

## NOTICE OF FILING

### Details of Filing

Document Lodged: Affidavit - Form 59 - Rule 29.02(1)  
Court of Filing: FEDERAL COURT OF AUSTRALIA (FCA)  
Date of Lodgment: 18/03/2025 4:17:00 PM AEDT  
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File Number: VID325/2025  
File Title: IN THE MATTER OF ONESTEEL MANUFACTURING PTY LTD  
(ADMINISTRATORS APPOINTED) ACN 004 651 325  
Registry: VICTORIA REGISTRY - FEDERAL COURT OF AUSTRALIA



*Sia Lagos*

Registrar

### Important Information

This Notice has been inserted as the first page of the document which has been accepted for electronic filing. It is now taken to be part of that document for the purposes of the proceeding in the Court and contains important information for all parties to that proceeding. It must be included in the document served on each of those parties.

The date of the filing of the document is determined pursuant to the Court's Rules.



**AFFIDAVIT**

No. VID 325 of 2025

Federal Court of Australia  
District Registry: Victoria  
Division: Corporations List

**IN THE MATTER OF ONESTEEL MANUFACTURING PTY LTD (ADMINISTRATORS APPOINTED)  
ACN 004 651 325**

**MARK FRANCIS XAVIER MENTHA, SEBASTIAN DAVID HAMS, LARA LUISA WIGGINS and  
MICHAEL ANTHONY KORDA IN THEIR CAPACITY AS JOINT AND SEVERAL ADMINISTRATORS  
OF ONESTEEL MANUFACTURING PTY LTD (ADMINISTRATORS APPOINTED) ACN 004 651 325**

First Plaintiffs

**ONESTEEL MANUFACTURING PTY LTD (ADMINISTRATORS APPOINTED) ACN 004 651 325**

Second Plaintiff

Affidavit of: **Raphael Yehudah Leibler**  
Address: Level 21, 333 Collins Street, Melbourne VIC 3000, Australia  
Occupation: Solicitor  
Date: 18 March 2025

**Contents**

Document number	Details	Paragraph	Page
1	Affidavit of Raphael Yehudah Leibler affirmed on 18 March 2025.	N/A	1-3
2	Annexure "RYL-2", being a paginated bundle of documents annexed and shown to the deponent at the time of affirming.	4	4-8

A handwritten signature in blue ink, appearing to be "Leon Zwier".

A handwritten signature in blue ink, appearing to be "Raphael Yehudah Leibler".

Filed on behalf of: the First Plaintiffs  
Prepared by: Leon Zwier  
Law firm: **ARNOLD BLOCH LEIBLER**  
Tel: 9229 9999 Fax: 9229 9900  
Email: lzwier@abl.com.au  
Address for service: Level 21, 333 Collins Street, Melbourne, VIC 3000

Ref: 011929197

I, **RAPHAEL YEHUDAH LEIBLER** of Level 21, 333 Collins Street, Melbourne, Victoria, 3000, solicitor, affirm:

- 1 I am a Partner at Arnold Bloch Leibler (**ABL**), the solicitors for the First Plaintiffs (**Administrators**). I have the care and conduct of this matter, together with Leon Zwier and Genevieve Sexton.
- 2 Except where I otherwise indicate, I make this affidavit from my own knowledge. Where I depose to matters from information and belief, I believe those matters to be true.
- 3 I am not authorised to waive legal professional privilege. Nothing in this affidavit should be construed as a waiver of privilege. To the extent that anything in this affidavit may be so construed, I withdraw and do not rely on that part of this affidavit.
- 4 Exhibited and shown to me at the time of affirming this affidavit is a bundle of documents to which I refer in this affidavit that are paginated and marked "**RYL-2**." Where I refer to a document within **Annexure RYL-2**, I do so by referring to the page number within the bundle.

#### **Notice and Service of the Originating Process and Supporting Materials**

##### *Australian Securities and Investments Commission*

- 5 On 17 March 2025 (at 9:23 pm), I sent a sealed copy of the **Originating Process** dated 17 March 2025 and unsealed copies of the Affidavit of Lara Luisa Wiggins sworn 17 March 2025 (**Wiggins Affidavit**) and the First Plaintiffs' **Outline of Submissions** to the Australian Securities and Investments Commission (**ASIC**) by email to Jennifer Reynolds, Senior Manager and Tom O'Shea, the Regional Commissioner (Victoria) and Senior Executive Leader, Enforcement Inquiries and Compliance. In the email, I also provided the details of the hearing of the Originating Process in this Court at 10:30 am on 18 March 2025. A copy of my email to Ms Reynolds and Mr O'Shea on 17 March 2025 (excluding attachments) is at **page 3 of Annexure RYL-2**.
- 6 On 18 March 2025 (at 9:17 am), Lamees Mchawrab of ASIC responded to my email stating that ASIC considers that this is a matter properly left for the determination of the Court and confirming that ASIC does not propose to intervene in the proceedings. A copy of the email from ASIC to me is at **page 2 of Annexure RYL-2**.

##### *Committee of Inspection*

- 7 On 17 March 2025 (at 9:29 pm), I sent an email attaching a sealed copy of the Originating Process and unsealed copies of the Wiggins Affidavit and Outline of Submissions, together with the details of the hearing on 18 March 2025, to the **Committee of Inspection** appointed to OneSteel Manufacturing Pty Limited (Administrators Appointed) (**OneSteel**), comprising:



- (a) Damien Hodgkinson (InfraBuild Australia Pty Ltd);
- (b) David Foot (Golding Contractors Pty Ltd);
- (c) Sam Chard (The Commonwealth Department of Industry, Science and Resources);
- (d) Gavin Hobart (non-union employees / salaried staff);
- (e) George Lippiatt (Aurizon Bulk Central Pty Ltd);
- (f) Henry Carr (Department of Employment and Workplace Relations);
- (g) John Chapman (WH&F Aust Pty Ltd);
- (h) Nari Chandler (SA Water, South Australia Arid Landscape Board & Dog Fence Board);
- (i) Paul Martyn (State SA Department of Energy and Mining);
- (j) Tim Burfield (Environment Protection Authority); and
- (k) Zach Duncafe (employees / Union – AWU).

A copy of my email to the Committee of Inspection on 17 March 2025 (excluding attachments) is at **page 5 of Annexure RYL-2**.

8 As of making this affidavit, I have not received a response from any member of the Committee of Inspection.

**Originating Process and Supporting Materials Accessible by Website**

9 On 18 March 2025, sealed copies of the Originating Process and unsealed copies of the Wiggins Affidavit and Outline of Submissions were uploaded to the following publicly accessible websites:

- (a) the OneSteel portal on the website of KordaMentha at: <https://kordamentha.com/creditors/onesteel-manufacturing-pty-limited>; and
- (b) the OneSteel portal on the website of ABL at: <https://www.abl.com.au/insolvency-administrations/onesteel-manufacturing/>.

**AFFIRMED** by the deponent  
 at Melbourne  
 in Victoria  
 on 18 March 2025  
 Before me:



Signature of witness

**Molly Alexandra Scott**  
 Arnold Bloch Leibler  
 Level 21, 333 Collins Street, Melbourne 3000  
 An Australian Legal Practitioner  
 within the meaning of the  
 Legal Profession Uniform Law (Victoria)



Signature of deponent

A person authorised under section 19(1) of the *Oaths and Affirmations Act 2018* (Vic) to take an affidavit.

**CERTIFICATE IDENTIFYING ANNEXURE "RYL-2"**

No. VID 325 of 2025

Federal Court of Australia  
District Registry: Victoria  
Division: Corporations List

**IN THE MATTER OF ONESTEEL MANUFACTURING PTY LTD (ADMINISTRATORS APPOINTED)  
ACN 004 651 325**

**MARK FRANCIS XAVIER MENTHA, LARA LUISA WIGGINS, SEBASTIAN DAVID HAMS and  
MICHAEL ANTHONY KORDA IN THEIR CAPACITY AS JOINT AND SEVERAL ADMINISTRATORS  
OF ONESTEEL MANUFACTURING PTY LTD (ADMINISTRATORS APPOINTED) ACN 004 651 325**

First Plaintiffs

**ONESTEEL MANUFACTURING PTY LTD (ADMINISTRATORS APPOINTED) ACN 004 651 325**

Second Plaintiff

Affidavit of: **Raphael Yehudah Leibler**  
Address: Level 21, 333 Collins Street, Melbourne VIC 3000, Australia  
Occupation: Solicitor  
Date: 18 March 2025

This is the annexure marked "RYL-2" referred to in the affidavit of **Raphael Yehudah Leibler** affirmed before me on 18 March 2025.



Signature of witness

**Molly Alexandra Scott**  
Arnold Bloch Leibler  
**Level 21, 333 Collins Street, Melbourne 3000**  
An Australian Legal Practitioner  
within the meaning of the  
**Legal Profession Uniform Law (Victoria)**

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Filed on behalf of: the First Plaintiffs

Prepared by: Leon Zwier

Ref: 011929197

Law firm: **ARNOLD BLOCH LEIBLER**

Tel: 9229 9999 Fax: 9229 9900

Email: lzwier@abl.com.au

**Address for service:** Level 21, 333 Collins Street, Melbourne, VIC 3000

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**From:** Lamees Mchawrab <lamees.mchawrab@asic.gov.au>  
**Sent:** Tuesday, 18 March 2025 9:17 AM  
**To:** Raphael Leibler  
**Cc:** Leon Zwier; Molly Scott; Miles Harford; Jennifer Reynolds; Tom O'Shea  
**Subject:** RE: OneSteel Manufacturing Pty Ltd (Administrators Appointed) | VID324/2025 [SEC=OFFICIAL]  
**Attachments:** Outline of Submissions - 17.03.25.pdf; Affidavit of Lara Wiggins - 17.03.25 & LLW-1.pdf; [Sealed]Originating Process - 17.03.25.pdf

Dear Mr Leibler,

I refer to your email below and acknowledge receipt of the attached documents.

ASIC considers that this is a matter properly left for the determination of the Court and confirms that it does not propose to intervene in the proceedings (**Application**).

ASIC's decision is based on the principles set out in ASIC Information Sheet 180 ASIC's approach to involvement in private court proceedings, including:

1. whether intervention is of strategic regulatory significance;
2. whether the benefits of intervention outweigh the costs of doing so;
3. whether issues specific to the case warrant intervention; and
4. whether alternatives are available, including appearing as amicus curiae or taking action ourselves.

ASIC has not formed the view that any aspect of the Application requires regulatory intervention or warrants the making of submissions before the Court by ASIC.

This email should not be taken as an expression of support for, or opposition to, the orders sought in the Application.

Kind regards,

**Lamees Mchawrab**  
Lawyer, Registered Liquidators  
Enforcement and Compliance  
**Australian Securities and Investments Commission**  
Level 9, 100 Market Street, Sydney, 2000  
[Lamees.mchawrab@asic.gov.au](mailto:Lamees.mchawrab@asic.gov.au)



**ASIC**

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**From:** Raphael Leibler <[RLeibler@abl.com.au](mailto:RLeibler@abl.com.au)>  
**Sent:** Monday, 17 March 2025 9:23 PM  
**To:** Jennifer Reynolds <[Jennifer.Reynolds@asic.gov.au](mailto:Jennifer.Reynolds@asic.gov.au)>; Tom O'Shea <[Tom.OShea@asic.gov.au](mailto:Tom.OShea@asic.gov.au)>  
**Cc:** Leon Zwier <[LZwier@abl.com.au](mailto:LZwier@abl.com.au)>; Molly Scott <[MScott@abl.com.au](mailto:MScott@abl.com.au)>; Miles Harford <[mharford@abl.com.au](mailto:mharford@abl.com.au)>  
**Subject:** OneSteel Manufacturing Pty Ltd (Administrators Appointed) | VID324/2025

**EXTERNAL EMAIL:** Do not click any links or open any attachments unless you trust the sender and know the content is safe.

Dear Jennifer and Tom

We act for the voluntary administrators of OneSteel Manufacturing Pty Ltd (Administrators Appointed).

We are writing to provide ASIC with notice of an application filed by the Administrators in the Federal Court of Australia seeking a 12-month extension to the convening period for the second meeting of creditors.

Please see **attached**, by way of service:

- Originating Process filed 17 March 2024 (sealed);
- Affidavit of Lara Luisa Wiggins sworn 17 March 2024 (unsealed); and
- Outline of submissions (unsealed).

The matter is listed for hearing before the Honourable Justice Neskovicin at 10:30 am tomorrow.

The sealed documents will be uploaded to the website of Arnold Boch Leibler and KordaMentha as soon as possible.

Please let us know if ASIC wishes to raise any issues in relation to the application.

Regards

**Raphael Leibler** | Partner

Arnold Bloch Leibler  
Level 21, 333 Collins Street, Melbourne Victoria 3000  
E: [RLeibler@abl.com.au](mailto:RLeibler@abl.com.au) | T: +61 3 9229 9693 | M: +61 402 611 906

Wurundjeri Country

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**Arnold Bloch Leibler**

Lawyers and Advisers

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Disclaimer

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**From:** Raphael Leibler  
**Sent:** Monday, 17 March 2025 9:29 PM  
**To:** Paul.Martyn@sa.gov.au; Nari.Chandler@sa.gov.au; Tim.Burfield@sa.gov.au;  
Sam.Chard@industry.gov.au; Zach Duncalfe; gavin.hobart@simecgfg.com; CARR, Henry;  
George.Lippiatt@aurizon.com.au; damien.hodgkinson@olveraadvisors.com;  
John.Chapman@sa.gov.au; david.foot@nrw.com.au  
**Cc:** Leon Zwier; Molly Scott; Miles Harford  
**Subject:** OneSteel Manufacturing Pty Ltd (Administrators Appointed) | VID324/2025  
**Attachments:** [Sealed]Originating Process - 17.03.25.pdf; Affidavit of Lara Wiggins - 17.03.25 &  
LLW-1.pdf; Outline of Submissions - 17.03.25.pdf

Dear Committee of Inspection

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Regards

**Raphael Leibler** | Partner

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**Arnold Bloch Leibler**  
Lawyers and Advisors