



Commonwealth of Australia Gazette

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# **ASIC Gazette**

# **Contents**

# **Notices under Corporations Act 2001**

13-0169	13-0220	13-0226	13-0297
13-0322	13-0335	13-0336	13-0340
13-0342	13-0346	13-0350	13-0352
13-0354	13-0355	13-0357	13-0358
12 0250			

13-0359

Company/scheme deregistrations

Change of company type

# **RIGHTS OF REVIEW**

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

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# ASIC

Australian Securities & Investments Commission

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

# Notice of Cancellation of an Australian Financial Services Licence

TO: Barkworth Securities Pty Ltd ACN 081 505 946 ("the Licensee") Unit 5, 16 Bright Street Kangaroo Point QLD 4169

Pursuant to section 915B of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Licence Number 220618 held by the Licensee with effect from the date on which this notice is given to the Licensee.

Dated this

Signed

March 201

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

# Australian Securities and Investments Commission Corporations Act 2001 — Paragraph 655A(1)(b) — Declaration

# **Enabling legislation**

 The Australian Securities and Investments Commission (ASIC) makes this declaration under paragraph 655A(1)(b) of the Corporations Act 2001(the Act).

### Title

2. This instrument is ASIC Instrument 13-0220.

### Commencement

This instrument commences on 25 February 2013.

### Declaration

4. Chapter 6 of the Act applies to Firestone Energy Limited ACN 058 436 794 (Target) as if items 11 and 12 of the table in subsection 633(1) of the Act were modified by omitting the words:

"no later than 15 days after the target receives a notice that all offers have been sent as required by item 6"

and replacing them with:

"no later than whichever occurs last out of 14 March 2013 and the date which is 15 days after the target receives a notice that all offers have been sent as required by item 6"

# Where this declaration applies

5. This declaration applies to an off-market takeover bid made by Range River Gold Limited ACN 065 480 453 for all of the ordinary shares in Target in respect of which a bidder's statement was lodged with ASIC on 30 January 2013 where, within one day of the commencement of this instrument, the Target makes an announcement to the Australian Stock Exchange about the effect of this modification and includes a recommendation that shareholders should take no action until they have considered the target's statement.

Dated this 25th day of February 2013

Signed by Fiona Ng

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As a delegate of the Australian Securities and Investments Commission





ASIC

Australian Securities & Investments Commission

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

# Notice of Cancellation of an Australian Financial Services Licence

TO: Brendan Stuart Elliss ABN 58 359 072 146 (the Licensee") PO Box 359 Sandy Bay TAS 7006

Pursuant to section 915B of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Licence Number 325329 held by the Licensee with effect from the date on which this notice is given to the Licensee.

Dated this 19th day of March 2013

Signed

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





ASIC

Australian Securities & Investments Commission

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

# Notice of Cancellation of an Australian Financial Services Licence

TO: Andean Securities Pty Ltd ACN 142 515 151 (the Licensee) 53 The Circus Burswood WA 6100

Pursuant to section 915B of the Corporations Act 2001, the Australian Securities and Investments Commission hereby cancels Licence Number 346156 held by Andean Securities Pty Ltd with effect from the date on which this notice is given to the Licensee.

Dated this 18 March 2013

Signed

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

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

### **Enabling legislation**

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

### Title

This instrument is ASIC Instrument 13-0322.

### Commencement

This instrument commences on 15 March 2013.

### Declaration

- Chapter 6D of the Act applies to Australia Minerals & Mining Group Limited A.C.N. 125 301 206 (the *Issuer*) as if Part 6D.2 were modified or varied as follows:
  - (a) omit paragraph 723(3)(b), substitute:
    - "(b) the securities are not admitted to quotation within 3 months after the later of:
      - (i) the date of the disclosure document; and
      - (ii) the date of the latest supplementary disclosure document for the offer lodged with ASIC which:
        - (A) discloses that the securities are not admitted to quotation;
           and
        - (B) states that the Issuer will return all application monies for securities issued prior to the date of the disclosure document"; and
  - (b) omit subparagraph 724(1)(b)(ii), substitute:
    - "(ii) the securities are not admitted to quotation within 3 months after the later of:
      - (A) the date of the disclosure document; and
      - (B) the date of the latest supplementary disclosure document for the offer lodged with ASIC that discloses that the securities are not admitted to quotation and states that the Issuer will return all application monies for securities issued prior to the date of the disclosure document".

# Where this instrument applies

5. This instrument applies in relation to an offer or issue of securities of the Issuer under a disclosure document lodged with ASIC on 26 November 2012 where all application money received under the 26 November 2012 disclosure document where securities have been issued, have been returned to applicants and where the Issuer has lodged a supplementary disclosure document on or after the date of this instrument which describes the need for, and effect of, the relief provided in this instrument.

Dated this 15th day of March 2013

Anne Phelan

Signed by Anne Phelan

as a delegate of the Australian Securities and Investments Commission

# 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 (ASIC) 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:

# 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

Gleneagle Asset Management Limited ACN 103 162 278 in its capacity as responsible entity for Portfolio Select ARSN 162 532 247.

Dated this 18th day of March 2013.

Signed by Krystal Anderson

as a delegate of the Australian Securities and Investments Commission

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

# **Enabling legislation**

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

### Title

This instrument is ASIC Instrument 13-0336.

### Commencement

This instrument commences on 18 March 2013.

### Declaration

- Chapter 6D of the Act applies to Coke Resources Limited ACN 149 070 066 (the Issuer) as if Part 6D.2 were modified or varied as follows:
  - (a) omit paragraph 723(3)(b), substitute:
    - "(b) the securities are not admitted to quotation within 3 months after the later of:
      - (i) the date of the disclosure document; and
      - (ii) the date of the latest supplementary disclosure document for the offer lodged with ASIC which:
        - (A) discloses that the securities are not admitted to quotation; and
        - (B) gives applicants 1 month to withdraw their application and be repaid";
  - (b) in paragraph 724(1)(a), omit the words "and that condition is not satisfied within 4 months after the date of the disclosure document", and substitute:

"and that condition is not satisfied within 4 months after the later of:

- (iii) the date of the disclosure document; and
- (iv) the date of the latest supplementary disclosure document for the offer lodged with ASIC which:
  - (A) discloses that the condition has not been satisfied; and
  - (B) gives applicants 1 month to withdraw their application and be repaid";
- (c) omit subparagraph 724(1)(b)(ii), substitute:
  - "(ii) the securities are not admitted to quotation within 3 months after the later of:
    - (A) the date of the disclosure document; and
    - (B) the date of the latest supplementary disclosure document for the offer lodged with ASIC that discloses that the securities are not admitted to quotation and gives applicants 1 month to withdraw their application and be repaid"; and

- (d) after subsection 724(1A), insert:
  - "(1B) Where a supplementary disclosure document of the kind referred to in subparagraphs (1)(a)(iv) or (1)(b)(ii)(B) is lodged with ASIC, the person offering the securities must give the applicants:
    - (i) that supplementary disclosure document; and
    - (ii) 1 month to withdraw their application and be repaid.".

# Where this instrument applies

5. This instrument applies in relation to an offer or issue of securities of the Issuer under a disclosure document lodged with ASIC on 21 December 2012 where the Issuer has lodged a supplementary disclosure document on or after the date of this instrument which describes the need for, and effect of, the relief provided in this instrument.

Dated this 18th day of March 2013

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Signed by Abigail Ong

as a delegate of the Australian Securities and Investments Commission





ASIC

Australian Securities & Investments Commission

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

# Notice of Cancellation of an Australian Financial Services Licence

TO: Gunning Wind Energy Developments Pty Ltd ACN 145 164 478 ("the Licensee") Level 12 Freshwater Place, 2 Southbank Boulevard, Southbank VIC 3006

Pursuant to section 915B of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Licence Number 415772 held by the Licensee with effect from the date on which this notice is given to the Licensee.

Dated this 19 March 2013

Signed

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

# 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)(1), 992B(1)(a), 1020F(1)(a) and 1020F(1)(b) of the Corporations Act 2001 (Act).

### Title

This instrument is ASIC Instrument [13-0342].

### Commencement

3. This instrument commences on gazettal.

### **Exemptions**

- 4. 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 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;

- dealing in a financial product in the course of providing a custodial or depositary service covered by paragraph (b);
- issuing a financial product under an eligible incentive plan 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 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 definitions of:
    - (i) "eligible offer" in paragraph 9 of the Interpretation; and
    - (ii) "issuer" in paragraph 12 of the Interpretation; and
    - (iii) "offer document" in paragraph 15 of the Interpretation; and
  - (b) would meet the requirements of the class order if:

- (i) the definition of an "eligible offer" in paragraph 9 of the Interpretation were 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 made under an employee share scheme extended to persons eligible to receive offers which, in Australia, includes only eligible employees of the issuer;"; and
- (ii) in the Interpretation, the following definition were inserted:
  - "9A. "employee share scheme", for a body corporate, means a scheme under which shares (or units of shares or options to acquire unissued shares or performance rights) in the body or a related body corporate may be acquired:
    - (a) by, or for the benefit of:
      - (i) employees of the body, or of the related body corporate; or
      - directors of the body, or of a related body corporate, who hold a salaried employment or office in the body or in a related body corporate; or
    - (b) by a corporation all of whose members are:
      - employees of the body, or of a related body corporate;
         or
      - (ii) directors of the body, or of a related body corporate, who hold a salaried employment or office in the body or in a related body corporate;"; and
- (iii) 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:
  - 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
- (iv) in the Interpretation, the following definition were inserted:
  - "16A. "performance right" means a conditional right:
    - (a) to be issued or transferred a fully-paid ordinary share in the capital of the issuer; or
    - (b) to receive a cash amount equivalent to the value of a fully-paid ordinary share in the capital of the issuer; or
    - (c) either to be issued or transferred a fully-paid ordinary share in the capital of the issuer or to receive a cash amount equivalent to the value of such a share; or
    - (d) to receive a cash amount equivalent to the value of any dividend paid on a fully-paid ordinary share in the capital of the issuer, less any tax or other payment that the issuer is required by law to withhold;

where the performance right is offered for no monetary consideration;".

### **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 any eligible incentive plan offer, when aggregated with:
  - the number of shares in the same class which would be issued were every other outstanding offer with respect to shares, units of shares, options to acquire unissued shares and performance rights under every other employee share schemes of the issuer to vest or 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

- 10. In this instrument:
  - (a) a word and phrase used in this instrument has the same meaning as it has in the class order unless the word or phrase is defined in paragraph 8 of this instrument in which case the word or phrase has that meaning;
  - (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, made under arrangements known as the Armstrong World Industries, Inc. 2011 Long-Term Incentive Plan (LTI Plan) (under which the performance rights are referred to as Stock Units or Dividend Equivalent Rights) and the Australian Addendum to the Armstrong World Industries, Inc. 2011 Long-Term Incentive Plan (Australian Addendum), where the terms of the LTI Plan are substantially in the form as those provided to ASIC on 22 February 2013 and the terms of the Australia Addendum are substantially in the same form as those provided to ASIC on 11 March 2013; and
- (d) issuer means Armstrong World Industries, Inc., a company incorporated under the laws of Pennsylvania, United States of America, and any related body corporate.

Dated this 19th day of March 2013

Signed by Nathania Nero

( Mreno

as a delegate of the Australian Securities and Investments Commission

# 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)(1), 992B(1)(a), 1020F(1)(a) and 1020F(1)(b) of the Corporations Act 2001 (Act).

### Title

2. This instrument is ASIC Instrument 13-0346.

### Commencement

This instrument commences on gazettal.

### **Exemptions**

- 4. The issuer does not have to comply with Part 7.9 of the Act where the issuer:
  - (a) makes an eligible incentive plan offer;
  - 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;

- (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; 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 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 definitions of:
    - (i) "eligible offer" in paragraph 9 of the Interpretation; and
    - (ii) "issuer" in paragraph 12 of the Interpretation; and
    - (iii) "offer document" in paragraph 15 of the Interpretation; and
  - (b) would meet the requirements of the class order if:

- (i) the definition of an "eligible offer" in paragraph 9 of the Interpretation were 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 made under an employee share scheme extended only to eligible employees of the issuer;"; and
- (ii) in the Interpretation, the following definition were inserted:
  - "9A. "employee share scheme", for a body corporate, means a scheme under which shares (or units of shares or options to acquire unissued shares or performance rights) in the body or a related body corporate may be acquired:
    - (a) by, or for the benefit of:
      - employees of the body, or of the related body corporate;
         or
      - directors of the body, or of a related body corporate, who hold a salaried employment or office in the body or in a related body corporate; or
    - (b) by a corporation all of whose members are:
      - employees of the body, or of a related body corporate;
         or
      - (ii) directors of the body, or of a related body corporate, who hold a salaried employment or office in the body or in a related body corporate;"; and
- (iii) 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:
  - 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
- (iv) in the Interpretation, the following definition were inserted:
  - "16A. "performance right" means a conditional right:
    - (a) to be issued a fully-paid ordinary share in the capital of the issuer; or
    - (b) to receive a cash amount equivalent to the value of a fully-paid ordinary share in the capital of the issuer; or
    - (c) either 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 such a share;

where the performance right is offered for no monetary consideration;".

# **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 any eligible incentive plan offer, when aggregated with:
    - the number of shares in the same class which would be issued were every
      other outstanding offer with respect to shares, units of shares, options to
      acquire unissued shares and performance rights under every other employee
      share schemes of the issuer to vest or 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

- 10. In this instrument:
  - a word and phrase used in this instrument has the same meaning as it has in the class order unless the word or phrase is defined in paragraph 8 of this instrument in which case the word or phrase has that meaning;
  - (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, made under arrangements known as the Principal Financial Group, Inc. 2010 Stock Incentive Plan (under which the performance rights are referred to as restricted stock units), and the Australian Addendum to the Principal Financial Group, Inc. 2010 Stock Incentive Plan, the terms of which are substantially in the same form as those provided to ASIC on 14 February 2013; and

(d) issuer means Principal Financial Group, Inc., a foreign company incorporated under the laws of Delaware, United States of America and any related body corporate.

Dated this 20th day of March 2013

Signed by Daniel Alexander Pallaras

as a delegate of the Australian Securities and Investments Commission

# Australian Securities and Investments Commission Corporations Act 2001 – Subsection 173(6) – Exemption

Under subsection 173(6) of the *Corporations Act 2001* ("Act") the Australian Securities and Investments Commission hereby exempts the company specified in Schedule A ("Company") from subsections 173(1) and 173(3) of the Act in relation to information described in Schedule B except in the cases described in Schedule C.

### Schedule A

Provident Capital Limited ACN 082 735 573

### Schedule B

This exemption applies to information in the Company's register of debenture holders ("Register") about debentures that are not convertible into shares or options over unissued shares.

### Schedule C

- This exemption does not apply in relation to an inspection, or request for a copy, of the Register by a registered debenture holder to the extent that the inspection or request relates to that part of the Register which contains particulars of that person's holdings.
- 2. This exemption does not apply in relation to an inspection, or request for a copy, of the debenture holder's names and addresses recorded on the Register by a person if the person has provided the Company with a written undertaking, duly signed by that person, to the effect that:
  - (a) the person will not use the copy of, or information obtained from, the Register for any purpose other than:
    - (i) calling a meeting of registered debenture holders;
    - (ii) forming an action group that is relevant to the holding of the interests recorded in the Register or the exercise of the rights attaching to them;
    - (iii) making an offer to a registered debenture holder to acquire debentures held by that person, other than an offer or invitation that would be a prescribed purpose under Regulation 2C.1.03(d) and (e) of the Corporations Regulations 2001;
    - (iv) notifying a registered debenture holder of a matter relating to the carrying out by the Company or the trustee of the trust deed relating to the debentures of its functions and duties under that deed or the Act;
    - (v) communicating with debenture holders about their potential rights to bring or join an action that is relevant to the holding of the interests recorded in the Register or the exercise of the rights attaching to them;
    - (vi) undertaking bona fide statistical or analytical research; or
    - (vii) any other purpose approved in writing by the Australian Securities and Investments Commission; and

(b) the person will not disclose the copy of, or information obtained from, the Register to any other person except a person identified in the undertaking by name and address and except solely for the purposes specified in paragraph (a).

Note: Nothing in this exemption permits a person to use or disclose information obtained from the Register in a manner that would contravene subsection 177(1) or (1AA) of the Act.

Dated this 20th day of March 2013

Signed by Junghee Ryu

as a delegate of the Australian Securities and Investments Commission

# 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

This instrument is ASIC Instrument 13-0352.

### Commencement

3. This instrument commences on 20 March 2013.

### Exemption

 Syngas Limited ACN 062 284 084 (Syngas) is exempt from compliance with Parts 6D.2 and 6D.3 of the Act.

# **Declaration**

- 5. Chapter 6D of the Act applies to shareholders of Syngas as if section 707 was modified or varied by:
  - (a) omitting subsections 707(3) and (4); and
  - (b) omitting subsections 707(5) and (6) and substituting:
    - "(5) An offer of a body's securities for sale within 12 months after their sale by a person who controlled the body at the time of the sale needs disclosure to investors under this Part if:
      - (a) at the time of the sale by the controller either:
        - (i) the securities were not quoted; or
        - (ii) although the securities were quoted, they were not offered for sale in the ordinary course of trading on a relevant financial market on which they were quoted; and
      - (b) the controller sold the securities without disclosure to investors under this part; and

- (c) the controller sold the securities with the purpose of the person to whom they were sold;
  - (i) selling or transferring the securities; or
  - (ii) granting, issuing or transferring interests in, or options or warrants over the securities;

and section 708 does not say otherwise.

(6) Unless the contrary is proved, a person who controls a body is taken to sell securities with the purpose referred to in paragraph (5)(c) if any of the securities are subsequently sold, or offered for sale, within 12 months after their sale by the controller."

# Where this instrument applies

- 6. This exemption applies to invitations by Syngas to vote at a capital reduction meeting on the in specie transfer by Syngas of ordinary shares in BioSyngas Pty Ltd ACN 149 622 319 (*BioSyngas*) to the shareholders of Syngas, pursuant to a notice of meeting that:
  - (a) is in substantially the same form as the draft notice of meeting given to ASIC on 13 March 2013; and
  - (b) includes a statement:
    - (i) describing the need for, and the effect of, the relief contained in this instrument; and
    - (ii) that the notice of meeting is in substantially in the same form as the draft notice of meeting given to ASIC on 13 March 2013.
- 7. This declaration applies where:
  - a BioSyngas shareholder makes an offer of BioSyngas shares (Shares) for sale:
  - the Shares were transferred to the BioSyngas shareholder pursuant to the invitation to vote at the capital reduction meeting referred to in paragraph
     and
  - (c) the offer is not made within 12 months of a sale or transfer of the Shares by a person, other than Syngas, who:
    - (i) controls BioSyngas;

- (ii) would have been required by subsection 707(2) of the Act to give disclosure to investors under Part 6D.2 of the Act but for section 708 of the Act; and
- (iii) did not give disclosure to investors under Part 6D.2 of the Act because of section 708 of the Act.

# Interpretation

In this instrument:

financial market has the meaning given by section 767A of the Act.

Dated this 20th day of March 2013

Signed by Sebastian Stryjkowski

as a delegate of the Australian Securities and Investments Commission

# Australian Securities and Investments Commission Corporations Act 2001 – Paragraph 741(a) – Exemption

# **Enabling legislation**

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

### Title

2. This instrument is ASIC instrument [13/0354].

### Commencement

This instrument commences on 21 March 2013.

### Exemption

4. For the avoidance of doubt, Cerro Resources NL ACN 006 381 684 (*Cerro*) does not have to comply with Parts 6D.2 and 6D.3 of the Act.

# Where this instrument applies

- 5. This instrument only applies to offers (*Offers*) by Cerro for the sale of ordinary shares in Santana Minerals Limited ACN 161 946 989 (*Santana*), where:
  - (a) Cerro invites the shareholders of Cerro to vote on the Cerro Capital Reduction, the Cerro Share Scheme and the Cerro Option Scheme;
  - (b) under the terms of the Offers, Cerro offers to transfer to:
    - eligible shareholders of Cerro on the Record Date; or
    - (ii) in the case of ineligible foreign shareholders of Cerro on the Record Date – the Santana Sale Agent;
    - one (1) Santana ordinary share held by Cerro for every ten (10) Cerro ordinary shares held by the relevant shareholder;
  - (c) the terms and conditions of the Offers are the same, in all material respects, as the terms and conditions relating to the Offers as set out in the explanatory statement for the Cerro Share Scheme registered by ASIC under section 412 of the Act;
  - (d) the documentation in relation to the Cerro Capital Reduction provided to shareholders of Cerro under subsection 256C(4) of the Act includes a statement:

- (i) describing the need for, and effect of, the relief contained in this instrument as it applies to shareholders of Cerro; and
- (ii) confirming that paragraph (c) above has been complied with.

# Interpretation

6. In this instrument:

*Cerro Capital Reduction* means a reduction of the share capital of Cerro by \$16,010,005.00 applied equally against each Scheme Share in accordance with the Cerro Share Scheme.

*Cerro Share Scheme* means a members scheme of arrangement pursuant to Part 5.1 of the Act between Cerro and the ordinary shareholders of Cerro on the terms and conditions set out in the explanatory statement for the scheme of arrangement registered by ASIC under section 412 of the Act.

Cerro Option Scheme means a creditors scheme of arrangement pursuant to Part 5.1 of the Act between Cerro and the holders of options to acquire unissued ordinary shares in Cerro, also on the terms and conditions set out in the explanatory statement for the Cerro Share Scheme registered by ASIC under section 412 of the Act.

**Record Date** means 5.00 pm on the fifth business day following the day of the coming into effect of the order of the Court made under paragraph 411(4)(b) of the Act in relation to the Cerro Share Scheme.

Scheme Share means the ordinary shares of Cerro on issue on the Record Date.

**Santana Sale Agent** means a participant of a prescribed financial market with whom Cerro has entered into arrangements for the operation of the Santana Sale Facility.

Santana Sale Facility means the sale facility to be run by the Santana Sale Agent as described in section 11.6 of the explanatory statement for the Cerro Share Scheme registered by ASIC under section 412 of the Act.

Dated 21 March 2013.

Signed by Kyle Jonathan Wright

as a delegate of the Australian Securities & Investments Commission

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

# **Enabling legislation**

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

### Title

2. This instrument is ASIC instrument [13/0355].

### Commencement

This instrument commences on 21 March 2013.

### Declaration

4. Chapter 6D of the Act applies to each holder of shares in Santana Minerals Limited ACN 161 946 989 (*Santana*) as if section 707 were modified or varied by omitting subsections 707(3), (4), (5) and (6).

### Where this instrument applies

- 5. This instrument only applies to offers of Santana shares (*Relevant Shares*) for sale where:
  - (a) the Relevant Shares were issued to Cerro Resources NL ACN 006 381 684 (*Cerro*);
  - (b) the Relevant Shares were transferred by Cerro under the Cerro Share Scheme to:
    - (i) eligible shareholders of Cerro on the Record Date; or
    - (ii) in the case of ineligible foreign shareholders of Cerro on the Record Date the Santana Sale Agent;
  - (c) Cerro controlled Santana whilst it was the holder of the Relevant Shares;
  - (c) the offer is not made within 12 months of a sale or transfer of the Relevant Shares by a person (other than Cerro) who:
    - (i) controlled Cerro; and
    - (ii) would have been required by subsection 707(2) of the Act to give disclosure to investors under Part 6D.2 of the Act but for section 708 of the Act; and

(iii) did not give disclosure to investors under Part 6D.2 of the Act because of section 708 of the Act.

# Interpretation

### 6. In this instrument:

*Cerro Share Scheme* means a members scheme of arrangement pursuant to Part 5.1 of the Act between Cerro and the ordinary shareholders of Cerro on the terms and conditions set out in the explanatory statement for the scheme of arrangement registered by ASIC under section 412 of the Act.

**Record Date** means 5.00 pm on the fifth business day following the day of the coming into effect of the order of the Court made under paragraph 411(4)(b) of the Act in relation to the Cerro Share Scheme.

Santana Sale Agent means a participant of a prescribed financial market with whom Cerro has entered into arrangements for the operation of the Santana Sale Facility.

Santana Sale Facility means the sale facility to be run by the Santana Sale Agent as described in section 11.6 of the explanatory statement for the Cerro Share Scheme registered by ASIC under section 412 of the Act.

Dated 21 March-2013

Signed by Kyle Jonathan Wright

as a delegate of the Australian Securities & Investments Commission

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

# **Enabling provision**

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

### Title

This instrument is ASIC instrument [13/0357].

### Commencement

3. This instrument commences on 21 March 2013.

### Declaration

- 4. Chapter 6D of the Act applies to each holder of Primero CDI's as if section 707 were modified or varied by omitting subsections 707(3) and (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."

# Where this instrument applies

- 5. This instrument applies to an offer for the sale of Primero CDI's where:
  - (a) the Primero CDI's were issued by CDN under the Cerro Share Scheme to a Cerro Shareholder; and
  - (b) the circumstances and terms of the issue of the Primero CDI's to Cerro Shareholders are disclosed in the explanatory statement in the Cerro Share Scheme.
- 6. This instrument also applies to an offer for the sale of Primero common shares where the Primero common shares were issued by Primero to Cerro Option Holders on the exercise of Cerro Scheme Options.

# Interpretation

7. In this instrument:

Cerro means Cerro Resources NL ACN 006 381 684.

*Cerro Option Holder* means a person who is the registered holder of an option to acquire unissued ordinary shares in Cerro on the Record Date.

*Cerro Option Scheme* means the scheme of arrangement between Cerro and Cerro Options Holders that is approved by the Court under Part 5.1 of the Act.

*Cerro Scheme Option* means an option to acquire Primero common shares on the terms set out and disclosed in the explanatory statement for the Cerro Option Scheme.

*Cerro Shareholder* means a person who is the registered holder of a fully-paid ordinary share in Cerro on the Record Date.

*Cerro Share Scheme* means a members scheme of arrangement pursuant to Part 5.1 of the Act between Cerro and the ordinary shareholders of Cerro on the terms and conditions set out in the explanatory statement for the scheme of arrangement registered by ASIC under section 412 of the Act and approved by the Court under Part 5.1 of the Act.

CDN means CHESS Depositary Nominees Pty Ltd ACN 071 346 506.

CHESS means Clearing House Electronic Sub-register System.

**Primero** means Primero Mining Corp. (**Primero**), a company incorporated in Canada, and having its certificated shares quoted on the Toronto Stock Exchange.

**Primero CDI's** means equitable interests in certificated shares in Primero where the equitable interests are issued by CDN for the purpose of enabling beneficial ownership of certificated shares of Primero to be recorded in and transferred through CHESS and

which securities are described in the operating rules of ASX Settlement Pty Limited as "CHESS Depositary Interests" or "CDI's".

**Record Date** means 5.00 pm on the fifth business day following the day of the coming into effect of the order of the Court made under paragraph 411(4)(b) of the Act in relation to the Cerro Share Scheme and the Cerro Option Scheme.

Dated 21 March 2013

Signed by Kyle Jonathan Wright

as a delegate of the Australian Securities & Investments Commission

# NOTICE UNDER SECTION 920E OF THE CORPORATIONS ACT 2001

Notice is given under s920E of the Corporations Act 2001 that the Australian Securities & Investments Commission has made an order in the terms set out below, which order took effect on the date on which it was served on the person to whom it relates, being 21 March 2013.

### AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

# IN THE MATTER OF RONALD COSHOTT AND THE CORPORATIONS ACT 2001

To: Mr Ronald Coshott

# BANNING ORDER UNDER TO SECTIONS 920A and 920B OF THE CORPORATIONS ACT 2001

TAKE NOTICE that under to sections 920A and 920B of the Corporations Act 2001 the Australian Securities and Investments Commission prohibits RONALD COSHOTT from providing any financial services PERMANENTLY.

Dated this 14th day of March 2013.

GAT DI BARTOLOMEO

Delegate of the

Australian Securities and Investments Commission.

Your attention is drawn to subsection 920C(2) of the Corporations Act 2001 which provides that a person must not engage in conduct which breaches a banning order that has been made against the person. Contravention of subsection 920C(2) is an offence.

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

### Title

2. This instrument is ASIC Instrument [13-0359].

### Commencement

This instrument commences on gazettal.

### **Exemptions**

- 4. The issuer and any related body corporate does not have to comply with Part 7.9 of the Act where the issuer or related body corporate:
  - (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 or a related body corporate is exempt from Part 7.9 in relation to an eligible incentive plan offer because of the exemption in paragraph 4, the issuer and any related body corporate 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 person ensures that the offer document for the offer includes a statement to the effect that any advice given by the person in connection with the offer is general advice only, and that employees should consider obtaining their own financial product advice from an independent person who is licensed by ASIC to give such advice;
  - a custodial or depositary service in connection with an eligible incentive plan offer where the person 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; 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 person 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 or a related body corporate is exempt from Part 7.9 in relation to an eligible incentive plan offer because of the exemption in paragraph 4, the issuer and any related body corporate is also exempt from 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 definitions of:
    - (i) "approved foreign market" in paragraph 3 of the Interpretation; and
    - (ii) "eligible offer" in paragraph 9 of the Interpretation; and
    - (iii) "issuer" in paragraph 12 of the Interpretation; and
    - (iv) "offer document" in paragraph 15 of the Interpretation; and
  - (b) would meet the requirements of the class order if:

- (i) the definition of an "approved foreign market" in paragraph 3 of the Interpretation, included the following financial market:
  - "NASDAQ OMX Stockholm Stock Exchange"; and
- (ii) the definition of an "eligible offer" in paragraph 9 of the Interpretation were to read:
  - "9. "eligible offer" means an offer for issue of performance share appreciation rights which gives the holder the right to receive a cash payment the amount of which is derived from the market value of a fully-paid share or shares in an issuer in the same class as shares which have been quoted on the financial market operated by the NASDAQ OMX Stockholm 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 the eligible incentive plan offer extended only to eligible employees of the issuer;"; and
- (iii) in the definition of an "offer document" in paragraph 15 of the Interpretation, subparagraphs (b) and (d) were to read:
  - "(b) if a summary (rather than a copy) of the rules of the scheme is given includes an undertaking that during the period (the offer period) during which an eligible employee may acquire the financial products offered or exercise performance share appreciation rights under the scheme, the issuer (or in the case of an issuer which does not have a registered office in this jurisdiction, an associated body corporate of the issuer which does so have a registered office) will, within a reasonable period of the employee so requesting, provide the employee without charge with a copy of the rules of the scheme"; and
  - (d) includes an undertaking, and an explanation of the way in which, the issuer (or in the case of an issuer which does not have a registered office in this jurisdiction, an associated body corporate of the issuer which does so have a registered office) will, during the offer period, within a reasonable period of the employee requesting, make available to the employee:
    - 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 share appreciation 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
- (iv) in the Interpretation, the following definition were inserted:
  - "16A. "performance share appreciation right" means a conditional right to receive a cash payment to receive where the

performance share appreciation right is offered for no monetary consideration;".

### **Conditions**

The issuer and a related body corporate can only rely on the exemptions in this
instrument if the issuer complies with the conditions of the class order applicable to
them.

# Interpretation

- 10. In this instrument:
  - a word and phrase used in this instrument has the same meaning as it has in the class order unless the word or phrase is defined in paragraph 8 of this instrument in which case the word or phrase has that meaning;
  - (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 of performance share appreciation rights, made under an arrangement known as the Atlas Copco Performance Share Appreciation Rights (SAR) Plan, the terms and conditions of which are substantially the same as those set out in the Performance Share Appreciation Rights (SAR) Plan 2012 Terms and Conditions and Issue Agreement provided to ASIC on 6 March 2013, except for the following terms and conditions of the plan particular to an employee: their entitlement, vesting date, exercise period, expiration date, issue value and yield restrictions; and
  - (d) issuer means Atlas Copco AB, a body corporate registered under the laws of Sweden.

Dated this 21st day of March 2013

Signed by Waverley Duong

as a delegate of the Australian Securities and Investments Commission

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 twenty-second day of March 2013

Rosanne Bell
DELEGATE OF
THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

Name of Scheme	ARSN
ALPHA STRUCTURED INVESTMENTS FUND	149 595 031
COOL CLIMATE APRICOT PROJECT	118 011 626
EQT INTRINSIC VALUE INTERNATIONAL SHAREMARKETS PLUS FUND	116 401 579
GREAT SOUTHERN VINEYARDS 2004 PROJECT	108 137 284
GREAT SOUTHERN VINEYARDS 2005 (PROJECT 2)	112 665 433
GREAT SOUTHERN VINEYARDS 2005 PROJECT	108 137 293
GROCON PROPERTY TRUST AUSTRALIA	116 081 728
IMPAX ENVIRONMENTAL MARKETS TRUST	134 656 321
MACQUARIE ATLAS TRUST	113 966 760
MACQUARIE EQUINOX 6 TRUST	113 966 500
MEMBERS EQUITY FIXED INTEREST FUND	097 876 867
MQ CAPITAL - ASIA TRUST	121 297 283
OLIVE GROWERS AUSTRALIA PROJECT 2005/2006	108 115 528
OLIVE GROWERS AUSTRALIA PROJECT 2007	123 349 673
SGH MARKET NEUTRAL FUND	123 369 924

Page 41 of 42

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 twenty-second day of March 2013

Rosanne Bell
DELEGATE OF
THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

Name of Company	ARBN
L&M ENERGY LIMITED	122 323 871
SCHM PTY LIMITED	112 546 924
SIGNUM BLUE LIMITED	112 651 420

Change of company type

Page 42 of 42

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.

### **ABACUS VILLAGES LIMITED**

ACN 128 690 264 will change to a proprietary company limited by shares. The new name will be ABACUS VILLAGES PTY LIMITED ACN 128 690 264.

**AKTIV PTY LTD** ACN 113 091 928 will change to a public company limited by shares. The new name will be AKTIV LTD ACN 113 091 928.

### **BENGUELA AQUA FISH LIMITED**

ACN 130 119 390 will change to a proprietary company limited by shares. The new name will be BENGUELA AQUA FISH PTY LTD ACN 130 119 390.

# **MERIDIEN SECURITIES PTY LTD**

ACN 138 154 506 will change to a public company limited by shares. The new name will be MERIDIEN SECURITIES LIMITED ACN 138 154 506.

### **ACCESS GROUP TRAINING LIMITED**

ACN 077 825 355 will change to a proprietary company limited by shares. The new name will be ACCESS GROUP TRAINING PTY LIMITED ACN 077 825 355.

BBY COAL LIMITED ACN 149 869 894 will change to a proprietary company limited by shares. The new name will be BBY COAL PTY LTD ACN 149 869 894.

**DURACK ENERGY LIMITED** ACN 121 789 357 will change to a proprietary company limited by shares. The new name will be DURACK ENERGY PTY LTD ACN 121 789 357.

QLD IRON PTY LTD ACN 114 966 184 will change to a public company limited by shares. The new name will be QLD IRON LIMITED ACN 114 966 184.