



McGrathNicol

26 July 2021

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**Autonomous Energy Pty Ltd (Administrators Appointed)**  
**ACN 113 593 383**  
**(Autonomous Energy or the Company)**

### **Circular to Creditors and Suppliers**

Kathy Sozou, Jason Preston and I were appointed joint and several Voluntary Administrators (**Administrators**) of Autonomous Energy on 21 July 2021 (**Appointment Date**), pursuant to s436E(4) of the Corporations Act 2001 (the **Act**), replacing Domenico Alessandro Calabretta, Grahame Robert Ward and Thyge Trafford-Jones of Mackay Goodwin as administrators (**Former Administrators**).

#### **Immediate objectives**

The Administrators have assumed control of the Company's affairs and have entered into possession of its assets.

The Administrators are presently undertaking an urgent financial and operational assessment of the Company's business. The Administrators' objective is to work closely with employees, suppliers and customers to quickly stabilise operations and to determine the appropriate strategy.

Accordingly, suppliers and contractors are asked to not make any further supply or provision of services to the Company, without receipt of a purchase order signed by one of the Administrators, or their authorised signatories (**Administrators' Purchase Order**). Samples of authorised signatories are attached at Annexure A.

All supplies made against an Administrators' Purchase Order issued from the Appointment Date of the Administrators' and beyond will be paid on normal terms.

#### **Procedure for ongoing supply**

Please adopt the following procedures with regard to the Company's accounts:

- close your present account as at the Appointment Date of the Administrators'; and
- open a new account in the name of the Company, with "Administrators Appointed" noted on the account name. For example, you previously had an account with "Autonomous Energy Pty Ltd", a new account should be opened in the name of "Autonomous Energy Pty Ltd (Administrators Appointed)".

Payments made by the Administrators must be applied against debts incurred by the Administrators (i.e. against supplies made on or after the Appointment Date) and cannot be applied against any pre-administration debt owed to you by the Company.

Additionally, if you are presently a customer of the Company as well as a creditor, any goods or services supplied to you by the Company following the Administrators' appointment must be paid for in full in accordance with the Company's normal trading terms. Any goods or services provided by the Company are provided in accordance with the above condition.

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In association  
with



Liability limited by a scheme approved  
under Professional Standards Legislation

**ADVISORY  
RESTRUCTURING**



Please note:

- Any further credit properly incurred for goods and services supplied on the new account will be a liability of the Administrators. This will only be for goods and services ordered via a valid Administrators' Purchaser Order.
- In the event you have a signed purchase order from the Former Administrators, the Former Administrators remain liable for any costs incurred by them for the period of their appointment. You will need to contact the Former Administrators regarding payment for any amounts incurred during the period of their appointment.
- Under the Pay As You Go regime, we will be obliged to withhold 46.5% from payments to suppliers who do not quote a current Australian Business Number (**ABN**). Please ensure that a current ABN is quoted for each supply made by you.
- Input tax credits for payments made to registered suppliers cannot be claimed until such time as a compliant tax invoice has been received. Accordingly, the Administrators expect suppliers to provide a GST compliant tax invoice prior to payment of supplies you make to the Company.

For the avoidance of doubt, the Administrator's are not liable for any costs incurred prior to the Appointment Date.

#### **Other matters and contact details**

Details of the Second Meeting of Creditors will be provided to creditors separately.

We will liaise with the Former Administrators regarding transition of the Company's books and records, and all creditor proofs of debt received. Notwithstanding, should you wish to submit a proof of debt with the Administrator's, please contact my staff at [autonomous@mcgrathnicol.com](mailto:autonomous@mcgrathnicol.com) and a blank proof of debt can be provided to you.

A copy of the "Insolvency information for directors, employees, creditors and shareholders" information sheet issued by the Australian Securities and Investments Commission (**ASIC**) is also enclosed at Annexure B for your information.



Please direct any queries to Maree Portelli (02) 9248 9935 or via email at [autonomous@mcgrathnicol.com](mailto:autonomous@mcgrathnicol.com).

Yours faithfully

*Autonomous Energy Pty Ltd (Administrators Appointed)*

Jason Ireland

*Voluntary Administrator*

Enclosure(s):

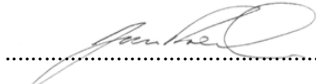
Annexure A – Authorised signatories

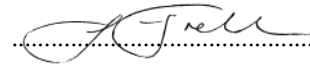
Annexure B – ASIC “Insolvency information for directors, employees, creditors and shareholders” Information Sheet




**Annexure A**


**Schedule of authorised Appointee signatories and specimen signatures**


  
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Jason Preston


  
.....  
Jason Ireland

  
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Kathy Sozou

  
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Damien Pasfield

  
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Heather Matheson

  
.....  
Christopher Hodge

  
.....  
Benjamin Young



**Annexure B**

**ASIC "Insolvency information for directors, employees, creditors and shareholders" Information Sheet**



**ASIC**  
Australian Securities &  
Investments Commission

## Insolvency information for directors, employees, creditors and shareholders

This information sheet (INFO 39) lists ASIC's information sheets for directors, employees, creditors and shareholders affected by a company's insolvency.

We have produced these with endorsement from the Australian Restructuring Insolvency & Turnaround Association (ARITA).

The information sheets give a basic understanding of the three most common company insolvency procedures – liquidation, voluntary administration and receivership – as well as the independence requirements for external administrators and approving external administrator remuneration. There is also a glossary of commonly used insolvency terms.

### List of information sheets

- [INFO 41](#) Insolvency: A glossary of terms
- [INFO 42](#) Insolvency: A guide for directors
- [INFO 43](#) Insolvency: A guide for shareholders
- [INFO 45](#) Liquidation: A guide for creditors
- [INFO 46](#) Liquidation: A guide for employees
- [INFO 54](#) Receivership: A guide for creditors
- [INFO 55](#) Receivership: A guide for employees
- [INFO 74](#) Voluntary administration: A guide for creditors
- [INFO 75](#) Voluntary administration: A guide for employees
- [INFO 84](#) Independence of external administrators: A guide for creditors
- [INFO 85](#) Approving fees: A guide for creditors

### Where can I get more information?

Further information is available from the [ARITA website](#). The ARITA website also contains the [ARITA Code of Professional Practice for Insolvency Practitioners](#).

This is **Information Sheet 39 (INFO 39)** updated on 1 September 2017. Information sheets provide concise guidance on a specific process or compliance issue or an overview of detailed guidance.