



Federal Court of Australia

District Registry: New South Wales

Division: General

No: NSD464/2020

**IN THE MATTER OF VIRGIN AUSTRALIA HOLDINGS LTD  
(ADMINISTRATORS APPOINTED) ACN 100 686 226 & ORS**

**VAUGHAN STRAWBRIDGE, SALVATORE ALGERI, JOHN GREIG AND  
RICHARD HUGHES, IN THEIR CAPACITY AS JOINT AND SEVERAL  
VOLUNTARY ADMINISTRATORS OF THE SECOND TO THIRTY-NINTH  
PLAINTIFFS** and others named in the schedule  
Plaintiff

**ORDER**

**JUDGE:** JUSTICE MIDDLETON

**DATE OF ORDER:** 20 May 2020

**WHERE MADE:** Melbourne

**THE COURT NOTES THAT:**

1. Section 17(1) of the *Federal Court of Australia Act 1976* (Cth) (the **Act**) requires that the jurisdiction of the Court be exercised in open court, but s 17(4) of the Act allows for the public to be excluded if the Court is satisfied that their presence would be contrary to the interests of justice.
2. The Court must balance the importance of this matter being heard and determined and open justice.
3. Justice requires this hearing to be conducted as soon as reasonably possible, and that it not be delayed indefinitely pending the end of the current viral pandemic.
4. The best practical arrangements in the circumstances of the pandemic have been put in place to allow interested members of the public or the press to observe or listen to the hearing. These arrangements are identified in paragraph 1 of the orders below.
5. It would be contrary to the interests of justice for the public to have access to the hearing other than in accordance with the arrangements identified in paragraph 1 of the orders below because the result of that would be to have the hearing deferred indefinitely.



**THE COURT ORDERS THAT:**

1. Pursuant to s 17(4) of the Act, the public be excluded from this hearing listed at 10.15am on 20 May 2020, other than by the following arrangements:
  - a. any member of the public is able to join the hearing via the Microsoft Teams platform by providing an email address to the Associate to Justice Middleton (associate.middletonj@fedcourt.gov.au) as stipulated in the Court notice of proceedings; and
  - b. any member of the public is able to listen to the hearing via the Microsoft Teams platform by dialling the number and ID allocated to the hearing (published on the Court list).
2. Members of the public (other than the media representatives) who attend the hearing via the methods in paragraph 1 of these orders, do so on the condition that they are:
  - a. permitted to observe or listen to the hearing but are in no circumstances permitted to participate in the hearing;
  - b. prohibited from making any recording or photographic record of the hearing, or any part thereof, by any means whatsoever; and
  - c. advised that any failure to observe the conditions in (a) and (b) may constitute a contempt of court and be punishable as such.

Date that entry is stamped: 20 May 2020

*Sia Lagos*  
Registrar



## Schedule

No: NSD464/2020

Federal Court of Australia  
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| Interested Person        | DEPUTY COMMISSIONER OF TAXATION  |
| Second Plaintiff         | VIRGIN AUSTRALIA HOLDINGS LTD (ADMINISTRATORS APPOINTED) ACN 100 686 226                     |
| Second Interested Person | COMMONWEALTH OF AUSTRALIA  |
| Third Plaintiff          | VIRGIN AUSTRALIA INTERNATIONAL OPERATIONS PTY LTD (ADMINISTRATORS APPOINTED) ACN 155 859 608 |
| Fourth Plaintiff         | VIRGIN AUSTRALIA INTERNATIONAL HOLDINGS PTY LTD (ADMINISTRATORS APPOINTED) ACN 155 860 021   |
| Fifth Plaintiff          | VIRGIN AUSTRALIA INTERNATIONAL AIRLINES PTY LTD (ADMINISTRATORS APPOINTED) ACN 125 580 823   |
| Sixth Plaintiff          | VIRGIN AUSTRALIA AIRLINES (SE ASIA) PTY LTD (ADMINISTRATORS APPOINTED) ACN 097 892 389       |
| Seventh Plaintiff        | VIRGIN AUSTRALIA AIRLINES HOLDINGS PTY LTD (ADMINISTRATORS APPOINTED) ACN 093 924 675        |
| Eighth Plaintiff         | VAH NEWCO NO.1 PTY LTD (ADMINISTRATORS APPOINTED) ACN 160 881 345                            |
| Ninth Plaintiff          | TIGER AIRWAYS AUSTRALIA PTY LIMITED (ADMINISTRATORS APPOINTED) ACN 124 369 008               |
| Tenth Plaintiff          | VIRGIN AUSTRALIA AIRLINES PTY LTD (ADMINISTRATORS APPOINTED) ACN 090 670 965                 |
| Eleventh Plaintiff       | VA BORROWER 2019 NO. 1 PTY LTD (ADMINISTRATORS APPOINTED) ACN 633 241 059                    |
| Twelfth Plaintiff        | VA BORROWER 2019 NO. 2 PTY LTD (ADMINISTRATORS APPOINTED) ACN 637 371 343                    |
| Thirteenth Plaintiff     | VIRGIN TECH PTY LTD (ADMINISTRATORS APPOINTED) ACN 101 808 879                               |



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| Fourteenth Plaintiff     | SHORT HAUL 2018 NO. 1 PTY LTD (ADMINISTRATORS APPOINTED) ACN 622 014 831              |
| Fifteenth Plaintiff      | SHORT HAUL 2017 NO. 1 PTY LTD (ADMINISTRATORS APPOINTED) ACN 617 644 390              |
| Sixteenth Plaintiff      | SHORT HAUL 2017 NO. 2 PTY LTD (ADMINISTRATORS APPOINTED) ACN 617 644 443              |
| Seventeenth Plaintiff    | SHORT HAUL 2017 NO. 3 PTY LTD (ADMINISTRATORS APPOINTED) ACN 622 014 813              |
| Eighteenth Plaintiff     | VBNC5 PTY LTD (ADMINISTRATORS APPOINTED) ACN 119 691 502                              |
| Nineteenth Plaintiff     | A.C.N. 098 904 262 PTY LTD (ADMINISTRATORS APPOINTED) ACN 098 904 262                 |
| Twentieth Plaintiff      | VIRGIN AUSTRALIA REGIONAL AIRLINES PTY LTD (ADMINISTRATORS APPOINTED) ACN 008 997 662 |
| Twenty First Plaintiff   | VIRGIN AUSTRALIA HOLIDAYS PTY LTD (ADMINISTRATORS APPOINTED) ACN 118 552 159          |
| Twenty Second Plaintiff  | VB VENTURES PTY LTD (ADMINISTRATORS APPOINTED) ACN 125 139 004                        |
| Twenty Third Plaintiff   | VIRGIN AUSTRALIA CARGO PTY LTD (ADMINISTRATORS APPOINTED) ACN 600 667 838             |
| Twenty Fourth Plaintiff  | VB LEASECO PTY LTD (ADMINISTRATORS APPOINTED) ACN 134 268 741                         |
| Twenty Fifth Plaintiff   | VA HOLD CO PTY LTD (ADMINISTRATORS APPOINTED) ACN 165 507 157                         |
| Twenty Sixth Plaintiff   | VA LEASE CO PTY LTD (ADMINISTRATORS APPOINTED) ACN 165 507 291                        |
| Twenty Seventh Plaintiff | VIRGIN AUSTRALIA 2013-1 ISSUER CO PTY LTD (ADMINISTRATORS APPOINTED) ACN 165 507 326  |
| Twenty Eighth Plaintiff  | 737 2012 NO.1 PTY. LTD (ADMINISTRATORS APPOINTED) ACN 154 201 859                     |
| Twenty Ninth Plaintiff   | 737 2012 NO. 2 PTY LTD (ADMINISTRATORS APPOINTED) ACN 154 225 064                     |
| Thirtieth Plaintiff      | SHORT HAUL 2016 NO. 1 PTY LTD (ADMINISTRATORS   |



APPOINTED) ACN 612 766 328

Thirty First Plaintiff      SHORT HAUL 2016 NO. 2 PTY LTD (ADMINISTRATORS  
APPOINTED) ACN 612 796 077

Thirty Second Plaintiff    SHORT HAUL 2014 NO. 1 PTY LTD (ADMINISTRATORS  
APPOINTED) ACN 600 809 612

Thirty Third Plaintiff      SHORT HAUL 2014 NO. 2 PTY LTD (ADMINISTRATORS  
APPOINTED) ACN 600 878 199

Thirty Fourth Plaintiff    VA REGIONAL LEASECO PTY LTD (ADMINISTRATORS  
APPOINTED) ACN 127 491 605

Thirty Fifth Plaintiff      VB 800 2009 PTY LTD (ADMINISTRATORS APPOINTED)  
ACN 135 488 934

Thirty Sixth Plaintiff     VB LEASECO NO 2 PTY LTD (ADMINISTRATORS  
APPOINTED) ACN 142 533 319

Thirty Seventh Plaintiff    VB LH 2008 NO. 1 PTY LTD (ADMINISTRATORS  
APPOINTED) ACN 134 280 354

Thirty Eighth Plaintiff    VB LH 2008 NO. 2 PTY LTD (ADMINISTRATORS  
APPOINTED) ACN 134 288 805

Thirty Ninth Plaintiff     VB PDP 2010-11 PTY LTD (ADMINISTRATORS APPOINTED)  
ACN 140 818 266