEC				014793634
29-Nov-199 388A		FINANCIAL REPO		30-Jun-1999 OMPANY OR	
29-Nov-1999 316G	9 316 ANNUAL RETURN - U	04-Jan-2000 JNLISTED PUBLIC		26-Nov-1999	06138394J (AR 1999)
24-Nov-1999 203A	9 203 NOTIFICATION OF CI	29-Nov-1999 HANGE OF ADDR		23-Nov-1999	014891088
22-Nov-1999 304A	9 304 NOTIFICATION OF C			15-Sep-1999 AUSTRALIAN	014228497

COMPANY

07-Sep-1999 852 07-Sep-1999 5 07-Sep-1999 014843232 852A COPY OF OCCUPATIONAL LICENCE OF SECURITIES DEALER

THERE ARE FURTHER DOCUMENTS LODGED BY THIS COMPANY. SELECT THE 'ORDER COMPANY DOCUMENTS' OPTION FROM THE ORGANISATIONAL SEARCH SUMMARY SCREEN TO OBTAIN A COMPLETE LIST OF COMPANY DOCUMENTS.

Financial Reports

Balance Date	Report Due Date	AGM Due Date	Extended AGM Due Date	AGM Held Date	Outstanding	
30-Jun-1999	31-Oct-1999	Unknown	Unknown	Unknown	N	015497012
30-Jun-2000	31-Oct-2000	Unknown	Unknown	Unknown	N	016703322
30-Jun-2001	31-Oct-2001	Unknown	Unknown	Unknown	N	017677206
30-Jun-2002	31-Oct-2002	Unknown	Unknown	Unknown	N	018250503
30-Jun-2003	31-Oct-2003	Unknown	Unknown	Unknown	N	019777182
30-Jun-2004	31-Oct-2004	Unknown	Unknown	Unknown	N	020866482
30-Jun-2005	31-Oct-2005	Unknown	Unknown	Unknown	N	022285929
30-Jun-2006	30-Nov-2006	Unknown	Unknown	Unknown	N	023394275
30-Jun-2007	31-Oct-2007	Unknown	Unknown	Unknown	N	024300137
30-Jun-2008	31-Oct-2008	Unknown	Unknown	Unknown	N	025343802
30-Jun-2009	31-Oct-2009	Unknown	Unknown	Unknown	N	025950974
30-Jun-2010	31-Oct-2010	Unknown	Unknown	Unknown	N	027362052

Section 146A of the *Corporations Act 2001* states 'A contact address is the address to which communications and notices are sent from ASIC to the company.'

Address

PO BOX 8111, GOLD COAST MC, QLD, 9726

Start Date

28-Jun-2003

^{***} End of Extract ***

SUPREME COURT OF QUEENSLAND

REGISTRY: Brisbane

NUMBER: BS 10478 of 2011

IN THE MATTER OF EQUITITRUST LIMITED A.C.N. 061 383 944

Applicant:

EQUITITRUST LIMITED A.C.N. 061 383 944

CERTIFICATE OF EXHIBIT

Exhibit "AJT-2" to the Affidavit of ASHLEY JOHN TIPLADY sworn 10 November 2011.

Deponent

Justice of the Peace/Selice (ATT)

Form 47 - Certificate of Exhibit

Nyst Lawyers

16 Nerang Street SOUTHPORT QLD 4215 Phone: (07) 5509 2400

Fax: (07) 5509 240

Filed on behalf of: Applicant

Nauru votes three times in one week

WELLINGTON: The tiny Pacific nation of Nauru has selected its third new president in a week after incumbent Freddie Pitcher was ousted in a vote of no confidence.

no confidence.
Government MP Sprent Dabwido
switched allegiance to the Opposition and
was appointed president late on Tuesday
after defeating Mr Pitcher 9-8 in a
parliamentary vote.
The move came just five days after Mr
Pitcher became president when his predecessor Marcus Stephen quit amid corruption allegations

tion allegations.

Mr Dabwido is to announce his new

Mr Dabwido is which cabinet today.
Nauru, with only 10,000 residents, is one of the world's smallest nations.

Agence France-Presse

Solomon MPs elect new prime minister

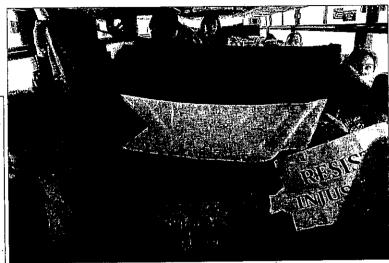
SYDNEY: The Solomon Islands has elected Gordon Darcy Lilo as its prime minister just days after he was sacked as finance minister.

Mr Lilo, who was chosen by all sitting MPs, replaces Danny Philip, who resigned last Friday after MPs descreted his Government, leaving him without a majority in the 50-seat parliament.

The vote took more than an hour, with Mr Lilo eventually emerging with Governor-General Sir Frank Kabui, who declared him to have won the leadership.

Mr Lilo, his country's 15th prime minister since the Solomons gained independence from Britain in 1978, is one of two cabinet members that Mr Philip sacked last week.

Freedom Riders revolt hits Israel



Sheera Frenkel IN JERUSALEM

PALESTINIAN activists have adopted the tactics of the "Freedom Riders" who rode segregated buses in the American South during the civil rights battles of the 1960s.

They put the plan into action yesterday by attempting to enter Jerusalem on buses designated for Israelis alone.

Jerusalem of Joses designated to Israelis alone.

"We are like them, exactly like them," said Huwaida Arraf, referring to the US activists who challenged rules which forced blacks to sit at the back of buses.

She holds dual American and Delegities withough the property of the property

She holds duat American and Palestinian citizenship and was one of the organisers of the protest. "They saw an inequality. They saw segregation and racism, and they fought it through non-violent actions," she said.
"We want to show how unfair the Israeli system is the system we are

"We want to show how unfair the Israeli system is, the system we are forced to live under."

For the six activists, including 37-year-old Badiya Dwaik, it was the first time they had boarded the buses they had seen pass by their homes their entire lives.
"I want to show them that as a human being I should be given equal rights," Mr Dwaik said.

"The Israelis, they travel to the Palestinian areas to build their

settlements.
"But Palestinians are not allow

"But Palestinians are not allowed to travel freely. We are controlled by them like rats in a cage." Israel operates two bus lines in the West Bank through the circuitous mountains and into Jerusalem. Only Israelis, however, are allowed to use the bus system. Palestinians have developed their own makeshift public transportation system comprised of minivans and small buses.

Most Palestinians also are not allowed to leave the West Bank and

travel into East Jerusalem, where hundreds of thousands of Palestin-

EDEFOOM

RIDERS: Palestinian activists display

their flag as they take their places aboard an Israell bus (above); and an activist

displays her displays ner
passport in
deflance of the
Israell boarding
restrictions (left).
Pictures: AFP

hundreds of thousands of Palestinians live.
Israelis say there are valid reasons for the restrictions.
Five years ago, Palestinian suicide bombers regularly targeted Israeli buses, killing dozens in each attack.
After several buses refused to stop or open their doors, the six Palestinian activists managed to board one of the buses departing for Jerusalem.
Many of the Jewish passengers said they were surprised to learn that Palestinians were not allowed to use the Israeli bus system.

the Israeli bus system.

Associated Press

To members of: Equititrust Income Fund and Equititrust Priority Class Income Fund (the "Funda")

Equittriust income - Fund and equitures in progression income of the World of Take notice that at 10am on Monday, 21 Novamber 2011 Equilitust Umited will be applying to the Queensland Suprame Court (Law Courts Complex, George Street, Brisbane) for orders that: 1. The Equilitust Income Fund be wound up pursuant to section 601ND of the Corporations Act

1. The Equitinust Income Fund be wound up pursuant to section out the Country of the Country (Chip 2001).
2. The Equitinust Priority Class Income Fund be wound up pursuant to section 801ND of the Country of the Equitinust Priority Class Income Fund by a temporary Responsible Entity of the Equitinust Income Fund and the Equitinust Priority Class from Fund by a temporary Responsible Entity, with that entity to wind-up the Funds and take slope to call a meeting of members to rathy its appointment; and
4. That a committee consisting of Mr Jeff McDermid, Mr Paul Vincent and Mr Nick Combis be appointed pursuant to section 601NF of the Composition Act (Chip 2001 to take responsibility for ensuring that the Funds are wound up in accordance with their constitutions and that appropriate directions be made to effect that.

These Orders will crystalise and bring forward the winding-up of the Funds, albeit by an attempted.

appropriate directions be made to effect that.

These Orders will crystallise and bring forward the winding-up of the Funds, albeit by an alternate mechanism to that which was previously contemplated by the Board of Equitinust listed and as notified to members in the notice dated 21 October 2011 and supplemented on 3 November 2011. The alternate mechanism would see the Ocurf order that the Funds be wound-up by the temporary Responsible Entity appointed on Monday, 21 November 2011. Should this transpire there will be no opportunity or need for members to call a general meeting of the scheme.

Further details may be found at www.equititrust.com.au, including copies of court documents filed in respect of the above application. The Board of Equitifust Limited is of the view that investor interests would be best served and a greater return to investors derived through an orderly realisation of the property assets.

greating trained in the staced with a number of obstacles moving forward including a likely lack of Insurance after Monday, 21 November 2011 and consequential breach of the conditions of the Australian Financial Services Licence, dealing with its own creditors and defending a mooted class action brought by investors.

Against this background, and advice having been taken, the Board has considered the following learner-

Against this background, and advice having been taken, the Board has considered the following issues:

(i) The best interests of members of the Funds;
(ii) It issues relating to the obtaining of insurance moving forward;
(iii) The future solvency of Equitifust Limited in its own right;
(iv) The potential appointment of a udulinate administrator to Equitifust Limited;
(iv) The potential appointment of a liquidator to Equitifust Limited;
(iv) Susses relating to Equitifust Limited maintaining its Australian Financial Services
Licence (and the need for such a locance in order to wind down the Funds);
(iv) An issue regarding the reconversion of suboordinated units in Elf- and EPF, in the costs and expenses of the appointment of external party or parties to Equitifust Limited; and
(iv) The impact of a forced or fire sale strategy being adopted in relation to the realization of the real property assets.

The issue in relation to the reconversion of subordinated units in EIF and EPF is the potential for a reconversion of 40,000,000 sub-ordinated units in EIF and EPF is the potential is own right.

If this happens it may diminish the EIF unit price by approximately 20%.

it this neappens it may diminish the EIF unit price by approximately 20%.

The Board is also conscious of the potential impact upon the EIF unit price should an external insolvency practitioner be appointed to Equitinist Limited. This could practicitate financiers appointing receivers, with a dottimental impact upon members as a result of less charged by the practitioners, and with the possible result of assets being realised for less than their best possible price.

price.

Having considered the above factors the Board has formed the view that it is in the best interests of members of the Funds to apply to the Court for:

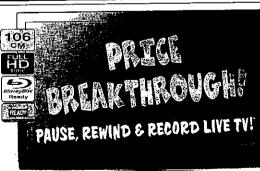
(a) the appointment of a temporary responsible entity to the Funds;

(b) the Eir mides consisting of the pursuant to Section 601ND of the Act; and

(c) a consisting of the defined price of the Act and the Ac

The Board is yet to identify the potential temporary responsible entity. It is considering several options and hopes to be in a position shortly to identify one.

Jeff McDermid Chairman Ecuititrust Limited.



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NOTICES

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Proposed Development Have your say

Vacant Land & Detached Dwellings From: Apartment Building To: Northtrade Pty Ltd cl- Storey & Castle Planning Pty Ltd Ву:

378-390 Marine Parade, 4 Parker Street 8 11-17 Bath Street, Labrador Lot 34 on RP215604, Lots 5 & 6 on RP7392 Lots 1 & 2 RP142936 & Lots 5,6,7 & 8 or RP55296. At: On:

(07) 5502 2116 Phone: Web:

Approval sought: Application No:

Development Permit for Making a Material Change of Use (Impact Assessment) MCU201100371 Public Notification Ref. No. PN11141/01/DA5

Comment period: 18.11.11 to 08.12.11

Written comments to the assessment manager:
Gold Coast City Council
Post: PO Box 5042, GCMC Old 9729
Phone: 5582 8211
Web: www.goldcoasticly.com.au/pdonline

Web: www.goldcoastolty.com.au/pdonline Please note that all submissions made in respect to the development application will be made available for public viewing on the Gold Coast City Council Planning and Development Online website: www.goldcoastolty.com.au/pdonline. When accessing Council website please use the Application Number above.



SUPREME AND DISTRICT COURTS **SOUTHPORT LAW LIST** Thursday 17 November 2011

Thursday 17 November 2011

JUNE HIDROMATION
JURY HIDROMAT

AFFLICATIONS TO COURT GHOBRIAL -v- ASSAF Judge Wall Q.C. Court 14 Level 3 10:00an Application - Legal Representatives Required) Research

Application - Legal Representatives incoming keckellener Every effort has been made to comply with non-publication suppression) orders or statutory provisions prohibiting publication that may apply to this information. The onus remains on any person using material from court files to ensure their the intended use o that material does not breach any such order or provision. BURLEIGH Chinese Massage. Total Relaxation, 1969 GC Hway, 7 days, 9-late, 5535 1282.

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aring, loyal, attractive, ma 1 60s, 5"10, fit, likes bea non-smoker, social drinker gsoh, seeking blonde slim t medium lady, 50+. Happy caring, Runaway Bay.

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LOST AND FOUND

FOUND Keys. Found in park, Tulip St, Miami on Sun 13th Nov. Handed in to Burleigh Police.

FOUND outside 28 Remberance Drive Surfers Paradise on 11/11/11. Concord Mans Push Bike, Repco Flame Push Bike, Repco Flame Push Bike, Claimant mush be able to prove ownership. Please call the Property Office, SURFER PARADISE POLICE STATION bet PROVIDED TO STATION bet Friday on PS 5707832 (excluding Public Holidays).

LOST AND FOUND

LOST AND FOUND

FOUND 1x grey sult jacket, LOcated at the Gold Coast Turf Club. Owner must be able to Located at the Gold Coast Turf Club. Owner must be able to provide proof of ownership. Rease call Police Property Office, Broadbeach Police Station between 8:30em and 3:30pm Monday to Friday, an 5811 2853 (excluding public holidays).

1300-112345

Queensland Government

Notice of proposed Ministerial designation of land for community infrastructure under the Sustain Planning Act 2008 - Public Notification Stage

PROPOSED MOUNT TAMBORINE FIRE AND RESCUE STATION 122 & 126 MAIN WESTERN ROAD, MOUNT TAMBORINE

122 & 126 MAIN WESTERN ROAD, MOUNT TAMBORINE

Proposal for the Minister to designate land
The Department of Community Safety (Queensland Fire and Rescue Service) proposes to make a request to The
Honorable Nell Roberts MP, Minister for Police, Corrective Services and Emergency Services, to designate land to
community Infrastructure under the Sustainable Planning Act 2009, chapter 5. The Department of Community Safety
invites submissions about the proposed designation of land and development for the community infrastructure.
Description of the land to which the proposed designation applies
The proposed Ministerial designation applies to land location at 122 & 126 Main Western Road, Mount Tamborine. The
land is described as Lot 1 on RF108414, Lot 2 on RF138100 and Essement A on RF863430, Parish of Tamborine and
County of Warnardy Infrastructure for which the land is proposed to be designated.
The land is proposed to be designated to facilities.

actimes. This community infrastructure is described under the Sustainable Planning Regulation 2009, schedule 2 as:

This community infrastructure is described under the Sustainable Planning Regulation 2009, schedule 2 as: (7) emergency services facilities and 115 storage and works depots and similar facilities, including administrative facilities associated with the provision or maintenance of the community infrastructure mentioned in this part. How to view details of the proposed designation of land and development for the community infrastructure. A copy of the assessment report about the proposed designation of land and development for the community infrastructure may be viewed at the Emergency Services Complex, Department of Community Safety, Cnr Park and Kedron Park Roeds, Kedron (Mon - Fri, Sam - Spm), during the public notification period which begin Friday 18 November 2011. Alternatively, a copy of the report can be requested by contacting Johantan Sasverta on Tel. (7) 3033 3046 or via email: jonathan, sasvedra@dos.qtd.gov.au For turties information about the proposed designation.

Making a submission about the proposed designation and proposed designation of the proposed designation

is use community surface occurrence to excensions of surface or early who made the submission; the in writing, dated and signed by each person or entity who made the submission; and estate the name and address of leach person or entity who made the submission; and so estate the grounds of the submission and the facts and circumstances relied on in support of the grounds.

Submissions are to be clearly marked as "Mount Yamborine QFRS" addressed to Jonathan Saavedra, Facilities Management Branch, Department of Community Safety, GPO Box 1425, Brisbane QLD 4001 and received on or before 8 December 2011.

To members of:
Equititrust Income Fund and Equititrust Priority Class Income Fund (the "Funds") Take notice that at 10am on Monday, 21 November 2011 Equitirust Limited will be applying to the Queensland Supreme Court (Law Courts Complex, George Street, Brisbane) for orders that:

1. The Equititrust Income Fund be wound up pursuant to section 601ND of the Corporations Act (Cth

1. The Equilitrust Income Fund be wound up pursuant to section out the Corporations Act (Cth) 2001;
2. The Equilitrust Priority Class Income Fund be wound up pursuant to section 601ND of the Corporations Act (Cth) 2001 Equilitrust Limited be replaced as the Responsible Entity of the Corporations Act (Cth) 2001 Equilitrust Priority Class. Income Fund by a temporary Responsible Entity, with that entity to wind-up the Funds and take steps to call a meeting of members to ratify its appointment; and
4. That a committee consisting of Mr Jeff McDermid, Mr Paul Vincent and Mr Nick Combis be appointed pursuant to section 601NF of the Corporations Act (Cth) 2001 to take responsibility for ensuring that the Funds are wound up in accordance with their constitutions and that appropriate directions be made to effect that.

**These Orders will constallice and bring forward the winding-up of the Funds, albeit by an alternate.

directions be made to effect that. These Orders will crystallise and bring forward the winding-up of the Funds, albeit by an alternate mechanism to that which was previously contemplated by the Board of Equifitrust itself and as notified to members in the notice dated 21 October 2011, and supplemented on 3 November 2011. The alternate mechanism would see the court order that the Funds be wound-up by the temporary Responsible Entity appointed on Monday, 21 November 2011. Should this transpire there will be no opportunity or need for members to call a general meeting of the scheme.

ruther details may be found at www.equititrust.com.au, including copies of court documents filed i espect of the above application.

The Board of Equititrust Limited is of the view that investor interests would be best served and a greater return to investors derived through an orderly realisation of the property assets. Equititrust Limited is faced with a number of obstacles moving forward including a likely lack of insurance after Monday, 21 November 2011 and consequential breach of the conditions of the Australian Financial Services Licence, dealing with its own creditors and defending a mooted class action brought by investors.

Against this background, and advice having been taken, the Board has considered the following

Institute the set of the Funds;
Issues relating to the obtaining of insurance moving forward;
The future solvency of Equititust Limited in its own right;
The putential appointment of a voluntary administrator to Equititrust Limited;
we'll ne potential appointment of a liquidator to Equititrust Limited;
issues relating to Equititrust Limited maintaining its australian Financial Services Licence (and the
need for such a licence in order to wind down the Funds);
An issue regarding the reconversion of subordinated units in EIF and EPF;
The costs and expenses of the appointment of external party or parties to Equititrust Limited; and
The impact of a forced or fire sale strategy being adopted in relation to the realisation of the real

property assets.

The issue in relation to the reconversion of subordinated units in EIF and EPF is the potential for a reconversion of 40,000,000 sub-ordinated units in EIF held by Equitifrust Limited in its own right. If this happens it may diminish the EIF unit price by approximately 20%.

The Board is also conscious of the potential impact upon the EIF unit price should an external insolvency practitioner be appointed to Equitifrust Limited. This could precipitate financiers appointing receivers, with a detrimental impact upon members as a result of fees charged by the practitioners, and with the possible result of assets being realised for less than their best possible price.

Having considered the above factors the Board has formed the view that it is in the best interests of members of the Funds to apply to the Court for-

(a) the appointment of a temporary responsible entity to the Funds;
(b) the EIF and EPCIF to be wound up pursuant to Section 601ND of the Act; and
(c) a committee consisting of Mr Jeff McDermid, Mr Paul Vincent and Mr Nick Combis be appointed pursuant to Section 601NF of the Act to take responsibility for ensuring that the EIF and EPCIF are wound up in accordance with their constitutions and appropriate directions of the Court to give effect to that.

The Board is yet to identify the potential temporary responsible entity. It is considering several option and hopes to be in a position shortly to identify one. Dated: 16 November 2011

Jeff McDermid Chairman Equititrust Limited.

LOST AND FOUND

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FOUND cockatiel, near Pappas Way, Carrara. Ph. 0417 798 567.

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FOUND xt blue Fuji Croestown bleyde Located on Chelentham Chris, Robins on 13 November 2011, Claimant must be able to provide proof of ownership. Hease call Police Property Office, Robins Police, Station between 8.30am and 3.30pm Monday to Friday, on 5556 9111 (asciluting public holidays).

LOST Currumbin Waters area, small brown mini Pinscher, with grey face, DEAF, 15 years. Phone 5598 6959

BlueScope investors protest over pay

A similar vote next year will cause a spill of the board

BLUESCOPE Steel's share-holders have lodged a significant protest were against the decision to pay \$3 million in bomuses to pay \$3 million in bomuse to the steel steel

still III Specentrou more votes pospiont next year's remuneration report.

Chairman Graham Kraebe said after the meeting in sydney that the consequence of the said after the meeting in sydney that the consequence of the said short what they would consider the investor teached.

During the annual general meeting, Dians Graty, chairwoman of the centumeration committee, tied to arginist to agreed to lite bonuser this year, arguing that it was necessary to stop large resource companies proching sensor staff.

Ma Grady said shareholders' disopointment with gayment of short the week disappointment with gayment of short the meeting. Dians to see the said of the sai

button easy for unhappy share-holders, Ms Grady said, but she hoped shareholders would also consider the consequences of their vote.

townstee the contequence of their vote.

"A not vote could have a particularly demotivating effect in a company like blueScope that has taken its renumeration responsibilities seriously— a company where executives, like siture-looklers, have worn the pain," site said,

gaid,
Managing director Paul
O'Malley outlined difficult
conditions for the ateel industry.
He warned that there was a
structural change in international steel flows.

Cottee fails in Nexus board bid

MATT CHAMBERS

NEXUS Energy has not ruled out legal action aguinst former managing director. Richard Cottice, who yested any excepted like his experiment of the control of



sights, suffered a 28 per cent vote against his re-election, while such of the financial year. When against his re-election, while Sper cent of voting darser went med the non-executive post. But it also said it night combinate in the result of the post of th

IN BRIEF

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BUGAR. A bidding war for
Australia's 8th bigg est milling
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comp sugar industry, and it is looking to expand its footprint further.

TAKEOVERA: A report into a \$535m offer for Australian co. \$535m offer for Australian coal-seam gas developer Bow Energy by Anyal Dukin Shell and Petro China's joint venture Arrow Boargy showshit is fair and reasonable, Bowsaid. An ithing motivates as a mar-resconsible, few said. An independent superf a report by Grant Samuel estimates the full underlying value of Beow is in the range of 311-4153 a share, compared with the \$152 cash offer from Arrow. The report cancludes the planned deal is fair, reasonable and in the best interests of shareholders.

AGSs: Patities Foods expects that it can continue to increase surroings and shareholder returns in financial year 2012, despite chillenging market conditions. Chairman Chris Riordan told the annual smeeting in Melipucne

yesterday that the company— which makes four a Twenty a meet pite and Namara spep pld?— had reported four consecutive hall years of two gearings growth till net prote of 318 den four company of the company of the "Sound captill management has seen net debt reduces to \$27,7m, net operating cashflow increase to \$27,7m and fully franked dividend for case to 7.7c per abare." he suid.

per abare, "he said.

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FORTS: The Port of Melbourn



LISTEN to the Friday Afternoon Roundtable (30m AEDT) as host John Murray of Boardroom Radio brings together Chris Caton (BT Financial), Michael Heffernan (Auchol) and Todd Kerslake (R8S Morgan) to discuss the week's standout events

achieve there will be no short- ists

who was also in Mr Cottee's non-executive chairman at the on the Crux liquids project, which proceed.

Asbestos funding needs top-up, says Hardie

ANDREW MAIN

BUILDING products group James Hardle is likely to call on money from a state-federal loan facility to maintain payouts to subsets victims, according to chief financial officer Russell Chenu.

coled funancial officer Russell Chent.

Speaking in Sydney yesterday, Wr. Cheen said that on July I this year Hardle por \$49 million into the fund, fol line with its legal obligation to contribute 35 per cent of its free cashflow, but that at present levels the fund was paying out about \$75cn a year in compensation.

His remarks came as the company announced a near-doubling of normalized profit in the September quarter from \$105207m to \$105412m.

Bottom-line camings including on the camings including on the camings including on the camings including on the camings including the said of \$105427m to a profit of \$105427m to a profit of \$105427m to a share payment in January.

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Origin gas train picks up \$1bn head of steam



James Hardie's Louis Gries and Russell Cheng yesterday

Compensation Fund had its own board.

He said that Hardie's next constitution to the fund, on July 1 next year, would be lithed by about 300m should Hardie win a long-numing tax case.

He said that the High Court still hand along-numing tax case.

He said that the High Court still hand along the said still hand along the said of the said of

the total wound not ue pur into it.
He seld the number of claims from asbestos victims was now running at about 10 per cent below actuarial predictions and that while the mathematicians had long predicted a peak in claims in the present 2011-12 financial year, "It looks as though the peak year for claims was 2008-09".

FirstRate Wholesale Saver customers

For all other FirstChoice Products: 4.40%* pa

Equititrust Income Fund and Equititrust Priority Class Income Fund (the "Funds")

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(b) 1001:

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Pieese note from 18/11/11, the following interest rates will apply.

FirstChoice Wholesale Products: 4.65%* pa

Citibank Commercial Mortgage Reference Rates effective as at Friday 18 Nov 2011.

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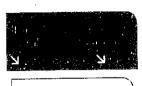
CAS: Origin Rnergy has moved closer to committing to having a second train in its proposed liquested natural gas plant at Glashome after signing a 70-year deal to reside the resident and the resident plant at Glashome after signing a 70-year deal to resident plant at Glashome after signing a 70-year deal to world prices, R could be worth up to \$1 billion a year across the 20 years. Odigh has elseedy committed to a 5.3 million tonne a year rain at Glashome. To supply the resident plant at the resident plant and the commitment from the Japanese company to take a million tonnes of LNG a year for the next 20 years will give it a substantial start on beings able to commit to a second train.

20 years will give it a misbantial start on beings able to commit to a commitment which owns 42.5 per cent is expected tomakes a 42.5 per cent is expected tomakes decision about a second train.

25 percent, is expected tomakes decision about a second train early in the new year. While it has a commitment by build one, it is also supply the second train and the second train early in the new year. While it has a commitment by build one, it is also

putting is the Infrastructure for a second train. But while Sinopec took up a IS per cent stake in the project, the contract with Kansai Electric does not festure an equity arrangement and it the moments a straight sale.

Berry's aske into the three shows a said yearterday an equity stake inthe project for Kansai Electric was a possibility for the sture. "We continue to have all electric was a possibility for the sture." We continue to have glacked as with many parties around equity, "the said." It is a significant step, but doesn't take us to full especies to the second train occupation at the second train commitment by fact quarter sect year, we will maintain the timetable of fart gas in 2016." While there have been community protests in Australia saginate cut-earn gas, Ms Moses said it had not been a factor "in the progress with up of the canadomer."



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