

Djukic, Dusan

From: Chong, Ariel <Ariel.Chong@ag.gov.au>
Sent: Monday, 11 May 2020 10:18 AM
To: Strawbridge, Vaughan; Lombe, David
Cc: Smith, Phil; Carr, Henry
Subject: [EXT]Virgin Australia Holdings Ltd (administrators appointed) & ors
[SEC=UNCLASSIFIED]
Attachments: 2020.05.11-Letter-VA-signed.pdf

Dear Vaughan and David,

Please see **attached** our letter in the above matter.

Kind regards,

Ariel Chong
Senior Government Lawyer

Recovery and Litigation Branch
Employee Entitlement Safeguards and Policy Division
Attorney-General's Department
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Australian Government
Attorney-General's Department
Industrial Relations Group

11 May 2020

Mr Vaughan Strawbridge
Joint and Several Voluntary Administrator
Deloitte Financial Advisory Pty Ltd
Grosvenor Place, 225 George Street
Sydney NSW 2000

Dear Mr Strawbridge

Virgin Australia Holdings Ltd (administrators appointed) ACN 100 686 226 and certain subsidiaries (“Group”)

I refer to your email of 4 May 2020, requesting that the Attorney-General's Department (“the Department”) provide some form of endorsement of the decision of the Voluntary Administrators in the above matter, notably a request of “*written support*” for the Voluntary Administrators to continue trading.

The Department has a statutory role to protect the Commonwealth in any liquidation. The Voluntary Administrators' role is to administer the Group's affairs to maximise the chances of the company's business continuing or, if that is not possible, to achieve a better outcome than an immediate liquidation. The Voluntary Administrators must discharge that role in accordance with the relevant law and with respect to their legal obligation. These two respective roles are and should be completely separate.

We understand that you will apply shortly to extend the period for convening the second creditors' meeting, pursuant to s 439A(6) of the Corporations Act. We consider this is the appropriate forum for you to inform the employee creditors of the nature and implications of your strategy on their position.

Yours sincerely

A handwritten signature in black ink, appearing to be 'H Carr', written over a horizontal line.

Henry Carr
Senior Executive Lawyer and Assistant Secretary
Recovery and Litigation Branch