



Australian Securities & Investments Commission

[PF 225]

Pro Forma 225

Deed of Mutual Release: Information to release a Deed of Subordination

First issued: 18 May 2011

This deed is for holders of Australian financial services licences who have entered into a Deed of Subordination using Pro Forma [PF 63] *Deed of subordination* and now wish to be released from that Deed.

DEED OF MUTUAL RELEASE

THIS DEED is made the day of 201

BETWEEN

[Specify the name and address of the Debtor], hereinafter called "the Debtor" of the first part

AND

[Specify the name and address of the Lender], hereinafter called "the Lender" of the second part

AND

<u>THE AUSTRALIAN SECURITIES & INVESTMENTS COMMISSION</u> having its office at 120 Collins Street, Melbourne VIC 3000, hereinafter called "the ASIC" of the third part.

WHEREAS

- A. The parties entered into a Deed of Subordination dated [] ("the Deed of Subordination")
- B. The parties have agreed to discharge their obligations under the Deed of Subordination.

NOW THIS DEED WITNESSES as follows:

The parties herein release and discharge each other from all their obligations under the Deed of Subordination.

IN WITNESS WHEREOF the parties hereto have today executed this Deed.

[Select one signature block for completion by each of the three parties. Delete signature blocks that are not applicable for the Debtor and the Lender.]

[Where the Debtor is a company executing the deed without affixing a seal insert:]

Executed as a Deed by the Debtor in accordance with section 127 of the Corporations Act 2001 by:

Secretary/Director [Insert Name]	Director [Insert Name]
[Where the Debtor is a company executing the De	ed under common seal, insert:]
THE COMMON SEAL of [insert company Name])
)
was fixed in the presence of:)
)
Secretary/Director [Insert Name]	Director [Insert Name]

[Where the Debtor is a natural person Signed, sealed and delivered by:	insert:]	
Name of Debtor: [Insert Name]		Name of Witness: [Insert Name]
[Where the Lender is a company exec	uting the dee	d without affixing a seal insert:]
Executed as a Deed by the Lender in a	accordance w	ith section 127 of the Corporations Act 2001 by
Secretary/Director		Director
[Insert Name]		[Insert Name]
[Where the Lender is a company exec	uting the Dee	ed under common seal, insert:]
THE COMMON SEAL of		
[Insert Company Name])	
)	
was fixed in the presence of:)	
)	
[Where the Lender is a natural person Signed, sealed and delivered by:	insert:]	
Name of Lender: [Insert Name]		Name of Witness: [Insert Name]
THE COMMON SEAL of the Australian Securities and Investments Commission)
)
was fixed in the presence of:)
)
[Insert Name] [Insert Title]		[Insert Name] [Insert Title]