|  |  |
| --- | --- |
| [COMPANY NAME] LIMITED (the Company)  RECORD OF DEEMED CONSENT PROCEDURE  Creditors of Company Name Limited were asked to consider the following decision(s) by deemed consent by Date (the **Decision Date**): |  |
|  |  |

1. That creditors of the Company nominate [Name] of [IP Firm Name] to act as Liquidator of the Company [if there is to be more than one liquidator proposed change this to ‘Joint Liquidators’ and continue with the following otherwise delete it] and that any act required or authorised under any enactment to be done by the Joint Liquidators, may be done by all or any one or more of the persons holding the office of liquidator from time to time.

*[If a decision on the formation of a liquidation committee was also sought by deemed consent, include the following, otherwise delete it]*

1. That a liquidation committee will not be established unless sufficient creditors have indicated by the Decision Date that they are willing to be members of the committee.

**Outcome**

No objections or insufficient objections to the proposed decision(s) by deemed consent were received from creditors by 23.59 hours on the Decision Date, therefore the above decision(s) [was/were] treated as having been made on [Date = the Decision Date]

*[Or]*

The threshold for objection to the proposed decision(s) by deemed consent was reached and therefore the decision(s) [was/were] not made. A physical meeting of creditors to consider the decision in the alternative is to be held on [Date = enter date of physical meeting]

Attached is a schedule of objections made which forms part of this record.

*[If there were any material transactions between the date the SoA was verified to and the Decision Date and a report was sent to creditors in accordance with the provisions of R6.17, include one of the following paragraphs, otherwise delete]*

A report on material transactions between the date the Statement of Affairs was verified on [Date] and the Decision Date was sent to creditors on [Date] and consequently the decision date for the nomination of a liquidator [was extended from [Date] to [Date]].

*[OR]*

A report on material transactions between the date the Statement of Affairs was verified on [Date] and the Decision Date was sent to creditors on [Date]. It was not necessary to extend the original Decision Date as sufficient time existed between the delivery of the report and the original Decision Date.

Signed \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

|  |  |
| --- | --- |
|  | **[Name]** (Director)  Convener |