



ASIC

Australian Securities &
Investments Commission

Commonwealth of Australia Gazette

No. A07/13, Tuesday, 19 February 2013

Published by ASIC

ASIC Gazette

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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.

ISSN 1445-6060 (Online version)
ISSN 1445-6079 (CD-ROM version)

Available from www.asic.gov.au
Email gazette.publisher@asic.gov.au

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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: SVWD Pty Ltd
ACN 155 464 976 ("the Licensee")
85 Latrobe Tce
Paddington QLD 4552

Pursuant to section 915B of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Licence Number 417232 held by the Licensee with effect from the date on which this notice is given to the Licensee.

Dated this 7th February 2013

Signed

A handwritten signature in black ink, appearing to be 'JK', written over a horizontal dotted line.

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

13-0113

**Australian Securities and Investments Commission
Corporations Act 2001 – Paragraphs 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 911A(2)(l), 992B(1)(a), 1020F(1)(a) and 1020F(1)(b) of the *Corporations Act 2001 (Act)*.

Title

2. This instrument is ASIC Instrument [13-0113].

Commencement

3. This instrument commences on gazettal.

Exemptions

4. Gilead Sciences, Inc. (*issuer*) a foreign company incorporated under the laws of the State of Delaware, United States of America and any related body corporate (*issuer*) does not have to comply with Part 7.9 of the Act where the issuer:
 - (a) makes an eligible incentive plan offer;
 - (b) offers to arrange for the issue of financial products under an eligible incentive plan offer; or
 - (c) issues a financial product under an eligible incentive plan offer;on the conditions set out in this instrument and for so long as the conditions are met.
5. Where the issuer is exempt from Part 7.9 in relation to an eligible incentive plan offer because of the exemption in paragraph 4, the issuer is also exempt from the requirement to hold an Australian financial services licence for the provision of the following financial services:
 - (a) a financial service consisting of general advice reasonably given in connection with the eligible incentive plan offer (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 issuer 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;
 - (b) a custodial or depositary service in connection with an eligible incentive plan offer where the issuer performs their duties in good faith and has sufficient resources to perform those duties;

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- (c) dealing in a financial product in the course of providing a custodial or depository service covered by paragraph (b);
 - (d) issuing a financial product under an eligible incentive plan offer covered by paragraph 4 of this instrument;
 - (e) dealing in a financial product in connection with an eligible incentive plan offer where any acquisition by purchase or disposal of the product by the issuer occurs either:
 - (i) through a person who holds an Australian financial services licence authorising the holder to deal in financial products; or
 - (ii) outside this jurisdiction and through a person who is licensed or otherwise authorised to deal in financial products in the relevant place.
6. Where the issuer is exempt from Part 7.9 in relation to an eligible incentive plan offer because of the exemption in paragraph 4, the issuer also does not have to comply with section 992A of the Act in relation to an eligible incentive plan offer made in the course of, or because of, unsolicited meetings or telephone calls reasonably held or made in connection with the offer.
7. ASIC exempts a financial product that is the subject of an eligible incentive plan offer from Part 7.9 of the Act where:
- (a) a recommendation is made by a person (other than the issuer) that a person to whom an eligible incentive plan 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;

but only in relation to the recommendation by the person.

Where this instrument applies

8. This instrument applies where the issuer:
- (a) meets the requirements (including, for the avoidance of doubt, definitions) of the class order, except the definition of:
 - (i) “eligible offer” in paragraph 9 of the Interpretation; and
 - (ii) “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 offer” in paragraph 9 of the Interpretation was to read:
- “9. “eligible offer” means an offer for issue or sale of performance rights in relation to fully-paid shares in an issuer in the same class as shares which have been quoted on the financial market operated by the NASDAQ Global Select Market throughout the 12 month period immediately before the offer without suspension for more than a total of 2 trading days during that period made under an employee share scheme extended only to eligible employees of the issuer;” and
- (c) would meet the requirements of the class order if, in the definition of an “offer document” in paragraph 15 of the Interpretation, subparagraphs (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 in which an eligible employee may acquire the shares, within a reasonable period of the employee requesting, make available to the employee:
- (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 sub-subparagraph (c)(ii) or (iii) applies, the information referred to in that subparagraph as updated to that date.”; and
- (d) would meet the requirements of the class order if, in the Interpretation, the following definition was inserted:
- “16A. “performance right” means a conditional right to be issued a fully-paid ordinary share in the capital of the issuer;”

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Conditions

9. The issuer can only rely on the exemptions in this instrument if the issuer complies with the following conditions:

- (a) the conditions of the class order (excluding the condition specified in paragraph 3 of the Schedule to the class order) as expressed to apply to them;
- (b) the issuer must take reasonable steps to ensure that the number of shares that may be issued in connection with a performance right, the subject of an eligible incentive plan offer, when aggregated with:
 - (i) the number of shares in the same class which would be issued were each outstanding offer with respect to shares, units of shares and options to acquire unissued shares under any other employee share scheme of the issuer to be accepted or exercised;
 - (ii) the number of shares in the same class issued during the previous 5 years pursuant to:
 - (A) an eligible incentive plan offer extended only to eligible employees; and
 - (B) any other employee share scheme extended only to eligible employees of the issuer;

but disregarding any offer made, option or right acquired or share issued by way of or as a result of:

- (iii) an offer to a person situated at the time of receipt of the offer outside this jurisdiction; or
- (iv) an offer that did not need disclosure to investors because of section 708 of the Act; or
- (v) an offer that did not require the giving of a Product Disclosure Statement because of section 1012D of the Act; or
- (vi) an offer made under a disclosure document or Product Disclosure Statement,

must not exceed 5% of the total number of issued shares in that class of the issuer as at the time of the offer.

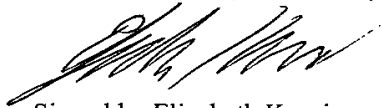
13-0113

Interpretation

In this instrument:

- (a) unless a contrary intention appears, a word and phrase used in this instrument has the same meaning as it has in the class order;
- (b) **class order** means ASIC Class Order [CO 03/184] 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 Instruments Act 2003*;
- (c) **eligible incentive plan offer** means an offer for the issue or sale of performance rights in relation to the shares, made under an arrangement known as the Gilead Sciences, Inc. 2004 Equity Incentive Plan (under which the performance rights are referred to as restricted stock units) and the Australian Addendum to the Gilead Sciences, Inc. 2004 Equity Incentive Plan the terms of which are substantially in the same form as those provided to ASIC on 9 January 2013.

Dated this 12th day of February 2013



Signed by Elizabeth Korpi
as a delegate of the Australian Securities and Investments Commission

13-0114

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

Notice of Cancellation of an Australian Financial Services Licence

TO: RBS GROUP (AUSTRALIA) PTY LIMITED ACN 000 862 797
RBS TOWER 88 PHILLIP STREET SYDNEY NSW 2000

Pursuant to section 915B of the Corporations Act 2001, the Australian Securities and Investments Commission hereby cancels Licence Number 247013 held by RBS Group (Australia) Pty Limited ("Licensee") with effect from the date on which this notice is given to the Licensee.

Dated this 6th Day of January, 2013



Signed

Joyce Krashow a delegate of the Australian Securities and Investments Commission

13-0116

**Australian Securities and Investments Commission
Corporations Act 2001 – Paragraph 601QA(1)(b) – Declaration**

Under paragraph 601QA(1)(b) of the *Corporations Act 2001* (the *Act*), the Australian Securities and Investments Commission declares that Chapter 5C of the Act applies to the person specified in the Schedule as if the provisions of that Chapter as modified or varied by ASIC Class Order [CO 05/26] were modified or varied as follows:

1. after subsection 601GAB(2) insert:

“(2A) If there is more than one class of interests in the scheme, a formula or method that is to be used to set the issue price is taken to comply with subsection (2) for interests in a class of interests that are not quoted on a financial market if the formula or method is based on the assets, liabilities, revenues and expenses properly attributable to the class and number of interests in the class.”

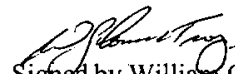
2. after subsection 601GAC(2) insert:

“(2A) If there is more than one class of interests in the scheme, a formula or method that is to be used to set the withdrawal amount is taken to comply with subsection (2) if the formula or method is based on the assets, liabilities, revenues and expenses properly attributable to the class and number of interests in the class.”

Schedule

Walsh & Company Investments Limited ACN 152 367 649 in its capacity as responsible entity for the US Select Private Opportunities Fund II ARSN 162 057 089.

Dated this 5th day of February 2013



Signed by William G Armstrong
as a delegate of the Australian Securities and Investments Commission

13-0118

**Australian Securities and Investments Commission
Corporations Act 2001 – Paragraphs 741(1)(b) and 1020F(1)(c) – Declarations**

Enabling legislation

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

Title

2. This instrument is ASIC Instrument [13-0118].

Commencement

3. This instrument commences on 8th February 2013.

Declaration

4. Chapter 6D of the Act applies to Unilife Corporation ARBN 141 042 757 (*Company*) as if regulation 6D.5.01 of the *Corporations Regulations 2001* (the *Regulations*) were modified or varied by omitting “warrant that is a security” and substituting “warrant that is a security (other than a CDI within the meaning of subsection 700(3B) of the Act)”.
5. Chapter 6D of the Act applies to the Company as if the following provisions were omitted, modified or varied as follows:
 - (a) after subsection 700(3) insert:

“*Application to CDIs*

(3A) For the purposes of this Chapter, where the securities are CDIs:

 - (a) the foreign body that issues, or offers to issue, the securities underlying the CDIs is taken to be the person who offers the CDIs for issue;
 - (b) the foreign body that issues the securities underlying the CDIs is taken to be the issuer of the CDIs;
 - (c) the securities are taken to be in the same class as the securities underlying the CDIs; and
 - (d) the CDIs are taken to be the foreign body's securities.

13-0118

(3B) For the purposes of subsection (3A):

ASX Settlement means ASX Settlement Pty Limited ABN 49 008 504 302.

CDIs means a unit of beneficial ownership in a foreign body's securities registered in the name of CDN for the purpose of enabling the securities of a foreign body to be recorded in and transferred through CHES and being described in the operating rules of ASX Settlement as CHES Depository Interests or CDIs.

CDN means CHES Depository Nominees Pty Limited ABN 75 071 346 506.

CHES means Clearing House Electronic Subregister System.

foreign body means a body formed or incorporated outside this jurisdiction.”;

(b) omit paragraph 708A(1)(b), substitute:

“(b) except where the securities are CDIs as defined in subsection 700(3B), the securities were not issued by the body with the purpose referred to in subparagraph 707(3)(b)(i); and”;

(c) omit subsection 708A(2)(b), substitute:

“(b) section 601CK or the financial reporting laws of the kind set out in Chapter 2M applicable to the body in its place of origin;”;

(d) omit paragraph 708A(5)(d), substitute:

“(d) no declaration under subsection 601CK(7) or exemption or waiver (however described) under the financial reporting laws of the kind set out in Chapter 2M applicable to the body in its place of origin, covered the body, or any person as director or auditor of the body, at any time during the relevant period referred to in paragraph (b); and”;

(e) omit subparagraph 708A(6)(d)(i), substitute:

“(i) section 601CK and the financial reporting laws of the kind set out in Chapter 2M applicable to the body in its place of origin; and”;

(f) after paragraph 708A(6)(e) insert:

“(f) either:

13-0118

- (i) explains the difference between holding CDIs (within the meaning of subsection 700(3B)) in relation to securities and directly holding the underlying securities; or
- (ii) if the explanation in subparagraph (i) is contained in a document which is readily accessible without charge—states where that document can be accessed.”.

(g) after subsection 708A(6) insert:

“(6A) Where the relevant securities offered for sale are CDIs which have been issued by the body on the conversion of securities or on the conversion of securities which have been issued on the exercise of warrants (together, the *underlying securities*) and such underlying securities are the subject of a notice provided by the body under subsection (5)):

- (a) the notice is taken to also have been given with respect to the CDIs issued on conversion of the underlying securities; and
- (b) the notice is taken to comply with paragraph (6)(a) and (b) provided that:
 - (i) it is given within 5 business days after the day on which the original securities or warrants were issued by the body; and
 - (ii) the notice states that the body issued the securities or warrants without disclosure to investors under this Part.

Note: For the purposes of subparagraph (6A)(b)(i), the relevant time within which the notice is to be given is 5 business days after the day on which the securities are issued or, in the case of securities issued on the exercise of warrants, 5 business days after the day the warrants are issued .”.

(6B) For the purposes of subsection (6A):

CDIs means a unit of beneficial ownership in a foreign body's securities registered in the name of CDN for the purpose of enabling the securities of a foreign body to be recorded in and transferred through CHES and being described in the operating rules of ASX Settlement as CHES Depository Interests or CDIs.

warrants means a right to acquire securities in a body at a specified price and within a specified period of time.”.

6. Part 7.9 of the Act applies to the Company as if subregulation 7.9.07A(1) of the Regulations were modified or varied by omitting “warrants.” and substituting

13-0118

“warrants (other than CDIs within the meaning of subsection 700(3B) of the Act).”.

Where this instrument applies

7. This instrument applies in relation to an offer, for issue or sale, of CDIs in the Company that are issued on the conversion of:
- (a) Shares, including Shares issued on the conversion of Warrants, where the Shares and Warrants are issued under the purchase agreement entered into between the Company and Crede Capital Group LLC or its designee on or around 8th February 2013; and
 - (b) Shares issued on the conversion of Warrants, where the Warrants are issued in conjunction with a debt facility arrangement entered into between the Company and a venture capital fund based outside Australia within 3 months of the date of this instrument.

Interpretation

8. In this instrument:

ASX Settlement means ASX Settlement Pty Limited ABN 49 008 504 302;

CDIs means a unit of beneficial ownership in a foreign body's securities registered in the name of CDN for the purpose of enabling the securities of a foreign body to be recorded in and transferred through CHESS and being described in the operating rules of ASX Settlement as CHESS Depository Interests or CDIs;

CDN means CHESS Depository Nominees Pty Limited ABN 75 071 346 506;

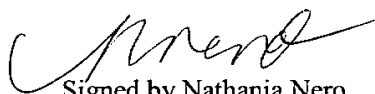
CHESS means Clearing House Electronic Subregister System;

foreign body means a body formed or incorporated outside this jurisdiction;

Shares means shares of common stock in the capital of Unilife Corporation; and

Warrant means a right to acquire Shares at a specified price and within a specified period of time.

Dated this 8th day of February 2013



Signed by Nathania Nero
as a delegate of the Australian Securities and Investments Commission

13-0121

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

Notice of Cancellation of an Australian Financial Services Licence

**TO: ORACLE FINANCIAL SOLUTIONS PTY LTD ACN 136 469 077
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 341115 held by Oracle Financial Solutions Pty Ltd ("Licensee") with effect from the date on which this notice is given to the Licensee.

Dated this 6th Day of January, 2013

Signed



Joyce Krashow a delegate of the Australian Securities and Investments Commission

13-0122

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

Notice of Cancellation of an Australian Financial Services Licence

**TO: SPECIAL ONE FINANCIAL SERVICES PTY LTD
ACN 136 637 333 – 58 FOX STREET WALGETT NSW 2832**

Pursuant to section 915B of the Corporations Act 2001 the Australian Securities and Investments Commission hereby cancels Licence Number 338 350 held by Special One Financial Services Pty Ltd ("Licensee") with effect from the date on which this notice is given to the Licensee.

Dated this 7th Day of January, 2013

Signed



Joyce Krashow a delegate of the Australian Securities and Investments Commission

**ASIC**

Australian Securities & Investments Commission

13-0139

**Australian Securities & Investments Commission
National Consumer Credit Protection Act 2009 Section 54**

Notice of Cancellation of an Australian Credit Licence

TO: Real Estate Investment Solutions (Australia) Pty Ltd
ACN 108 799 748 ("the Licensee")
Last notified principal place of business:
Unit 43, 52-58 Parramatta Road
HOMEBUSH NSW 2140

Pursuant to paragraph 54(1)(b) of the **National Consumer Credit Protection Act 2009**, the Australian Securities and Investments Commission hereby cancels Australian Credit Licence number 384592 held by the Licensee, with effect from the date of this notice.

Dated

8th February 2013

Signed

A handwritten signature in black ink, appearing to read 'Frank Varga', written over a dotted line.

Frank Varga
A delegate of the Australian Securities and Investments Commission



ASIC

Australian Securities & Investments Commission

13-0140

**Australian Securities & Investments Commission
National Consumer Credit Protection Act 2009 Section 54**

Notice of Cancellation of an Australian Credit Licence

TO: Action Asset Management Pty Ltd
ACN 102 251 570 ("the Licensee")
Last notified principal place of business:
Shop 1, 281 Watkins Road
WANGI WANGI NSW 2267

Pursuant to paragraph 54(1)(b) of the **National Consumer Credit Protection Act 2009**, the Australian Securities and Investments Commission hereby cancels Australian Credit Licence number 391774 held by the Licensee, with effect from the date of this notice.

Dated 8th February 2013

Signed

Frank Varga
A delegate of the Australian Securities and Investments Commission

**ASIC**

Australian Securities & Investments Commission

13-0141

**Australian Securities & Investments Commission
National Consumer Credit Protection Act 2009 Section 54**

Notice of Cancellation of an Australian Credit Licence

TO: Evelyn Industries Pty Ltd
ACN 083 782 923 ("the Licensee")
Last notified principal place of business:
33-41 Lucas Road
TAMBORINE QLD 4270

Pursuant to paragraph 54(1)(b) of the **National Consumer Credit Protection Act 2009**, the Australian Securities and Investments Commission hereby cancels Australian Credit Licence number 390336 held by the Licensee, with effect from the date of this notice.

Dated *8th February 2013*

Signed *Frank Varga*

Frank Varga
A delegate of the Australian Securities and Investments Commission



ASIC

Australian Securities & Investments Commission

13-0142

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

Notice of Cancellation of an Australian Financial Services Licence

TO: MMC Capital Pty. Ltd.
ACN 097 463 717 ("the Licensee")
Last notified principal place of business:
Level 9, 23-25 O'Connell Street
SYDNEY NSW 2000

Pursuant to section 915B(3)(a) of the **Corporations Act 2001** (the Act), the Australian Securities and Investments Commission hereby cancels Australian Financial Services Licence number 275386 held by the Licensee, with effect from the date of this notice.

Dated *8th February 2013*

Signed 

Joyce Krashow
A delegate of the Australian Securities and Investments Commission

**ASIC**

Australian Securities & Investments Commission

13-0143

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

Notice of Cancellation of an Australian Financial Services Licence

TO: Paradigm Capital Pty. Ltd.
ACN 116 379 536 ("the Licensee")
Last notified principal place of business:
Level 5, 190 Queen Street
MELBOURNE VIC 3000

Pursuant to section 915B(3)(a) of the **Corporations Act 2001** (the Act), the Australian Securities and Investments Commission hereby cancels Australian Financial Services Licence number 297080 held by the Licensee, with effect from the date of this notice.

Dated 8th February 2013

Signed

Joyce Krashow
A delegate of the Australian Securities and Investments Commission

13-0144

**Australian Securities and Investments Commission
Corporations Act 2001 – Subsection 741(1) – Declaration**

Enabling legislation

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

Title

2. This instrument is ASIC Instrument 13-0144.

Commencement

3. This instrument commences on 8 February 2013.

Declaration

4. This instrument modifies paragraph 708A(5)(b) of the Act by omitting the words "5 days" and substituting the words "52 days".

Where this instrument applies

5. This instrument applies where Celamin Holdings NL ACN 139 255 771 (*Celamin*):
 - (a) makes an offer to sophisticated or professional investors during the period between 11 February 2013 and 28 February 2013, the terms of which are substantially the same as outlined in the submissions to ASIC dated 21 January 2013 and 5 February 2013, without disclosure because of subsections 708(8) or 708(11) of the Act; and
 - (b) has given ASX Limited ACN 008 624 691 a notice under paragraph 708A(5)(e) of the Act which complies with subsection 708A(6) of the Act.

Dated this 8th day of February 2013



Signed by Junghee Ryu
as a delegate of the Australian Securities and Investments Commission

13-0145

**Australian Securities and Investments Commission
Corporations Act 2001 – Paragraphs 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 911A(2)(l), 992B(1)(a), 1020F(1)(a) and 1020F(1)(b) of the *Corporations Act 2001 (Act)*.

Title

2. This instrument is ASIC Instrument 13-0145.

Commencement

3. This instrument commences on gazettal.

Exemptions

4. Cisco Systems, Inc. (*issuer*) a foreign company incorporated under the laws of the State of California, United States of America and any related body corporate (*issuer*) does not have to comply with Part 7.9 of the Act where the issuer:

- (a) makes an eligible incentive plan offer;
- (b) offers to arrange for the issue of financial products under an eligible incentive plan offer; or
- (c) issues a financial product under an eligible incentive plan offer;

on the conditions set out in this instrument and for so long as the conditions are met.

5. Where the issuer is exempt from Part 7.9 in relation to an eligible incentive plan offer because of the exemption in paragraph 4, the issuer is also exempt from the requirement to hold an Australian financial services licence for the provision of the following financial services:

- (a) a financial service consisting of general advice reasonably given in connection with the eligible incentive plan offer (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 issuer 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;
- (b) a custodial or depositary service in connection with an eligible incentive plan offer where the issuer performs their duties in good faith and has sufficient resources to perform those duties;

13-0145

- (c) dealing in a financial product in the course of providing a custodial or depository service covered by paragraph (b);
 - (d) issuing a financial product under an eligible incentive plan offer covered by paragraph 4 of this instrument;
 - (e) dealing in a financial product in connection with an eligible incentive plan offer where any acquisition by purchase or disposal of the product by the issuer occurs either:
 - (i) through a person who holds an Australian financial services licence authorising the holder to deal in financial products; or
 - (ii) outside this jurisdiction and through a person who is licensed or otherwise authorised to deal in financial products in the relevant place.
6. Where the issuer is exempt from Part 7.9 in relation to an eligible incentive plan offer because of the exemption in paragraph 4, the issuer also does not have to comply with section 992A of the Act in relation to an eligible incentive plan offer made in the course of, or because of, unsolicited meetings or telephone calls reasonably held or made in connection with the offer.
7. ASIC exempts a financial product that is the subject of an eligible incentive plan offer from Part 7.9 of the Act where:
- (a) a recommendation is made by a person (other than the issuer) that a person to whom an eligible incentive plan 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;
- but only in relation to the recommendation by the person.

Where this instrument applies

8. This instrument applies where the issuer:
- (a) meets the requirements (including, for the avoidance of doubt, definitions) of the class order, except the definition of:
 - (i) “eligible offer” in paragraph 9 of the Interpretation; and
 - (ii) “offer document” in paragraph 15 of the Interpretation; and

13-0145

- (b) 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 performance rights in relation to fully-paid shares in an issuer in the same class as shares which have been quoted on the financial market operated by the NASDAQ Global Select Market throughout the 12 month period immediately before the offer without suspension for more than a total of 2 trading days during that period made under an employee share scheme extended only to eligible employees of the issuer;” and

- (c) would meet the requirements of the class order if, in the definition of an “offer document” in paragraph 15 of the Interpretation, subparagraphs (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 in which an eligible employee may acquire the shares, within a reasonable period of the employee requesting, make available to the employee:

- (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 sub-subparagraph (c)(ii) or (iii) applies, the information referred to in that subparagraph as updated to that date.”; and

- (d) would meet the requirements of the class order if, in the Interpretation, the following definition was inserted:

“16A. “performance right” means a conditional right to be issued a fully-paid ordinary share in the capital of the issuer;”

13-0145

Conditions

9. The issuer can only rely on the exemptions in this instrument if the issuer complies with the following conditions:
- (a) the conditions of the class order (excluding the condition specified in paragraph 3 of the Schedule to the class order) as expressed to apply to them;
 - (b) the issuer must take reasonable steps to ensure that the number of shares that may be issued in connection with a performance right, the subject of an eligible incentive plan offer, when aggregated with:
 - (i) the number of shares in the same class which would be issued were each outstanding offer with respect to shares, units of shares and options to acquire unissued shares under any other employee share scheme of the issuer to be accepted or exercised;
 - (ii) the number of shares in the same class issued during the previous 5 years pursuant to:
 - (A) an eligible incentive plan offer extended only to eligible employees; and
 - (B) any other employee share scheme extended only to eligible employees of the issuer;but disregarding any offer made, option or right acquired or share issued by way of or as a result of:
 - (iii) an offer to a person situated at the time of receipt of the offer outside this jurisdiction; or
 - (iv) an offer that did not need disclosure to investors because of section 708 of the Act; or
 - (v) an offer that did not require the giving of a Product Disclosure Statement because of section 1012D of the Act; or
 - (vi) an offer made under a disclosure document or Product Disclosure Statement,must not exceed 5% of the total number of issued shares in that class of the issuer as at the time of the offer.

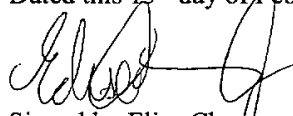
13-0145

Interpretation

In this instrument:

- (a) unless a contrary intention appears, a word and phrase used in this instrument has the same meaning as it has in the class order;
- (b) **class order** means ASIC Class Order [CO 03/184] 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 Instruments Act 2003*;
- (c) **eligible incentive plan offer** means an offer for the issue or sale of performance rights in relation to the shares, made under an arrangement known as the Cisco Systems, Inc. 2005 Stock Incentive Plan (under which the performance rights are referred to as Stock Units) and the Australian Addendum to the Cisco Systems, Inc. 2005 Stock Incentive Plan the terms of which are substantially in the same form as those provided to ASIC on 29 January 2013.

Dated this 13th day of February 2013



Signed by Elise Chung
as a delegate of the Australian Securities and Investments Commission

13-0146

**Australian Securities and Investments Commission
Corporations Act 2001 — Paragraphs 926A(2)(c) and 951B(1)(c) — Declaration**

Enabling legislation

1. The Australian Securities and Investments Commission (*ASIC*) makes this instrument under paragraphs 926A(2)(c) and 951B(1)(c) of the *Corporations Act 2001* (the *Act*).

Title

2. This instrument is ASIC Instrument [13/0146].

Commencement

3. This instrument commences on the 8th day of February 2013.

Declaration

4. Part 7.6 (other than Divisions 4 and 8) of the Act applies in relation to Lifebroker Pty Ltd ACN 115 153 243 (*Lifebroker*) and Compare the Market Pty Ltd ACN 117 323 378 (*Compare*) as if the following provisions were omitted, modified or varied:
 - (a) omit subsection 911B(2), substitute:

“(2) Paragraphs (1)(a), (b) and (c) do not apply if the provider is a financial services licensee unless one of the following applies:

 - (a) the principal is an insurer and the provider is acting under a binder given by the principal;
 - (b) the provider is acting under a written agreement of the kind mentioned in section 916EA.”;
 - (b) underneath subsection 916D(1) omit Note 2, substitute:

“Note 2: There are exceptions to this rule in sections 916E and 916EA.”;
 - (c) in subsection 916D(2B) omit “section 916E.”, substitute “section 916E or 916EA.”;

(d) after section 916E insert:

“916EA Licensees acting under authority other than binder

- (1) Despite section 916D, a financial services licensee (the *authorised licensee*) may be the authorised representative of another financial services licensee (the *intermediary*) who acts as an intermediary if both of the following apply:
 - (a) the authorised licensee acts under a written agreement which authorises the authorised licensee to deal in, and provide general advice in relation to, life risk insurance products on behalf of the intermediary;
 - (b) the authorised licensee maintains professional indemnity insurance of at least \$10 million for any one event during the term of the agreement.
 - (2) For all purposes connected with contracts that are life risk insurance products in respect of which the authorised licensee acts under the written agreement:
 - (a) the authorised licensee is taken to act on behalf of the intermediary and not the insured; and
 - (b) if the insured in fact relied in good faith on the conduct of the authorised licensee, the authorised licensee is taken to act on behalf of the intermediary regardless of the fact that the authorised licensee did not act within the scope of the agreement.
 - (3) This section does not apply where the licence of the authorised licensee covers the provision of any financial services in relation to life risk insurance products.
 - (4) In this section, a person *acts as an intermediary* if the person acts as an intermediary (whether directly or indirectly) between an insurer and a retail client wholly or partly for the purpose of dealing in, or providing general advice in relation to, life risk insurance products.”.
5. Part 7.7 of the Act applies in relation to Lifebroker and Compare as if the following provisions were omitted, modified or varied:
- (a) in section 940A omit “(see section 916E),”, substitute “(see sections 916E and 916EA),”; and
-

(b) after paragraph 942C(2)(j) insert:

“(ja) if the providing entity acts under a written agreement of the kind specified in section 916EA in providing any of the authorised services—both of the following:

- (i) a statement that:
 - (A) identifies the services provided under the agreement; and
 - (B) states that they are provided under the agreement; and
 - (C) explains the significance of the services being provided under the agreement;
- (ii) a statement that, in relation to those services:
 - (A) the providing entity is taken to act on behalf of the authorising licensee and not the client; and
 - (B) the authorising licensee is responsible, as between the authorising licensee and the client for the conduct of the providing entity; and”.

Dated this 8th day of February 2013



Signed by Felicity Natoli
As a delegate of the Australian Securities and Investments Commission

13-0147

**Australian Securities and Investments Commission
Corporations Act 2001 – Paragraph 601QA(1)(b) – Declaration**

Under paragraph 601QA(1)(b) of the *Corporations Act 2001* (the *Act*), the Australian Securities and Investments Commission declares that Chapter 5C of the Act applies to the person specified in the Schedule as if the provisions of that Chapter as modified or varied by ASIC Class Order [CO 05/26] were modified or varied as follows:

1. after subsection 601GAB(2) insert:

“(2A) If there is more than one class of interests in the scheme, a formula or method that is to be used to set the issue price is taken to comply with subsection (2) for interests in a class of interests that are not quoted on a financial market if the formula or method is based on the assets, liabilities, revenues and expenses properly attributable to the class and number of interests in the class.”

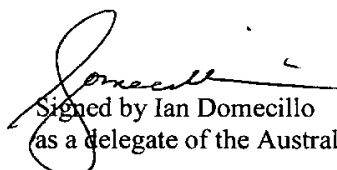
2. after subsection 601GAC(2) insert:

“(2A) If there is more than one class of interests in the scheme, a formula or method that is to be used to set the withdrawal amount is taken to comply with subsection (2) if the formula or method is based on the assets, liabilities, revenues and expenses properly attributable to the class and number of interests in the class.”

Schedule

Perpetual Investment Management Limited ACN 000 866 535 in its capacity as responsible entity of the Perpetual Pure Equity Yield Fund ARSN 162 174 692.

Dated this 8th day of February 2013



Signed by Ian Domicillo
as a delegate of the Australian Securities and Investments Commission

13/0149

**Australian Securities and Investments Commission
Corporations Act 2001 – Paragraphs 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 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 [13/0149].

Commencement

3. This instrument commences on gazettal.

Exemptions

4. Philip Morris International, Inc., a company incorporated under the laws of the state of Virginia of the United States of America (the *issuer*) and any related body corporate (the *issuer*) does not have to comply with Part 7.9 of the Act where the issuer:

- (a) makes an eligible incentive plan offer;
- (b) offers to arrange for the issue of financial products under an eligible incentive plan offer; or
- (c) issues a financial product under an eligible incentive plan offer,

on the conditions set out in this instrument and for so long as the conditions are met.

5. Where the issuer is exempt from Part 7.9 of the Act in relation to an eligible incentive plan offer because of paragraph 4, the issuer is also exempt from the requirement to hold an Australian financial services licence for the provision of the following financial services:
 - (a) a financial service consisting of general advice reasonably given in connection with the eligible incentive plan offer (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 issuer 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;

- (b) a custodial or depositary service in connection with an eligible incentive plan offer where the issuer performs their duties in good faith and has sufficient resources to perform those duties;
 - (c) dealing in a financial product in the course of providing a custodial or depositary service covered by subparagraph (b);
 - (d) issuing a financial product under an eligible offer covered by paragraph 4 of this instrument; and
 - (e) dealing in a financial product in connection with an eligible incentive plan offer where any acquisition by purchase or disposal of the product by the issuer occurs either:
 - (i) through a person who holds an Australian financial services licence authorising the holder to deal in financial products; or
 - (ii) outside this jurisdiction and through a person who is licensed or otherwise authorised to deal in financial products in the relevant place.
6. Where the issuer is exempt from Part 7.9 in relation to an eligible plan offer because of the exemption in paragraph 4, the issuer does not have to comply with section 992A of the Act in relation to an eligible incentive plan offer made in the course of, or because of, unsolicited meetings or telephone calls reasonably held or made in connection with the offer.
7. ASIC exempts a financial product that is the subject of an eligible incentive plan offer from Part 7.9 of the Act where:
- (a) a recommendation is made by a person (other than the issuer) that a person to whom an eligible incentive plan 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;
- but only in relation to a recommendation by the person.

Where this instrument applies

8. This instrument applies where the issuer:
- (a) meets the requirements (including, for the avoidance of doubt, definitions) of the class order, except the definitions of:
 - (i) "eligible offer" in paragraph 9 of the Interpretation; and

- (ii) "offer document" in paragraph 15 of the Interpretation; and
- (b) would meet the requirement 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 the issue or sale of performance rights in relation to fully-paid shares in an issuer in the same class as shares which have been quoted on the financial market operated by the New York Stock Exchange throughout the 12 month period immediately before the offer without suspension for more than 2 trading days during that period made under an employee share scheme extended to only eligible employees for the issuer;" and
- (c) would meet the requirements of the class order if, in the definition of an "offer document" in paragraph 15 of the Interpretation, subparagraphs (c) and (d) were to read:
 - "(c) specifies in respect of the restricted stock units 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 in which an eligible employee may acquire the shares, within a reasonable period of the employee requesting, make available to the employee:
 - (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 right relate; and
 - (ii) where sub-subparagraph (c)(ii) or (iii) applies, the information referred to in that subparagraph as updated to that date."; and
- (d) would meet the requirements of the class order if, in the Interpretation, the following definition was inserted:

"16A. "performance right " means a conditional to be issued a fully-paid ordinary share in the capital of the issuer or to receive a cash amount equivalent to the value of that share;".

Conditions

9. This issuer can only rely on the exemptions in this instrument where the issuer complies with the following conditions:

- (a) the conditions of the class order (excluding the condition specified in paragraph 3 of the Schedule to the class order) as expressed to apply to them;
- (b) the issuer must take reasonable steps to ensure that the number of shares that may be issued in connection with a performance right, the subject of an eligible incentive plan offer, when aggregated with:
 - (i) the number of shares in the same class which would be issued were each outstanding offer with respect to shares, units of shares and options to acquire unissued shares under any other employee share scheme of the issuer to be accepted or exercised;
 - (ii) the number of shares in the same class issued during the previous 5 years pursuant to:
 - (A) an eligible incentive plan offer extended only to eligible employees; and
 - (B) any other employee share scheme extended only to eligible employees of the issuer;

but disregarding any offer made, option or right acquired or share issued by way of or as a result of:

- (iii) an offer to a person situated at the time of receipt of the offer outside this jurisdiction; or
- (iv) an offer that did not need disclosure to investors because of section 708 of the Act; or
- (v) an offer that did not require the giving of a Product Disclosure Statement because of section 1012D of the Act; or
- (vi) an offer made under a disclosure document or Product Disclosure Statement,

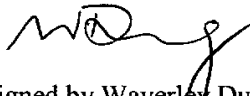
must not exceed 5% of the total number of issued shares in that class of the issuer as at the time of the offer.

Interpretation

In this instrument:

- (a) unless a contrary intention appears, a word and phrase used in this instrument has the same meaning as it has in the class order;
- (b) *class order* means ASIC Class Order [CO 03/184] 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 Instruments Act 2003*;
- (c) *eligible incentive plan offer* means an offer for issue or sale of performance rights in relation to shares, made under an arrangement known as the Philip Morris International, Inc. 2012 Performance Incentive Plan (under which the performance rights are referred to as restricted stock units) and the terms of which are substantially in the same form as those provided to ASIC by letter from Baker & McKenzie on behalf of the issuer, dated 18 December 2012.

Dated this 8th day of February 2013



Signed by Waverley Duong
as a delegate of the Australian Securities and Investments Commission

13-0153

**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 13-0153.

Commencement

3. This instrument commences on 13 February 2013.

Declaration

4. Chapter 6D of the Act applies to National Australia Bank Limited ACN 004 044 937 (*NAB*) as if:
 - (a) paragraph (b)(ii) of the definition of “continuously quoted securities” in section 9 as modified by Class Order [01/1455] was further modified or varied by removing the words “or declaration under paragraph 741(1)(b)”; and
 - (b) paragraph (b)(iii) of the definition of “continuously quoted securities” in section 9 as modified by Class Order [01/1455] was further modified by inserting after the number “340”, the text “(other than an order under section 340 which relieves the entity, or any person as director or auditor of the entity from the requirements of subsection 323D(3)).”
5. Chapter 6D of the Act applies to NAB as if section 713 of the Act were modified or varied as follows:
 - (a) at the end of paragraph 713(1)(b) insert “or”;
 - (b) after paragraph 713(1)(b) insert:
 - “(c) convertible securities convertible into continuously quoted securities of a body; or
 - (d) convertible securities convertible into securities of a body that has become the holding company of another company (“subsidiary”) as a result of a Part 5.1 arrangement between the subsidiary and its members provided that:
 - (i) the securities of the subsidiary were continuously quoted securities at the time of the Part 5.1 arrangement; and

13-0153

- (ii) the body's securities are ED securities at the time of conversion.”
 - (c) at the end of paragraph 713(2)(d) omit “securities.” and substitute “securities; and”;
 - (d) after subparagraph 713(2)(d) insert:
 - “(e) if the securities are convertible securities – the rights and liabilities attaching to:
 - (i) the convertible securities themselves; and
 - (ii) the underlying securities.”
6. Chapter 6D of the Act applies to NAB as if the definition of “underlying securities” in section 9 of the Act were modified or varied as follows:
- (a) at the end of subparagraph (b) omit “securities.” and substitute “securities; and”;
 - (b) after subparagraph (b), insert:
 - “(c) in relation to convertible securities – those securities into which the securities may be converted.”

Where this instrument applies

7. This instrument applies:
- (a) in relation to an offer by NAB to issue convertible securities where the terms of the issue are substantially the same as the terms provided to ASIC on 18 January 2013 and the offer is made pursuant to a prospectus lodged with ASIC on or about 13 February 2013 or a replacement prospectus lodged with ASIC on or about 21 February 2013; and
 - (b) in relation to an offer by NAB to issue convertible securities under section 713 of the Act where, except for ASIC Instruments [06-0480], [06-0931], [12-1140], and [13-0153], no order under section 340 or declaration under paragraph 741(1)(b) relating to a disclosing entity provision for the purposes of Division 4 of Part 1.2A of the Act covered NAB.

Dated this 13th day of February 2013



Signed by Junghee Ryu
as a delegate of the Australian Securities and Investments Commission

**ASIC**

Australian Securities & Investments Commission

13-0154

**Australian Securities & Investments Commission
National Consumer Credit Protection Act 2009 Section 54**

Notice of Cancellation of an Australian Credit Licence

TO: The Syndicate Four (Vic) Pty Ltd
ACN 136 703 056 ("the Licensee")
Last notified principal place of business:
Unit 3, 17 Sebastopol Street
CAULFIELD NORTH VIC 3161

Pursuant to paragraph 54(1)(b) of the **National Consumer Credit Protection Act 2009**, the Australian Securities and Investments Commission hereby cancels Australian Credit Licence number 394322 held by the Licensee, with effect from the date of this notice.

Dated *12th February 2013*

Signed *Frank Varga*

Frank Varga
A delegate of the Australian Securities and Investments Commission

**ASIC**

Australian Securities & Investments Commission

13-0155

**Australian Securities & Investments Commission
National Consumer Credit Protection Act 2009 Section 54**

Notice of Cancellation of an Australian Credit Licence

TO: The Syndicate Three (Vic) Pty Ltd
ACN 134 464 261 ("the Licensee")
Last notified principal place of business:
Unit 3, 17 Sebastapol Street
CAULFIELD NORTH VIC 3161

Pursuant to paragraph 54(1)(b) of the **National Consumer Credit Protection Act 2009**, the Australian Securities and Investments Commission hereby cancels Australian Credit Licence number 394321 held by the Licensee, with effect from the date of this notice.

Dated *12th February 2013*

Signed


Frank Varga
A delegate of the Australian Securities and Investments Commission

13-0157

**Australian Securities and Investments Commission
Corporations Act 2001 – Paragraphs 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 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 [13-0157].

Commencement

3. This instrument commences on gazettal.

Exemptions

4. Genworth Financial, Inc., a foreign company incorporated under the laws of the state of Delaware of the United States of America and any related body corporate (*issuer*) does not have to comply with Part 7.9 of the Act where the issuer:
 - (a) makes an eligible incentive plan offer;
 - (b) offers to arrange for the issue of financial products under an eligible incentive plan offer; or
 - (c) issues a financial product under an eligible incentive plan offer;on the conditions set out in this instrument and for so long as the conditions are met.
5. Where the issuer is exempt from Part 7.9 of the Act in relation to an eligible incentive plan offer because of the exemption in paragraph 4 of this instrument, the issuer is also exempt from the requirement to hold an Australian financial services licence for the provision of the following financial services:
 - (a) a financial service consisting of general advice reasonably given in connection with the eligible incentive plan offer (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 issuer 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;
 - (b) a custodial or depositary service in connection with an eligible incentive plan offer where the issuer performs their duties in good faith and has sufficient resources to perform those duties;

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- (c) dealing in a financial product in the course of providing a custodial or depository service covered by paragraph (b);
 - (d) issuing a financial product under an eligible incentive plan offer covered by paragraph 4 of this instrument;
 - (e) dealing in a financial product in connection with an eligible incentive plan offer where any acquisition by purchase or disposal of the product by the issuer occurs either:
 - (i) through a person who holds an Australian financial services licence authorising the holder to deal in financial products; or
 - (ii) outside this jurisdiction and through a person who is licensed or otherwise authorised to deal in financial products in the relevant place.
6. Where the issuer is exempt from Part 7.9 in relation to an eligible incentive plan offer because of the exemption in paragraph 4, the issuer also does not have to comply with section 992A of the Act in relation to an eligible incentive plan offer made in the course of, or because of, unsolicited meetings or telephone calls reasonably held or made in connection with the offer.
7. ASIC exempts a financial product that is the subject of an eligible incentive plan offer from Part 7.9 of the Act where:
- (a) a recommendation is made by a person (other than the issuer) that a person to whom an eligible incentive plan 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;
- but only in relation to the recommendation by the person.

Where this instrument applies

8. This instrument applies where the issuer:
- (a) meets the requirements (including, for the avoidance of doubt, definitions) of the class order, except the definition of:
 - (i) “eligible offer” in paragraph 9 of the Interpretation; and
 - (ii) “offer document” in paragraph 15 of the Interpretation;
 - (b) 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 performance rights in relation to fully-paid shares in an issuer in the same class as shares which have been quoted on the financial market operated by the New York Stock Exchange throughout the 12 month period immediately before the offer without suspension for more than a total of 2 trading days during that period

13-0157

made under an employee share scheme extended only to eligible employees of the issuer;”;

- (c) would meet the requirements of the class order if, in the definition of an “offer document” in paragraph 15 of the Interpretation, subparagraphs (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 in which an eligible employee may acquire the shares, within a reasonable period of the employee requesting, make available to the employee:
- (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 sub-subparagraph (c)(ii) or (iii) applies, the information referred to in that subparagraph as updated to that date.”; and
- (d) would meet the requirements of the class order if, in the Interpretation, the following definition was inserted:
- “16A. “performance right” means a conditional right to be issued a fully-paid ordinary share in the capital of the issuer or to receive a cash amount equivalent to the value of that share;”.

Conditions

9. The issuer can only rely on the exemptions in this instrument if the issuer complies with the following conditions:
- (a) the conditions of the class order (excluding the condition specified in paragraph 3 of the Schedule to the class order) as expressed to apply to them; and
 - (b) the issuer must take reasonable steps to ensure that the number of shares that may be issued in connection with a performance right, the subject of an eligible incentive plan offer, when aggregated with:
 - (i) the number of shares in the same class which would be issued were each outstanding offer with respect to shares, units of shares and options to acquire unissued shares under any other employee share scheme of the issuer to be accepted or exercised;

13-0157

- (ii) the number of shares in the same class issued during the previous 5 years pursuant to:
 - (A) an eligible incentive plan offer extended only to eligible employees; and
 - (B) any other employee share scheme extended only to eligible employees of the issuer;

but disregarding any offer made, option or right acquired or share issued by way of or as a result of:

- (iii) an offer to a person situated at the time of receipt of the offer outside this jurisdiction; or
- (iv) an offer that did not need disclosure to investors because of section 708 of the Act; or
- (v) an offer that did not require the giving of a product disclosure statement because of section 1012D of the Act; or
- (vi) an offer made under a disclosure document or product disclosure statement, must not exceed 5% of the total number of issued shares in that class of the issuer as at the time of the offer.

Interpretation

In this instrument:

- (a) unless a contrary intention appears, a word and phrase used in this instrument has the same meaning as it has in the class order;
- (b) **class order** means ASIC Class Order [CO 03/184] 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 Instruments Act 2003*; and
- (c) **eligible incentive plan offer** means an offer for the issue or sale of performance rights in relation to the shares, made under an arrangement known as the 2012 Genworth Financial, Inc. Omnibus Incentive Plan (under which the performance rights are referred to as restricted stock units) and the Offer of restricted stock units to Australian resident employees, the terms of which are substantially in the same form as those provided to ASIC on 1 February 2013.

Dated this 12th day of February 2013



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

13-0172

**Australian Securities and Investments Commission
Corporations Act 2001 – Paragraphs 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 911A(2)(l), 992B(1)(a), 1020F(1)(a) and 1020F(1)(b) of the *Corporations Act 2001 (Act)*.

Title

2. This instrument is ASIC Instrument [13/0172].

Commencement

3. This instrument commences on gazettal.

Exemptions

4. Fiserv, Inc. (*issuer*) a foreign company incorporated under the laws of the State of Wisconsin of the United States of America and any related body corporate (*issuer*) does not have to comply with Part 7.9 of the Act where the issuer:

- (a) makes an eligible incentive plan offer;
- (b) offers to arrange for the issue of financial products under an eligible incentive plan offer; or
- (c) issues a financial product under an eligible incentive plan offer;

on the conditions set out in this instrument and for so long as the conditions are met.

5. Where the issuer is exempt from Part 7.9 in relation to an eligible incentive plan offer because of the exemption in paragraph 4, the issuer is also exempt from the requirement to hold an Australian financial services licence for the provision of the following financial services:

- (a) a financial service consisting of general advice reasonably given in connection with the eligible incentive plan offer (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 issuer 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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- (b) a custodial or depositary service in connection with an eligible incentive plan offer where the issuer performs their duties in good faith and has sufficient resources to perform those duties;
 - (c) dealing in a financial product in the course of providing a custodial or depositary service covered by paragraph (b);
 - (d) issuing a financial product under an eligible incentive plan offer covered by paragraph 4 of this instrument;
 - (e) dealing in a financial product in connection with an eligible incentive plan offer where any acquisition by purchase or disposal of the product by the issuer occurs either:
 - (i) through a person who holds an Australian financial services licence authorising the holder to deal in financial products; or
 - (ii) outside this jurisdiction and through a person who is licensed or otherwise authorised to deal in financial products in the relevant place.
6. Where the issuer is exempt from Part 7.9 in relation to an eligible incentive plan offer because of the exemption in paragraph 4, the issuer also does not have to comply with section 992A of the Act in relation to an eligible incentive plan offer made in the course of, or because of, unsolicited meetings or telephone calls reasonably held or made in connection with the offer.
7. ASIC exempts a financial product that is the subject of an eligible incentive plan offer from Part 7.9 of the Act where:
- (a) a recommendation is made by a person (other than the issuer) that a person to whom an eligible incentive plan 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;
- but only in relation to the recommendation by the person.

Where this instrument applies

8. This instrument applies where the issuer:
- (a) meets the requirements (including, for the avoidance of doubt, definitions) of the class order, except the definition of:
 - (i) “eligible offer” in paragraph 9 of the Interpretation; and
 - (ii) “offer document” in paragraph 15 of the Interpretation; and

13-0172

- (b) 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 performance rights in relation to fully-paid shares in an issuer in the same class as shares which have been quoted on the financial market operated by the NASDAQ Stock Market throughout the 12 month period immediately before the offer without suspension for more than a total of 2 trading days during that period made under an employee share scheme extended only to eligible employees of the issuer;” and

- (c) would meet the requirements of the class order if, in the definition of an “offer document” in paragraph 15 of the Interpretation, subparagraphs (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 in which an eligible employee may acquire the shares, within a reasonable period of the employee requesting, make available to the employee:

- (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 sub-subparagraph (c)(ii) or (iii) applies, the information referred to in that subparagraph as updated to that date.”; and

- (d) would meet the requirements of the class order if, in the Interpretation, the following definition was inserted:

“16A. “performance right” means a conditional right to be issued a fully-paid ordinary share in the capital of the issuer;”

Conditions

9. The issuer can only rely on the exemptions in this instrument if the issuer complies with the following conditions:

13-0172

- (a) the conditions of the class order (excluding the condition specified in paragraph 3 of the Schedule to the class order) as expressed to apply to them;
- (b) the issuer must take reasonable steps to ensure that the number of shares that may be issued in connection with a performance right, the subject of an eligible incentive plan offer, when aggregated with:
 - (i) the number of shares in the same class which would be issued were each outstanding offer with respect to shares, units of shares and options to acquire unissued shares under any other employee share scheme of the issuer to be accepted or exercised;
 - (ii) the number of shares in the same class issued during the previous 5 years pursuant to:
 - (A) an eligible incentive plan offer extended only to eligible employees; and
 - (B) any other employee share scheme extended only to eligible employees of the issuer;

but disregarding any offer made, option or right acquired or share issued by way of or as a result of:

- (iii) an offer to a person situated at the time of receipt of the offer outside this jurisdiction; or
- (iv) an offer that did not need disclosure to investors because of section 708 of the Act; or
- (v) an offer that did not require the giving of a Product Disclosure Statement because of section 1012D of the Act; or
- (vi) an offer made under a disclosure document or Product Disclosure Statement,

must not exceed 5% of the total number of issued shares in that class of the issuer as at the time of the offer.

Interpretation

In this instrument:

- (a) unless a contrary intention appears, a word and phrase used in this instrument has the same meaning as it has in the class order;
- (b) *class order* means ASIC Class Order [CO 03/184] 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 Instruments Act 2003*;

13-0172

- (c) *eligible incentive plan offer* means an offer for the issue or sale of performance rights in relation to the shares, made under an arrangement known as the Fiserv, Inc. 2007 Omnibus Incentive Plan (under which the performance rights are referred to as restricted stock units) and the Australian Addendum to the Fiserv, Inc. 2007 Omnibus Incentive Plan the terms of which are substantially in the same form as those provided to ASIC on 16 January 2013 by electronic mail.

Dated this 13th day of February 2013



Signed by Waverley Duong
as a delegate of the Australian Securities and Investments Commission



13-0173

ASIC

Australian Securities & Investments Commission

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

Notice of Suspension of an Australian Financial Services Licence

TO: Terrace Funds Pty Ltd (the Licensee)
"The Astor Centre" Suite 20, Level 5, 445 Upper Edward Street
Spring Hill QLD 4000

Pursuant to section 915B(3)(a) of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby suspends Licence Number 284100 held by the Licensee until 12 July 2013.

Dated this 13th day of February 2013.

Signed

A handwritten signature in black ink, appearing to read 'Joycel Krashow'.

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



13-0174

ASIC

Australian Securities & Investments Commission

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

Notice of Cancellation of an Australian Financial Services Licence

TO: ACN 133 681 302 Ltd
ACN 133 681 302 ("the Licensee")
L 20, 264-278 George St
Sydney NSW 2000

Pursuant to section 915B of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Licence Number 332181 held by the Licensee with effect from the date on which this notice is given to the Licensee.

Dated this 14 February, 2013.

Signed

A handwritten signature in black ink, appearing to be 'JK' followed by a flourish.

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

13-0176

**Australian Securities and Investments Commission
Corporations Act 2001 – Paragraphs 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 911A(2)(l), 992B(1)(a), 1020F(1)(a) and 1020F(1)(b) of the *Corporations Act 2001 (Act)*.

Title

2. This instrument is ASIC Instrument 13-0176.

Commencement

3. This instrument commences on gazettal.

Exemptions

4. Marsh & McLennan Companies, Inc., a foreign company incorporated under the laws of the State of Delaware and any related body corporate (*issuer*) does not have to comply with Part 7.9 of the Act where the issuer:
 - (a) makes an eligible incentive plan offer;
 - (b) offers to arrange for the issue of financial products under an eligible incentive plan offer; or
 - (c) issues a financial product under an eligible incentive plan offer;on the conditions set out in this instrument and for so long as the conditions are met.
5. Where the issuer is exempt from Part 7.9 in relation to an eligible incentive plan offer because of the exemption in paragraph 4, the issuer is also exempt from the requirement to hold an Australian financial services licence for the provision of the following financial services:
 - (a) a financial service consisting of general advice reasonably given in connection with the eligible incentive plan offer (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 issuer 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;
 - (b) a custodial or depositary service in connection with an eligible incentive plan offer where the issuer performs their duties in good faith and has sufficient resources to perform those duties;

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- (c) dealing in a financial product in the course of providing a custodial or depository service covered by paragraph (b);
 - (d) issuing a financial product under an eligible incentive plan offer covered by paragraph 4 of this instrument;
 - (e) dealing in a financial product in connection with an eligible incentive plan offer where any acquisition by purchase or disposal of the product by the issuer occurs either:
 - (i) through a person who holds an Australian financial services licence authorising the holder to deal in financial products; or
 - (ii) outside this jurisdiction and through a person who is licensed or otherwise authorised to deal in financial products in the relevant place.
6. Where the issuer is exempt from Part 7.9 in relation to an eligible incentive plan offer because of the exemption in paragraph 4, the issuer also does not have to comply with section 992A of the Act in relation to an eligible incentive plan offer made in the course of, or because of, unsolicited meetings or telephone calls reasonably held or made in connection with the offer.
7. ASIC exempts a financial product that is the subject of an eligible incentive plan offer from Part 7.9 of the Act where:
- (a) a recommendation is made by a person (other than the issuer) that a person to whom an eligible incentive plan 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;
- but only in relation to the recommendation by the person.

Where this instrument applies

8. This instrument applies where the issuer:
- (a) meets the requirements (including, for the avoidance of doubt, definitions) of the class order, except the definition of:
 - (i) “current market price” in paragraph 7 of the Interpretation; and
 - (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 “current market price” in paragraph 7 of the Interpretation was to read:

“7. “current market price” means the price determined by using the mean between the high and the low selling prices of such shares published on the New York Stock Exchange for the previous day on which the share was trading on that financial market, or if the New York Stock Exchange was open for trading and the shares were traded.”

- (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 of performance rights in relation to fully-paid shares in an issuer in the same class as shares which have been quoted on the financial market operated by the New York Stock Exchange throughout the 12 month period immediately before the offer without suspension for more than a total of 2 trading days during that period made under an employee share scheme extended only to eligible employees 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 (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 in which an eligible employee may acquire the shares, within a reasonable period of the employee requesting, make available to the employee:

- (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 sub-subparagraph (c)(ii) or (iii) applies, the information referred to in that subparagraph as updated to that date.”; and

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- (e) would meet the requirements of the class order if, in the Interpretation, the following definition was inserted:

“16A. “performance right” means a conditional right to be issued a fully-paid ordinary share in the capital of the issuer;”

Conditions

9. The issuer can only rely on the exemptions in this instrument if the issuer complies with the following conditions:

- (a) the conditions of the class order (excluding the condition specified in paragraph 3 of the Schedule to the class order) as expressed to apply to them;
- (b) the issuer must take reasonable steps to ensure that the number of shares that may be issued in connection with a performance right, the subject of an eligible incentive plan offer, when aggregated with:
- (i) the number of shares in the same class which would be issued were each outstanding offer with respect to shares, units of shares and options to acquire unissued shares under any other employee share scheme of the issuer to be accepted or exercised;
- (ii) the number of shares in the same class issued during the previous 5 years pursuant to:
- (A) an eligible incentive plan offer extended only to eligible employees; and
- (B) any other employee share scheme extended only to eligible employees of the issuer;

but disregarding any offer made, option or right acquired or share issued by way of or as a result of:

- (iii) an offer to a person situated at the time of receipt of the offer outside this jurisdiction; or
- (iv) an offer that did not need disclosure to investors because of section 708 of the Act; or
- (v) an offer that did not require the giving of a Product Disclosure Statement because of section 1012D of the Act; or
- (vi) an offer made under a disclosure document or Product Disclosure Statement,

must not exceed 5% of the total number of issued shares in that class of the issuer as at the time of the offer.

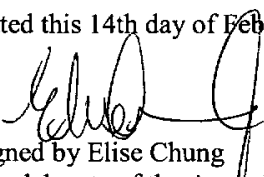
13-0176

Interpretation

In this instrument:

- (a) unless a contrary intention appears, a word and phrase used in this instrument has the same meaning as it has in the class order;
- (b) *Australian Supplement* means (i) the Terms and Conditions of Restricted Stock Unit Awards or Deferred Stock Unit Awards, as applicable, (ii) the Country-Specific Notices, (iii) the Plan Prospectus, (iv) the Non-U.S. Restrictive Covenants Agreement, and (v) the Australian offer document (contained in the Country-Specific Notices);
- (b) *class order* means ASIC Class Order [CO 03/184] 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 Instruments Act 2003*;
- (c) *eligible incentive plan offer* means an offer for the issue or sale of performance rights in relation to the shares, made under an arrangement known as the Marsh & McLennan Companies, Inc. 2011 Incentive and Stock Award Plan (under which the performance rights are referred to as restricted stock unit and/or deferred stock unit awards) and the Australian Supplement, the terms of which are substantially in the same form as those provided to ASIC on 18 January 2013.

Dated this 14th day of February 2013



Signed by Elise Chung
as a delegate of the Australian Securities and Investments Commission

13-0177

**Australian Securities and Investments Commission
Corporations Act 2001 – Paragraphs 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 911A(2)(l), 992B(1)(a), 1020F(1)(a) and 1020F(1)(b) of the *Corporations Act 2001 (Act)*.

Title

2. This instrument is ASIC Instrument [13-0177].

Commencement

3. This instrument commences on gazettal.

Exemptions

4. Broadcom Corporation, a foreign company incorporated under the laws of the State of California, United States of America (*issuer*) and any related body corporate (*issuer*) does not have to comply with Part 7.9 of the Act where the issuer:
 - (a) makes an eligible incentive plan offer;
 - (b) offers to arrange for the issue of financial products under an eligible incentive plan offer; or
 - (c) issues a financial product under an eligible incentive plan offer;on the conditions set out in this instrument and for so long as the conditions are met.
5. Where the issuer is exempt from Part 7.9 in relation to an eligible incentive plan offer because of the exemption in paragraph 4, the issuer is also exempt from the requirement to hold an Australian financial services licence for the provision of the following financial services:
 - (a) a financial service consisting of general advice reasonably given in connection with the eligible incentive plan offer (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 issuer 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;
 - (b) a custodial or depository service in connection with an eligible incentive plan offer where the issuer performs their duties in good faith and has sufficient resources to perform those duties;

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- (c) dealing in a financial product in the course of providing a custodial or depository service covered by paragraph (b);
 - (d) issuing a financial product under an eligible incentive plan offer covered by paragraph 4 of this instrument;
 - (e) dealing in a financial product in connection with an eligible incentive plan offer where any acquisition by purchase or disposal of the product by the issuer occurs either:
 - (i) through a person who holds an Australian financial services licence authorising the holder to deal in financial products; or
 - (ii) outside this jurisdiction and through a person who is licensed or otherwise authorised to deal in financial products in the relevant place.
6. Where the issuer is exempt from Part 7.9 in relation to an eligible incentive plan offer because of the exemption in paragraph 4, the issuer also does not have to comply with section 992A of the Act in relation to an eligible incentive plan offer made in the course of, or because of, unsolicited meetings or telephone calls reasonably held or made in connection with the offer.
7. ASIC exempts a financial product that is the subject of an eligible incentive plan offer from Part 7.9 of the Act where:
- (a) a recommendation is made by a person (other than the issuer) that a person to whom an eligible incentive plan 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;
- but only in relation to the recommendation by the person.

Where this instrument applies

8. This instrument applies where the issuer:
- (a) meets the requirements (including, for the avoidance of doubt, definitions) of the class order, except the definition of:
 - (i) “eligible offer” in paragraph 9 of the Interpretation; and
 - (ii) “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 offer” in paragraph 9 of the Interpretation was to read:

“9. “eligible offer” means an offer for issue or sale of performance rights in relation to fully-paid shares in an issuer in the same class as shares which have been quoted on the financial market operated by the NASDAQ Global Select Market throughout the 12 month period immediately before the offer without suspension for more than a total of 2 trading days during that period made under an employee-share scheme extended only to eligible employees of the issuer;” and

- (c) would meet the requirements of the class order if, in the definition of an “offer document” in paragraph 15 of the Interpretation, subparagraphs (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 in which an eligible employee may acquire the shares, within a reasonable period of the employee requesting, make available to the employee:

- (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 sub-subparagraph (c)(ii) or (iii) applies, the information referred to in that subparagraph as updated to that date.”; and

- (d) would meet the requirements of the class order if, in the Interpretation, the following definition was inserted:

“16A. “performance right” means a conditional right to be issued a fully-paid ordinary share in the capital of the issuer;”

Conditions

9. The issuer can only rely on the exemptions in this instrument if the issuer complies with the following conditions:

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- (a) the conditions of the class order (excluding the condition specified in paragraph 3 of the Schedule to the class order) as expressed to apply to them;
- (b) the issuer must take reasonable steps to ensure that the number of shares that may be issued in connection with a performance right, the subject of an eligible incentive plan offer, when aggregated with:
 - (i) the number of shares in the same class which would be issued were each outstanding offer with respect to shares, units of shares and options to acquire unissued shares under any other employee share scheme of the issuer to be accepted or exercised;
 - (ii) the number of shares in the same class issued during the previous 5 years pursuant to:
 - (A) an eligible incentive plan offer extended only to eligible employees; and
 - (B) any other employee share scheme extended only to eligible employees of the issuer;

but disregarding any offer made, option or right acquired or share issued by way of or as a result of:

- (iii) an offer to a person situated at the time of receipt of the offer outside this jurisdiction; or
- (iv) an offer that did not need disclosure to investors because of section 708 of the Act; or
- (v) an offer that did not require the giving of a Product Disclosure Statement because of section 1012D of the Act; or
- (vi) an offer made under a disclosure document or Product Disclosure Statement,

must not exceed 5% of the total number of issued shares in that class of the issuer as at the time of the offer.

Interpretation

In this instrument:

- (a) unless a contrary intention appears, a word and phrase used in this instrument has the same meaning as it has in the class order;

13-0177

- (b) *class order* means ASIC Class Order [CO 03/184] 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 Instruments Act 2003*;
- (c) *eligible incentive plan offer* means an offer for the issue or sale of performance rights in relation to the shares, made under an arrangement known as the Broadcom Corporation 2012 Stock Incentive Plan (under which the performance rights are referred to as restricted stock units) and the Australian Addendum to the Broadcom Corporation 2012 Stock Incentive Plan the terms of which are substantially in the same form as those provided to ASIC on 21 January 2013.

Dated this 14th day of February 2013



Signed by Elizabeth Korpi
as a delegate of the Australian Securities and Investments Commission

13-0179

**Australian Securities and Investments Commission
Corporations Act 2001 — Paragraphs 741(1)(a) and 741(1)(b) — Exemption and
Declaration**

Enabling legislation

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

Title

2. This instrument is ASIC Instrument 13-0179.

Commencement

3. This instrument commences on 14 February 2013.

Declaration

5. Chapter 6D of the Act applies to members of NVFA3 (Consolidation) Limited ACN 156 516 175 (**the Company**) offering the ordinary shares of the Company for sale, as if section 707 were modified or varied by omitting subsections 707(3) and 707(4) and substituting:

“(3) An offer of a body’s securities for sale within 12 months after their issue needs disclosure to investors under this Part if the body issued the securities:

(a) without disclosure to investors under this Part; and

(b) with the purpose of the person to whom they were issued:

(i) selling or transferring them; or

(ii) granting, issuing or transferring interests in, or options or warrants over, them;

and section 708 or 708A does not say otherwise.

(4) Unless the contrary is proved, a body is taken to issue securities with the purpose referred to in paragraph 3(b) if any of the securities are subsequently sold, or offered for sale, within 12 months after their issue.”

Exemption

6. The Company and National Vineyard Fund of Australia (No.3) Limited ACN 108 119 160 (**NVFA3**) do not have to comply with s706.

Where this instrument applies

7. The declaration applies to an offer for sale of the Company's shares issued to members of the National Viticultural Fund of Australia Project Number 3 ARSN 109 020 788 (**the Fund**) pursuant to a reconstruction process as described in the Documents.
8. The exemption applies to an offer of:

13-0179

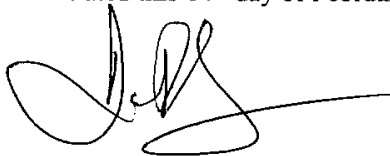
- (a) the Company's shares issued to members of the Fund; and
- (b) NVFA3's shares issued to members of the Company;
pursuant to a reconstruction process as described in the Documents.

Interpretation

9. In this instrument:

- (a) **Documents** mean:
 - (i) a letter from Food and Beverage Australia Limited ACN 007 996 081, as responsible entity of the Fund, to the Fund's members titled "Consolidation of your investment into one vehicle. National Viticultural Fund of Australia – Project No.3 (ARSN 109 020 788)", enclosing a Background Paper, Standard Transfer Form and an Offer for the Issue of Shares in the Company as provided to ASIC on 12 February 2013.

Dated this 14th day of February 2013



Signed by Davis Zhang
as a delegate of the Australian Securities and Investments Commission

13-0186

**Australian Securities and Investments Commission
Corporations Act 2001 – Paragraphs 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 911A(2)(l), 992B(1)(a), 1020F(1)(a) and 1020F(1)(b) of the *Corporations Act 2001 (Act)*.

Title

2. This instrument is ASIC Instrument 13-0186.

Commencement

3. This instrument commences on gazettal.

Exemptions

4. Mondelēz International, Inc., a foreign company incorporated under the laws of the State of Virginia and any related body corporate (*issuer*) does not have to comply with Part 7.9 of the Act where the issuer:
 - (a) makes an eligible incentive plan offer;
 - (b) offers to arrange for the issue of financial products under an eligible incentive plan offer; or
 - (c) issues a financial product under an eligible incentive plan offer;on the conditions set out in this instrument and for so long as the conditions are met.
5. Where the issuer is exempt from Part 7.9 in relation to an eligible incentive plan offer because of the exemption in paragraph 4, the issuer is also exempt from the requirement to hold an Australian financial services licence for the provision of the following financial services:
 - (a) a financial service consisting of general advice reasonably given in connection with the eligible incentive plan offer (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 issuer 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;
 - (b) a custodial or depositary service in connection with an eligible incentive plan offer where the issuer performs their duties in good faith and has sufficient resources to perform those duties;

13-0186

- (c) dealing in a financial product in the course of providing a custodial or depository service covered by paragraph (b);
 - (d) issuing a financial product under an eligible incentive plan offer covered by paragraph 4 of this instrument;
 - (e) dealing in a financial product in connection with an eligible incentive plan offer where any acquisition by purchase or disposal of the product by the issuer occurs either:
 - (i) through a person who holds an Australian financial services licence authorising the holder to deal in financial products; or
 - (ii) outside this jurisdiction and through a person who is licensed or otherwise authorised to deal in financial products in the relevant place.
6. Where the issuer is exempt from Part 7.9 in relation to an eligible incentive plan offer because of the exemption in paragraph 4, the issuer also does not have to comply with section 992A of the Act in relation to an eligible incentive plan offer made in the course of, or because of, unsolicited meetings or telephone calls reasonably held or made in connection with the offer.
7. ASIC exempts a financial product that is the subject of an eligible incentive plan offer from Part 7.9 of the Act where:
- (a) a recommendation is made by a person (other than the issuer) that a person to whom an eligible incentive plan 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;
- but only in relation to the recommendation by the person.

Where this instrument applies

8. This instrument applies where the issuer:
- (a) meets the requirements (including, for the avoidance of doubt, definitions) of the class order, except the definition of:
 - (i) “current market price” in paragraph 7 of the Interpretation; and
 - (ii) “eligible offer” in paragraph 9 of the Interpretation; and
 - (iii) “offer document” in paragraph 15 of the Interpretation; and
 - (b) would meet the requirements of the class order if the definition of “current market price” in paragraph 7 of the Interpretation was to read:

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- "7. "current market price" means the price determined by using the mean between the highest and lowest reported sales prices of the fully-paid shares in the same class as shares which have been quoted on the financial market operated by the NASDAQ Global Select Market for the previous day on which the share was trading on that financial market."
- (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 performance rights in relation to fully-paid shares in an issuer in the same class as shares which have been quoted on the financial market operated by the NASDAQ Global Select Market throughout the 12 month period immediately before the offer without suspension for more than a total of 2 trading days during that period made under an employee share scheme extended only to eligible employees 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 (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 in which an eligible employee may acquire the shares, within a reasonable period of the employee requesting, make available to the employee:
- (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 sub-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 conditional right to be issued a fully-paid ordinary share in the capital of the issuer;"

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Conditions

9. The issuer can only rely on the exemptions in this instrument if the issuer complies with the following conditions:

- (a) the conditions of the class order (excluding the condition specified in paragraph 3 of the Schedule to the class order) as expressed to apply to them;
- (b) the issuer must take reasonable steps to ensure that the number of shares that may be issued in connection with a performance right, the subject of an eligible incentive plan offer, when aggregated with:
 - (i) the number of shares in the same class which would be issued were each outstanding offer with respect to shares, units of shares and options to acquire unissued shares under any other employee share scheme of the issuer to be accepted or exercised;
 - (ii) the number of shares in the same class issued during the previous 5 years pursuant to:
 - (A) an eligible incentive plan offer extended only to eligible employees; and
 - (B) any other employee share scheme extended only to eligible employees of the issuer;

but disregarding any offer made, option or right acquired or share issued by way of or as a result of:

- (iii) an offer to a person situated at the time of receipt of the offer outside this jurisdiction; or
- (iv) an offer that did not need disclosure to investors because of section 708 of the Act; or
- (v) an offer that did not require the giving of a Product Disclosure Statement because of section 1012D of the Act; or
- (vi) an offer made under a disclosure document or Product Disclosure Statement,

must not exceed 5% of the total number of issued shares in that class of the issuer as at the time of the offer.

Interpretation

In this instrument:

- (a) unless a contrary intention appears, a word and phrase used in this instrument has the same meaning as it has in the class order;

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- (b) ***Australian Supplement*** means the Global Deferred Stock Unit Award Agreement, the applicable Global Long-Term Incentive Award Agreement, the Country-Specific Appendices for Options and Deferred Stock Units, the Country-Specific Appendices for Long-Term Incentive Awards, and the Australian Addendum and the Australian offer document applicable to Deferred Stock Units or Long-Term Incentive Awards, the terms of which are substantially in the same form as those provided to ASIC on 15 February 2013;
- (c) ***class order*** means ASIC Class Order [CO 03/184] 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 Instruments Act 2003*;
- (d) ***eligible incentive plan offer*** means an offer for the issue or sale of performance rights in relation to the shares, made under an arrangement known as the Mondelēz International, Inc Amended and Restated 2005 Performance Plan and/or the Mondelēz International, Inc. Long-Term Incentive Plan sub-plan (under which the performance rights are referred to as Deferred Stock Units or Long-Term Incentive Awards), the terms of which are substantially in the same form as those provided to ASIC on 8 February 2013, and the Australian Supplement.

Dated: 15 February 2013



Signed by Hock Peng Lee
as a delegate of the Australian Securities and Investments Commission

CORPORATIONS ACT 2001
Section 601CL(5)

ASIC has struck the foreign companies listed
below off the register.

Dated this eighteenth day of February 2013

Rosanne Bell
DELEGATE OF
THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

Name of Company

ARBN

MAN OM-IP STRATUM LIMITED

110 901 409

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 eighteenth day of February 2013

Rosanne Bell
DELEGATE OF
THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

Name of Company

ARBN

ELDORADO GOLD CORPORATION

139 729 865

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 eighteenth day of February 2013

Rosanne Bell
DELEGATE OF
THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

Name of Scheme**ARSN**

CENTRO AMERICA FUND (NO.2) FINANCE TRUST	124 344 243
CENTRO AMERICA FUND (NO.3) FINANCE TRUST	124 344 378
CENTRO AMERICA FUND (NO.4) FINANCE TRUST	124 344 574
CENTRO AMERICA FUND_UNIT TRUST	121 569 702
CENTRO DIRECT PROPERTY FUND INTERNATIONAL	114 635 657
CENTRO MCS 32	104 932 096
CENTRO MCS 35 TRUST	113 176 471
CENTRO MCS 36 TRUST 1	114 635 442
CENTRO MCS 36 TRUST 2	114 635 531
CENTRO MCS 38 TRUST	119 355 298
CENTRO MCS 39 TRUST	121 569 622
CENTRO MCS 40 TRUST	121 569 659
DISTRESSED DEBT FUND	099 271 173
RETAIL CO-INVESTMENT TRUST	113 723 247
RFM DIVERSIFIED AGRICULTURAL FUND	099 573 627

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.

AFL RESOURCES LIMITED ACN 147 523 751 will change to a proprietary company limited by shares. The new name will be AFL RESOURCES PTY LTD ACN 147 523 751.

AUSTRALIS EXPLORATION LIMITED ACN 125 939 291 will change to a proprietary company limited by shares. The new name will be AUSTRALIS EXPLORATION PTY LTD ACN 125 939 291.

FACE IMAGE HOLDINGS PTY LTD ACN 144 973 991 will change to a public company limited by shares. The new name will be FACE IMAGE HOLDINGS LTD ACN 144 973 991.

KUKUNA RESOURCES LIMITED ACN 153 278 374 will change to a proprietary company limited by shares. The new name will be KUKUNA RESOURCES PTY LTD ACN 153 278 374.

MINERAL PROJECTS LIMITED ACN 147 114 878 will change to a proprietary company limited by shares. The new name will be MINERAL PROJECTS PTY LTD ACN 147 114 878.

MINING INTERNATIONAL LIMITED ACN 148 214 608 will change to a proprietary company limited by shares. The new name will be MINING INTERNATIONAL PTY LTD ACN 148 214 608.

NEWCASTLE AIRPORT LIMITED ACN 060 254 542 will change to a proprietary company limited by shares. The new name will be NEWCASTLE AIRPORT PTY LIMITED ACN 060 254 542.

SCANDINAVIAN RESOURCES LTD ACN 132 035 842 will change to a proprietary company limited by shares. The new name will be SCANDINAVIAN RESOURCES PTY LTD ACN 132 035 842.

AFRICAN MINERAL EXPLORATION LIMITED ACN 147 114 869 will change to a proprietary company limited by shares. The new name will be AFRICAN MINERAL EXPLORATION PTY LTD ACN 147 114 869.

CLUB WOODLEIGH LTD. ACN 005 955 171 will change to a proprietary company limited by shares. The new name will be CLUB WOODLEIGH PTY LTD ACN 005 955 171.

GUINEA EXPLORATION LIMITED ACN 146 752 605 will change to a proprietary company limited by shares. The new name will be GUINEA EXPLORATION PTY LTD ACN 146 752 605.

MINERAL ASSETS LIMITED ACN 148 214 626 will change to a proprietary company limited by shares. The new name will be MINERAL ASSETS PTY LTD ACN 148 214 626.

MINERAL SECURITIES OPERATIONS LIMITED ACN 091 158 593 will change to a proprietary company limited by shares. The new name will be MINERAL SECURITIES OPERATIONS PTY LTD ACN 091 158 593.

MINING QUEST LIMITED ACN 152 973 147 will change to a proprietary company limited by shares. The new name will be MINING QUEST PTY LTD ACN 152 973 147.

PROJECT AFRIQUE LIMITED ACN 152 973 129 will change to a proprietary company limited by shares. The new name will be PROJECT AFRIQUE PTY LTD ACN 152 973 129.

TAMBORAN RESOURCES PTY LTD ACN 135 299 062 will change to a public company limited by shares. The new name will be TAMBORAN RESOURCES LIMITED ACN 135 299 062.

WEEVE LIMITED ACN 134 794 424 will change to a proprietary company limited by shares. The new name will be **WEEVE PTY LTD** ACN 134 794 424.