

Annexure A: Mortgage

This is the Annexure A referred to in the Mortgage dated between and .

DRAFTING NOTES: Short form: to be used with the Memorandum of Common Provisions incorporated by reference.

Date:

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THIS DEED dated

2020

PARTIES:

[NAME] (ACN/ABN [For tax reasons, normally an ABN will be required. However if a company has no ABN, the ACN may be used in certain circumstances. See sections 153 and 1344 of the Corporations Act.]) of [ADDRESS] (Mortgagee)

OF THE FIRST PART

AND

[NAME] (ACN/ABN [For tax reasons, normally an ABN will be required. However if a company has no ABN, the ACN may be used in certain circumstances. See sections 153 and 1344 of the Corporations Act.]) of [ADDRESS] (Mortgagor)

OF THE SECOND PART

RECITALS

A. This mortgage is comprised by:

- i. This Annexure A - Loan Agreement of even date.
- ii. Schedule 1: Epitome of Mortgage
- iii. The Annexed Statutory Mortgage form 05M
- iv. Memorandum of Common Provisions AG685415S

TERMS

1 DEFINITIONS & INTERPRETATION

1.1 Definitions

In this Deed, unless otherwise indicated by the context:

- (a) Business Day means a day that is not a Saturday, Sunday, public holiday or bank holiday in the state in which the subject matter of this agreement is to be performed.
- (b) Business Hours means from 9.00 am to 5.00 pm on a Business Day;
- (c) Force Majeure Event means any:
 - (i) act of God;
 - (ii) outbreak or escalation of hostilities (whether or not war has been declared) or any other unlawful act against public order or authority;