FAIR WORK COMMISSION

Matter No: AG202/142 Applicant: Chantelle Zentveld Respondent: INDEPENDENT PURCHASING COMPANY (AUSTRALASIA) LIMITED & Ors

STATUTORY DECLARATION

Statutory Declarations Act 1959

I, Gavin John van Rensburg

of Level 6, 53 Queen Street, Melbourne, National Industrial Officer - Shop, Distributive and Allied Employees' Association

make the following declaration under the Statutory Declarations Act 1959:

- 1. I refer to my previous declaration made on 10 February 2022 in relation to this matter.
- 2. On 23 February 2022, Deputy President Young issued Amended Directions, which required Subway Systems Australia (SSA) to provide the Shop, Distributive and Allied Employees' Association ("SDA") with a reconciled list of employers. That is employers who through the operation of transfer of business provisions are covered by the Agreement. The SDA received this reconciled list on 7 March 2022.
- 3. I used the Subway Systems Australia Pty Ltd (SSA) reconciled Schedule of Employers to obtain the email addresses of all Employers covered by the Agreement.
- 4. On 15 March 2022, I emailed 42 Employers, serving the documents required as per paragraph [11] of the Amended Directions issued on 23 February 2022 by Deputy President Young, consisting of:
 - a. The Amended Directions;
 - b. Form 24B Redacted; and
 - c. Form 24C Redacted.
- 5. Two email addresses were deemed "Undeliverable" by Microsoft Outlook.
- 6. For full details incorporating the information supplied by SSA, mentioned in paragraph [2] above, please see the "Schedule of Employers-SSA" attached and marked "Annexure A".
- 7. SSA was unable to provide any details for de-registered companies due to the lack of information concerning them.

I understand that a person who intentionally makes a false statement in a statutory declaration is guilty of an offence under section 11 of the *Statutory Declarations Act 1959*, and I believe that the statements in this declaration are true in every particular.

Johorn Reastre gavin@sda.org.au

Declared at Melbourne, Victoria on 10th of February 2022

Before me,

Angelo Maria Raphael Pardo Level 6, 53 Queen Street Melbourne VICTORIA 3000 An Australian legal practitioner within the meaning of the Legal Profession Uniform Law (Victoria) angelo@sda.org.au

Note 1: A person who intentionally makes a false statement in a statutory declaration is guilty of an offence, the punishment for which is imprisonment for a term of 4 years — see section 11 of the *Statutory Declarations Act 1959*.

Note 2: Chapter 2 of the *Criminal Code* applies to all offences against the *Statutory Declarations Act 1959*—see section 5A of the *Statutory Declarations Act 1959*.

Lodged by: Applicant	Telephone: 03 8611 7000
Address for Service: Level 6, 53 Queen Street,	Fax:
Melbourne 3000	Email: <u>angelo@sda.org.au;</u>
	gavin@sda.org.au

Qualification to witness a statutory declaration

A statutory declaration under the Statutory Declarations Act 1959 may be made before-

Archite	ect	Chiropractor	Dentist		Financial adviser or financial planner
_	practitioner	Medical practitioner	Midwife		Migration agent registered under Division 3
Nurse		Occupational therapist	Optometris		of Part 3 of the <i>Migration Act 1958</i> Psychologist
	t attorney	Pharmacist	Physiothe	rapist	rsychologist
and a state of the second	marks attorney	Veterinary surgeon	_		
		practitioner (however des			State or Territory, or the High Court of
a per	son who is in th	e following list:			
	untant who is:) a fellow of the N or	ational Tax Accountants' Ass		Holder o list	of a statutory office not specified in another item in this
b		y of the following:		Judge	
	,	Accountants Australia and Ne	w	Justice	of the Peace
	Zealand; ii) the Associa	tion of Taxation and Manage	ment	Magistra	ate
	Accountant	s;			e celebrant registered under Subdivision C of Division
	iii) CPA Austra				rt IV of the <i>Marriage Act</i> 1961
A	,	of Public Accountants	have of		of a court
an off	ice supplying posta	ostal Corporation who is in c I services to the public	-	a)	r of the Australian Defence Force who is: an officer; or
	of continuous servi	on an ongoing basis with 5 o ce who is not specified in an		b)	a non-commissioned officer within the meaning of th Defence Force Discipline Act 1982 with 5 or more years of continuous service; or
		er or Australian Diplomatic C	Officer	c)	a warrant officer within the meaning of that Act
	-	e Consular Fees Act 1955)			r of the Australasian Institute of Mining and Metallurgy
Bailiff	:				r of the Governance Institute of Australia Ltd
Bank	officer with 5 or mo	re continuous years of servic	e	Membe a)	r of: the Parliament of the Commonwealth; or
Buildi servic		ith 5 or more years of continu	suous	b) c)	the Parliament of a State; or a Territory legislature; or
Chief	executive officer of	a Commonwealth court		d)	local government authority
	of a court				r of religion registered under Subdivision A of Division IV of the <i>Marriage Act 1961</i>
	missioner for Affiday				public, including a notary public (however described)
	missioner for Declar				ing functions at a place outside:
Credi	t union officer with §	5 or more years of continuous	s service		the Commonwealth; and
perma	anent basis with 5 c	wealth authority engaged on or more years of continuous s			the external Territories of the Commonwealth nent employee of the Australian Postal Corporation wi
	specified in anothe oyee of the Australi	r item in this list an Trade and Investment Co	mmission		pre years of continuous service who is employed in an roviding postal services to the public
who is		alago outoido Australia, ar -			nent employee of:
a) b)		blace outside Australia; and er paragraph 3 (d) of the <i>Con</i>	sular Fees	a) b)	a State or Territory or a State or Territory authority; a local government authority;
c)	Act 1955; and	mployee's function at that pla		with 5 c	or more years of continuous service who is not specifi her item in this list
	oyee of the Commo			Person	before whom a statutory declaration may be made
a)) at a place outsid	de Australia; and er paragraph 3 (c) of the <i>Con</i>	sular Fees		he law of the State or Territory in which the declaration
~)	Act 1955; and	,		Police	-
c)	-	employee's function in that pla	ace		ar, or Deputy Registrar, of a court
-	neer who is:			-	
а	 a member of Er grade of studen 	ngineers Australia, other than t; or	i at the		executive employee of a Commonwealth authority
b	 a Registered Pr 	ofessional Engineer of Profe	ssionals		executive employee of a State or Territory
~	Australia; or c) registered as ar	n engineer under a law of the	۰ ۱		nployee of the Commonwealth
L.	Commonwealth	i, a State or Territory; or		Sheriff	
C		e National Engineering Regi	ster by		s officer
	-	ralla ⁻ with 5 or more years of cont	linuouo		er employed on a permanent full-time or part time bas hool or tertiary education institution

Schedule of Employers - SSA (AG2022/142)

"Annexure A"

	Company	ACN	ABN	Address Level &/or street name	Subur b	State	Code	Senior Company Person- Title	Senior Company person- First name	Senior Company person- Last name	(ASIC Cont act, Regis tere	SDA Union Notes	Transfer of Business - Y/N	Operating Entity	Franchisee	Email Address	SSA Notes
1	6QUID Pty Ltd	137 064 352	13 137 064 352	PO BOX 380W	Ballar at West	VIC	3350	Director/ Secretary	NICHOLAS	BRENNAN	ASIC Cont act		See SSA Notes			quid6@outlook.com	This Franchisee is a multiple restaurant owner and remains in the Subway® franchise system. One restaurant previously owned by this Franchisee has transferred since the commencement of the Enterprise Agreement. Details for the purchasing franchisees are Nathan Castleman (nathan@subcrew.com.au) and Lyal Marshail (lyal@subcrew.com.au). The operating entity is Healthy Choices (VIC) Pty Ltd ABN 69 602 062 966.
2	A & S Andres Pty Ltd as trustee for the Andres Family Trust	132 490 165	88 765 874 018	PO BOX 81	Essen don	VIC	3040	Director/ Secretary	ANDREW	ANDRES	ASIC Cont act		Yes	MRAI & STULADHAR Pty Ltd (ACN 632 764 419)	Manish Rai and Sujen Tuladhar	Manish Rai: mnshrai4@gmail.com and Sujen Tuladhar: tsujen01@hotmail.com	
3	Alawoona Green Pty Ltd	007 068 055	56 007 068 055	PO BOX 56	Mildu ra	VIC	3502	Director/ Secretary	TRACEY	WAGSTAFF	ASIC Cont		Yes	Good Food Langtree Pty Ltd (ACN 601 204 148)	Vikramjeet Singh	vjsingh@live.com	
4	Bapinba Pty Ltd	109 025 925	38 109 025 925	445 Raymond Street	Sale	VIC	3850	Director/ Secretary	COLIN	ВАТН	ASIC Cont act		Yes	The Trustee for BM & KA Group Unit Trust (ABN 71 707 893 245)	Mandeep Chawla	mandeep@chawlagroupau.com	
5	BR & TJ Strachan Pty Ltd as trustee for the BR & TJ Strachan Family Trust	082 511 368	80 529 313 449	LOCKED BAG 888	Kyabr am	VIC	3620	Director/ Secretary	TRACEY	STRACHAN	ASIC Cont act		Yes	Shimishka Pty Ltd (ACN 142 347 108)	Kajal Mishra	kajumishri@gmail.com	
6	DJ Life Pty Ltd	133 949 587	97 133 949 587	Suite 403, 448 St Kilda Road	ourne	VIC	3004	Director	JUN	YAN	ASIC Cont act		Yes	TSL Good Life Pty Ltd (ACN 621 279 909)	Ting Li	saman that l@hotmail.com	
7	ETSS Pty Ltd	129 002 893	23 129 002 893	GPO BOX 200	Canbe rra	ACT	2601	Director/ Secretary	ANTHONY	PRIOR	ASIC Cont act		Yes	KMP Food Pty Ltd (ACN 629 267 018)	Bowen Li	bowen.li.cj@gmail.com	
8	EV Sav Investments Pty Ltd as trustee for the ES Papadopoulos Family Trust			21 Anthony Drive	Moun t Wave rley	VIC	3149	Director/ Secretary	EVANGELOS	PAPADOPOULO S	ASIC Cont act		Yes	Marks Group Rest Pty Ltd (ACN 165 561 179)	Bradley Marks	bradley.marks@marksgroup.com.au	
9	Good Food Enterprises Pty Ltd	145 149 631		Suite1', 202-220 Ferntree	Notti ng Hill	VIC	3`168	Director/ Secretary	VIKRAMJEET	SINGH	ASIC Cont act		No			vjsingh@live.com	
10	Good Food Investments Pty Ltd	631 140 645 263	80 140 645 263	'Suite1', 202-220 Ferntree	Notti ng Hill		3168	Director/ Secretary	VIKRAMJEET	SINGH	ASIC Cont act		No			vjsingh@live.com	

11	Jmatad Pty Ltd as trustee for the	135 799	59 930 718 235	PO BOX 774	Melto n	VIC	3337	Director/ Secretary	POOJA	MAHAJAN	ASIC Cont		No			pujamahajan@jedihotmail.com	
12		147 130	53 130 653 360	Level 3, 2	Whee lers Hill	VIC	3150	Director/ Secretary	IENG	TAING		ABN on EA2011 different: 89 893 622 082	Yes	H & F Trading Pty Ltd (ACN 635 839 655)	Ahmed (Riyashad) Chowdhury Mushfiqur (Paval) Rahman	Ahmed: pandrtradingaus@gmail.com Mushfiqur: pavel_mushfik@hotmail.com	
13	JZJ Pty Ltd	104 262 642		84 Springhall Parade	Pasco e Vale South		3044	Director	JIMMY	KARAGIANNIS	ASIC Cont act	JZJ has 3 directors: Jimmy	No			jkdg@optusnet.com.au	
14			29 104 262 642	Parade 84 Springhall Parade	Pasco e Vale South	VIC	3044	Director	ZISIS	KARAGIANNIS	ASIC Cont act	Jinniy	No			See SSA Notes	Zisis Karagiannis is not a franchisee. Accordingly, we are unable to provide an email address.
15	JZJ Pty Ltd	104	29 104	84	Pasco	VIC	3044	Director	JOHN	KARAGIANNIS	ASIC		No			johnk20@optusnet.com.au	
	Karagiannis Bros Pty		66 095	84	Pasco			Director	JOHN	KARAGIANNIS	ASIC		No			johnk20@optusnet.com.au	
16 17	Karagiannis Bros Pty Karagiannis Bros Pty		66 095	84	Pasco			Director	JIMMY	KARAGIANNIS	ASIC		No			jkdg@optusnet.com.au	
17	KY Subs Pty Ltd	108 921 517	55 108	LOCKED BAG 888	Kyabr am		3620	Director/ Secretary	NATALIE	LAWLER	ASIC Cont act		Yes	Susan Maree Gayfer (ABN 22 629 221 381) t/a Kyabram Subs	Susan Gayfer	kyabramsubs@live.com.au	
19	MC & RP Investments Pty Ltd	146 753 504	82 146 753 504	PO BOX 159 `.	Dand	1		Director/ Secretary	PATHIRAGE	PERERA	ASIC Cont act		See SSA Notes			roshan@pereragroup.com.au	This Franchisee (Rohan Perera) is a multiple restaurant owner remains in the Subway® franchise system. Three restaurants have transferred since the commencement of the Enterprise Agreement. Details for the purchasing franchisees of the three restaurants are as follows: Panisa Pty Ltd (ACN 611 187 225) Mohammad M Aghajani (Mehdi): mehdi.aghajani1970@gmail.com Atefeh S Rostamkolae Motlagh: panisa.co@gmail.com Maruti Foods Pty Ltd ATF Maruti Trust (ABN 28 723 352 177) Pinky Mehta: pinky-mehta@hotmail.com Srichakra Foods Pty Ltd (ACN 616 305 198) Rajendran Chandrasekaran: subwayfg.vr@gmail.com Vijayalakshmi Rajendran: subwayfg.vr@gmail.com
20		110 555 309	66 110 555 309		Kialla	VIC		Director/ Secretary	PHILLIP	MORRIS	Regis tered / Princ ipal		Yes	K & G Sandford Pty Ltd (ACN 612 997 672)	Krystal Butler	subwaymarketplace@outlook.com	
21	Prattis Nominees Pty Ltd as trustee for the Prattis Family Trust		49 009 422 343	PO BOX 331	Noble Park	VIC		Director/ Secretary	VASILIOS	PRATTIS	ASIC Cont act		Yes	SNL ZHU Pty Ltd (ABN 29 138 505 414)	Jun Zhu (Daniel)	jzhu_80@hotmail.com	Mr Prattis was a multiple restaurant owner. He is no longer a franchisee in the Subway® franchise system. All restaurants save for the details provided were transferred prior to the Enterprise Agreement.

22	Princess Fiona Investments Pty Ltd as trustee for the Balnaves Family Trust			51 Simpsons Rd	Eagle hawk	VIC	3556	Organisati onal Represent ative	FIONA	BALNAVES	ess for servi	Princess Fiona Investment s Pty Ltd as	Yes	G and J Supersub Sandwiches Pty Ltd (ACN 603 496 635)	Joshua Rice and Georgiana Rice	Joshua: castlemainesubway@gmail.com Georgiana: georgianabrowne@gmail.com	
23		124 412 791	64 124 412 791	18-20 Ashenden Street	Shepp arton	VIC	3630	Director/ Secretary	PETER	MCINTYRE	ASIC Cont act		Yes	Anmol Grace Pty Ltd (ACN 156 168 259)	Gaurav Rangras and Dhruva Obhan	Gaurav: gauravrangras@gmail.com Dhruva: subwaymansfield@gmail.com	This restaurant is no longer operating - it closed in November 2017. The persons listed are no longer in the Subway® franchise system.
24	Morris Matthews Pty Ltd same ABN as Rooneys Way Pty Ltd	005	87 124 005 885	Level One, 42-44 New Street	Ringw ood	VIC	3134	Director/ Secretary	KRISTIE	ROONEY		Morris Matthews Pty Ltd (listed in	No			kristiemorris@optusnet.com.au	
25		138 505 414	29 138 505 414	PO BOX 224	Box Hill	VIC	3128	Director/ Secretary	JUN	ZHU	ASIC Cont act		Yes	Passion For Success Pty Ltd (ACN 621 299 410)	Angad Singh Dhillon (Alex)	subwayrosebud@gmail.com	
26	Simtar Investments Pty Ltd as trustee for the Simtar Unit Trust		85 457 109 640	PO BOX 3585	Caroli ne Sprin gs	VIC	3023	Director	TERRI	ARCERI	ASIC Cont act		See SSA Notes			simtarsubway@gmail.com	Franchisees (Terri Arceri and Sharyn Saunders) are multiple restaurant owners and remain in the Subway® franchise system. Two restaurants have transferred since the commencement of the Enterprise Agreement. The two restaurants were bought by: Jolly & Ruchi Investments Pty Ltd (ACN 149 196 823) Brijender Nain (Jolly): brijendernain@gmail.com Ruchi Nain: ruchinain1@gmail.com
27	Simtar Investments Pty Ltd as trustee for the Simtar Unit Trust		85 457 109 640	PO BOX 3585	Caroli ne Sprin gs	VIC	3023	Director	SHARYN	SAUNDERS	ASIC Cont act		See SSA Notes			wsaunder1@bigpond.net.au	Franchisees (Terri Arceri and Sharyn Saunders) are multiple restaurant owners and remain in the Subway® franchise system. Two restaurants have transferred since the commencement of the Enterprise Agreement. The two restaurants were bought by: Jolly & Ruchi Investments Pty Ltd (ACN 149 196 823) Brijender Nain (Jolly): - brijender Nain (Jolly): - brijendernain@gmail.com Ruchi Nain: ruchinain1@gmail.com
28		115 874 710		19 Mínerva Avenue	Balwy n North	VIC	3104	Director/ Secretary	JIAN	XIAO	Regis tered / Princ	1 1	No			jamesxjian@yahoo.com.au	
29		103 101 211	76 103 101 211	GPO BOX 2990	Canbe rra	ACT	2601	Director	STEPHEN	CROWE	ASIC Cont act		No			scrowe@piratus.com.au	

······		·					 			Traval			1	r		T
30	Sub Network Pty Ltd			3 St Anns	Норр	VIC	Director/	ABHAY	SINHA	ASIC						
	as trustee for the Goodwill Family Trust	324 655	474 252	Court	ers Crossi ng		Secretary			Cont act		See SSA Notes				This Franchisee (Abhay Sinha) was a multiple restaurant owner and is no longer in the Subway® franchise system. Three restaurants operated under the listed company and have transferred since the commencement of the Enterprise Agreement. Details for the purchasing franchisees of the three restaurants are as follows: Good Food Enterprises Pty Ltd (ACN 145 149 631) Vikramjeet Singh: vjsingh@live.com D & R Global Pty Ltd (ACN 621 283 734) Razzena Banu Abu Hanifah: subwaydnr@gmail.com Note: the restaurant operated by this entity closed in December 2020. DRTV Pty Ltd (ABN 96 618 378 199) Rajiv Dhingra: dhingra4949@gmail.com
31	Bayside Pty Ltd	135 478 812		7A Di Berardino Way	Hillsid e	VIC	 Director/ Secretary	GEORGE	GUIRGUIS	Regis tered / Princ ipal Place of		Yes *	HRU Pty Ltd (ACN 162 643 861) Note: deregistered on 12 May 2021	Rishi Dutta	subway28bayside@gmail.com	This restaurant is no longer operating - it closed in February 2020. This person is no longer in the Subway® franchise system.
32	Machri Pty Ltd & Art Jarvis Pty Ltd & Pavlidis Investments Pty Ltd & Fine Thanks Pty Ltd (in partnership) -Subway Sanctuary Lakes		80 262 830 048	4 Robbins St	Keilor	VIC	ART JARVIS PTY. LTD.	To the Proper Officer		Addr ess for servi ce of docu	Partnership : MACHRI PTY LTD & ART JARVIS PTY LTD & PAVLIDIS INVESTME NTS PTY LTD & FINE	No		Maria Tsiavis	dpav@hotmail.com.au	
33	Machri Pty Ltd & Art Jarvis Pty Ltd & Pavlidis Investments Pty Ltd & Fine Thanks Pty Ltd (in partnership) -Subway Sanctuary Lakes		80 262 830 048	4 Robbins St	Keilor	VIC	MACHRI PTY. LTD.	To the Proper Officer		Addr ess for servi ce of docu ment s/	Partnership : MACHRI PTY LTD & ART JARVIS PTY LTD & PAVLIDIS INVESTME NTS PTY LTD & FINE	No		Maria Tsiavis	dpav@hotmail.com.au	
34	Machri Pty Ltd & Art Jarvis Pty Ltd & Pavlidis Investments Pty Ltd & Fine Thanks Pty Ltd (in partnership) -Subway Sanctuary Lakes		80 262 830 048	4 Robbins St	Keilor	VIC	FINE THANKS PTY LIMITED	To the Proper Officer		Addr ess for servi ce of docu ment s/	Partnership : MACHRI PTY LTD & ART JARVIS PTY LTD & PAVLIDIS INVESTME NTS PTY LTD & FINE	No		Maria Tsiavis	dpav@hotmail.com.au	

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36 Verdijade (Australia) 088 777 07360 27 Tara Row V 12 14 127 Secretary VERNON WEERAPPAH Regis tered Yes JJCML Pty Ltd (ACN 121 389 642) Milan Patel minpatel@yahoo.co.in minpatel@yahoo.co.in 37 VIM Restaurants Pty Ltd 127 14 127 18 ard (200) 10 rectory NRELL MORGAN Regis tered No No Area
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39 William Cherrell Pty 143 54 909 PO BOX Dand VIC 3175 Director/ WILLIAM CHERRELL ASIC
William Cherrell 426 14 65 14
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40 ZY Ptv Ltd as trustee 121 PO BOX Manu ACT 2603 Director/ MICHAEL TRIMMER ASIC Strike-Off
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