



This is an important notice issued to you by the Federal Court of Australia.

It concerns a class action relating to certain Toyota Hilux, Prado and Fortuner diesel vehicles purchased used, by way of private sale between 24 April 2020 and 31 July 2025.

You are receiving this notice because you may have purchased a used Toyota Hilux, Prado and Fortuner vehicle with a 1GD-FTV or 2GD-FTV diesel engine, by way of private sale, between 24 April 2020 and 31 July 2025 from a person who purchased the vehicle new between 1 October 2015 and 23 April 2020.

If this is correct and you still own your vehicle, you are likely to be a Group Member in a class action in the Federal Court of Australia (**Taylor DPF Class Action**).

As explained below, you may do **one** of three things in response to this notice:

- 1 **opt-out** of the class action by 19 December 2025 (4:00 pm (Sydney time)) and lose a right to receive any money from the class action (but keep your right to try to obtain money by commencing your own legal action against Toyota);
- 2 **register your interest** in the class action; or
- 3 **do nothing**.

OVERVIEW OF THE TAYLOR DPF CLASS ACTION

- 1 In another class action currently before the Federal Court of Australia (**Williams DPF Class Action**), it has been held that:
 - (a) Toyota Hilux, Prado and Fortuner vehicles with a 1GD-FTV or 2GD-FTV diesel engine acquired between 1 October 2015 and 23 April 2020 (**Relevant Vehicles**) were not of acceptable quality at the time they were initially supplied because they were fitted with a defective diesel particulate filter (**DPF**) system;
 - (b) the value of the Relevant Vehicles at the time they were initially supplied was reduced because of their defective DPF systems;

- (c) vehicle owners may be entitled to receive money to compensate them for this reduction in value; and
 - (d) any right to compensation for reduction in value under s 272(1)(a) of the *Australian Consumer Law* is tied to ownership of the vehicle.
- 2 This means that if you purchased a used Relevant Vehicle, by way of private sale, between 24 April 2020 and 31 July 2025, from a person who purchased the vehicle new between 1 October 2015 and 23 April 2020, and still own the vehicle, **you may be entitled to receive money for the reduction in value of the vehicle resulting from its defective DPF system.**
- 3 The Taylor DPF Class Action seeks to recover that money on behalf of the people described in paragraph 2 above (**Group Members**).

SOME INFORMATION ABOUT THE TAYLOR DPF CLASS ACTION

- 4 The Taylor DPF Class Action is being conducted by law firm Quinn Emanuel Urquhart & Sullivan (**Quinn Emanuel**), the firm conducting the Williams DPF Class Action.
- 5 The Taylor DPF Class Action is being funded by a company called Balance Legal Capital (**Balance**), the company funding the Williams DPF Class Action. This means that Balance has agreed to pay the costs of bringing the Taylor DPF Class Action in return for repayment of those costs, plus a funding commission, if money is recovered from Toyota.
- 6 Group Members are not, and will not be, liable to pay any “out of pocket” legal costs by remaining as Group Members in the Taylor DPF Class Action.
- 7 If no money is recovered from Toyota, Group Members will not have to pay anything.
- 8 If money is recovered from Toyota, Balance intends to ask the Court to deduct an amount from the money to be paid to all eligible Group Members. Whether such a deduction can be made and, if so, the amount of that deduction, will be determined by the Court and Group Members have a right to raise before the Court any issues they have in respect of such a deduction. If there is to be a deduction, this will occur before any money is paid to eligible Group Members.

YOUR THREE OPTIONS IN RESPONSE TO THIS NOTICE

Option 1 – Opt out and cease to be a Group Member

- 9 Group Members who opt out will not be bound by the outcome of the Taylor DPF Class Action and will not receive any money from the class action if it is successful. Group Members should seek legal advice before opting out. To opt out is to take a serious step – you should not do it unless you understand what it means.
- 10 To opt out, you must complete the opt out form enclosed with this Notice. Opt out forms must be sent directly to the New South Wales District Registry of the Federal Court of Australia before **4:00pm on 19 December 2025 (Sydney Time).**

Option 2 – Register your interest in the class action

- 11 Group Members who wish to register their interest in the Taylor DPF Class Action can do so at <https://www.toyotaclassaction.deloitte.com.au/>.
- 12 Although you do not need to register your interest to remain a Group Member (see Option 3 below), it is likely that at some point you will need to register your interest in the class action, including to participate in any scheme established by the Court to distribute money to Group Members if there is a settlement or judgment in favour of Group Members in the class action.

Option 3 – Do nothing

- 13 Group Members who do not opt out of the Taylor DPF Class Action before 7 October 2025 will remain Group Members.
- 14 However, as noted above, you will need to register at some point in order to receive any money to which you may become entitled in the Taylor DPF Class Action.

FURTHER INFORMATION

- 15 This is not a scam. You can check that the Taylor DPF Class Action is a genuine class action proceeding (and get further information) by:
 - (a) visiting the website of the Federal Court of Australia where the Taylor DPF Class Action and Williams DPF Class Action are registered at <https://www.fedcourt.gov.au/law-and-practice/class-actions/class-actions>;
 - (b) visiting the website for Group Members in the Taylor DPF Class Action and the Williams DPF Class Action at www.toyotaclassaction.com.au/taylor; or
 - (c) contacting Quinn Emanuel (the law firm conducting the Taylor DPF Class Action and the Williams DPF Class Action) by emailing qe-toyota@quinnemanuel.com.

OPTION 1 – OPT OUT

Form 21
Rule 9.34

Opt out notice

No. NSD 1326/2025

Federal Court of Australia
District Registry: New South Wales
Division: General

MARDY ROBERT JOHN TAYLOR

Applicant

TOYOTA MOTOR CORPORATION AUSTRALIA LIMITED (ACN 009 686 097)

Respondent

To: The Registrar
Federal Court of Australia
New South Wales District Registry
184 Phillip Street
Queens Square
Sydney NSW 2000

..... (*print full name*), a group member in this representative proceeding, gives notice under section 33J of the *Federal Court of Australia Act 1976*, that
..... (*print full name*) is opting out of the representative proceeding.

Date:

Signature:

Full name:

Vehicle Identification Number (VIN):