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(In Liquidation) (GPL)

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(Receivers & Managers Appointed) (In Liquidation)

A WHOLLY OWNED SUBSIDIARY OF GUNNS LIMITED  
ABN 29 09 478 148  
(Receivers & Managers Appointed) (In Liquidation)(Gunns)

## 2002 TO 2009 GPL WOODLOT SCHEMES (TOGETHER, THE GPL SCHEMES)

### FREQUENTLY ASKED QUESTIONS

### PROPOSED ALLOCATION OF THE TFE SCHEME PROCEEDS AND DISTRIBUTION TO GROWERS

These are summary answers. Refer to the explanatory notice to Growers dated 15 May 2015 (**EN**) for more details.

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## UPDATE ON ALLOCATION PROCEEDING

### 1 What is the Allocation Proceeding and how does it relate to me?

The Allocation Proceeding is a legal proceeding which is currently before the Court (SCI 2013 2095). The purpose of the Allocation Proceeding is to confirm how the proceeds received from the sale of GPL Scheme assets as part of the Gunns Tasmanian Forestry Estate sale (**TFE Scheme Proceeds**) are to be allocated between GPL Schemes and within each Scheme, between the Scheme Options (**Scheme Options**).

If the Proposed Allocation is approved by the Court, you may receive a payment. You may also lose any right to argue for an alternative allocation and distribution proposal once approved by the Court.

### 2 When will the Court decide whether to approve the Proposed Allocation?

The Court has set the date for hearing on 30 July 2015.

The Court may take some time after the hearing to decide whether to approve the Proposed Allocation.

### 3 Can I ask questions or express my support or objection to the Proposed Allocation?

Yes. The RE has established a telephone hotline facility and a dedicated email address so that Growers may raise any comments or questions, confirm their support or raise any objections.

In addition, you are not required to attend or appear at the Court hearing on 30 July 2015. However, you may wish to attend or appear at that Court hearing, and/or seek independent legal advice and/or obtain representation at that hearing. If you wish to do so, you will need to apply by 4pm 5 June 2015 as set out in the orders made on 13 May 2015 (a copy is available on PPB Advisory's and ABL's websites). If you do so, any legal or other costs of doing so will be at your own expense unless the Court orders otherwise.

Depending on the level of Grower interest in participating in the hearing, the RE may ask the Court to appoint parties to appear and advocate on behalf of the different Grower interests.

### 4 Will the Court know that I have supported or objected to the Proposed Allocation?

Yes. At the hearing of the Allocation Proceeding, the RE will provide the Court with the comments, support or objections they have received from Growers prior to the hearing of the Allocation Proceeding in relation to the Proposed Allocation or the Allocation Proceeding. Personal details will be kept confidential subject to any orders of the Court. Any such comments, support or objections will be considered by the Court in the context of determining whether the Proposed Allocation should be approved.

### 5 Am I bound by the Proposed Allocation?

Yes. If the Court approves the Proposed Allocation, the Liquidators will proceed to implement the Proposed Allocation and you may lose any right to argue for an alternative allocation proposal.

## 6 Where can I find more information regarding the sale of the GPL Scheme Assets?

The Grower notice dated 4 July 2014 provided a detailed background to the Joint Sale.

This notice can be accessed at both of:

[www.ppbadvisory.com.au/creditor-information](http://www.ppbadvisory.com.au/creditor-information)  
[www.abl.com.au/gunns/gunns.htm](http://www.abl.com.au/gunns/gunns.htm)

## GPL'S PROPOSAL FOR THE ALLOCATION OF THE TFE SCHEME PROCEEDS BETWEEN THE SCHEMES AND DISTRIBUTION TO GROWERS

### 7 How will the proceeds of sale be allocated between the GPL schemes?

The RE and Liquidators are proposing that the TFE Scheme Proceeds be allocated between the Scheme Options in accordance with the URS Allocation (assuming plantations with a negative value are disregarded) as documented in URS' report dated 9 April 2015:

GPL Scheme and Option	TFE Scheme Proceeds Allocation	
	\$'000	%
<b>GPL Scheme 2002</b>		
- Option 1	17,113	42.2%
- Option 2	770	1.9%
<b>GPL Scheme 2003</b>		
- Option 1	6,971	17.2%
<b>GPL Scheme 2004</b>		
- Option 1	2,595	6.4%
<b>GPL Scheme 2005</b>		
- Option 1	3,570	8.8%
- Option 2	1,215	3.0%
<b>GPL Scheme 2006</b>		
- Option 1	1,781	4.4%
- Option 2	1,747	4.3%
- Option 3	798	2.0%
<b>GPL Scheme 2008</b>		
- Option 1	1,575	3.9%
- Option 2	1,110	2.7%
- Option 3	22	0.1%
<b>GPL Scheme 2009</b>		
- Option 1	1,081	2.7%
- Option 2	219	0.5%
<b>Total</b>	<b>40,566</b>	<b>100.0%</b>

*Note: the above amounts are net of GST but before the application of costs.*

### 8 Why are some Scheme Options getting more than others?

The TFE Scheme Proceeds have been allocated between the Scheme Options to reflect the value of the relevant assets held by each of the Scheme Options:

- **Option 1:** involved growing short rotation Eucalyptus for sale as pulp logs
- **Option 2:** involved growing Eucalyptus for sale as high quality veneer logs and pulp logs
- **Option 3:** involved growing pine trees for sale as saw logs and pulp logs.

At a high level, other characteristics that are likely to affect value between the Scheme Options include:

- the early schemes, 2002 and 2003 contain trees that are closer to maturity, accordingly the remaining costs to harvest will likely be relatively less than later scheme trees
- the later schemes, 2006 to 2009 contain trees that are further from maturity, accordingly the remaining costs to harvest will likely be relatively more than earlier scheme trees
- location of trees relative to active port facilities and saw milling operations - noting the active port facilities are located at Burnie (north west Tasmania) and Tamar (northern region of Tasmania), while the Triabunna port located in the south east of Tasmania, was closed in 2010. This has a negative impact to value for the 2006 scheme which has the highest proportion of trees planted in the south east of Tasmania compared to other schemes.

Other key assumptions that may impact on value are identified at Section 4.3 of the EN.

## **9 How did the RE decide to allocate the TFE Scheme Proceeds in accordance with the URS Allocation?**

The Schemes' Assets which were sold as part of the TFE Sale were spread over all seven Schemes and across certain options within each of the Schemes. The allocation of more TFE Scheme Proceeds to any one Scheme Option will result in less TFE Scheme Proceeds being allocated to one or more other schemes.

As the RE owes duties to the growers in each scheme to act in their best interest, this gives rise to a potential conflict.

Accordingly, the Liquidators engaged a forestry expert URS, who is independent, to assess the most appropriate basis for allocation.

The Liquidators obtained an order on 5 December 2014 that the Liquidators were acting properly and reasonably in instructing URS to provide a proportionate value allocation of the TFE Scheme Proceeds between the Schemes.

The RE proposes to allocate the TFE Scheme Proceeds in accordance with the URS Allocation methodology (assuming plantations with a negative value are disregarded) (Proposed Allocation) and considers this is in the best interests of Growers.

## **10 Do the liquidators have an interest in how the TFE Scheme Proceeds are allocated?**

The Scheme Costs allocated to a particular Scheme Option will only be paid from the assets of that Scheme Option. The Scheme Costs for each particular Scheme will only be paid in full if the total funds available in that Scheme (including the TFE proceeds allocated) are greater than the Scheme Costs.

The allocation process therefore gives rise to a potential conflict of interest for the Liquidators, as the Liquidators may be seen as having an interest in allocating the TFE Scheme Proceeds in such a way as to ensure that the Scheme Costs owing to them are paid in full.

This conflict of interest will be raised with the Court at the hearing of the Allocation Proceeding in the context of its impact on the allocation of the TFE Scheme Proceeds.

The appointment of URS, an independent forestry expert, to advise on the basis for allocation provides an important step in avoiding the potential for conflict.

**11 How will the Growers in a Scheme share in the TFE Scheme Proceeds allocated to different options?**

According to the Scheme documents, Scheme Assets are divided between the different Options and Growers in each particular Option would share in the proceeds of sale for any of their Option's trees, in proportion to the number of woodlots held by them.

**Example:**

Option 2 of the 2002 Scheme is comprised of 1,936 woodlots (with a woodlot covering one hectare). The Option 2 Trees were planted on both TFE Land, and on Forestry Tasmania Land. The TFE Land comprised 303 Ha (approximately 15%) of the total land used for Option 2 of the 2002 Scheme.

According to the URS Allocation, the Option 2 Trees on TFE Land have been allocated \$770,000 of the TFE Scheme Proceeds (before costs).

Every Option 2 Grower in the 2002 Scheme, regardless of whether their trees were situated on TFE Land or elsewhere, will be allocated (before the deduction of costs) \$398 per woodlot (calculated by dividing \$770,000 by the 1,936 woodlots of Option 2 of the 2002 Scheme). After deduction of the current estimate of costs the allocation per woodlot is estimated at \$318 (before any competing claims).

An Option 1 Grower in the 2002 Scheme will not share in the \$770,000 at all - their pool of funds is separate.

**12 Why is the gross estimated return per woodlot lower than the gross amount per Ha?**

The gross returns per woodlot (i.e. before costs) to the Scheme Options are calculated by dividing the gross return to the Scheme Option by the total number of woodlots in the Scheme Option, irrespective of whether the woodlots were sold as part of the TFE Joint Sale. This is due to the pooling mechanism of the Scheme Options which is explained in FAQ 11 or in Section 4.1 of the EN.

The gross amount per Ha of a Scheme Option is solely a reference to the return on the hectares of Scheme Option woodlots actually sold as part of the TFE Joint sale. I.e. not all woodlots in the Scheme Options were sold.

The below table shows the percentage of the total Scheme Option woodlots that were sold as part of the TFE Joint Sale. Note one woodlot covers one hectare.

GPL Scheme and Option	Ha sold	Total # of woodlots (Ha) in Scheme Option	% Ha sold of total woodlots
<b>GPL Scheme 2002</b>			
- Option 1	10,441	13,693	76%
- Option 2	302	1,936	16%
<b>GPL Scheme 2003</b>			
- Option 1	6,569	14,805	44%
<b>GPL Scheme 2004</b>			
- Option 1	2,098	4,291	49%
<b>GPL Scheme 2005</b>			
- Option 1	-	-	-
- Option 1	7,137	10,979	65%
- Option 2	1,584	1,584	100%
<b>GPL Scheme 2006</b>			
- Option 1	7,598	17,740	43%
- Option 2	6,509	9,472	69%
- Option 3	1,005	4,494	22%
<b>GPL Scheme 2008</b>			
- Option 1	4,194	14,365	29%
- Option 2	1,722	2,263	76%
- Option 3	39	333	12%
<b>GPL Scheme 2009</b>			
- Option 1	1,504	4,043	37%
- Option 2	239	292	82%
<b>Total</b>	<b>50,940</b>	<b>100,291</b>	

### 13 What will be the allocation of the TFE Scheme Proceeds after the deduction of estimated costs?

After the deduction of estimated costs, the proposed net allocation of the TFE Scheme Proceeds between the Scheme Options is as follows:

GPL Scheme and Option	Estimated net return (\$'000)
<b>GPL Scheme 2002</b>	
- Option 1	13,523
- Option 2	616
<b>GPL Scheme 2003</b>	
- Option 1	4,428
<b>GPL Scheme 2004</b>	
- Option 1	1,844
<b>GPL Scheme 2005</b>	
- Option 1	1,945
- Option 2	830
<b>GPL Scheme 2006</b>	
- Option 1	-
- Option 2	198
- Option 3	409
<b>GPL Scheme 2008</b>	
- Option 1	-
- Option 2	480
- Option 3	3
<b>GPL Scheme 2009</b>	
- Option 1	522
- Option 2	135
<b>Total</b>	<b>24,933</b>

This table sets out the potential return per scheme after the deduction of costs, including costs which are yet to be approved by the Court and future costs. Those costs may vary. Actual costs may be more or less than the estimated costs. Approval of these costs will form part of a separate application to the Court. Costs relating to the TFE Sale and the Allocation Proceeding are allocated between the Scheme Options in the same proportion as TFE Scheme Proceeds are allocated between the Scheme Options.

The above estimate does not take into account, potential other claims which may materially affect the returns to each of the schemes (see FAQ 18).



## 14 What is the proposed return per woodlot?

Under the URS Allocation, the return per woodlot in each of the GPL Scheme Options (based on estimated costs and assuming there are no other scheme liabilities, e.g. landowner claims) is as follows:

GPL Scheme and Option	Estimated net return per woodlot (\$)
<b>Section reference</b>	
<b>GPL Scheme 2002</b>	
- Option 1	988
- Option 2	318
<b>GPL Scheme 2003</b>	
- Option 1	299
<b>GPL Scheme 2004</b>	
- Option 1	430
<b>GPL Scheme 2005</b>	
- Option 1	177
- Option 2	543
<b>GPL Scheme 2006</b>	
- Option 1	-
- Option 2	21
- Option 3	91
<b>GPL Scheme 2008</b>	
- Option 1	-
- Option 2	212
- Option 3	8
<b>GPL Scheme 2009</b>	
- Option 1	129
- Option 2	461
<b>Total</b>	

This table sets out the potential return per woodlot after the deduction of costs, including costs which are yet to be approved by the Court and future costs. Those costs may vary. Actual costs may be more or less than the estimated costs. Approval of these costs will form part of a separate application to the Court. Costs relating to the TFE Sale and the Allocation Proceeding are allocated between the Scheme Options in the same proportion as TFE Scheme Proceeds are allocated between the Scheme Options.

The above estimate does not take into account, potential other claims which may materially affect the returns to each of the schemes (see FAQ 18).

## 15 What happens once the TFE Scheme Proceeds are allocated to the Scheme Options?

The TFE Scheme Proceeds allocated to each Scheme Option will be used to pay the relevant Scheme Costs and to satisfy any other liabilities of that Scheme Option. The balance of the allocated TFE Scheme Proceeds will be distributed to Growers in that GPL Scheme Option (subject to any competing claims against a particular Growers' entitlement. For example, by a financier under a Grower loan).

## 16 Are there any other amounts which the RE holds on behalf of the GPL Schemes?

The RE holds other amounts which form part of the scheme property of some Scheme Options (General Scheme Option Funds) or which are referable to specific Growers in some Schemes (Specific Grower Funds).

General Scheme Option Funds include sale and thinnings proceeds of assets of a particular Scheme Option. Following the payment of any applicable Scheme Costs or other priority claim, General Scheme Option Funds will be distributed to Growers in the relevant Scheme Option (subject to any competing claim by a financier).

Specific Grower Funds are not shared between all Growers in a Scheme Option but relate only to specific Growers. These include insurance proceeds and amounts reflecting unrepresented cheques. Subject to any claims which may have priority to the distribution to Growers, Specific Grower Funds will be paid to the relevant Growers (subject to any competing claim by a financier).

The amounts currently held by the RE are:

GPL Scheme and Option	General option funds (\$'000)	Specific grower funds (\$'000)
<b>GPL Scheme 2002</b>		39.8
- Option 1		
- Option 2	306.7	
<b>GPL Scheme 2003</b>		79.9
- Option 1	10.6	
<b>GPL Scheme 2004</b>		0.9
- Option 1	-	
<b>GPL Scheme 2005</b>		158.9
- Option 1	0.0	
- Option 2		
<b>GPL Scheme 2006</b>		324.5
- Option 1	171.8	
- Option 2	128.1	
- Option 3		
<b>GPL Scheme 2008</b>		138.9
- Option 1	177.8	
- Option 2	15.2	
- Option 3		
<b>GPL Scheme 2009</b>		370.0
- Option 1		
- Option 2	0.5	
<b>To be confirmed</b>		71.3
<b>Total</b>	<b>810.7</b>	<b>1,184.3</b>

Note the above amounts have not been included in the estimated returns shown in FAQ 13 and 14.

## 17 Are there any alternative allocations other than the URS Allocation?

After obtaining directions from the Court, the RE engaged URS to undertake a value allocation. This provided the RE with an assessment of how the TFE Scheme Proceeds should be allocated based on the independent, and hence objective, opinion of URS in relation to those matters.

Parties that participate in the Allocation Proceedings may submit to the Court alternate proposals for allocation of the TFE Scheme Proceeds.

It will be the Court that determines the most appropriate basis for allocation among the Schemes and Scheme Options.

## SCHEME RELATED COSTS AND OTHER LIABILITIES

### 18 What costs will be deducted from the TFE Scheme Proceeds?

The Scheme Costs are payable in priority to any payment to Growers. The Scheme Costs to be deducted from the TFE Scheme Proceeds include:

- amounts payable to the Liquidators (such as Liquidators' remuneration for working on Scheme administration, RE expression of interest process, asset sale processes, Grower communications, resolving of landowner and other competing claims and distribution of funds)
- legal costs
- amounts payable to other third parties and amounts incurred by other parties to the Allocation Proceeding which may be payable out of the TFE Scheme Proceeds. For example, these costs include the maintenance of the Scheme assets on the TFE land, GPL staff wages (and associated infrastructure costs) and URS fees.

The Scheme Costs allocated to a particular Scheme Option will only be paid from the assets of that Scheme Option. Unless the relevant Scheme Costs for a particular Scheme Option are paid in full, Growers in that Scheme Option will not receive a return.

The estimated Scheme Costs are as follows:

GPL Scheme and Option	Professional fees and disbursements (\$'000)	Legal (\$'000)	Third party (\$'000)	Total (\$'000)
<b>GPL Scheme 2002</b>				
- Option 1	1,932	607	1,052	3,590
- Option 2	95	23	35	153
<b>GPL Scheme 2003</b>				
- Option 1	1,387	498	657	2,542
<b>GPL Scheme 2004</b>				
- Option 1	399	137	214	751
<b>GPL Scheme 2005</b>				
- Option 1	777	264	584	1,625
- Option 2	189	63	133	385
<b>GPL Scheme 2006</b>				
- Option 1	954	410	631	1,995
- Option 2	712	320	516	1,549
- Option 3	212	73	105	389
<b>GPL Scheme 2008</b>				
- Option 1	869	378	411	1,658
- Option 2	323	145	161	629
- Option 3	11	4	4	19
<b>GPL Scheme 2009</b>				
- Option 1	319	93	147	559
- Option 2	48	14	22	84
<b>Total</b>	<b>8,227</b>	<b>3,030</b>	<b>4,672</b>	<b>15,929</b>

This table sets out the potential costs, including costs which are yet to be approved by the Court and future costs. Those costs may vary. Actual costs may be more or less than the estimated costs. Approval of these costs will form part of a separate application to the Court. Costs relating to the TFE Sale and the Allocation Proceeding are allocated between the Scheme Options in the same proportion as TFE Scheme Proceeds are allocated between the Scheme Options.

The above estimate does not take into account, potential other claims which may materially affect the returns to each of the schemes (see FAQ 21).

**19 Why are the estimated costs greater for some Scheme Options?**

Some costs relate only to specific Scheme Options (such as resolving landowner claims), others are shared between all the Scheme Options on a per hectare basis. The estimated costs related to the sale and the approval of the allocation and distribution process are shared between the sale in proportion to the amount of TFE Scheme Proceeds allocated to that Scheme.

For example, Option 1 of 2002 Scheme contains approximately 13,700 hectares of trees representing 13.7% of all the GPL Scheme trees (approximately 100k Ha), therefore, it is allocated 13.7% of the costs which are shared between all Scheme Options on a per Ha basis. On the contrary, as Option 3 of 2008 Scheme contains only 330 hectares (0.3% of total GPL Scheme trees), it would be allocated only 0.3% of the costs allocated on a per Ha basis.

However for the TFE Joint Sale costs, Option 1 of the 2002 Scheme would be allocated 42.2% of the sale costs for the TFE Joint Sale as it has been allocated 42.2% of the TFE Scheme proceeds. Similarly, Option 3 of the 2008 Scheme has only be allocated 0.1% of the TFE Scheme Proceeds so will only be allocated 0.1% of the sale costs.

This example is summarised in the following table:

GPL Scheme and Option	% of total Scheme Ha	% of total TFE Scheme Proceeds
<b>GPL Scheme 2002</b>		
- Option 1	13.7%	42.2%
<b>GPL Scheme 2008</b>		
- Option 3	0.3%	0.1%

**20 Will the Liquidators be paid the Scheme Costs owing to them under each of the allocations?**

Growers will not receive a return for Schemes where the estimated costs (including future costs) exceed the estimated funds available.

In these circumstances the Liquidators will bear the shortfall on meeting these costs. That is Growers will not be required to make any contribution towards these costs.

Presently, under URS Allocation, the TFE Scheme Proceeds allocated to the Option 1 of 2006 and 2008 GPL Schemes will be insufficient to meet the estimated Scheme Costs (including future costs) and accordingly, Growers will not receive a return.

Some of the shortfall may be recovered from other Scheme property, such as the relevant general option funds set out in FAQ 16.

**21 What other liabilities could the GPL Schemes have?**

Other scheme liabilities could include some landowners' potential claims against the RE for past and future rent or other amounts owing under leases entered into in relation to the Schemes.

As noted in previous Grower updates, Growers and landowners may be impacted by a 2013 Court decision involving the Schemes. This decision, among other things, determined that the leases between GPL and landowners are scheme property. By extension, this means that GPL (as RE) may have a right to use Scheme assets to pay lease liabilities (i.e. accrued rent) through an indemnity (right to reimbursement) it has under the Scheme documents with Growers.

However this decision did not address the extent of this indemnity. GPL's right to use scheme assets to pay outstanding lease liabilities to a particular private landowner may be limited to one of the following scenarios:

- a. GPL's interest as RE<sup>1</sup> in the trees located on that private landowners' land<sup>2</sup> - *this would likely be a small value only (see notes 1 and 2 below)*
- b. the trees specifically located on that private landowner's land<sup>2</sup> – *this would likely be of nominal value (see note 2 below)*
- c. GPL'S interest as RE<sup>1</sup> in the pooled scheme assets of the relevant scheme<sup>3</sup> - *this may be of low value (see notes 1 and 3 below)*
- d. in the pooled scheme assets of the relevant scheme<sup>3</sup> – *this may be of some material value, for some schemes (see note 3 below).*

Additionally, landowners may claim against GPL, which is in liquidation. It is not expected there will be a return to unsecured creditors from the GPL liquidation (refer to the 439A report dated 25 February 2013).

Notes:

1. **GPL as RE** may be entitled to claim against the scheme assets of the relevant scheme for certain costs (such as rental), but this may be limited to the extent to which it is entitled to claim under the Scheme documents – circa 5% of the scheme's assets on that landowners land
2. **trees located on private landowner land** have been largely independently assessed as of low or nominal in value (with some exceptions)
3. **pooled scheme assets of the relevant scheme** – this includes the TFE Net Sale Proceeds allocated to the relevant scheme.

Note the GPL liquidation is very complex with many inter-related issues that need to be resolved (such as the Court allocation process of the TFE Net Sale Proceeds), before the final competing claims of stakeholders (including landowners) can be assessed.

Without a consensual agreement dealing with competing claims, it may be necessary to obtain a court determination to resolve these claims. This process would likely be lengthy and costly and unlikely to commence until later this year, meaning a final determination may not occur until sometime next year.

If these claims are valid, returns to Growers would be materially diluted. Accordingly, ongoing endeavours to commercially resolve such claims remain in the best interest of the Growers.

## MY INVESTMENT

### 22 In which of the Scheme Options do I have an investment?

Call the hotline on (03) 9269 4160 or email [gunns@ppbadvisory.com](mailto:gunns@ppbadvisory.com).

### 23 How many woodlots do I have?

Call the hotline on (03) 9269 4160 or email [gunns@ppbadvisory.com](mailto:gunns@ppbadvisory.com).

## PAYMENT PROCESS TO GROWERS

### 24 When am I going to receive my entitlement under the Proposed Allocation?

If the Proposed Allocation is approved by the Court, the RE will implement the Proposed Allocation and notify Growers of their entitlements.

Distribution of entitlements is subject to resolution of the competing claims discussed in FAQ 21.

Growers who have a Grower Loan in connection with their investment in the Schemes will be able (should they choose) to direct that their entitlement is paid, in whole or in part, to their Financier to pay, to the extent possible, their Grower Loan.

A direction to pay form is available at any of:

[www.ppbadvisory.com.au/creditor-information](http://www.ppbadvisory.com.au/creditor-information)

[www.abl.com.au/gunns/gunns.htm](http://www.abl.com.au/gunns/gunns.htm)

If you have a Grower Loan you can (if you choose) give your directions to the RE by completing and returning a direction to pay form. To arrange for a direction to pay form to be sent to you, call the telephone hotline on (03) 9269 4160 or email [gunns@ppbadvisory.com](mailto:gunns@ppbadvisory.com).

If you do not execute a Direction to Pay Form for any Grower Loan and your financier has asserted a proprietary interest in and/or security claim over the amount of any TFE Scheme Proceeds which are payable you, the RE will hold your TFE Scheme Proceeds on trust pending resolution of the competing claims, either by agreement or court order. The Allocation Proceeding will not determine the respective rights of the Financiers and Growers with Grower Loans.

### 25 How am I going to receive my payment?

To receive your entitlements (if payable to you having regard to your Grower Loan, if any), you must notify the RE of the bank account you nominate to receive payment. You can notify the RE of your bank account details by completing and returning the bank account nomination form at any of:

[www.ppbadvisory.com.au/creditor-information](http://www.ppbadvisory.com.au/creditor-information)

[www.abl.com.au/gunns/gunns.htm](http://www.abl.com.au/gunns/gunns.htm)

To arrange for a bank account nomination form to be sent to you, call the telephone hotline on (03) 9269 4160 or email [gunns@ppbadvisory.com](mailto:gunns@ppbadvisory.com).

## 26 Are there tax consequences for me as a result of the Proposed Allocation?

The Proposed Allocation and payment of the TFE Scheme Proceeds Entitlement may have tax consequences for each Grower. The consequences for each Grower will depend on the Grower's individual circumstances. You may wish to seek advice from your personal financial or taxation adviser about the potential tax consequences of receiving your TFE Scheme Proceeds Entitlement and any choice you may make to give directions to pay your TFE Scheme Proceeds Entitlement to the Financier.

Some Growers may have withholding tax deducted from their entitlements. Please note that the RE is required to withhold tax from Growers distributions at rate of 49% if a Grower has not:

- provided the RE with a tax file number (TFN) or Australian business number (ABN) before distribution
- informed the RE that he or she is exempt from quoting their TFN or ABN.

You can submit your TFN or ABN by completing and returning the bank account nomination form which can be obtain here:

[www.ppbadvisory.com.au/creditor-information](http://www.ppbadvisory.com.au/creditor-information)

[www.abl.com.au/gunns/gunns.htm](http://www.abl.com.au/gunns/gunns.htm)

To arrange for a bank account nomination form to be sent to you, call the telephone hotline on (03) 9269 4160 or email [gunns@ppbadvisory.com](mailto:gunns@ppbadvisory.com).

## RESOURCES

### 27 Where can I get copies of past Grower updates and Court documents?

Documents are available online at :

[www.ppbadvisory.com.au/creditor-information](http://www.ppbadvisory.com.au/creditor-information)

[www.abl.com.au/gunns/gunns.htm](http://www.abl.com.au/gunns/gunns.htm)

Alternatively, call the telephone hotline on (03) 9269 4160 or email [gunns@ppbadvisory.com](mailto:gunns@ppbadvisory.com).