NOTICE OF FILING AND HEARING

Filing and Hearing Details

Document Lodged**:**	Notice of Cross-Claim - Form 31 - Rule 15.02(1)
Court of Filing:	FEDERAL COURT OF AUSTRALIA (FCA)
Date of Lodgment:	22/08/2025 7:54:09 PM AEST
Date Accepted for Filing:	25/08/2025 9:38:04 AM AEST
File Number:	NSD1039/2021
File Title:	WHITE OAK COMMERCIAL FINANCE EUROPE (NON-LEVERED) LIMITED v INSURANCE AUSTRALIA LIMITED ACN 000 016 722
Registry:	NEW SOUTH WALES REGISTRY - FEDERAL COURT OF AUSTRALIA
Reason for Listing:	To Be Advised
Time and date for hearing:	To Be Advised
Place:	To Be Advised

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 17
Rule 8.05(1)(a)

Filed pursuant to Order of Thawley J dated 24 July 2025

BCC/TMNF/TMMA Notice of Cross-claim

No. NSD 1039 of 2021

Federal Court of Australia

District Registry: New South Wales

Division: General

WHITE OAK COMMERCIAL FINANCE EUROPE (NON-LEVERED) LIMITED

Applicant

INSURANCE AUSTRALIA LIMITED (ACN 000 016 722) and others named in the Schedule

First Respondent

BCC TRADE CREDIT PTY LTD (ACN 608 296 233) and others named in the Schedule

First Cross-claimant

INSURANCE AUSTRALIA LIMITED (ACN 000 016 722)

Cross-respondent

To: Insurance Australia Limited (ACN 000 016 722) (**Cross-respondent**)

The First Cross-claimant and Second Respondent, BCC Trade Credit Pty Ltd (ACN 608 296 233), Second Cross-claimant and Sixth Respondent, Tokio Marine & Nichido Fire Insurance Co., Ltd. (ARBN 000 438 291), and Third Cross-claimant and Seventh Respondent, Tokio Marine Management (Australasia) Pty Ltd (ACN 001 488 455), in this proceeding (together, **Cross-claimants**) apply for the relief set out in this Cross-claim.

The Court will hear this Cross-claim, or make orders for the conduct of the proceeding, at the time and place stated below. If you or your lawyer do not attend, then the Court may make orders in your absence.

Filed on behalf of (name & role of party) BCC Trade Credit Pty Ltd, Second Respondent and Cross-claimant; Tokio Marine & Nichido Fire Insurance Co., Ltd. (ARBN 000 438 291), Sixth Respondent and Cross-claimant; and Tokio Marine Management (Australasia) Pty Ltd (ACN 001 488 455), Seventh Respondent and Cross-claimant

Prepared by (name of person/lawyer) Matt Andrews

Law firm (if applicable) Kennedys (Australasia) Partnership

Tel 02 8215 5999 Fax 02 8215 5988

Email Matt.andrews@kennedyslaw.com

Address for service (include state and postcode) L48, 25 Martin Place, Sydney NSW 2000

If you have not already done so, you must file a notice of address for service (Form 10) in the Registry before attending Court or taking any other steps in the proceeding.

Time and date for hearing:

Place: Federal Court of Australia, Law Courts Building, 184 Phillip Street, Queens Square, Sydney NSW 2000

Date: 22 August 2025

Signed by an officer acting with the authority
of the District Registrar

Details of Cross-claim

On the grounds stated in the Statement of Cross-claim, the Cross-claimants claim:

1. Equitable contribution and/or contribution pursuant to section 5 of the *Law Reform (Miscellaneous Provisions) Act 1946* (NSW) and/or section 12 of the *Law Reform (Miscellaneous Provisions) Act 1965* (NSW).

2. Interest.

3. Costs.

4. Such further or other orders as the Court thinks fit.

Cross-claimants' address

The Cross-claimants' address for service is:

Place: C/- Kennedys, Level 48, 25 Martin Place, Sydney NSW 2000

Email: KennedysGreensill@kennedyslaw.com

Service on the Cross-respondent

It is intended to serve this Cross-claim on the Cross-respondent.

Date: 22 August 2025

Signed by Matt James Andrews
Lawyer for the Cross-claimants

Schedule

No. NSD 1039 of 2021

Federal Court of Australia
District Registry: New South Wales
Division: General

Respondents

Second Respondent:	BCC Trade Credit Pty Ltd (ACN 608 296 233)
Third Respondent:	Greg Brereton
Fourth Respondent:	Greensill Bank AG
Fifth Respondent:	Dr Michael C. Frege in his capacity as Insolvency Administrator of Greensill Bank AG
Sixth Respondent:	Tokio Marine & Nichido Fire Insurance Co., Ltd. (ARBN 000 438 291)
Seventh Respondent:	Tokio Marine Management (Australasia) Pty Ltd (ACN 001 488 455)

GREENSILL BANK CROSS-CLAIM

First Cross-claimant:	Greensill Bank AG
Second Cross-claimant:	Dr Michael C. Frege in his capacity as Insolvency Administrator of Greensill Bank AG
Cross-respondent:	Insurance Australia Limited (ACN 000 016 722)

BCC CROSS-CLAIM

Cross-claimant:	BCC Trade Credit Pty Ltd (ACN 608 296 233)
First Cross-respondent:	Greensill Capital (UK) Limited
Second Cross-respondent:	Greensill Bank AG
Third Cross-respondent:	Greensill Capital Pty Limited (In Liquidation) (ACN 154 088 132)

BCC/TMNF/TMMA CROSS-CLAIM

First Cross-claimant:	BCC Trade Credit Pty Ltd (ACN 608 296 233)
Second Cross-claimant:	Tokio Marine & Nichido Fire Insurance Co., Ltd. (ARBN 000 438 291)
Third Cross-claimant:	Tokio Marine Management (Australasia) Pty Ltd (ACN 001 488 455)
Cross-respondent:	Insurance Australia Limited (ACN 000 016 722)