

From: [Moysey, Sean](#)
To: [System Policy and Reform Office](#)
Cc: [Andric, Radmila](#); [NonGovSchools](#)
Subject: Content Manager Education Ministerial - File : FILE2025/31440 : STRATEGY & GOVERNANCE - Compliance - Caveat Brief - Brindabella Christian Education Limited- Voluntary Administrators' Report to Creditors, 24 July 2025 - 2004/05 - 2025
Date: Monday, 28 July 2025 3:24:00 PM
Attachments: [STRATEGY & GOVERNANCE - Compliance - Caveat Brief - Brindabella Christian Education Limited- Voluntary Administrators' Report to ~ 2025.tr5](#)

Dear Leonie, Keely

For Nicole's clearance.

Regards

Sean

-----< Content Manager Record Information >-----

Record Number: FILE2025/31440

Title: STRATEGY & GOVERNANCE - Compliance - Caveat Brief - Brindabella Christian Education Limited- Voluntary Administrators' Report to Creditors, 24 July 2025 - 2004/05 - 2025

OFFICIAL



Caveat Brief

To: Minister for Education and Early Childhood

CC: Director General, Education Directorate

From: Sean Moysey, Registrar, Non-Government Schools, Executive Branch Manager, Education and Care Regulation and Support

Subject Voluntary Administrators' Report to Creditors – Brindabella Christian Education Limited, 24 July 2025

Cleared By: Dr Nicole Moore, A/g Executive Group Manager, System Policy and Reform

Does this deal with a Child Safety issues or concern? No

1. On 20 February 2025, Brindabella Christian Education Limited (BCEL), proprietor for Brindabella Christian College (BCC), and Directors Greg Zwajgenberg, Alyn Doig, Suzanne Power and John Clarke (key individuals), were served with a Show Cause Notice outlining proposed regulatory action (imposing conditions on the school's registration) in accordance with Section 124 of the *Education Act 2004* (the Act) (FILE2025/3068).
2. On 5 March 2025, the proprietor's and key individuals were provided with an extension of time to respond to the show cause notice until 21 March 2025.
3. On 5 March 2025, BCEL entered voluntary administration. Sal Algeri and Sam Marsden from Deloitte were appointed joint and several Administrators over BCEL. The appointment of the Administrators shifted the control of the proprietor to the Administrators and the powers of the Directors were suspended.
4. On 20 and 21 March 2025, responses to the show cause notice were provided by BCEL's administrators, Mr Zwajgenberg, Mr Doig, and Ms Suzanne Power.
5. On 9 May 2025, Mr Zwajgenberg and Mr Doig provided an additional joint response to the show cause notice.
6. On 15 May 2025, BCEL's registration was transferred to a new proprietor, Christian Community Ministries Limited.
7. Legal advice is currently being sought from the Government Solicitor's office and Counsel in relation to
8. On 24 July 2025, the Director-General, as well as other relevant officers within the Directorate received a report from Deloitte SRT Pty Ltd, the Joint and Several Administrators of BCEL, detailing progress of the administration, information about the Company's business, property and financial affairs (**Attachment A**).
9. The Administrators report identifies numerous breaches of the *Corporations Act 2001* (the Act), which may warrant further investigation by the Australian Securities and Investments Commission (ASIC).
10. The investigations by the Administrator suggest that:
 - a. The likely date of the insolvency of the Company is at least January 2021;
 - b. Company failed to maintain adequate books and records;
 - c. The Board have likely breached their Director's Duties pursuant to s.180-184 of the Act



Caveat Brief

d. Given the expected 100c/\$ return to all classes of creditors, whilst various voidable transactions and insolvent trading have been identified, it's not expected that any recovery action will be required by a Liquidator.

11. The Administrator recommends that it is in the creditors' best interests that the Company be wound up. Placing the company into liquidation would provide an opportunity for a liquidator to conduct further investigations, assist regulatory bodies with enquiries into the Directors' conduct if necessary.
12. The second meeting of creditors is scheduled for 31 July 2025. At that meeting creditors will be asked to resolve whether the company execute a deed of company arrangement, or whether administration ends or whether the company be wound up.
13. On 24 July 2025 the Federal Court granted a further adjournment to the winding-up application hearing to 8 August 2025. As this date is after the date of the second meeting of creditors (Thursday 31 July 2025). The Administrators fully expect that the Company will be wound up by a resolution of creditors and that the adjourned hearing date will be vacated.
14. The Administrator has informed the Directorate that the Company will not be deregistered until such time as the liquidators (once appointed) either make an application to Court or request that ASIC deregister the entity. In the ordinary course, this step would occur once all matters in the liquidation (e.g. adjudicating proofs of debt, completing distributions to creditors, liquidators completing investigations) had been wholesomely concluded.
15. The Directorate has been advised that deregistration of the entity will not occur without having discussed the matter with the Education and Care Regulation Support Branch. Keeping the company open and alive would enable any future potential regulatory action to occur.

Yvette Berry MLA/...../.....

Action Officer: Radmila Andric, Senior Director, Education and Care Regulation and Support Branch

Date: 28 July 2025

From: [Moysey, Sean](#)
To: [System Policy and Reform Office](#)
Cc: [Education DLO](#); [Andric, Radmila](#); [NonGovSchools](#)
Subject: Content Manager Content : REC25/336673 : 14. Brindabella Christian College
Date: Monday, 28 July 2025 3:47:33 PM
Attachments: [14. Brindabella Christian College.tr5](#)

OFFICIAL

Dear Leonie, Keely

Updated QTB for Nicole's clearance. New info is highlighted.

Regards

Sean

-----< Content Manager Record Information >-----

Record Number: REC25/336673

Title: 14. Brindabella Christian College

Brindabella Christian College

Talking points

- On 12 May 2025, I approved the transfer of the Brindabella Christian College registration to Christian Community Ministries. When making my decision, I considered the application, the public submissions and advice from the Registration Standards Advisory Board.
- I have also imposed conditions on the school's registration as part of the transfer and transition to a new proprietor. These conditions were published on the Register on Non-government Schools on 15 May 2025.
- I am comfortable that Christian Community Ministries will provide stability for the students and staff and assured that they have committed to build collaborative relationships with the broader community.
- BCC's Early Learning Centre in Charnwood closed as the Administrator was unable to find a suitable buyer. The last day of operations was Friday, 6th June 2025.
- The Administrator sent a letter to families of children enrolled at the service announcing the closure.
- Many families and educators have been provided with places at Brindabella Christian College Lyneham. Bright Steps MacGregor have also reached out offering places to families and staff.
- In relation to any decision on Regulatory Action regarding Brindabella Christian Education Limited, the process is still active, and I will not be making any comment at this point in time.
- In relation to the Deloitte Creditor's report, I am aware that the Administrators have identified several breaches under the *Corporations Act 2001* (Corporations Act) and have made recommendations to the Creditors regarding the winding up application. Any breaches under the Corporations Act are under the jurisdiction of the Australian Securities and Investments Commission (ASIC).

Key information

- On 3 September 2024, you took regulatory action against Brindabella Christian Education Limited and imposed conditions on the registration of Brindabella Christian College to ensure Brindabella Christian Education Limited complied with conditions imposed on them by the Australian Government under the Australian Education Act 2013.
- The Registration Standards Advisory Board continues to provide advice regarding the registration of all non-government schools, including compliance with registration standards and conditions.
- On 20 February 2025, you issued a show cause notice to BCEL proposing further regulatory action regarding Brindabella Christian College registration.
- On 5 March 2025, Brindabella Christian Education Limited (BCEL), the proprietor of Brindabella Christian College (BCC), entered voluntary administration.
- Under the Education Act 2004, the transferring of a school's registration from one proprietor to another now requires public notification for a minimum of 7 days.
- Due to the timely identification of a proposed new proprietor, the public notification period was able to be open for 20 days.
- On 17 April 2025, the Administrators selected Christian Community Ministries (CCM) as the preferred new operator for the school.
- Concurrently, the Administrators consulted with staff, parents and students about the sale and transfer of the school to CCM.

Cleared as complete and accurate: 18/07/2025
Cleared for public release by: Executive Group Manager Ext: 54999
Contact Officer name: Nicole Moore Ext: 54999
Lead Directorate: Education
TRIM Ref: SUB25/22639

- On 30 April 2025, the Minister attended a consultation session with staff as an observer, to hear their questions and views on the transfer.
- On 9 May 2025, the Canberra Times published an article that stated the ACT Government paid Brindabella \$440,000 after the company entered voluntary administration to keep the school operating. This funding is part of the ACT's regular funding obligation for this school as required under the Better and Fairer Schools Agreement.
- The funding was brought forward from July 2025 to March 2025 to assist with immediate resourcing challenges experienced by the school. It is not additional funding.
- On 12 May 2025, you approved the transfer of BCC's registration to CCM.
- Prior to the transfer, the Administrators had determined that it is not viable to continue the College's operations at the Charnwood Campus, which was subsequently closed for term 2 2025.
- The transfer does not include the Charnwood campus which will now remain closed, or the Charnwood ECEC, which closed on 6 June 2025.

Background information

- Brindabella Christian College now operates from one campus in the ACT, Central Campus, located at 136 Brigalow Street Lyneham. The Norwest Campus located at 46 Lhotsky Street Charnwood ceased operation following the appointment of the administrators.
- On 5 March 2025, BCEL entered voluntary administration. Sal Algeri and Sam Marsden from Deloitte were appointed joint and several Administrators over BCEL. The appointed administrators determined it was necessary to seek a new proprietor of BCC, and a public expression of interest process was conducted.
- On 24 July 2025, Deloitte SRT Pty Ltd (Deloitte report), the Joint and Several Administrators of BCEL, provided a report to Creditors and relevant Education Directorate officers detailing progress of the administration, information about the Company's business, property and financial affairs.
- The Deloitte report identifies numerous breaches of the *Corporations Act 2001*, which may warrant further investigation by the (ASIC).
- The investigations by the Administrator suggest that:
 - The likely date of the insolvency of the Company is at least January 2021;
 - Company failed to maintain adequate books and records;
 - The Board have likely breached their Director's Duties pursuant to s.180-184 of the Act
 - Given the expected 100c/\$ return to all classes of creditors, whilst various voidable transactions and insolvent trading have been identified, it's not expected that any recovery action will be required by a Liquidator.

From: [Whitty, Anna](#)
To: [Moysey, Sean](#); [Moore, Nicole](#); [EDU, Director-General Office](#)
Subject: RE: Response from [REDACTED]
Date: Wednesday, 30 July 2025 2:25:00 PM
Attachments: [image001.png](#)
[image002.png](#)

Hi Sean,

Thank you for sending this through.

Many thanks,
Anna

Anna Whitty | Senior Adviser
02 6207 7937 |

Office of Yvette Berry MLA | Member for Ginninderra
Deputy Chief Minister
Minister for Education and Early Childhood
Minister for Homes and New Suburbs
Minister for Sport and Recreation
Phone: +61 2 6205 0233 | Email: berry@act.gov.au
[Facebook](#) | [Twitter](#) | www.yvetteberry.com.au



I acknowledge the traditional custodians of the land, the Ngunnawal people, and pay my respect to their Elders past, present and emerging.

From: Moysey, Sean <Sean.Moysey@act.gov.au>
Sent: Wednesday, 30 July 2025 12:48 PM
To: Moore, Nicole <Nicole.Moore@act.gov.au>; Whitty, Anna <Anna.Whitty@act.gov.au>; EDU, Director-General Office <EDUDirectorGeneralOffice@act.gov.au>
Subject: FW: Response from [REDACTED]

OFFICIAL

Dear Nicole, Anna

For your info. [REDACTED] again adopting a threatening position.

Regards
Sean

Sean Moysey GAICD

Executive Branch Manager, Education and Care Regulation and Support
Education | ACT Government
P 02 6207 2143 M 0478 301 650

Level 3, Hedley Beare Centre for Teaching and Learning, 51 Fremantle Drive Stirling 2611 |
GPO Box 158 Canberra ACT 2601
www.det.act.gov.au

From: NonGovSchools <NonGovSchools@act.gov.au>
Sent: Wednesday, 30 July 2025 8:55 AM
To: Moysey, Sean <Sean.Moysey@act.gov.au>
Cc: Andric, Radmila <Radmila.Andric@act.gov.au>; Booth, Helen <Helen.Booth@act.gov.au>
Subject: Response from [REDACTED]

OFFICIAL

Dear Sean

Please see the below response from [REDACTED] to the Registrar's letter sent acknowledging the public submission.

Kind regards
Mini

From: [REDACTED]
Sent: Wednesday, 30 July 2025 3:20 AM
To: NonGovSchools <NonGovSchools@act.gov.au>
Subject: Re: Letter from Registrar of Non-Government Schools - ACT

Caution: This email originated from outside of the ACT Government. Do not click links or open attachments unless you recognise the sender and know the content is safe.

Dear Team,

WITHOUT PREJUDICE

Thank you for the formal notification. Let Mr Moysey know that he and the Minister will be hearing from various parties in due course regarding the sale process.

The outcome of CCM is excellent for Christian values in the ACT, the process however was in and of itself corrupt.



On 3 Jul 2025, at 4:01 pm, NonGovSchools <NonGovSchools@act.gov.au> wrote:

OFFICIAL

Dear

Please see the attached letter from the Registrar of Non-Government Schools.

Regards

**Non-Government Education
Education and Care Regulation and Support | ACT Government
Hedley Beare Centre for Teaching and Learning, Fremantle Drive,
Stirling |GPO Box 158 Canberra ACT 2601**

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<Letter from Registrar to .pdf>

OFFICIAL



Caveat Brief

To: Minister for Education and Early Childhood

CC: Director General, Education Directorate

From: Sean Moysey, Registrar, Non-Government Schools, Executive Branch Manager, Education and Care Regulation and Support

Subject Voluntary Administrators' Report to Creditors – Brindabella Christian Education Limited, 24 July 2025

Cleared By: Dr Nicole Moore, A/g Executive Group Manager, System Policy and Reform

Does this deal with a Child Safety issues or concern? No

1. On 20 February 2025, Brindabella Christian Education Limited (BCEL), proprietor for Brindabella Christian College (BCC), and Directors Greg Zwajgenberg, Alyn Doig, Suzanne Power and John Clarke (key individuals), were served with a Show Cause Notice outlining proposed regulatory action (imposing conditions on the school's registration) in accordance with Section 124 of the *Education Act 2004* (the Act) (FILE2025/3068).
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4. On 20 and 21 March 2025, responses to the show cause notice were provided by BCEL's administrators, Mr Zwajgenberg, Mr Doig, and Ms Suzanne Power.
5. On 9 May 2025, Mr Zwajgenberg and Mr Doig provided an additional joint response to the show cause notice.
6. On 15 May 2025, BCEL's registration was transferred to a new proprietor, Christian Community Ministries Limited.
7. Legal advice is currently being sought from the Government Solicitor's office and Counsel in relation to [REDACTED]
8. On 24 July 2025, the Director-General, as well as other relevant officers within the Directorate received a report from Deloitte SRT Pty Ltd, the Joint and Several Administrators of BCEL, detailing progress of the administration, information about the Company's business, property and financial affairs (**Attachment A**).
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10. The investigations by the Administrator suggest that:
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 - b. Company failed to maintain adequate books and records;
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Caveat Brief

- d. Given the expected 100c/\$ return to all classes of creditors, whilst various voidable transactions and insolvent trading have been identified, it's not expected that any recovery action will be required by a Liquidator.
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Yvette

Action Officer: Radmila Andric, Senior Director, Education and Care Regulation and Support Branch
Date: 28 July 2025

From: [Moysey, Sean](#)
To: [EDU, Director-General Office; System Policy and Reform Office](#)
Subject: Content Manager File : FILE2025/38356 : STRATEGY & GOVERNANCE - Compliance - Options for Finalizing - Brindabella Christian Education Ltd
Date: Friday, 5 December 2025 10:57:00 AM
Attachments: [STRATEGY & GOVERNANCE - Compliance - Options for Finalizing - Brindabella Christian Education Ltd.tr5](#)
Importance: High

Dear Colleagues

This brief is now updated in accord with DG's direction and ready for DG's clearance.

Regards

Sean

-----< Content Manager Record Information >-----

Record Number: FILE2025/38356

Title: STRATEGY & GOVERNANCE - Compliance - Options for Finalizing - Brindabella Christian Education Ltd



Education Directorate

Ministerial Brief

To:	Minister for Education and Early Childhood	Tracking No.: FILE2025/38356
Date:	13/11/2025	
CC:	Director-General, Education Directorate	
From:	Sean Moysey, Registrar, Non-Government Schools	
Subject:	Options for Finalizing - Brindabella Christian Education Ltd	
Critical Date:	01/12/2025	

Recommendations

That you:

1. Note the information contained in this brief;

Noted / Please Discuss

2. Agree to option 16(b) advising BCEL that the matter is finalised; and

Agreed / Not Agreed / Please Discuss

3. Sign the attached letter.

Signed / Not Signed / Please Discuss

Yvette Berry MLA/...../.....

Minister's Feedback

Background

1. On 20 February 2025, Brindabella Christian Education Limited (BCEL), proprietor for Brindabella Christian College (BCC), and Directors Greg Zwajenberg, Alyn Doig, Suzanne Power and John Clarke (key individuals), were served with a Show Cause Notice outlining proposed regulatory action (imposing conditions on the school's

registration) in accordance with Section 124 of the *Education Act 2004* (the Act) (FILE2025/3068).

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5. On 9 May 2025, Mr Zwajgenberg and Mr Doig provided an additional joint response to the show cause notice.
6. On 15 May 2025, BCEL's registration was transferred to a new proprietor, Christian Community Ministries Limited (CCM).
7. On 1 August 2025, a resolution was passed at a second meeting of creditors of BCEL that the company be wound up and liquidators be appointed.
8. On 14 August 2025, legal advice was received from [REDACTED] of [REDACTED] regarding [REDACTED] (**Attachment A**).

Issues

- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]

18. Should you consider it helpful, a meeting with Peter Garrison, Solicitor-General can be arranged to talk you through the legal advice and [REDACTED] to finalise the matter.

Financial Implications

19. Nil.

Consultation

20. Education Care and Regulation Support Branch have reviewed the Act and made several recommendations for appropriate amendments under Chapter 4. A paper outlining the proposed changes is on circulation with Executive Governance Committee (EGC) at the time of this brief.
21. On 10 October 2025, [REDACTED] were formally engaged to review and evaluate the effectiveness of the complaint handling processes, stakeholder engagement, and the management of information provided by complainants and schools under Chapter 4 of the *Education Act 2004* (the Act), relating to Non-Government Schools.

Work Health and Safety

22. Nil.

Benefits/Sensitivities

23. A regulatory action process is essential to maintaining community confidence and forms part of government's legal framework to ensure non-government schools operate lawfully.

Communications, media and engagement implications

24. This matter has previously attracted media attention, and there is a potential for future criticism arising from the absence of regulatory action.

Signatory Name: Sean Moysey, Registrar, Non-Government Schools
Regulation and Support

Action Officer: Radmila Andric, Senior Director, Education Care
Regulation and Support

Attachments

Attachment	Title
Attachment A	[REDACTED] Legal Advice, dated 14 August 2025
Attachment B	Draft letter to BCEL finalising matter