



Commonwealth of Australia Gazette No. A064/12, Tuesday, 24 July 2012

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# **ASIC Gazette**

From 1 July 2012, lists of companies to be deregistered under s601AA and 601AB of the Corporations Act 2001 will be published on the Insolvency notices website at <u>insolvencynotices.asic.gov.au</u>

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# **RIGHTS OF REVIEW**

Persons affected by certain decisions made by ASIC under the *Corporations Act 2001* and the other legislation administered by ASIC may have rights of review. ASIC has published Regulatory Guide 57 *Notification of rights of review* (RG57) and Information Sheet *ASIC decisions – your rights* (INFO 9) to assist you to determine whether you have a right of review. You can obtain a copy of these documents from the ASIC Digest, the ASIC website at www.asic.gov.au or from the Administrative Law Co-ordinator in the ASIC office with which you have been dealing.

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# Australian Securities and Investments Commission Corporations Act 2001 – Paragraphs 601QA(1)(b), 741(1)(b) and 1020F(1)(c) – Declarations and Revocation

# **Enabling legislation**

1. The Australian Securities and Investments Commission (ASIC) makes this instrument under paragraphs 601QA(1)(b), 741(1)(b) and 1020F(1)(c) of the Corporations Act 2001 (the Act).

#### Title

2. This instrument is ASIC Instrument 12-0754.

# Commencement

3. This instrument commences on the day it is signed.

# Revocation

4. This instrument revokes ASIC Instrument 01/1276 dated 17 September 2001.

## Declarations

- 5. Chapter 5C of the Act applies to Mirvac Funds Limited ACN 002 561 640 (*MFL*) in its capacity as responsible entity of the Mirvac Property Trust ARSN 086 780 645 (*MPT*) as if the following provisions of that Chapter were modified or varied:
  - (a) after section 601FE insert:

# "601FEA Modification of duties: stapled securities

- (1) This section applies to a registered scheme where the interests in the scheme and shares in a company (the *stapled company*) are components of stapled securities.
- (2) For the purposes of paragraphs 601FC(1)(e), 601FD(1)(d) and 601FD(1)(e), and subsection 601FE(1), an obligation to not make use of information, or not make improper use of position, in order to cause detriment to the members of the scheme is an obligation not to do those things in order to cause detriment to the members of the scheme having regard to their membership of each of the scheme and the stapled company.";
- (b) in section 601GAA as notionally inserted by ASIC Class Order [CO 05/26]:
  - (i) in subsection (1) omit "subsections (2) to (8).", substitute "subsections (2) to (8) and (9A).";

- (ii) after subsection (9) insert:
  - "(9A) The responsible entity may set the issue price of interests in the scheme that are components of stapled securities where all of the following apply:
    - (a) the constitution makes provision for the issue price of stapled securities;
    - (b) the constitution provides that the responsible entity may allocate a proportion of the issue price of the stapled securities to the interests in the scheme;
    - (c) the stapled securities are issued at a price, or in accordance with a formula or method that is to be used to calculate the issue price of stapled securities, which is set out in the constitution;
    - (d) the responsible entity allocates a proportion of the issue price of the stapled securities to the interests in accordance with the constitution.";
- (c) after subsection 208(2) of the Act as notionally inserted by section 601LC, insert:
  - "(2A) Member approval is not required for the giving of a financial benefit and the benefit need not be given within 15 months if all the following conditions are satisfied:
    - (a) the benefit either:
      - (i) is given out of the scheme property of a registered scheme; or
      - (ii) could endanger the scheme property;
    - (b) all of the interests in the scheme and all of the shares in a company (the *stapled company*) are components of stapled securities;
    - (c) the benefit is given by:
      - (i) the responsible entity of the scheme; or
      - (ii) an entity that the responsible entity controls; or
      - (iii) an agent of, or person engaged by, the responsible entity; and

- (d) the benefit is given to:
  - (i) an entity wholly owned, whether directly or indirectly, by the scheme; or
  - (ii) a stapled company or an entity wholly owned, whether directly or indirectly, by a stapled company; or
  - (iii) an entity wholly owned, whether directly or indirectly, jointly by the scheme and a stapled company.
- (2B) For the purposes of this section:
  - (a) an entity is wholly owned by another entity if all of the shares or interests (as applicable) in the first-mentioned entity are held by, or held by a nominee for (in the case of the secondmentioned entity being a company), or form part of the trust property of (in the case of the second-mentioned entity being a trust), the second-mentioned entity or a wholly owned entity of it; and
  - (b) a reference to the giving of a benefit to an entity which is a trust is a reference to the giving of a benefit to the trustee of the trust so as to form part of the trust property of the trust or for the benefit of the trust beneficiaries."; and
- (d) insert after section 601PC:

# "601PD Stapled securities

For the purposes of this Chapter:

*stapled security* means two or more financial products including at least one interest in a registered scheme where:

- (a) under the terms on which each of the financial products are to be traded, they must be transferred together; and
- (b) there are no financial products in the same class as those financial products which may be transferred separately.".
- 6. Chapter 6D of the Act applies to Mirvac Limited ACN 003 280 699 (*Company*) as if that Chapter were modified or varied by omitting paragraph 708(13)(b) and substituting:
  - "(b) an offer of fully-paid shares in a body to 1 or more existing holders of shares in the body, under a plan for the reinvestment of at least one of the following:
    - (i) dividends in respect of shares in the body;

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- (ii) distributions in respect of managed investment products which, under the terms on which they may be traded, must only be transferred together with shares in the body.".
- 7. Part 7.9 of the Act applies in relation to MFL in its capacity as the responsible entity of MPT as if paragraph 1012D(3)(b) were modified as follows:
  - (a) omit "either:", substitute "one or more of the following applies:";
  - (b) in subparagraph (i) omit "or" (second occurring);
  - (c) at the end of subparagraph (ii) omit ".", substituting ";";
  - (d) after subparagraph (ii) insert:
    - "(iii) in a recommendation situation—the advice that constitutes the relevant conduct relates to an offer of managed investment products, under a plan for the reinvestment of at least one of the following:
      - (A) distributions in respect of the managed investment products;
      - (B) distributions in respect of shares in a body which, under the terms on which they may be traded, must only be transferred together with the managed investment products;
    - (iv) in an issue situation—the offer or issue that constitutes the relevant conduct is an offer or issue of managed investment products, under a plan for the reinvestment of at least one of the following:
      - (A) distributions in respect of the managed investment products;
      - (B) distributions in respect of shares in a body which, under the terms on which they may be traded, must only be transferred together with the managed investment products.".

# Where these declarations apply

- 8. These declarations apply where:
  - (a) in relation to paragraphs 5, 6 and 7, each ordinary interest in MPT and each ordinary share in the Company must, under the terms upon which each is to be traded, only be transferred together (*Stapled Security*); and
  - (b) in relation to paragraphs 6 and 7, an offer or issue of, or recommendation to acquire a component of a Stapled Security is made, under a plan for the reinvestment of dividends in respect of shares in the Company or distributions in respect of interests in MPT.

# Where these declarations cease to apply

- 9. These declarations cease to apply if:
  - (a) a component of a Stapled Security is issued which on the terms on which it is to be traded, can be transferred separately without also transferring any other component; or
  - (b) any interest in MPT (other than an ordinary interest or prospective or contingent rights that convert or exchange to an ordinary interest that is a component of a Stapled Security) or any share in the Company (other than an ordinary share) is issued on or after the commencement of this instrument.

Dated this 17<sup>th</sup> day of July 2012

Signed by Phillip Nguyen as a delegate of the Australian Securities and Investments Commission

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Australian Securities & Investments Commission

# Australian Securities & Investments Commission Section 915B Corporations Act 2001

# Notice of Cancellation of an Australian Financial Services Licence

TO: START-UP AUSTRALIA VENTURES PTY LIMITED ACN 095 498 632 ("the Licensee") 3 SPRING STREET SYDNEY NSW 2000

Pursuant to section 915B of the *Corporations Act 2001* the Australian Securities and Investments Commission hereby cancels Licence Number 241103 held by the Licensee with effect from the date on which this notice is given to the Licensee.

Dated this 5<sup>th</sup> Day of July 2012

Signed

Joyce Krashow a delegate of the Australian Securities and Investments Commission

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Australian Securities & Investments Commission

# Australian Securities & Investments Commission Corporations Act 2001 Section 915B

# Notice of Cancellation of an Australian Financial Services Licence

TO: Marketech Pty Ltd ACN: 095 275 657 ("the Licensee") U 5, 6-10 Douro Place West Perth WA 6005

Pursuant to section 915B of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Licence Number 230014 held by the Licensee with effect from the date on which this notice is given to the Licensee.

Dated this 16 July 2012.

Signed .....

Joyce Krashow, a delegate of the Australian Securities and Investments Commission

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# 12-0929

## Australian Securities and Investments Commission

#### Corporations Act 2001 - Subsection 111AT(1) - Order

#### **Enabling legislation**

1. The Australian Securities and Investments Commission (*ASIC*) makes this instrument under subsection 111AT(1) of the *Corporations Act 2001* (the *Act*).

# Title

2. This instrument is ASIC Instrument 12-0929.

# Commencement

3. This instrument commences on the day it is signed.

# Order

4. ASIC relieves Forest Enterprises Australia Limited (subject to deed of company arrangement) (receivers and managers appointed) ACN 009 553 548 (the *company*) from the disclosing entity provisions of Part 2M.3 of the Act for the financial years and half-years up to and including the financial year ending 30 June 2012.

# Where this order applies

- 5. This order applies for so long as the company maintains arrangements for:
  - (a) answering, free of charge, reasonable enquiries from its members about the consequences of the external administration of the company; and
  - (b) advising members that they are entitled to obtain copies of the reports in relation to the affairs of the company issued by the deed administrator and the presentations made at the creditors' meetings and to seek further specific information from the deed administrators to address any issues the member believes are not already covered in those reports.

#### Where this order ceases to apply

6. This order ceases to apply 14 January 2013.

# Interpretation:

#### In this instrument:

disclosing entity provisions has the meaning given by section 111AR of the Act.

Dated: 12 July 2012

Signed by Pamela Smith as a delegate of the Australian Securities and Investments

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Australian Securities & Investments Commission

# Australian Securities & Investments Commission Corporations Act 2001 Section 915B

# Notice of Cancellation of an Australian Financial Services Licence

TO: Risk Consultants Australia Pty Ltd ACN 133 963 523 ("the Licensee") GPO Box 4660 Sydney NSW 2001

Pursuant to section 915B of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Licence Number 342161 held by the Licensee with effect from the date on which this notice is given to the Licensee.

Dated this 17<sup>th</sup> July 2012

Signed ......

Joyce Krashow, a delegate of the Australian Securities and Investments Commission

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ASIC

Australian Securities & Investments Commission

# Australian Securities & Investments Commission Corporations Act 2001 Section 915B

# Notice of Cancellation of an Australian Financial Services Licence

TO: Silkroad Markets Pty Ltd ACN 141 078 257 ("the Licensee") PO Box R954 Sydney NSW 1225

Pursuant to section 915B of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Licence Number 343746 held by the Licensee with effect from the date on which this notice is given to the Licensee.

Dated this 17<sup>th</sup> July 2012

Signed .....

Joyce Krashow, a delegate of the Australian Securities and Investments Commission

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# Australian Securities and Investments Commission Corporations Act 2001 – Paragraphs 741(1)(a), 911A(2)(l), 992B(1)(a), 1020F(1)(a) and 1020F(1)(b) – Exemptions

#### Enabling legislation

1. The Australian Securities and Investments Commission (ASIC) makes this instrument under paragraphs 741(1)(a), 911A(2)(l), 992B(1)(a), 1020F(1)(a) and 1020F(1)(b) of the Corporations Act 2001 (the Act).

#### Title

2. This instrument is ASIC Instrument [12-0933].

#### Commencement

3. This instrument commences on the date of gazettal.

#### Exemption

- 4. ADX Energy Ltd ACN 009 058 646 (the *issuer*) does not have to comply with:
  - (a) Parts 6D.2 and 6D.3 (except section 736) of the Act where the issuer makes an eligible offer for the issue of Performance Rights under the Plan on the conditions set out in paragraph 6 and for so long as the conditions are met;
  - (b) Part 7.9 of the Act where the issuer:
    - (i) makes an eligible offer;
    - (ii) offers to arrange for the issue of financial products under an eligible offer;
    - (iii)issues a financial product under an eligible offer; or
    - (iv)makes a recommendation to acquire Performance Rights under the Plan;
  - (c) the requirement to hold an Australian financial services licence under subsection 911A(1) of the Act for:
    - (i) the provision of a financial service consisting of general advice reasonably given in connection with an offer under the Plan (including any general advice given in the offer document) where the issuer ensures that the offer document for the offer includes a statement to the effect that any advice given by the person in connection with the offer is general advice only, and that employees should consider obtaining their own financial product advice from an independent person who is licensed by ASIC to give such advice;

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- (ii) the provision of a custodial or depository service in connection with an offer under the Plan where the issuer or wholly-owned subsidiary of the issuer performs their duties in good faith and has sufficient resources to perform those duties;
- (iii)dealing in a financial product in the course or providing a custodial or depository service covered by subparagraph (ii); and
- (iv)dealing in a financial product in connection with an offer under the Plan where any acquisition by purchase or disposal of the product (by the issuer or a related body corporate) occurs either:
  - (A) through a person who holds an Australian financial services licence authorising the holder to deal in financial products; or
  - (B) outside this jurisdiction and through a person who is licensed or otherwise authorised to deal in financial products in the relevant place; and
- (d) sections 736 and 992A of the Act in relation to an offer under the Plan made in the course of, or because of, unsolicited meetings or telephone calls reasonably held or made in connection with the offer.
- 5. Under paragraph 1020F(1)(b) of the Act, ASIC exempts a financial product that is the subject of an eligible offer covered by paragraph 4 from Part 7.9 of the Act where:
  - (a) a recommendation is made that a person to whom such an offer has been made, acquire the financial product as a retail client; and
  - (b) the person who made the recommendation is not aware, and ought not reasonably to be aware, that any of the conditions set out in this instrument have not been met.

#### Where this instrument applies

- 6. This instrument applies where the issuer:
  - (a) meets the requirements (including, for the avoidance of doubt, definitions) of ASIC Class Order [CO 03/184] (the *class order*) as in force on the date of this instrument and as amended from time to time by a disallowable legislative instrument within the meaning of the *Legislative Instrument Act 2003*, except the definition of:
    - (i) 'eligible employee' in paragraph 8 of the Interpretation;
    - (ii) 'eligible offer' in paragraph 9 of the Interpretation; and
    - (iii)'offer document' in paragraph 15 of the Interpretation; and

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(b) would meet the requirements of the class order if the definition of an 'eligible employee' in paragraph 8 of the Interpretation was to read:

"8."eligible employee" means, in relation to the issuer, a person who is at the time of an offer under the Plan:

- (a) a full or part-time employee of the issuer or of an associated body corporate of the issuer;
- (b) a director of the issuer, or of a related body corporate of the issuer, who holds a salaried employment or office in the issuer or in a related body corporate;" and
- (c) would meet the requirements of the class order if the definition of an 'eligible offer' in paragraph 9 of the Interpretation was to read:
  - "9. "eligible offer" means an offer for issue or sale of:
    - (a) fully-paid shares in an issuer in the same class as shares which have been quoted on the ASX throughout the 12 month period immediately before the offer without suspension for more than a total of 2 trading days during that period; or
    - (b) performance rights in relation to shares referred to in paragraph (a),

made under the Plan as extended to eligible employees only of the issuer;" and

- (d) would meet the requirements of the class order if, in the definition of an 'offer document' in paragraph 15 of the Interpretation, subparagraphs 15(c) and (d) were to read:
  - "(c) specifies in respect of the performance rights or the shares to which the performance rights relate:
    - (i) the acquisition price in Australian dollars;
    - (ii) where the acquisition price is specified in a foreign currency, the Australian dollar equivalent of that price at the date of the eligible offer; or
    - (iii) where the acquisition price is to be worked out in the future under a formula, the Australian dollar or Australian dollar equivalent of that price were the formula applied at the date of the eligible offer; and
  - (d) includes an undertaking, and an explanation of the way in which, the issuer who has a registered office in this jurisdiction will, during the period which an eligible employee may acquire the shares, within a reasonable period of the employee requesting, make available to the employee:

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- (i) the current market price (or, where that price is denominated in a foreign currency, the Australian dollar equivalent of that price) of the shares to which the performance rights relate; and
- (ii) where subparagraph (c)(ii) or (iii) applies, the information referred to in that subparagraph as updated to that date."; and
- (e) would meet the requirements of the class order if, in the Interpretation, the following definition was inserted:
  - "16A."performance right" means a right to subscribe for and/or acquire one fully paid ordinary share in the capital of an issuer, where no consideration is payable for the exercise of the right to subscribe for and/or acquire such a share.".

# Conditions

7. The issuer must comply with the conditions of the class order.

# Interpretation

8. In this instrument:

ASX means the financial market operated by ASX Limited ACN 008 624 691.

**Plan** means the ADX Energy Ltd Performance Rights Plan – Executive, the terms of which are substantially in the same form as those provided to ASIC by Steinepreis Paganin on 8 June 2012.

**Performance Right** means a right to subscribe for and/or acquire one share on the terms set out in the Plan, where no consideration is payable for the exercise of the right to subscribe for and/or acquire a share.

Dated this 13<sup>th</sup> day of July 2012

Signed by Yu-chin Hsu as a delegate of the Australian Securities and Investments Commission

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Australian Securities & Investments Commission

# Australian Securities & Investments Commission Corporations Act 2001 Section 915B

# Notice of Cancellation of an Australian Financial Services Licence

TO: JDV Limited ACN 009 136 029 ("the Licensee") Secretariat, 4e, 1, Harbour Street Sydney NSW 2000

Pursuant to section 915B of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Licence Number 239956 held by the Licensee with effect from the date on which this notice is given to the Licensee.

Dated this 17<sup>th</sup> July 2012

Signed

Joyce Krashow, a delegate of the Australian Securities and Investments Commission

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Australian Securities & Investments Commission

# Australian Securities & Investments Commission Corporations Act 2001 Section 915B

# Notice of Suspension of an Australian Financial Services Licence

TO: BESTDirect Australia Pty Ltd ACN 152 865 435 ("the Licensee") Tower 2, Level 20, 201 Sussex Street SYDNEY NSW 2000

......

Pursuant to section 915B(3)(d) of the **Corporations Act 2001** ("Act"), the Australian Securities and Investments Commission hereby suspends Licence Number 418296 held by the Licensee until 16 August 2012.

Dated this 17 July 2012.

Signed

Joyce Krashow, a delegate of the Australian Securities and Investments Commission

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Australian Securities & Investments Commission

# Australian Securities & Investments Commission Section 915B Corporations Act 2001

# Notice of Cancellation of an Australian Financial Services Licence

TO: ORACLE ASSET MANAGEMENT LIMITED ACN 094 911 038 ("the Licensee") LEVEL 7, 220 GEORGE STREET, SYDNEY NSW 2000

Pursuant to section 915B of the *Corporations Act 2001* the Australian Securities and Investments Commission hereby cancels Licence Number 225762 held by the Licensee with effect from the date on which this notice is given to the Licensee.

Dated this 17<sup>th</sup> Day of July 2012

Signed

Joyce Krashow a delegate of the Australian Securities and Investments Commission

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# 12-0943

# Australian Securities and Investments Commission Corporations Act 2001 — Paragraphs 911A(2)(l), 1020F(1)(a) and 1020F(1)(b) — Revocation and Variation

# **Enabling legislation**

1. The Australian Securities and Investments Commission (ASIC) makes this instrument under paragraphs 911A(2)(I), 1020F(1)(a) and 1020F(1)(b) of the Corporations Act 2001 (the Act).

# Title

2. This instrument is ASIC Instrument [12-0943].

# Commencement

3. This instrument takes effect on gazettal.

# Revocation

4. ASIC revokes ASIC Instrument [12-0341] dated 16 March 2012.

# Variation

- 5. ASIC varies ASIC Instrument [11-1148] dated 2 November 2011 by:
  - (a) In the definition of "eligible person" in the Interpretation section, adding at the end of the current text the words
    - ", or a contractor which is:
    - (i) an individual that has:
      - (A) performed work for the issuer, or a related body corporate of the issuer, for more than 12 months; and
      - (B) received 80% or more of their income in the preceding year from the issuer or a related body corporate of the issuer; or
    - (ii) a company where each of the following are satisfied in relation to the company:
      - (A) throughout the previous 12 months, the company has had a contract in place with the issuer, or a related body corporate of the issuer, for the provision of the services of an individual (the *contracting individual*) to the issuer;
      - (B) the contracting individual has performed work for the issuer or a related body corporate of the issuer, for more than 12 months;

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- (C) the contracting individual has been the only member of the company for more than 12 months; and
- (D) more than 80% of the aggregate income of the company and the contracting individual from all sources (other than from each other) in the preceding 12 months was received from the issuer or a related body corporate of the issuer."

Dated this 17<sup>th</sup> day of July 2012

Signed by Kyle Wright as a delegate of the Australian Securities and Investments Commission

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12-0949

#### Australian Securities and Investments Commission Corporations Act 2001 – Paragraph 741(1)(b) – Declaration

#### Enabling legislation

1. The Australian Securities and Investments Commission (ASIC) makes this instrument under paragraph 741(1)(b) of the Corporations Act 2001 (the Act).

# Title

2. This instrument is ASIC Instrument [12-0949].

#### Commencement

3. This instrument commences on 17 July 2012.

#### Revocation

4. Under paragraph 741(1)(b) of the Act, ASIC revokes ASIC Instrument [11-1377].

#### Declaration

- 5. ASIC declares that Chapter 6D of the Act applies to Blackgold International Holdings Limited ACN 145 095 478 (the *issuer*) as if it were modified or varied as follows:
  - (a) in subparagraph 708AA(7)(c)(i), after "Chapter 2M", insert "(other than subsection 317(1) in relation to the annual general meeting held on 16 December 2011, paragraph 319(3)(b) in relation to the annual report for the financial year ended 31 October 2010 and paragraph 319(3)(a) in relation to the annual report for the financial year ended 31 October 2011)";
  - (b) in subparagraph 708A(6)(d)(i), after "Chapter 2M", insert "(other than subsection 317(1) in relation to the annual general meeting held on 16 December 2011, paragraph 319(3)(b) in relation to the annual report for the financial year ended 31 October 2010 and paragraph 319(3)(a) in relation to the annual report for the financial year ended 31 October 2011)"; and
  - (c) in subparagraph (b)(ii) of the definition of "continuously quoted securities" in section 9, after "paragraph 741(1)(b)", insert "(other than ASIC Instrument [12-0949])".

#### Where this instrument applies

- 6. Paragraphs 5(a) and 5(c) of this instrument apply in relation to an offer for the issue of ordinary securities in the issuer.
- 7. Paragraph 5(b) of this instrument applies in relation to an offer for sale of ordinary securities in the issuer, by a holder of those securities in the issuer, within 12 months after:

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(a) their issue; or

(b) their sale by a person who controlled the issuer at the time of their sale.

Dated this 17<sup>th</sup> day of July 2012

alle

Signed by Yu-chin Hsu as a delegate of the Australian Securities and Investments Commission

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12-0955

# Australian Securities and Investments Commission Corporations Act 2001 – Paragraph 669(1)(b) – Declaration

# **Enabling legislation**

1. The Australian Securities and Investments Commission (ASIC) makes this instrument under paragraph 669(1)(b) of the Corporations Act 2001 (Act).

# Title

2. This instrument is ASIC Instrument [12-0955].

# Commencement

3. This instrument commences on 18 July 2012.

# Declaration

- 4. Chapter 6A of the Act applies to Whitehaven Coal Holdings Pty Ltd ACN 124 452 571 (*Company*) as if:
  - paragraph 661B(1)(a) was modified by inserting the words "(omitting the holder's name and address)" after the words "in the prescribed form";
  - paragraph 661B(1)(c) was modified by omitting the words "the notice" and inserting the words "a copy of the notice which includes the holder's name and address";
  - paragraph 661B(1)(d) was modified by inserting the words "of the notice referred to in paragraph (a)" after the words "give a copy";
  - subsection 661B(3) was modified by inserting the words "referred to in paragraph (1)(c)" after the words "the notice"; and
  - subsection 661B(4) was modified by inserting the words "referred to in paragraph (1)(c)" after the words "The notice" where they first appear.

#### Where this instrument applies

5. This instrument applies to the Company in relation to the compulsory acquisition of ordinary shares in Coalworks Ltd ACN 114 702 831 (*Target*) where notices referred

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to in paragraph 4 of this instrument are lodged in accordance with section 661B of the Act, following the off-market takeover bid by the Company for all the ordinary shares in the Target in respect of which a bidder's statement was lodged with ASIC on 10 May 2012.

Dated this  $18^{\text{th}}_{\uparrow}$  day of July 2012

Signed by David Nguyen as a delegate of the Australian Securities and Investments Commission

ARSN

ASIC GAZETTE A064/12, Tuesday, 24 July 2012 Company/Scheme deregistrations

CORPORATIONS ACT 2001 Subsection 601PB(2)

ASIC may deregister the managed investment schemes listed below two months after the publication of this notice, unless given acceptable reason not to proceed.

Dated this twentieth day of July 2012

Rosanne Bell DELEGATE OF THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

# Name of Scheme

APT EUCALYPT SOLIDWOOD PROJECT 2001 096 080 081 APT PINE SOLIDWOOD PROJECT 2001 096 123 027 AUSTRALIAN BLUE GUM TRUST NO 8 109 888 388 CAPITAL FORESTRY UNITS 2006 AND 2007 117 474 067 EUROPEAN SHARE POOL 094 017 884 124 053 390 **GREAT SOUTHERN PLANTATIONS 2007 ONEANSWER - ONEPATH GLOBAL HIGH DIVIDEND TRUST** 094 017 277 PAULOWNIA FORESTRY SCHEME 093 073 806 **QPFL PROJECT NO. 9** 113 048 927 QUEENSLAND PAULOWNIA FORESTS PROJECT NO. 4 086 831 441 QUEENSLAND PAULOWNIA FORESTS PROJECT NO.8 108 083 432 QUEENSLAND PAULOWNIA FORESTS PROJECT NO.5 093 987 958 QUEENSLAND PAULOWNIA FORESTS PROJECT NO. 6 098 338 357 **QUEENSLAND PAULOWNIA FORESTS PROJECT NO. 3** 093 073 995 SCM WHOLESALE ABSOLUTE COUPON SECURITIES FUND 095 881 173 SMALL COMPANIES GROWTH TRUST 089 941 891 THE BIRCHMORES VINEYARD PROJECT 099 769 516

ASIC GAZETTE A064/12, Tuesday, 24 July 2012 Company/Scheme deregistrations

CORPORATIONS ACT 2001 Subsection 601PA(3)

ASIC may deregister the managed investment scheme(s) listed below two months after the publication of this notice, unless given acceptable reason not to proceed.

Dated this twentieth day of July 2012

Rosanne Bell DELEGATE OF THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

# Name of Scheme

ARSN

| ATS MANAGED FUND                                     | 147 798 267 |
|--|-------------|
| CHOICE FORESTRY PROJECT 2012                         | 158 182 293 |
| MACQUARIE AUSTRALIAN SMALL COMPANIES INCENTIVES FUND | 122 383 635 |
| MACQUARIE HIGH CONVICTION INCENTIVES FUND            | 122 383 797 |
| WM POOL - FIXED INTEREST TRUST NO.4                  | 123 288 488 |

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ASIC GAZETTE A064/12, Tuesday, 24 July 2012 Company/Scheme deregistrations

CORPORATIONS ACT 2001 Section 601CL(4)

ASIC will strike the foreign companies listed below off the register three months after the publication of this notice, unless given acceptable reason not to proceed.

Dated this twentieth day of July 2012

Rosanne Bell DELEGATE OF THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

# Name of Company

ARBN

| CONSEC SECURITY A/ASIA LIMITED              | 126 946 996 |
|---|-------------|
| GAROO PTE.LTD.                              | 146 982 818 |
| GREYSTONE TELECOM LIMITED                   | 146 314 070 |
| HB MEDIA HOLDINGS PTE LTD                   | 086 718 229 |
| HOTELMARK ASIA, INC                         | 119 410 338 |
| MARILYN HICKEY MINISTRIES                   | 124 254 146 |
| NU-PAY VIEW ENTERTAINMENT PTY LTD           | 086 674 606 |
| PACIFIC TASMAN INVESTMENTS LIMITED          | 125 656 313 |
| RESOURCE SERVICES INTERNATIONAL LIMITED     | 074 268 698 |
| ROCK OF AGES AUSTRALIA MANAGEMENT LLC       | 148 004 200 |
| SERVICEMESH INC.                            | 145 278 066 |
| SHIRON SATELLITE COMMUNICATIONS (1996) LTD. | 124 058 019 |
| TA J WALKER PTY LTD                         | 086 674 553 |
| TANDBERG ASIA PACIFIC PTE. LTD.             | 130 545 256 |
| VELDHOEN & COMPANY B.V.                     | 146 690 520 |
| WOOD MACKENZIE LIMITED                      | 105 664 015 |
|   |             |

You can find the current registration status of Australian companies and schemes on ASIC Connect at www.asic.gov.au

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ASIC GAZETTE A064/12, Tuesday, 24 July 2012 Change of company type

Corporations Act 2001 Subsection 164(3)

Notice is hereby given that ASIC will alter the registration details of the following companies 1 month after the publication of this notice, unless an order by a court or Administrative Appeals Tribunal prevents it from doing so.

**BENEFICIAL INSURANCE COMPANY LIMITED** ACN 008 659 907 will change to a proprietary company limited by shares. The new name will be BENEFICIAL INSURANCE COMPANY PTY. LIMITED ACN 008 659 907.

**DELCARMEN ENERGY LIMITED** ACN 150 643 708 will change to a proprietary company limited by shares. The new name will be DELCARMEN ENERGY PTY LTD ACN 150 643 708.

HEARTSCOPE PTY. LTD. ACN 135 556 204 will change to a public company limited by shares. The new name will be HEARTSCOPE LIMITED ACN 135 556 204.

KIRKHAM MANAGEMENT LIMITED ACN 059 265 584 will change to a proprietary company limited by shares. The new name will be KIRKHAM MANAGEMENT PTY LIMITED ACN 059 265 584.

MACQUARIE PROPERTY INVESTMENT MANAGEMENT HOLDINGS LIMITED ACN 088 772 203 will change to a proprietary company limited by shares. The new name will be MACQUARIE PROPERTY INVESTMENT MANAGEMENT HOLDINGS PTY LIMITED ACN 088 772 203

RAZORBACK RESOURCES PTY LTD ACN 142 876 220 will change to a public company limited by shares. The new name will be RAZORBACK RESOURCES LIMITED ACN 142 876 220. **BRONZEWING GOLD LTD** ACN 064 810 680 will change to a proprietary company limited by shares. The new name will be BRONZEWING GOLD PTY LTD ACN 064 810 680.

**ESWAP LIMITED** ACN 124 053 470 will change to a proprietary company limited by shares. The new name will be ESWAP PTY LTD ACN 124 053 470.

HORIZON MINES PTY LIMITED ACN 142 319 024 will change to a public company limited by shares. The new name will be HORIZON MINES LIMITED ACN 142 319 024.

LIFESTYLE FRACTIONS MANAGEMENT LIMITED ACN 143 489 767 will change to a proprietary company limited by shares. The new name will be LIFESTYLE FRACTIONS MANAGEMENT PTY LTD ACN 143 489 767.

**OZ COAL LIMITED** ACN 150 263 068 will change to a proprietary company limited by shares. The new name will be OZ COAL PTY LTD ACN 150 263 068.

**SEARCH RESOURCES LIMITED** ACN 150 879 486 will change to a proprietary company limited by shares. The new name will be SEARCH RESOURCES PTY LTD ACN 150 879 486.