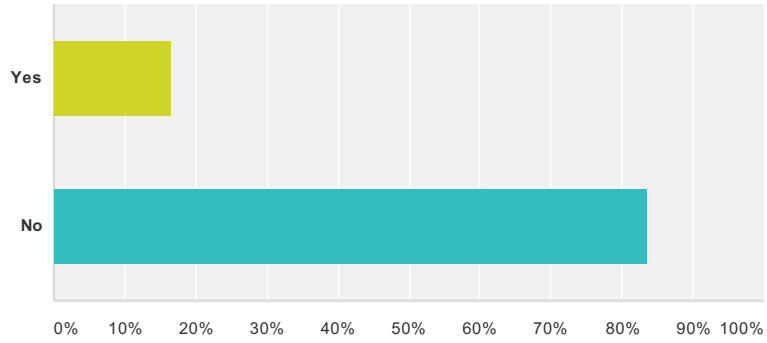


Q1 Can you recall an instance in which Australia's existing voluntary administration process was a major contributor to the failure of a viable business?

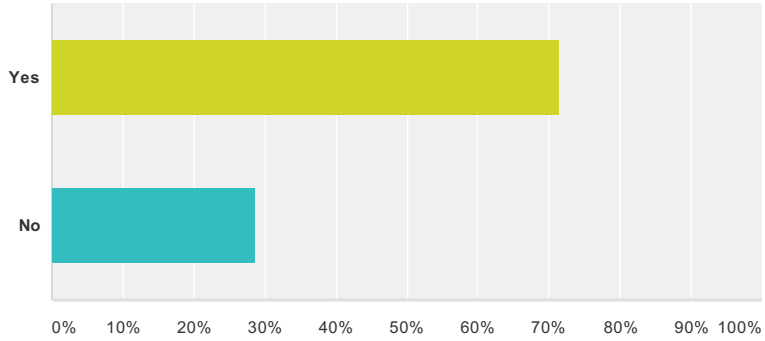
Answered: 207 Skipped: 0



Answer Choices	Responses	
Yes	16.43%	34
No	83.57%	173
Total		207

Q2 Do you know that the debtor in possession (Chapter 11) process favoured in the United States of America requires directors to formulate a plan approved by a court after consultation with various committees of creditors and that the costs of the court processes and the advisors to the various committees form part of the costs of the business?

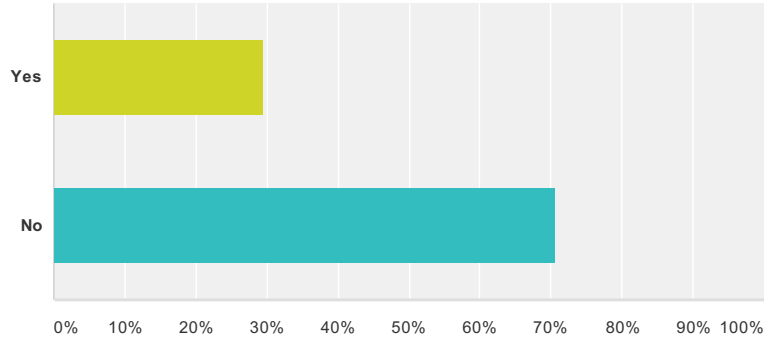
Answered: 206 Skipped: 1



Answer Choices	Responses	
Yes	71.36%	147
No	28.64%	59
Total		206

Q3 Can you recall an instance in which a viable Australian business would have continued if the directors had been permitted to continue trading the business under a Chapter 11 process when it was insolvent or was likely to become insolvent at some future point in time?

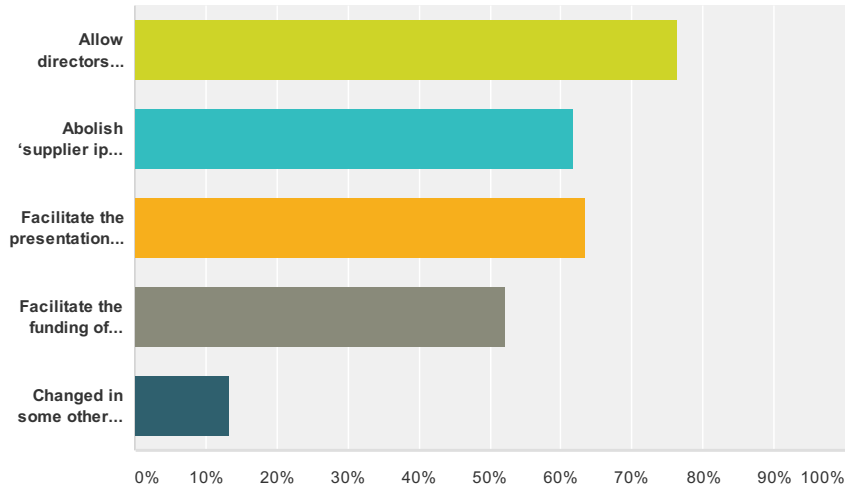
Answered: 204 Skipped: 3



Answer Choices	Responses	
Yes	29.41%	60
No	70.59%	144
Total		204

Q4 Do you consider more Australian businesses might successfully be saved if the law changed:(check the boxes you would like changed)

Answered: 186 Skipped: 21



Answer Choices	Responses
Allow directors following a restructuring plan prepared by a turnaround specialist to claim a 'safe harbours' defence in an insolvent trading claim if the plan later fails and the business becomes insolvent (details of the defence, and relevant market disclosures involved, would be developed if a change in the law is supported)?	76.34% 142
Abolish 'supplier ipso facto' triggers allowing contracts to terminate simply because a company is placed under administration and claims the moratoriums thereby arising?	61.83% 115
Facilitate the presentation of a 'pre-packaged administration' plan to creditors immediately on appointment of administrators (whether involving a business sale or capital raising) - this requires some consideration of the conflict principles if proposed administrators are to understand the plan before their appointment and some fast tracking of the timetables involved in the administration process?	63.44% 118
Facilitate the funding of administrators through voluntary administrations by way of 'debtor in possession funding' and super priorities over all other creditors if those funding packages are agreed by creditors or the court, on notice to prejudiced creditors?	52.15% 97
Changed in some other significant manner. Please outline your proposed change:	13.44% 25
Total Respondents: 186	

Q5 In order to have results emailed to you, please insert your email below [free text] [all responses are confidential and will only be analysed and published when aggregated – ie: individual results will not be analysed or published].

Answered: 151 Skipped: 56