



# Application for review of objection

Bankruptcy Act 1966 Section 149K

Complete this form if you are bankrupt and want to request a review of your trustee's objection to your discharge from bankruptcy. If a review is to be conducted based on your application, the application must be received by the Australian Financial Security Authority (AFSA)/the Inspector-General in Bankruptcy no later than 60 days after the day on which you were notified of the trustee's decision.

For general information about the *Bankruptcy Act 1966*, visit AFSA's website <https://www.afsa.gov.au/> or telephone our information service on **1300 364 785**.

**Please read the fact sheet:** '*Can I Appeal? Review and appeal of trustees and administrator decisions*' available at <https://www.afsa.gov.au/about-us/complaints-and-reviews/can-i-appeal>

**Privacy:** The information you are required to provide on this form is collected under, and for the purposes of, the *Bankruptcy Act 1966* or related legislation. AFSA has a privacy policy at [www.afsa.gov.au/privacy](http://www.afsa.gov.au/privacy) that provides information regarding the collection, storage, use and disclosure of personal information.

## Applicant details

Title

Given names

Surname

Administration number

Date of administration (dd/mm/yyyy)

Email address

Contact phone number

Postal/Street address

Suburb

State  Postcode

## Trustee details

Title

Given names

Surname

Firm name (if applicable)

Location

Email address

Contact phone number



## Explain what happened

Explain why you disagree with the trustee's decision to object to your discharge. For example, you may believe the evidence the trustee has relied on about your alleged conduct or failures is wrong and/or the trustee's reasons for the objection are not sufficient to justify the objection.

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## What will happen now?

The *Bankruptcy Act 1966* (the Act) sets out types of decisions that a bankruptcy trustee can make which may be reviewed by the Inspector-General in Bankruptcy (Inspector-General).

You have sought a review of the trustee's decision to file a notice of objection to your discharge from bankruptcy. We will endeavour to acknowledge your request within 5 working days of receiving your application.

A review of the trustee's decision is conducted within a framework prescribed by the Act and with the guidance of case law (for example decisions by the Federal Court and Administrative Appeals Tribunal). We will review your application and if necessary, seek more information from you and/or the trustee.

If we receive your request for review within the prescribed time limit for requesting a review, the delegate will then have 60 days from receipt of your request to make a decision under section 149K(5) of the Act. The decision of the delegate of the Inspector-General will set out the decision, refer to the evidence or other material on which the decision is based and give reasons for the decision.

Under section 149Q of the Act, if either you or the trustee disagree with the decision of the delegate of the Inspector-General, an application may be made to the Administrative Appeals Tribunal for the review of:

- a. a decision of the Inspector General on the review of a decision of the trustee to file a notice of objection; or
- b. a decision of the Inspector General refusing a request to review a decision of the trustee to file a notice of objection.

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## Returning this form

Return this form with attached documents to:

**Email:** practitionersupervision@afsa.gov.au

**Post:** Australian Financial Security Authority  
GPO Box 2604  
ADELAIDE SA 5000

**Phone:** Enquiries via the National Service Centre on 1300 364 785