

22 March 2019

## Notice of proposed general meeting

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The Company has received the attached Notice under sections 249F and 203D of the *Corporations Act 2001* (Cth), of an intention to call a general meeting of the Company's shareholders to consider resolutions to appoint and remove certain directors.

The Directors of the Company recommend that shareholders **TAKE NO ACTION** in relation to any proposed meeting. The Directors will provide a response and voting recommendation in relation to any meeting materials which are circulated to members.

**Kevin Mischewski**

Company Secretary


**Benjamin Hornigold Ltd**

[cosec@benjaminhornigold.com.au](mailto:cosec@benjaminhornigold.com.au)

# Notice of intention to call general meeting and move resolutions to remove directors

under sections 249F and 203D(2) of the *Corporations Act 2001 (Cth)*

**To:** The Directors  
Benjamin Hornigold Limited  
ACN 614 854 045  
Level 9  
123 Eagle Street  
Brisbane City QLD 4000

 GM Enterprises Australia Pty Ltd ACN 066 912 427 ATF GTM Super Fund and Victor John Plummer, (the **Requisitioners**) are registered shareholders who collectively hold at least 5% of the votes that may be cast at a general meeting of Benjamin Hornigold Limited ACN 614 854 045 (the **Company**).

In accordance with section 203D(2) of the *Corporations Act 2001 (Cth)* (**Act**), the Requisitioners give notice that they intend to move resolutions 4, 5 and 6, as stated below.

Further, the Requisitioners propose to call, and arrange to hold, a general meeting of the Company under section 249F of the Act (**General Meeting**) for the purpose of considering and, if thought fit, passing the following resolutions:

1. "That subject to the passing of Resolution 2, Mr Michael Xavier Glennon, having consented to act, be appointed as a director of Benjamin Hornigold Limited with immediate effect."
2. "That subject to the passing of Resolution 1, Mr Gary Desmond Miller, having consented to act, be appointed as a director of Benjamin Hornigold Limited with immediate effect."
3. "That subject to the passing of Resolutions 1 and 2, Mr Jonathan Allan Dixon, having consented to act, be appointed as a director of Benjamin Hornigold Limited with immediate effect."
4. "That, in accordance with the Constitution of Benjamin Hornigold Limited, Mr Stuart McAuliffe be removed as a director of Benjamin Hornigold Limited with immediate effect."
5. "That, in accordance with the Constitution of Benjamin Hornigold Limited, Mr Bryan Raymond Cook be removed as a director of Benjamin Hornigold Limited with immediate effect."
6. "That, in accordance with the Constitution of Benjamin Hornigold Limited, Mr Peter Ardoom be removed as a director of Benjamin Hornigold Limited with immediate effect."
7. "That subject to the passing of Resolutions 1, 2 and 3, any person appointed as a director of Benjamin Hornigold Limited between 21 March 2019 and the end of this general meeting (other than Mr Michael Xavier Glennon, Mr Gary Desmond Miller and Mr Jonathan Allan Dixon) be removed as a director of Benjamin Hornigold Limited with immediate effect."

**Dated** 21 March 2019



Executed by GM Enterprises Australia )  
Pty Ltd ACN 066 912 427 ATF GTM )  
Super Fund

.....  
Director

*SOLE*

.....  
Director/Secretary

*GARY MILLER*

.....  
Name of Director (print)

.....  
Name of Director/Secretary

Executed by Victor John Plummer )  
)

.....  
Witness

.....  
Name of Witness (print)



Executed by GM Enterprises Australia )  
Pty Ltd ACN 066 912 427 ATF GTM )  
Super Fund

.....  
Director

.....  
Director/Secretary

.....  
Name of Director (print)

.....  
Name of Director/Secretary

Executed by Victor John Plummer )

.....  
Witness

.....  
Name of Witness (print)

.....  
*John Plummer*


.....  
*Greg Plummer*

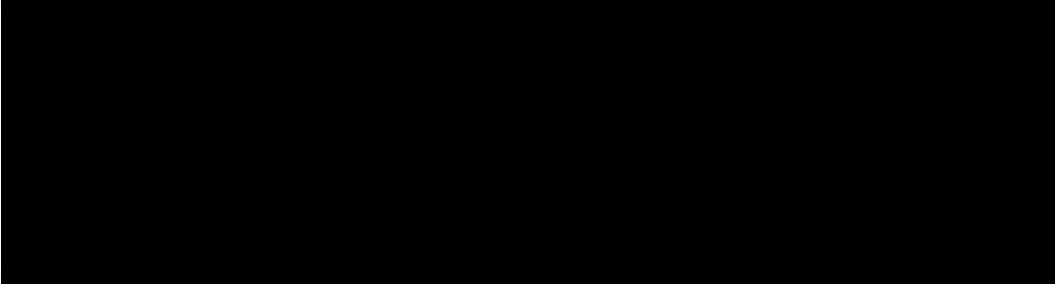
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GREGORY ROSS PLUMMER

# Nomination for Election of Director

To: **Benjamin Hornigold Limited** ACN 614 854 045 (**Company**)

For the purposes of clause 19.3(h)(iii) of the Company's Constitution:

- (a)  GM Enterprises Australia Pty Ltd ACN 066 912 427 ATF GTM Super Fund and Victor John Plummer (the **Requisitioners**), each a shareholders of the Company, nominates Mr Michael Xavier Glennon to be elected as a director of the Company; and
- (b) Mr Michael Xavier Glennon consents to the nomination by the Requisitioners for election as a director of the Company.



Executed by GM Enterprises Australia )  
Pty Ltd ACN 066 912 427 ATF GTM )  
Super Fund

.....  
Director

.....  
Name of Director (print)

SOLE Director/Secretary

.....  
Name of Director/Secretary

CARY MILLER

Executed by Victor John Plummer )

)  
*Victor John Plummer*

*Greg Plummer*  
.....  
Witness

*GREGORY ROSS PLUMMER*  
.....  
Name of Witness (print)

Executed by Michael Xavier Glennon )

)  
.....

.....  
Witness

.....  
Name of Witness (print)

Executed by **Victor John Plummer** )  
)

.....

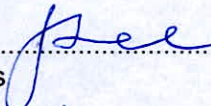
.....  
Witness

.....  
Name of Witness (print)

Executed by **Michael Xavier Glennon** )  
)

  
.....

.....  
Witness

  
.....  
Jackson Lee

.....  
Name of Witness (print)

# Consent to Act as Director

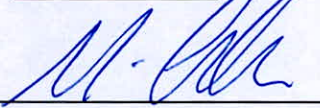
Pursuant to section 201D of the *Corporations Act 2001* (Cth)

**To: Benjamin Hornigold Limited ACN 614 854 045 (Company)**

For the purposes of clause 19.3(h)(iii) of the Company's Constitution, I, Michael Xavier Glennon, consent to my nomination for election as a director of the Company.

For the purposes of section 201D of the Corporations Act, I also consent to act as a director of the Company.

Dated: 8-3-2019

  
\_\_\_\_\_

**Signature**

**Name of Director** Michael Xavier Glennon



# Nomination for Election of Director

To: **Benjamin Hornigold Limited ACN 614 854 045 (Company)**

For the purposes of clause 19.3(h)(iii) of the Company's Constitution:

- (a) [REDACTED] GM Enterprises Australia Pty Ltd ACN 066 912 427 ATF GTM Super Fund and Victor John Plummer (the **Requisitioners**), each shareholders of the Company, nominate Mr Gary Desmond Miller to be elected as a director of the Company; and
- (b) Mr Gary Desmond Miller consents to the nomination by the Requisitioners for election as a director of the Company.

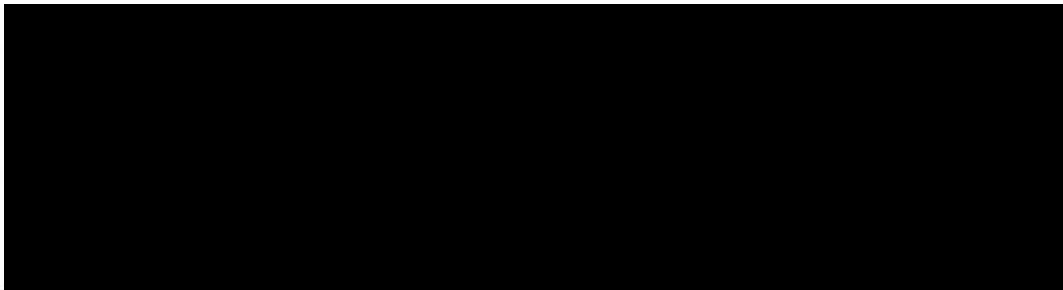
Executed by **Victor John Plummer** )

  
.....

  
.....

Witness

GREGORY ROSS PLUMMER  
Name of Witness (print)



Executed by **GM Enterprises Australia Pty Ltd ACN 066 912 427 ATF GTM Super Fund** )

.....  
Director

.....  
Director/Secretary

.....  
Name of Director (print)

.....  
Name of Director/Secretary

# Nomination for Election of Director

To: **Benjamin Hornigold Limited** ACN 614 854 045 (**Company**)

For the purposes of clause 19.3(h)(iii) of the Company's Constitution:

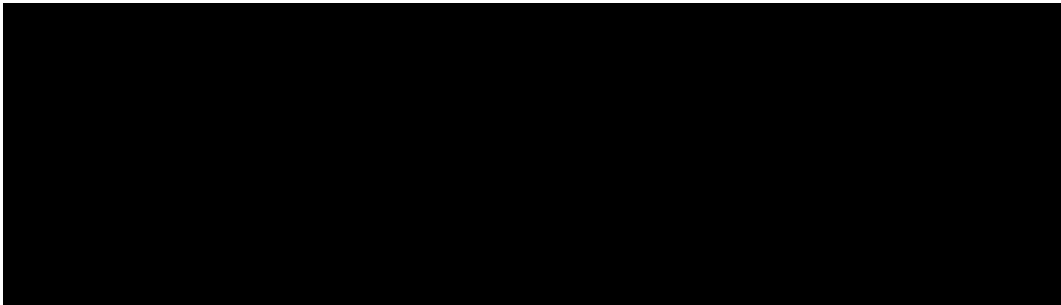
- (a) [REDACTED] GM Enterprises Australia Pty Ltd ACN 066 912 427 ATF GTM Super Fund and Victor John Plummer (the **Requisitioners**), each shareholders of the Company, nominate Mr Gary Desmond Miller to be elected as a director of the Company; and
- (b) Mr Gary Desmond Miller consents to the nomination by the Requisitioners for election as a director of the Company.

Executed by Victor John Plummer )  
)

.....

.....  
Witness

.....  
Name of Witness (print)



Executed by GM Enterprises Australia )  
Pty Ltd ACN 066 912 427 ATF GTM )  
Super Fund

.....  
Director

.....  
Name of Director (print)

*[Handwritten Signature]*  
.....  
Director/Secretary  
*SOLIE*  
*GARY MILLER*  
.....  
Name of Director/Secretary

Executed by Gary Desmond Miller

)  
)

*G. Miller*

*Edith*

Witness

*THU DINH*

Name of Witness (print)

# Consent to Act as Director

Pursuant to section 201D of the *Corporations Act 2001* (Cth)

To: **Benjamin Hornigold Limited** ACN 614 854 045 (**Company**)

For the purposes of clause 19.3(h)(iii) of the Company's Constitution, I, Gary Desmond Miller, consent to my nomination for election as a director of the Company.

For the purposes of section 201D of the Corporations Act, I also consent to act as a director of the Company.

Dated: 04/03/2019


G. Miller  
Signature

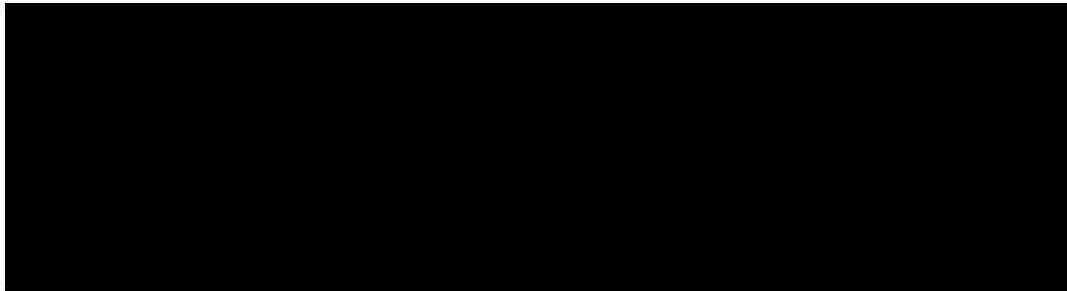
Name of Director Gary Desmond Miller

# Nomination for Election of Director

To: **Benjamin Hornigold Limited** ACN 614 854 045 (Company)

For the purposes of clause 19.3(h)(iii) of the Company's Constitution:

- (a)  GM Enterprises Australia Pty Ltd ACN 066 912 427 ATF GTM Super Fund and Victor John Plummer, a shareholder of the Company nominates Mr Jonathan Allan Dixon to be elected as a director of the Company; and
- (b) Mr Jonathan Allan Dixon consents to the nomination by the Requisitioners for election as a director of the Company.




Executed by GM Enterprises Australia )  
Pty Ltd ACN 066 912 427 ATF GTM )  
Super Fund

.....  
Director

SOLE

.....  
Name of Director (print)

  
.....  
Director/Secretary

GARY MILLAR  
.....  
Name of Director/Secretary

Executed by Victor John Plummer )

*Victor John Plummer*  
.....

*Greg Plummer*  
.....  
Witness

GREGORY ROSS PLUMMER  
Name of Witness (print)

Executed by Jonathan Allan Dixon )

.....

.....  
Witness

.....  
Name of Witness (print)

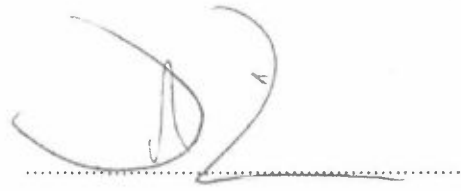
Executed by **Victor John Plummer** )  
)

.....

.....  
Witness

.....  
Name of Witness (print)

Executed by **Jonathan Allan Dixon** )  
)



.....



.....  
Witness

*CATHY STALLARD*  
.....  
Name of Witness (print)


# Consent to Act as Director

Pursuant to section 201D of the *Corporations Act 2001* (Cth)

**To: Benjamin Hornigold Limited ACN 614 854 045 (Company)**

For the purposes of clause 19.3(h)(iii) of the Company's Constitution, I, Jonathan Allan Dixon, consent to my nomination for election as a director of the Company.

For the purposes of section 201D of the Corporations Act, I also consent to act as a director of the Company.

Dated: 05/03/19 

Signature

Name of Director Jonathan Allan Dixon