

NOTICE OF FILING AND HEARING

Filing and Hearing Details

Document Lodged:	Originating process (Rule 2.2): Federal Court (Corporations) Rules 2000 form 2
Court of Filing:	FEDERAL COURT OF AUSTRALIA (FCA)
Date of Lodgment:	8/12/2025 5:16:58 PM ACDT
Date Accepted for Filing:	9/12/2025 10:17:46 AM ACDT
File Number:	SAD275/2025
File Title:	AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION v COLIN GEOFFREY OXLADE & ANOR
Registry:	SOUTH AUSTRALIA REGISTRY - FEDERAL COURT OF AUSTRALIA
Reason for Listing:	To Be Advised
Time and date for hearing:	To Be Advised
Place:	To Be Advised



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.



Form 2 **Originating process**

(rules 2.2 and 15A.3)

No. of 2025

Federal Court of Australia

District Registry: South Australia

Division: General

AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

Plaintiff

COLIN GEOFFREY OXLADE and another
(named in the attached schedule)

Defendants

A. DETAILS OF APPLICATION

This is an application for:

- (a) declaratory relief pursuant to s 1317E of the *Corporations Act 2001* (Cth) (the **Act**);
- (b) orders for injunctive relief pursuant to s 1324(1) of the Act and/or s 1101B(1) of the Act;
- (c) costs under s 43 of the *Federal Court of Australia Act 1976* (Cth); and
- (d) such other orders as the Court thinks fit,

in respect of the Defendants each contravening ss 911A(1) and (5B) of the Act by carrying on a financial services business in Australia during the period February 2024 to August 2025 without holding an Australian financial services license (**AFSL**) covering the provision of the financial services, and in the case of the First Defendant in the alternative, for (a) contravening s 911B(1) and (4) of the Act, by providing financial services on behalf of the Second Defendant, which carried on a financial services business without holding an AFSL covering the provision of the financial services, or (b) being knowingly concerned in or party to, or otherwise aiding, abetting, counselling or procuring, the Second Defendant's contraventions of ss 911A(1) and (5B) of the Act.

The Court's jurisdiction to hear the present case and to grant the relief sought is found in s 1337B(1) of the Act and s 39B(1A)(c) of the *Judiciary Act 1903* (Cth).

Filed on behalf of:	Australian Securities & Investments Commission, Plaintiff		
Prepared by:	Melinda Lee Smith, MinterEllison		
Tel	+61 7 3119 6145	Fax	+61 7 2807 7880
Email	melinda.smith@minterellison.com		
Address for service	Level 22, One Eagle - Waterfront Brisbane, 1 Eagle Street, Brisbane QLD 4000		



Terms used in this Originating Process, which are defined in the accompanying Concise Statement, have the same meaning here as they are given there.

On the grounds stated in the accompanying Concise Statement, the Plaintiff claims:

Declarations pursuant to s 1317E of the Act

1. During the period February 2024 to August 2025 (**Relevant Period**), **Colin Geoffrey Oxlade**, the First Defendant, carried on a financial services business in Australia providing financial product advice in connection with actual and potential investments in the businesses of Spice Global Trading (SI) Pty Ltd (ACN 667 444 813) (**Spice Global SI**) and Two Brothers Arms Pty Ltd (ACN 656 129 663) (**Two Brothers Arms**), without holding an AFSL covering the provision of the financial services in contravention of ss 911A(1) and (5B) of the Act.
2. Alternatively to the declaration sought by prayer 1, during the period February 2024 to January 2025 (within the Relevant Period) the First Defendant provided financial services in Australia on behalf of the Second Defendant in contravention of ss 911B(1) and (4) of the Act, in circumstances where the Second Defendant was carrying on a financial services business without holding an AFSL covering the provision of the financial services.
3. Alternatively to the declarations sought by prayers 1 and 2, during the period February 2024 to January 2025 (within the Relevant Period), the First Defendant was involved in the Second Defendant contravening ss 911A(1) and (5B) of the Act, by carrying on a financial services business in Australia without holding an AFSL covering the provision of the financial services, and thereby himself contravened those provisions by virtue of s 1317E(4)(b) of the Act.
4. During the period February 2024 to January 2025, the Second Defendant carried on a financial services business in Australia providing financial product advice in connection with actual and potential investments in the businesses of Spice Global SI and Two Brothers Arms, without holding an AFSL covering the provision of the financial services in contravention of ss 911A(1) and (5B) of the Act.

Injunctive Relief pursuant to ss 1324 and/or 1101B of the Act

5. An order to operate in Australia for such period as the Court considers appropriate, restraining the First Defendant from carrying on a financial services business without holding an AFSL covering the provision of the financial services.



6. An order to operate in Australia for such period as the Court considers appropriate, restraining the Second Defendant from carrying on a financial services business without holding an AFSL covering the provision of the financial services.

Other

7. An order that the Defendants pay the Plaintiff's costs of and incidental to the proceeding.
8. Such further or other orders as the Court considers appropriate.

Date: 8 December 2025

A handwritten signature in blue ink, appearing to read "Melinda Lee Smith", is positioned above the printed name.

Melinda Lee Smith
Plaintiff's legal practitioner

This Originating Process was settled by Stephen Phillips of Counsel.

This application will be heard by the Federal Court of Australia, Level 5, Roma Mitchell
Commonwealth Law Courts Building 3 Angas St Adelaide SA 5000, at
am/pm on 2025.

B. NOTICE TO DEFENDANT(S) (IF ANY)

TO:

First Defendant: COLIN GEOFFREY OXLADE

[REDACTED]

[REDACTED]

Second Defendant: SPICE CAPITAL PARTNERS PTY LTD (ACN 621 970 063)

‘The Lakes’ Villa 38, 87 Toolga Street

MOUNT COOLUM Queensland 4573

If you or your legal practitioner do not appear before the Court at the time shown above, the application may be dealt with, and an order made, in your absence. As soon after that time as the business of the Court will allow, any of the following may happen:

- (a) the application may be heard and final relief given;
- (b) directions may be given for the future conduct of the proceeding;
- (c) any interlocutory application may be heard.

Before appearing before the Court, you must file a notice of appearance, in the prescribed form, in the Registry and serve a copy of it on the plaintiff.

Note Unless the Court otherwise orders, a defendant that is a corporation must be represented at a hearing by a legal practitioner. It may be represented at a hearing by a director of the corporation only if the Court grants leave.

C. APPLICATION FOR WINDING UP ON GROUND OF INSOLVENCY

N/A

D. FILING

Date of filing:

Registrar

This originating process is filed by Melinda Smith of MinterEllison for the Plaintiff.

E. SERVICE

The plaintiff's address for service is:

Place: MinterEllison One Eagle Waterfront Brisbane 1 Eagle Street Brisbane QLD 4000

Email: melinda.smith@minterellison.com

It is intended to serve a copy of this originating process on each Defendant.



SCHEDULE OF PARTIES

AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION
Plaintiff

COLIN GEOFFREY OXLADE
First Defendant

SPICE CAPITAL PARTNERS PTY LTD (ACN 621 970 063)
Second Defendant