

PROOF OF DEBT FORM

AIRASIA X BERHAD AND ITS SUBSIDIARIES

I, [Note 1]of [Note 2] Passport / I/C No. [Note 3] [Note 4], in the State of do solemnly and sincerely declare :

1. That, [Note 5], the above-mentioned company, was at 30 June 2020[§] and still [Note 6] is justly and truly indebted to*..... in the amount of [Note 7] [Note 7]and for⁺ [Note 8] as shown by the following account[#], namely : [Note 9]

2. That neither the above named creditor, nor any person by the order and for the use of the abovementioned creditor, has to my knowledge and belief received any manner of satisfaction or security for the amount or any part of the amount referred to in paragraph 1, save and except the following :

[Note 10]

†3. That I am in the employ of the abovementioned creditor, that I am duly authorized by that creditor to make this statutory declaration, that it is within my own knowledge that the debt declared to in this declaration was incurred for the consideration stated, and that the debt, to the best of my knowledge and belief, still remains unpaid and unsatisfied.

†4. That I am duly authorized, under the seal of the company in this statutory declaration named as creditor, to make the proof of debt on its behalf.

And I make this solemn declaration conscientiously believing the same to be true and this declaration is sworn before a Commissioner for Oaths or such other equivalent qualified person in the jurisdiction where I am based.

Declared at [Note 11] in the State [Note 12] [Note 13] } [Note 15]
of [Note 13] this day
of, 2021

Before me:- [Note 14]
.....

E-Filing No. (as provided in the e-mail):

PARTICULARS OF ACCOUNT REFERRED TO IN STATUTORY DECLARATION^φ

Date	Consideration	Amount	Remarks
<i>Example 1</i> 1 June 2020	<i>Lease rentals for the period from 31 December 2019 to 31 May 2020</i>	<i>USD 100,000.00</i>	<i>Invoice no. 12345</i>
<i>Example 2</i>	<i>Refer to attached Statement of Account as at 30 June 2020 and supporting documents (including invoices)</i>	-	-

Note : This proof of debt form/claim is for the purposes of the Proposed Debt Restructuring and is without prejudice to the rights of AAX Group. This proof of debt form/claim shall not be construed as an admission of liability and AAX Group reserves its rights in relation to any amounts claimed and shall be entitled to dispute any amounts submitted/claimed.

* Insert “me” or “me and to and, my co-partners in trade” or as the case may be, or, if declared by an employee or agent of the creditor, insert the name, address and description of the creditor.

+ State the consideration.

To attach to this form copies all relevant supporting documents, including, without limitation, statement of account(s), invoices, delivery orders, contracts, agreements and/or other documents which are applicable to and supports the amount claimed.

§ Insert the gross amount which may be claimed by you, i.e. before setting off the same against any securities which may be claimed to be held by you and/or charged to you (in respect of which AAX Group reserves all rights), including any amounts which may be claimed on the assumption that all contracts, agreements and/or arrangements between you and AAX Group is/are/have been terminated on 30 June 2020.

Please also insert detailed particulars of all securities held or in a schedule to be attached to this form, together with the relevant supporting documents. Where the securities are on the property or asset of the company, assess the value of those securities and provide the basis and supporting documents for the same.

In quantifying any amount of debt, please also include any mitigating factors that may result in a mitigation of or reduction in the amount which may be claimed by you, if any (“**Loss Mitigants**”). If there are Loss Mitigants included, please provide particulars of the Loss Mitigants and any supporting documents in a schedule to this form.

† If this proof is made by a creditor, strike out paragraphs 3 and 4. If it is made on behalf of a company, strike out paragraph 3. If it is made on behalf of a creditor other than a company, strike out paragraph 4.

Notes to Creditors to fill up the Proof of Debt (“POD”) Form

1. Insert name of person filling up / signing the form.
2. Insert name of company and company’s registration number.
3. Insert national identification number or passport number of person filling up / signing the form.
4. Insert the state in which the creditor is proving his debt (e.g. Selangor). If it is outside of Malaysia, insert state followed by the country (e.g. New York, United States of America).
5. Insert the company that is indebted to you and with which you have signed the contract / agreement with, e.g. AirAsia X Berhad.
6. Insert “me” if you are an individual.
Insert the company’s name if completing the form on behalf of a company.
7. Insert the gross amount claimed to be owing to you as at 30 June 2020 (in the currency that the amount claimed by you is denominated in), for example “.....in the amount of USD One hundred thousand and fifty cents for....”.

The gross amount should be before setting off against any securities which may be claimed to be held by you and/or charged to you (in respect of which AAX Group reserves all rights), including any amounts which may be claimed on the assumption that all contracts, agreements and/or arrangements between you and AAX Group is/are/have been terminated on 30 June 2020.

In quantifying any amount of debt, please also include any mitigating factors that may result in a mitigation of or reduction in the amount which may be claimed by you, if any (“Loss Mitigants”). If there are Loss Mitigants included, please provide particulars of the Loss Mitigants and any supporting documents, including how the Loss Mitigants have been estimated / calculated, and attach it to this form.

8. State what the amount owing is for (e.g. goods supplied, services rendered, lease of property, etc.).
9. Insert a summary of the amount claimed (preferably in a table), for example:

Reference	Amount (USD)	Consideration
Invoice No. XXX dated XXX	XXX	Supply of XXX for the period from XXX to XXX
Invoice No. XXX dated XXX	XXX	Charges for XXX on XXX
Total owing as at 30.6.2020	XXX	

Please also attach to the POD form copies of all relevant supporting documents, including, without limitation, statement of account(s), invoices, delivery orders, contracts, agreements and/or other documents which are applicable to and support the total amount claimed.

10. Insert detailed particulars of all securities held or in a schedule to be attached to this form, together with the relevant supporting documents. As example of the schedule is as follows:

Security(ies) held	Estimated value of asset (USD)	Basis for value of asset
Asset A	XXX	Refer to attached valuation report
Asset B	XXX	Estimated market value (refer to attached quotation)
Total	XXX	

Where the securities are the property or asset of the company, assess the value of those securities and provide the basis and supporting documents for the same.

11. Insert the location where the form is sworn in before the Commissioner for Oaths (in Malaysia) or such other equivalent qualified person in the jurisdiction where you are based (e.g. Singapore).
12. Insert the state where the form is sworn in (e.g. Selangor).
13. Date on which the form is sworn (e.g. 30th day of March, 2021).
14. To be signed and stamped by the Commissioner for Oaths, Notary Public or such other equivalent qualified person in the jurisdiction where you are based.
15. To be signed by the person filling up the form.