

**IN THE HIGH COURT OF NEW ZEALAND
WELLINGTON REGISTRY**

**I TE KŌTI MATUA O AOTEAROA
TE WHANGANUI-A-TARA ROHE**

CIV-2026-485-726

UNDER

part 15A of the Companies Act 1993, s 100
of the Limited Partnerships Act 2008 and pt
19 of the High Court Rules 2016

IN THE MATTER OF

SPEIRS FOODS (2018) LP (in voluntary
administration, NZBN 9429046968548, a
limited partnership having its registered
office at 19 Lower High Street, Marton

An application pursuant to ss 239AT(3) and
239Y(4) of the Companies Act 1993 by
IAIN BRUCE SHEPARD and JESSICA
JANE KELLOW, licenced practitioners, for
orders extending the convening period in the
voluntary administration of SPEIRS FOODS
(2018) LP and other related orders

Applicants

Hearing: On the papers

Counsel: S A Barker and E L Donnelly for Applicants

Minute: 20 October 2026

MINUTE OF ASSOCIATE JUDGE SKELTON

[1] I have read the applicants' without notice originating application dated 19 October 2026, forwarded to me this afternoon, seeking:

- (a) an extension of the convening period for the watershed meeting in the voluntary administration of Speirs Foods LP (Company) under 239AT(3) of the Companies Act 1993 for a period of four months, from 20 October 2026 to 12 March 2027;

- (b) that the Administrators may convene the watershed meeting for the Company at any time within the period of extension granted by the Court;
- (c) that the period of time in which the Administrators are required to give notice of termination of a contract of employment under s 239Y(3) of the Act is extended under s 239Y(4) of the Act from 6 October 2026 to 17 March 2027 with any wages or salary that accrue under such contracts being an expense of the administration under schedule 7, cl 1(1)(b) of the Act;
- (d) that the Administrators may inform the creditors of the Company of the application to extend the convening period and provide a copy of the orders granted and any documents to be provided in advance of the watershed meeting by way of email, where an email address for the creditor is held by the Administrators;
- (e) that any orders made may be notified by advertising the orders, within seven days of the date of the orders, in the New Zealand Herald and the Dominion Post newspapers, and posted on websites of BDO and the Company;
- (f) that the Administrators' solicitor/client costs of this application are an expense incurred by them in carrying out their duties as administrators of the Company; and
- (g) granting leave:
 - (i) for any creditor of the Company to apply to modify or discharge the above orders on not less than 72 hours' notice;
 - (ii) for the Administrators to apply further in respect of any modifications or ancillary issues arising out of the orders; and
- (h) such other orders as the Court thinks fit.

[2] I have also read the affidavits of Iain Bruce Shephard sworn 19 October 2026 in support of the application, and the memorandum of counsel for the applicants dated 19 October 2026 seeking that the application be determined urgently on a without notice basis on the papers.

[3] I am satisfied for the reasons set out in the without notice originating application, affidavit in support and memoranda of counsel for the applicants that the convening period for the watershed meeting for the Company should be extended for four months from 20 October 2026 to 17 March 2027 and that the other related orders sought should be made.

Orders

[4] Accordingly, **orders** are made that this application may be made on a without notice basis and in terms of paragraphs [1(a)-(g)] of the without notice originating application dated 19 October 2026. I also **order** that the order in [1(g)(i)] is to refer to “any creditor or employee”.

Associate Judge Skelton

Solicitors:
Buddle Findlay, Wellington for Applicants

NOTICE REQUIREMENT

The solicitors on the record for the parties are to promptly provide a copy of this minute to their clients (r 5.43).