

**Deed dated:** 1/02/2006

**PARTIES:**

**Discloser:**

Nubank Marketing Pty Ltd, ACN 990 234 234

**Address of Discloser:**

Unit 4  
44 Industrial Street  
Silverwater, NSW, 2128  
AUSTRALIA

**Receiver:**

Hannigan, Michael Harold

**Address of Receiver:**

4 Patricia Place  
Springton, SA, 5235  
AUSTRALIA

**BACKGROUND:**

1. The Receiver and the Discloser have agreed that the Discloser will provide Confidential Information to the Receiver.
2. The Receiver has agreed to the terms of this Deed.

**AGREEMENT:**

**1. WHAT IS CONFIDENTIAL INFORMATION:**

1.1 "Confidential Information" means all information concerning, relating to or incidental to the Discloser's activities that is disclosed by the Discloser or its agents and/or employees or any other person or entity on behalf of the Discloser in any manner but excludes:-

1.1.1 Information that is part of the public domain that did not become a part of the public domain by virtue of a breach of this Agreement by the Receiver.

1.1.2 Information required to be disclosed by law.

1.1.3 Information that the Discloser has in writing authorised to be disclosed.

1.1.4 Information disclosed by the Receiver to advisers who have been approved in writing by the Discloser as being acceptable recipients of that information and who have signed a Deed in the same terms as this Deed.

## **2. WHAT IS THE RECEIVER'S MAIN OBLIGATION:**

2.1 The Receiver agrees that the Receiver will:

2.1.1 Maintain the Confidential Information and take all necessary steps to ensure the confidentiality of that information.

2.1.2 Not disclose, without the prior written consent of the Discloser, any part of the Confidential Information.

2.1.3 Not copy or utilise, without the prior written consent of the Discloser, any part of the Confidential Information.

## **3. RETURN OF CONFIDENTIAL INFORMATION:**

3.1 All material provided by or on behalf of the Discloser to the Recipient, comprising the whole or any part of the Confidential Information, must be returned on demand by the Discloser.

## **4. IS CONFIDENTIAL INFORMATION PREVIOUSLY PROVIDED COVERED:**

4.1 All Confidential Information provided before the date of this Deed is subject to this Deed and is included by this paragraph in the definition of Confidential Information.

## **5. WHAT IS THE PROPER LAW:**

5.1 This Agreement is governed by the laws that apply in the State or Territory of the address of the Discloser as set out in this Deed and the parties irrevocably submit to the non-exclusive jurisdiction of the courts of that State or Territory.

**EXECUTED as a Deed**

**Executed for and on behalf of:**

Nubank Marketing Pty Ltd, ACN 990 234 234

**by authority of the director(s) in the presence of:**

.....  
Director

.....  
Secretary

.....  
OR Sole Director & Secretary

**SIGNED by the Discloser in the presence of:**

.....  
Signature of Receiver

.....  
Witness Signature

Reeves, John

.....  
Witness Name

Sample Only  
Subject to Copyright