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# **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.

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#### 14-0383

#### 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

 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 14-0383.

#### Commencement

This instrument commences on gazettal.

#### Exemptions

- 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;

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- (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:
  - 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.
- 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

- 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
  - (b) would meet the requirements of the class order if:

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 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 Nasdaq Stock Market LLC 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:
      - (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:
      - (i) employees of the body, or of a 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;"; 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;
    - 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

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- (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
  - 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:
    - 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; and
    - (c) in addition to paragraph (a) or (b) above, to receive a cash amount equal to the amount of any cash dividend paid on a fully-paid ordinary share in the capital of the issuer during the period in which a performance right remains outstanding,;

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

#### Conditions

- 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:

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- 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;
- 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 an arrangement known as the Alexion Pharmaceuticals, Inc. Amended and Restated 2004 Incentive Plan (under which the performance rights)

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are referred to as restricted stock unites) and the Offer Document, the terms of which are substantially in the same form as those provided to ASIC on 2 April 2014; and

(d) issuer means Alexion Pharmaceuticals, Inc., a company incorporated under the laws of the state of Delaware, United States of America, and any related body corporate.

Dated this 2nd day of May 2014

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Signed by Melissa Liu as a delegate of the Australian Securities and Investments Commission

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14-0388

#### 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

 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 [14-0388].

#### Commencement

This instrument commences on gazettal.

#### Exemptions

- 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;

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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;
- 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:
  - through a person who holds an Australian financial services licence authorising the holder to deal in financial products; or
  - 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.
- ASIC exempts a financial product that is the subject of an eligible incentive plan offer from Part 7.9 of the Act where:
  - 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

- This instrument applies where the issuer:
  - meets the requirements (including, for the avoidance of doubt, definitions) of the class order, except:
    - (i) "eligible offer" in paragraph 9 of the Interpretation; and
    - (ii) "issuer" in paragraph 12 of the Interpretation; and
    - sub-paragraphs (d), (g) and (h) of the definition of "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 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 ASX Limited or an approved foreign market throughout the 3 month period immediately before the offer without suspension for more than a total of 5 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:
        - (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:
        - (i) employees of the body, or of a 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;"; and
    - (iii) in the definition of an "offer document" in paragraph 15 of the Interpretation, subparagraph (c) 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;

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- 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."
- "(g) in the case of an offer covered by the Third Exemption contains one of the following undertakings that for vesting of the underlying shares to occur:
  - (i) the underlying shares will be in the same class as those that have been quoted on the financial market operated by ASX Limited or an approved foreign market (including NASDAQ) for at least three months without suspension for more than 5 trading days in the shorter of the period in which the financial products have been quoted or in the 12 months before the offer is made;
  - (ii) a change of control transaction has occurred in respect of the issuer; or
  - (iii) at least 14 days prior to vesting, a prospectus or an offer information statement that is current at the time of vesting is given to participants." and
- "(h) in the case of an offer covered by the Third Exemption contains a warning to the effect that if any of the events stated in paragraph (g) above do not occur, the performance rights will not vest. "
- (iv) in the Interpretation, the following definition were inserted:
  - "16A. "performance right" means a conditional right:
    - 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 more than nominal monetary consideration;".

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#### Conditions

- 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 relating to the third and fourth exemptions in the class order (excluding the condition specified in paragraph 3 of the Schedule to the class order) as expressed to apply to them and on the basis that each reference to "options" or "options over fully-paid shares" is replaced with a reference to "performance rights"; 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.

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#### 14-0388

#### 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) change of control transaction means the occurrence of either of the following:
    - a person (together with that person's associates), that did not previously control the issuer acquires a relevant interest in more than 50% of the ordinary voting shares of the issuer and, if such acquisition occurs pursuant to a takeover offer, such offer becomes conditional; or
    - (ii) the announcement by the issuer that shareholders of the issuer have at a Court convened meeting of shareholders voted in favour, by the necessary majority, of a proposed scheme of arrangement under which all or a majority of the issuer's shares are the be either cancelled or transferred to a third party and the Court, by order, approves the proposed scheme of arrangement;
  - (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;
  - (c) eligible incentive plan offer means an offer for the issue or sale of performance rights, made under an arrangement under which the performance rights are referred to as restricted stock units and the terms of which are substantially in the same form as set out in paragraph 3.3 of the letter provided to ASIC on 17 April 2014;
  - (d) issuer means CellOS Software Limited ACN 114 670 094, and any related body corporate; and
  - (e) nominal monetary consideration means consideration which is token or trivial in the circumstances.

Dated this 2nd day of May 2014

Bamaratoon

Signed by Nayanisha Samarakoon as a delegate of the Australian Securities and Investments Commission

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#### 14-0389

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

#### Enabling legislation

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

#### Title

2. This instrument is ASIC Instrument 14-0389.

#### Commencement

This instrument commences on 2 May 2014.

#### Declaration

 Chapter 6D of the Act applies to an offer for sale of ordinary shares in Mnemon Limited ACN 125 736 914 (the *Company*) as if paragraph 708A(5)(b) of the Act were modified by deleting the words "5 days" and substituting the words "26 days".

#### Where this instrument applies

- 5. This instrument applies to an offer for sale of ordinary shares in the Company where:
  - (a) the ordinary shares were issued on or around 5 May 2014, being a day that is at least 3 months after the day on which the suspension of trading in the ordinary shares of Company was lifted, following its re-compliance with Chapters 1 and 2 of the ASX Listing Rules;
  - (b) the ordinary shares were issued:
    - a. to sophisticated and professional investors under an offer which did not require disclosure under Part 6D.2 of the Act because of subsection 708(8) or subsection 708(11) of the Act; or
    - b. under an offer made through a financial services licensee which did not require disclosure under Part 6D.2 of the Act because of subsection 708(10) of the Act; and
  - (c) the Company 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 2nd day of May 2014

Arend

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

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#### 14-0397

# Australian Securities and Investments Commission Corporations Act 2001 - Paragraphs 601QA(1)(a), 911A(2)(l) and 1020F(1)(a) - Exemption

#### Enabling legislation

1 The Australian Securities and Investments Commission (ASIC) makes this instrument under paragraphs 601QA(1)(a), 911A(2)(l) and 1020F(1)(a) of the Corporations Act 2001 (the Act).

Title

2 This instrument is ASIC Instrument 14-0397.

#### Commencement

3 This instrument commences on the date of its gazettal.

#### Exemptions

4

- Westpac Banking Corporation (ACN 007 457 141) (Westpac);
- (b) Link Market Services Limited (ACN 083 214 537);
- (c) Pacific Custodians Pty Ltd (ACN 009 682 866) (Pacific);
- (d) Deutsche Bank Aktiengesellschaft, Sydney Branch (ACN 064 165 162)
- (e) Deutsche Securities Australia Limited (ACN 003 204 368); and
- (f) Goldman Sachs Australia Pty Ltd (ACN 006 797 897) (Goldman Sachs).

#### (together, the Relevant Persons),

do not have to comply with:

- (g) section 601ED of the Act in relation to a Sale Facility; and
- (h) Divisions 2 to 5 of Part 7.9 of the Act in relation to an interest in a Sale Facility; and
- the requirement to hold an Australian financial services licence for the provision of the following financial services:
  - dealing in an interest in a Sale Facility; and

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#### 14-0397

- (ii) the provision of general advice in relation to an interest in a Sale Facility.
- 5 To avoid doubt, to the extent that a Relevant Person invites a holder of a Westpac SPS II to make an offer to sell their Westpac SPS II through the Sale Facility, the Relevant Person does not have to comply with Division 5A of Part 7.9 of the Act.

#### Where relief applies

- 6 The exemptions in paragraphs 4 and 5 apply in relation to a Sale Facility where under its terms:
  - the Westpac SPS II that may be sold through the Sale Facility are admitted to quotation on ASX; and
  - (b) under the terms of the Sale Facility:
    - the Westpac SPS II (the *relevant financial products*) of participating holders to be sold through the Sale Facility are pooled; and
    - Pacific or Goldman Sachs sells the relevant financial products in the ordinary course of trading on ASX; and
    - (iii) the proceeds of the sale net of expenses (to the extent (if any) that they are not met by the Relevant Persons) are distributed to participating holders (by way of reinvestment in Westpac Capital Notes 2) as described in the Prospectus; and
  - (c) each participating holder is paid their proportion of the proceeds of sale (by way of reinvestment in Westpac Capital Notes 2) as soon as practicable and, in any event, within 8 weeks after the final date for receiving elections to participate in the Sale Facility.

#### Conditions of the relief

- 7 In order to rely on the exemptions in subparagraphs 4(g) or (h) or paragraph 5, at least one of the Relevant Persons must:
  - (a) give or send to each holder of a Westpac SPS II who has been invited to participate in the Sale Facility, a document which complies with paragraph 8, by:
    - giving the document to the holder personally; or
    - (ii) sending the document:
      - (A) by post to the address for the holder in the register of members or an alternative address (if any) nominated by the holder; or

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(B) to the fax number or electronic address (if any) nominated by the holder.

#### 8 The document:

- (a) must contain the following statements and information:
  - a statement that the Sale Facility is open until the expiry date set out in the document, which cannot be more than 12 months after the date of the document; and
  - (ii) information about the minimum and maximum number (if any) of Westpac SPS II a participating holder can sell through the Sale Facility; and
  - (iii) a statement that the market price of Westpac SPS II is subject to change from time to time; and
  - (iv) a statement that a holder of a Westpac SPS II may be able to sell or dispose of their Westpac SPS II at a price higher or lower than the price they would receive if they were to sell or dispose of their Westpac SPS II through the Sale Facility; and
  - information about how to obtain up-to-date information on the market price of Westpac SPS II; and
  - (vi) information about any expenses relating to the sale of Westpac SPS II that will be paid by the participating holders; and
  - (vii) information about how the proceeds of sale for Westpac SPS II sold through the Sale Facility will be allocated between participating holders; and
  - (viii) a statement that the amount of money received by a participating holder for Westpac SPS II that are sold through the Sale Facility may be more or less than the actual price that is received by Pacific or Goldman Sachs for those Westpac SPS II; and
  - (ix) information about any other significant characteristics or features of the Sale Facility or of the rights and obligations of holders who elect to participate in the Sale Facility; and
  - information about any alternatives that the holder may have to participating in the Sale Facility; and
- (b) must be worded and presented in a clear, concise and effective manner; and
- (c) may be given in printed or electronic form and, if given in electronic form, must, as far as practicable, be given in a way that will allow the holder to print or save a copy of it; and

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- (d) may be made up of 2 or more separate documents that are given at the same time and by the same means.
- 9 In order to rely on the exemptions in subparagraphs 4(g) or (h) or paragraph 5, the Relevant Persons must take reasonable steps to ensure the Sale Facility is not operated during any period where a control transaction has been publicly proposed and has not ended.

#### Exclusion from reliance

10 A Relevant Person is excluded from relying on subparagraph 4(i) of this instrument if it becomes aware of matters that give it reason to believe that any Relevant Person has failed in a material respect to comply with a condition of this instrument and does not give full particulars of the failure to ASIC in writing within 15 business days after becoming so aware.

#### Interpretation

In this instrument:

ASX means the financial market operated by ASX Limited ACN 008 626 691.

control transaction means a transaction or proposed transaction that affects the control, or potential control, of Westpac.

Eligible Westpac SPS II Holders means holders of Westpac SPS II which are on the register at 7.00pm (Sydney time) on 30 April 2014 and shown to have an address in Australia.

holder has the meaning given by section 761A of the Act.

participating holder means a person who holds Westpac SPS II and has elected to participate in the Sale Facility.

**Prospectus** means a document dated 7 May 2014 that is sent to, among others in connection with an offer of Westpac Capital Notes 2, Eligible Westpac SPS II Holders in relation to an offer to sell all or some of their Westpac SPS II through the Sale Facility on or around 18 June 2014 and to automatically reinvest the sale proceeds in Westpac Capital Notes 2, that is in substantially the same form provided to ASIC on or about 17 April 2014.

register of members means the register of members required to be set up and maintained under section 169 of the Act.

Sale Facility means the On-Market Buy-Back Facility as described in the Prospectus.

Westpac SPS II means Westpac Stapled Preferred Securities issued by Westpac in March 2009, being stapled securities comprising of:

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- (a) a perpetual, unsecured, non-cumulative subordinated note issued by Westpac's New York branch; and
- (b) a preference share issued by Westpac,

which, under the terms on which each is to be traded, must only be transferred together.

*Westpac Capital Notes 2* means fully paid, non-cumulative, convertible, transferrable, redeemable, subordinated, perpetual, unsecured notes issued by Westpac and offered under the Prospectus.

Dated this 7 day of May 2014

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Signed by Anastacia Stack

as a delegate of the Australian Securities and Investments Commission

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#### 14-0399

# Australian Securities and Investments Commission Corporations Act 2001 – Paragraph 951B(1)(a) – Exemption

#### Enabling legislation

1 The Australian Securities and Investments Commission makes this instrument under paragraph 951B(1)(a) of the Corporations Act 2001 (the Act).

#### Title

2 This instrument is ASIC Instrument 14-0399.

#### Commencement

3 This instrument commences on 7 May 2014.

#### Exemption

- 4 Pacific Custodians Pty Limited ACN 009 682 866 (*Pacific*), who is a financial services licensee, does not have to comply with subsection 941A(1) of the Act to the extent that a Financial Services Guide (*FSG*) that Pacific must give in relation to the provision of the financial services referred to in paragraph 5:
  - must be given in the way required by section 940C of the Act;
  - (b) must be given at the time required by subsection 941D(1) of the Act; and
  - (c) must have a title in accordance with subsection 942A(1) of the Act.

#### Where this instrument applies

- 5 The exemption in paragraph 4 applies where Pacific provides financial services consisting of arranging for the sale of Westpac SPS II and providing a custodial or depository service under an Intermediary Arrangement and all of the following are satisfied:
  - a Prospectus offering Westpac Capital Notes 2 has been lodged by Westpac Banking Corporation ACN 007 457 141 (*Westpac*) with ASIC on or around 7 May 2014;
  - (b) the FSG forms a separate and clearly identifiable part of the Prospectus;
  - (c) the expression "Financial Services Guide" appears at or near the front of the part of the Prospectus that is the FSG;

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#### 14-0399

- (d) the Prospectus clearly and prominently discloses the identity of Westpac and Pacific; and
- (e) the Prospectus clearly and prominently discloses the nature of the relationship between Westpac and Pacific.

#### Interpretation

6 In this instrument:

*Eligible Westpac SPS II Holder* means a holder of Westpac SPS II who is on the register of members at 7.00 pm (Sydney time) on 30 April 2014 and shown to have an address in Australia.

Intermediary Arrangement means an arrangement related to the Sale Facility between Westpac who is the issuer of Westpac SPS II and Pacific under which:

- (a) Westpac will invite Eligible Westpac SPS II Holders to have Pacific arrange for the sale of Westpac SPS II on their behalf under the Sale Facility;
- (b) Pacific will hold Westpac SPS II as custodian for the Eligible Westpac SPS II Holders who elect to participate in the Sale Facility; and
- (c) Pacific will sell the Westpac SPS II on-market in accordance with such invitations, if they are accepted,

provided that the financial services provided by Pacific to Eligible Westpac SPS II Holders are covered by Pacific's Australian financial services licence.

**Prospectus** means a document dated 7 May 2014 (and any replacement or supplementary prospectus) that is sent to Eligible Westpac SPS II Holders in relation to an offer to sell all or some of their Westpac SPS II through the Sale Facility on or around 18 June 2014 and to automatically reinvest the sale proceeds in Westpac Capital Notes 2.

register of members means the register of members required to be set up and maintained under section 169 of the Act.

Sale Facility means the On-Market Buy-Back Facility as described in the Prospectus.

Westpac SPS II means Westpac Stapled Preferred Securities II issued by Westpac on 31 March 2009, being stapled securities comprising of:

- (a) an unsecured subordinated note issued by Westpac's New York branch; and
- (b) a preference share issued by Westpac,

which, under the terms on which each is to be traded, must only be transferred together.

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#### 14-0399

*Westpac Capital Notes* 2 means fully paid, non-cumulative, convertible, transferrable, redeemable, subordinated, perpetual, unsecured notes issued by Westpac and offered under the Prospectus.

References to provisions are references to provisions of the Act.

Dated this 7 day of May 2014

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Signed by Anastacia Stack as a delegate of the Australian Securities and Investments Commission

ASIC GAZETTE A19/14, Tuesday, 13 May 2014 Notices under Corporations Act 2001

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

# Notice of Cancellation of an Australian Financial Services Licence

TO: Global Futures & Forex, Ltd. ARBN: 103 508 461 ("The Licensee") 618 Kenmoor Avenue SE Grand Rapids MI 49546 United States

Pursuant to section 915B of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Licence Number 226625 held by the Licensee with effect from the date on which this notice is given to the Licensee.

Dated this 6th day of May 2014

Signed .....

Joyce Krashow, a delegate of the Australian Securities and Investments Commission ASIC GAZETTE A19/14, Tuesday, 13 May 2014 Notices under Corporations Act 2001

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

# Notice of Cancellation of an Australian Financial Services Licence

TO: Supercorp Financial Services Pty Ltd ACN: 054 157 603 ("The Licensee") Level 4 16 Marie Street Milton QLD 4064

Pursuant to section 915B of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Licence Number 247380 held by the Licensee with effect from the date on which this notice is given to the Licensee.

Dated this 6th day of May 2014

Signed

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

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#### 14-0407

#### 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

 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 14-0407.

#### 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;

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#### 14-0407

- 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:
  - 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.
- 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

- 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
  - (b) would meet the requirements of the class order if:
    - the definition of an "eligible offer" in paragraph 9 of the Interpretation were to read:

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#### 14-0407

"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 Australian Securities Exchange Limited ACN 000 943 377 throughout the 3 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:
      - (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:
      - (i) employees of the body, or of a 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;"; 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;
    - 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

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- (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:
    - 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;
    - (d) in addition to (a), (b) and (c) to receive, a cash amount, equivalent to the value of dividends paid in respect of an ordinary share in the capital of the issuer,

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

#### Conditions

- 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

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#### 14-0407

acquire unissued shares and performance rights under every other employee share schemes of the issuer to vest or to be accepted or exercised;

- 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 transfer of performance rights, made under an arrangements known as the Steadfast Group Limited Conditional Rights Plan, Short Term Incentive Plan and Long Term Incentive Plan (under which the Performance Rights are referred to as Conditional Rights or Awards), the terms of which are in substantially the same form as those Plans provided to ASIC on 9 April 2014; and

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#### 14-0407

(d) issuer means Steadfast Group Limited ACN 073 659 677 and any related body corporate.

Dated this 7th day of May 2014

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

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#### 14-0412

#### Australian Securities and Investments Commission Corporations Act 2001 — Paragraphs 926A(2)(b), 992B(1)(b) and 1020F(1)(b) — Exemption

#### Enabling legislation

 The Australian Securities and Investments Commission (ASIC) makes this instrument under paragraphs 926A(2)(b), 992B(1)(b) and 1020F(1)(b) of the Corporations Act 2001 (the Act).

#### Exemption

- 2. This exemption applies to an interest in a managed investment scheme (serviced strata scheme) which involves an owner (investor) of real property (strata unit), in the investor's discretion, making their strata unit available for use by a person (operator) as part of a serviced apartment, hotel, motel or resort complex located at 88 Archer Street, Chatswood in the State of New South Wales 2067 developed in accordance with an approval of a local government organisation that has been given to ASIC and in relation to which, on 1 March 2000, there was no person who had bought or agreed to buy a strata unit and who, before agreeing to buy, had been offered an interest in the scheme.
- An interest in the serviced strata scheme is exempt from the following provisions of the Act:
  - (a) Part 7.6 (other than Divisions 4 and 8); and
  - (b) section 992AA; and
  - (c) section 1017F.

#### Where exemption applies

- The exemption in paragraph 3 only applies where all of the following requirements are satisfied:
  - (a) the sale of the strata unit is not and was not conditional on participation in the serviced strata scheme;
  - (b) each investor and the operator may withdraw from participation in the scheme on no more than 90 days notice and an investor that withdraws will not be bound after that notice expires to allow use of their strata unit except for occupation of the strata unit:
    - by a person other than the operator or an associate of the operator; and
    - (ii) under an agreement that the operator made with that person before the notice of withdrawal was given;

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### 14-0412

- (c) each investor may, if the investor withdraws from participation in the scheme, appoint another person to manage their strata unit;
- (d) the operator is licensed in relation to the conduct of the letting services under the law of a State or Territory or is a financial services licensee;
- (e) no payment is liable to be made by an investor to participate in the scheme other than:
  - (i) payment of money to buy the strata unit; and
  - (ii) one or more payments of the investor's reasonable proportion of the operator's fees and expenses with respect to the management of the scheme where in any 3 month period the total of such payments relates to a period of no more than 3 months and where:
    - (A) that total is reasonably commensurate with the work done or to be done, or the expenses incurred or likely to be incurred (as the case may be), by the operator during the period to which the payments relate; and
    - (B) where a FFE Fund has been established for the investor no payment or part thereof is used for the replacement, repair or refurbishment of furniture, fittings and equipment of the strata unit in relation to the period to which the payment relates unless all money in the Fund has first been expended; and
  - (iii) where a FFE Fund has been established for the investor one or more payments into the Fund where:
    - (A) each payment is by way of a deduction from rental income of the scheme that would otherwise be paid to the investor in relation to a period and does not exceed 3% of the gross rent attributable to the investor for the period; and
    - (B) the balance of the Fund at all times does not exceed \$5,000 for each strata unit made available by the investor for use as part of the scheme;
- (f) there is no obligation on any person to ensure that other owners of strata units agree to participate in the scheme;
- (g) the serviced apartment, hotel, motel or resort complex is operated in accordance with a written agreement entered into or to be entered into between the operator and each investor which agreement includes provisions as specified in paragraph 5;

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- (h) the operator takes reasonable steps to ensure that any part of the scheme property held in cash or on deposit with an Australian ADI or another financial institution is held on trust for the members in a trust account and subject to audit as to whether the moneys have been dealt with in accordance with the terms of the trust by a registered company auditor at least annually;
- where a FFE Fund has been established for an investor, the operator takes reasonable steps to ensure that:
  - (A) the money comprising the Fund is held on trust for the investor in a trust account and subject to audit as to whether the money has been dealt with in accordance with the terms of the trust by a registered company auditor at least annually; and
  - (B) the balance of the Fund is promptly returned to the investor at the termination of the scheme or upon the investor's withdrawal from the scheme, whichever occurs first;
- each person that is involved in making an offer of interests in the scheme for issue does not engage in any misleading or deceptive conduct or conduct that is likely to mislead or deceive in connection with those offers;
- (k) the operator complies with the provisions specified in paragraph 5 which are included in the agreement referred to in subparagraph (g).

#### Terms of agreement between investor and operator

- The agreement specified in subparagraph 4(g) is to contain provisions to the following effect:
  - (a) Transfer of management rights
    - (i) If a majority of scheme members advise the operator in writing that they wish to terminate the operator's engagement, the operator must within 9 months transfer the management rights to a person that is chosen by the operator that has not been involved in the operation (including promotion) of the scheme and is not controlled by a person that has been involved in the operation (including promotion) of the scheme; and
    - (ii) If an operator fails to complete that transfer within the 9 month period, the operator must cause the transfer of the management rights to a replacement operator named in a written notice given by a majority of scheme members, at a price specified in the notice; and

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#### 14-0412

- (iii) A transfer referred to in subparagraph (i) or (ii) must be done as soon as practicable, but if there is a body corporate for the real property to which the scheme relates, there must be a reasonable time for members of the body corporate to consider whether to make a decision referred to in subparagraph (b)(ii) unless the body corporate has consented to the transfer; and
- (b) Consent of body corporate to new care-taking arrangements
  - (i) If an operator receives a notice under subparagraph (a)(i), the operator must advise all body corporate members of the name of the person to whom the transfer is to be made; and
  - (ii) Unless the body corporate has consented to the transfer, an operator does not have to transfer the management rights to the person named in the notice described in subparagraph (a)(ii) if a majority of body corporate members state in writing to the operator that the person should not be engaged by the body corporate to perform care-taking functions; and
  - (iii) If a majority of body corporate members make a decision referred to in subparagraph (b)(ii), a majority of scheme members may then at any time name a replacement operator by a written notice, to whom the operator must transfer the management rights at a price specified in the notice and the notice will be taken to be given in accordance with subparagraph (a)(ii); and
  - (iv) This subparagraph does not apply if the body corporate or a majority of body corporate members agree in writing to the transfer to the person named in a notice under subparagraph (a)(ii) or (b)(iii) before that notice is given to the operator; and
- (c) Price payable on transfer

The price scheme members specify in a notice under subparagraph (a)(ii) must be one of the following:

- the average of two valuations of the management rights by independent qualified valuers nominated by the Australian Property Institute (or another relevant independent professional body approved by ASIC); or
- (ii) the highest bona fide bid for the management rights (excluding a bid by the operator or its associates) at an auction of which at least 60 days' notice had been given; or
- (iii) the highest bona fide amount tendered (excluding any tender by the operator or its associates) for the management rights

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#### 14-0412

following reasonable efforts to market the property for at least 60 days; and

- (d) Voting
  - (i) In determining if there is a majority of scheme members or body corporate members, the operator and its associates and any person nominated as a replacement operator and associates of that person must not be counted; and
  - (ii) For scheme members, a majority is based on their entitlement to vote at body corporate meetings if there is a body corporate for the property to which the scheme relates, and otherwise each member shall have one vote; and
  - (iii) For body corporate members, a majority is based on their entitlement to vote at body corporate meetings; and
  - (iv) A scheme member or a body corporate member makes a decision by signing a document that sets out the decision; and
- (e) Costs
  - Any member may arrange a valuation or auction of, or may market, the management rights before or after the expiration of the 9 month period referred to in subparagraph (a)(i) for the purposes of determining a price to be specified in a notice under subparagraph (a)(ii); and
  - (ii) If a member incurs any reasonable valuation, auction or marketing costs under subparagraph (i) that member is entitled to be reimbursed out of the price payable by any person nominated by the members as transferee of the management rights when the price is paid to the operator, and
- (f) Assistance

The operator must give reasonable assistance to enable the transferee to operate the resort, hotel, motel or serviced apartment complex including making available information concerning any prospective bookings; and

(g) Definitions

In this paragraph:

scheme members means investors in the scheme excluding the operator and its associates.

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management rights means all real or personal property (including contractual rights) held by the operator or any of its associates that facilitates the operation of the scheme.

transfer in relation to management rights means to assign or transfer the management rights or to cause another person to become the holder of those rights or rights substantially the same as those rights.

#### Interpretation

6. In this instrument:

**FFE Fund** means a fund established for an investor consisting of money paid by the investor and any interest accrued on that money, to be used from time to time in accordance with the written agreement referred to in subparagraph 4(g) for the replacement, repair or refurbishment of furniture, fittings and equipment of the strata unit made available by the investor for use as part of the scheme.

offer is to be interpreted in accordance with subsection 1010C(2) of the Act.

Dated this & day of iley 2014

Signed by Ada Bombardieri

as a delegate of the Australian Securities and Investments Commission

ACN

ASIC GAZETTE A19/14, Tuesday, 13 May 2014 Company reinstatements

CORPORATIONS ACT 2001 SECTION 601AH(1)& 601AH(2)

Notice is hereby given that the registration of the companies mentioned below have been reinstated.

Dated this seventh day of May 2014

Rosanne Bell DELEGATE OF THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

# Name of Company

A.C.N. 062 854 915 PTY LTD	062 854 915
A.C.N. 091 661 004 PTY LTD	091 661 004
ABF FABRICATION PTY LTD	150 151 063
A CLASS PAINTING & MAINTENANCE PTY LTD	128 265 421
ACTION PAK FILM SERVICES PTY LTD	003 381 164
ADG GROUP ENTERPRISES PTY. LIMITED	120 853 956
ADIA HOLDINGS PTY LTD	151 189 883
ADMININTELLIGENCE PTY. LIMITED	139 327 307
ADVANCED FINANCIAL SOLUTIONS PTY LTD	079 591 585
AFGHAN NOMADIC CARPETS PTY LTD	145 104 436
AIGEAI CUSTODIANS PTY LTD	154 369 249
AMAX PROPERTY PTY LTD	079 572 464
ANH PHAT DAT PTY LTD	097 782 619
ARANIA SUPER PTY LTD	138 303 330
ARTEMIS DEVELOPMENTS PTY LTD	106 793 266
AUSTRALIAN CONCRETE DESIGNS PTY LTD	149 358 752
AUSTRAL PACIFIC GROUP LIMITED	000 049 874
B.W.N. RIGHTS CO. PTY. LIMITED	006 390 754
BAKER HAULAGE (QUEANBEYAN) PTY LTD	094 286 245
BAKR ENTERPRISES PTY LTD	151 237 428
BARDEZ INVESTMENTS PTY. LTD.	114 873 264
BARRY MCARTHUR LOGGING PTY LTD	143 573 344
BENCHMARK AG FARM PARTNERS PTY LTD	128 923 446
BENCHMARK AGRICULTURE PTY LTD	118 869 837
BETTER PAVING & LANDSCAPES PTY LTD	139 092 078
BILSON CONSTRUCTIONS PTY LTD	001 898 853

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Company reinstatements	
Name of Company	ACN
BLUEBIRD PSYCHOLOGY PTY LTD	149 441 592
BLUE HORSE HOLDINGS PTY LTD	153 936 102
BORAL BRICKS (NSW) PTY LTD	001 145 473
BOUNDARY FENCING SPECIALIST PTY LTD	137 491 313
BREAKTHRU HOME LOANS PTY. LTD.	122 189 584
BRIGINSHAW BROS. PTY LTD	000 061 736
BRISTOL-MYERS CO PTY LTD	000 022 873
BUCKLEY INVESTMENTS (VIC) PTY LTD	067 822 673
BUNDIDGEREE NOMINEES PTY LIMITED	140 249 216
BUSINESS EVOLUTION GROUP PTY LTD	102 349 575
BUSINESS IN FOCUS PTY. LTD.	003 636 520
C & V CONCRETORS (N.T.) PTY. LTD.	111 140 884
CAFE NEON PTY LIMITED	118 285 957
CALOUNDRA CATHOLIC COMMUNITIES FOUNDATION LIMIT	ED 010 904 613
CALWARE PTY. LTD.	050 277 739
CANIT ENTERPRISE PTY. LTD.	130 110 137
CAR IMPORTS (AUSTRALIA) PTY LTD	004 749 875
CEREAL FOODS PTY. LTD.	004 493 225
CFC DEGASSING PTY LTD	050 291 168
CHAN AND GILBERTSON PTY LIMITED	134 580 073
CH DESIGN SOLUTIONS PTY LTD	101 853 865
CHICHI LY CONSTRUCTIONS PTY LTD	127 356 423
CITY RELAXOLOGY PTY LIMITED	131 277 695
CLEAR VIEW HAND CAR WASH CAFE PTY. LIMITED	123 476 111
CLIFTON MANAGEMENT PTY LTD	098 553 210
CLOUD NINE LIMOS PTY LTD	139 512 217
COAST TO COAST CONCRETING (AUST) PTY LTD	120 021 721
COFFEEKIDS PTY LTD	146 222 442
COMPLETE SURFACE SYSTEMS PTY LTD	145 840 473
COMPLICE 7 PTY LTD	121 076 926
DALBY PROPERTIES PTY LTD	057 811 319
DBOBJECT PTY LTD	134 476 172
DELIAHEALTH PTY LTD	113 576 293
DESIGNER RENOVATIONS PTY LTD	107 689 485
DIMORA PARK PTY. LTD.	116 371 843
DOB QLD PTY LTD	146 804 293
DOMINION GENERAL TRANSPORT PTY. LTD.	143 875 290
DONUT CLIFFORD GARDENS PTY. LTD.	098 295 553

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

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#### ACN Name of Company 100 701 353 DRAANI PTY LTD DR PETER POULOS PTY LTD 121 580 498 DSPCONS MANAGEMENT PTY LTD 145 609 472 EAGLE PROPERTY VENTURE PTY LTD 124 974 232 EARTH TO AIR SYSTEMS PTY LTD 117 916 668 EEK INVESTMENTS PTY LTD 109 485 609 **ELEVENTY-SEVEN PTY LTD** 002 855 503 ELKAET PTY LTD 120 661 958 EN'STYLE HOMES PTY LTD 109 395 897 ETON EDUCATION CENTRE PTY LTD 113 765 254 EUROWELDING PTY, LTD. 130 797 321 F.J. TECHNICAL SOLUTIONS PTY LIMITED 107 131 091 FATT PEARL PTY LTD 154 873 275 FLYING START AUSTRALIA PTY LTD 100 044 102 FOR SUCCESS PTY LTD 129 691 998 FREE TRADE HALL PTY LTD 135 580 380 FRESHWATER AGRICULTURE PTY LTD 123 076 013 FRONTI DESIGN PTY LTD 117 464 285 FRONTLINE TELEVISION & VIDEO PRODUCTIONS PTY. LIMITED 056 420 556 FROSTBITE CATERING PTY LIMITED 057 199 078 GAIANVALUES PTY LTD 135 770 295 GEKKO DEVELOPMENTS PTY LTD 139 260 674 GEVERT INVESTMENTS PTY LTD 122 592 787 G FERNANDO PTY LTD 131 672 001 GOODRICH SARC PTY LTD 127 414 420 **GRANACHE PTY LIMITED** 081 802 655 **GREENHEAD PTY. LIMITED** 060 163 199 GREENWAY DRIVE PTY. LIMITED 074 208 067 GREER INDUSTRIES PTY. LTD. 005 548 970 **GREYDALE PTY LTD** 002 290 137 **GRK SUPERANNUATION PTY LTD** 150 564 506 GURU NANAKJI PTY LTD 154 510 193 HEALTH PROJECT MANAGEMENT PTY LTD 144 997 713 HEIDI HOLMES NOMINEES PTY LTD 146 658 862 HEIDVEN PTY LTD 001 688 571 HERNANDEZ & CO PTY LTD 140 142 678 HONG HA MASCOT BAKERY PTY LTD 101 409 652 HOUDINI INVESTMENTS (NO. 1) PTY LIMITED 113 783 761

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

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Name of Company	ACN
HOUDINI INVESTMENTS (NO. 2) PTY LIMITED	113 783 707
HOUSTON HOMES PTY LTD	152 856 258
HUALI BUSINESS FURNITURE PTY LTD	134 914 042
ICEDOPAC PTY LTD	152 051 324
INTEGRATED RURAL HOLDINGS PTY LTD	142 297 354
J.M.R. PROPERTIES PTY. LTD.	006 870 757
J&B CONSTRUCTION & ROOFING PTY LTD	151 858 776
JAE AND JOHN PTY LTD	127 477 874
JAJA AND THE BEAR PTY. LTD.	135 888 381
JIPING INTERNATIONAL TRADING PTY. LTD.	142 644 335
J P TREVENEN PTY LTD	112 191 723
JTV WORLD PTY LTD	091 861 577
JW GROUP INVESTMENT PTY LTD	145 259 141
K. & S. FAMILY INVESTMENTS PTY. LTD.	113 654 523
K-CLASS PRODUCTIONS PTY LTD	142 614 426
KARON AUST PTY LTD	111 041 742
KAROOM DREAMS TROLLEY SERVICES PTY LTD	150 929 463
KATA KATHA PTY LTD	152 247 259
KAUR BUSINESS ENTERPRISES PTY. LTD.	106 444 286
KBR INVESTMENTS PTY LTD	116 858 416
KERUZ PTY. LTD.	081 762 156
KESENTA DEVELOPMENTS PTY. LTD.	078 955 665
KIDS AND FAMILIES FOUNDATION (VIC) PTY LTD	146 728 047
KINK DESIGN PTY. LTD.	120 357 039
LAKE WINDEMERE FAMILY HOLDINGS PTY LTD	150 711 907
LANSIE PTY LTD	002 667 503
LATTA'S LANDSCAPING AND EXCAVATION PTY LTD	127 699 129
LAWS CONSOLIDATED (AUSTRALIA) PTY LTD	098 880 221
LIEZTA HOLDINGS PTY LTD	112 960 111
LIFECARE COMMUNITY PTY LTD	097 308 480
LIGHTNING PROMOTIONS & SPORTSWEAR PTY. LTD.	151 672 730
LILY BORDEAUX PTY LIMITED	126 275 250
LK FINK PTY LTD	118 944 522
LOOKOUT MOUNTAIN NOMINEES PTY LTD	008 800 011
M.J. DOOLEY PTY LTD	059 635 602
MACEDON FOODS PTY LTD	151 256 736
MAI NGUYEN & SON PTY LTD	107 695 018
MANCITY PTY. LIMITED	051 793 296

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Name of Company	ACN
MASTER CLASS SECURITY SYSTEMS PTY. LTD.	140 222 957
MCJGP PTY LTD	147 168 303
MEDILINKS GROUP PTY LTD	125 608 602
MELBOURNE HOSPITALITY MANAGEMENT PTY. LTD.	154 266 903
MELBOURNE METRO INVESTMENTS PTY. LTD.	151 199 843
METRO CITY DESIGN PTY LTD	145 964 629
MINERAL INTELLIGENCE PTY LTD	146 928 958
MK TECH-CON PTY LTD	154 569 650
MOORELLA GRAZING COMPANY PTY LTD	100 077 638
MOSS PROJECTS PTY LTD	132 737 903
MR & SR NOMINEES PTY LTD	150 534 777
MUIR'S CARPENTRY SOLUTIONS PTY LTD	110 957 563
MYALLTOWN PTY. LTD.	050 719 974
MYSLEDGE PTY LIMITED	083 973 022
NAGI ENTERPRISES PTY LTD	150 113 205
NAMARA HOLDINGS PTY. LTD.	003 760 003
NEW IMAGE ROOFING NSW PTY LTD	145 733 571
NGOC MINH TRADINGS PTY. LTD.	074 884 021
NOBLE ENDEAVOURS PTY LTD	132 944 677
NORLEI PTY LTD	065 391 746
NORSU PTY LTD	111 594 711
OAKDEN ENTERPRISES PTY LIMITED	123 378 941
OM SHIV BLESSINGS PTY LTD	152 976 862
OZTURK SERVICES PTY LTD	144 747 982
PAGESTONE PTY. LTD.	066 342 532
PENINSULA STRATA GARDENS PTY LTD	153 412 527
PH HOLDING GROUP PTY LTD	145 248 004
PHIL BRUCE PTY LTD	146 448 786
PIONEER ENTERPRISES PTY. LTD.	010 892 645
PLATINUM DIRECTORY PTY LTD	080 883 521
PRB EXPRESS PTY LTD	150 295 677
PROACTIVE MANAGEMENT SPECIALISTS PTY LTD	089 838 719
QUANTUM EDUCATION AUSTRALIA PTY LIMITED	065 266 784
REDD ZEDD PTY LTD	125 846 620
REDHILL ESTATE DEVELOPMENTS PTY LTD	118 520 755
REDNEW PTY LTD	134 198 413
REMFIELD PTY LTD	069 017 849
RISE BRICKLAYING PTY LTD	145 330 356

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Name of Company	ACN
ROCKMAR (VIC) PTY LTD	127 449 209
ROOFS BY ROD PTY LTD	010 665 442
ROSSAR NOMINEES PTY. LTD.	005 891 261
RUBY CANNUBI PTY LIMITED	150 266 167
RV HOLDINGS PTY. LTD.	097 311 263
S & K FORT PTY LTD	135 107 792
SAM GRACE PTY. LTD.	087 232 371
SAMINNA PTY. LTD.	101 078 362
SCIACCA LEGAL PTY LTD	142 901 871
SEMRANI PTY LTD	144 956 525
SENLER INVESTMENTS PTY LTD	142 410 151
SHANORE PTY. LTD.	131 944 851
SILVERWOODS PROPERTIES PTY LTD	126 958 316
SINO-AUS INTERNATIONAL PTY. LTD.	151 587 156
SOLACARE PTY. LTD.	010 761 305
SPITERI PROPERTY INVESTMENTS PTY. LTD.	098 859 995
SPORT COMPACT PTY LTD	115 880 665
SS LAWYERS PTY LTD	145 329 200
SUBAN PTY. LTD.	125 970 541
SUNNYLIN GROUP PTY LTD	152 807 719
SUPER ROERING PTY. LTD.	093 323 427
SUSHI BOY ENTERPRISE PTY LTD	143 362 743
SWISSCUT AUSTRALIA PTY LTD	146 380 494
SYDNEY INTERNATIONAL BACHATA FESTIVAL PTY LIMITED	139 994 880
TARGET KITCHENS PTY LTD	132 928 351
TASTY THAI VIC PTY LTD	127 320 496
TELE COMMUNICATIONS 2000 PTY. LTD.	068 204 633
TEREX PTY LTD	007 256 911
TGM 35 PTY LTD	130 595 890
THE PERTH STONE COMPANY PTY LTD	091 769 541
THORD PTY LTD	009 407 603
TIMMA PTY LTD	072 426 558
TIPTONWOOD PTY LTD	062 570 898
TOTAL CONCEPT COMMUNICATION BROKERS PTY LTD	108 945 197
UNI-GLAZE ALL SERVICE COATINGS PTY LTD	125 198 343
UNIQUE METAL RECYCLING PTY LTD	136 519 929
UP RITE CARPENTRY PTY LTD	142 564 789
V & R PLACANICA PTY LTD	133 500 955

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Company reinstatements

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Name of Company	ACN
VANAS INVESTMENTS PTY. LTD.	086 645 838
VAN ELMA PTY. LTD.	129 658 751
VESTECORP FINANCIAL SERVICES PTY. LIMITED	003 856 442
VICLEO PTY LTD	151 091 520
VITALITY CHIROPRACTIC WELLNESS PTY LTD	129 834 948
VR RESTAURANTS PTY. LTD.	153 070 261
WAYNE LEE FINANCIAL SERVICES PTY LTD	081 039 698
WINDY HILL FINANCIAL ADVICE PTY LTD	133 610 161
WINFILL NOMINEES PTY LIMITED	089 191 140
W K & D KWEE PTY LTD	067 374 609
WOLLGRAMM-TAN PTY LIMITED	089 615 270
XALO PTY LTD	151 935 278
YUMI STYNES PTY LTD	141 632 331
ZANETTI APPLIANCES PTY LTD	127 341 459
ZEDD GROUP PTY LTD	125 846 657
24 HOUR EFFICIENT ENERGY PTY. LTD.	141 024 508
4767 PTY LTD	094 679 419

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CORPORATIONS ACT 2001	
Section 601CC(3)	
ASIC will strike the companies listed below off	
the register three months after the publication of	
this notice, unless given acceptable reason not to	
proceed.	
Dated this ninth day of May 2014	
Rosanne Bell	
DELEGATE OF	
THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMIS	SSION
Name of Company	ARBN

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161 185 119

ANIMAL JUSTICE PARTY INCORPORATED

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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 ninth day of May 2014

Rosanne Bell DELEGATE OF THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

Name of Company	ARBN
COMMARC AUSTRALIA LIMITED	153 251 284
DORSEY & WHITNEY (AUSTRALIA) LLP	132 742 931
SONOVATE LIMITED	162 375 528

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CORPORATIONS ACT 2001 Section 601CL(5)

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

Dated this ninth day of May 2014

Rosanne Bell DELEGATE OF THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

# Name of Company

ARBN

ALFRED PUBLISHING (AUSTRALIA) LTD. 003 9	954 247
AUTOMOTIVE MANAGEMENT SERVICES FZE 147 9	994 349
FLEXDART LIMITED 107 6	613 650
IGATE COMPUTER SYSTEMS LIMITED 098 0	089 395
OMNI TECHNICAL SOLUTIONS A/S 161 3	364 147
PLATINUM PLAY (AUS) LIMITED 153 3	367 429

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CORPORATIONS ACT 2001	
Subsection 601CC(4)	
ASIC has struck the registered Australian bodies	
-	
listed below off the register.	
Dated this ninth day of May 2014	
Rosanne Bell	
DELEGATE OF	
THE AUSTRALIAN SECURITIES AND INVESTMENTS COMM	<b>AISSION</b>
Name of Company	ARBN

CLEANSING STREAM AUSTRALIA INC.

087 285 130

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.

AUSTRALIAN UNITY PROPERTY FUNDS MANAGEMENT LIMITED ACN 085 352 405 will change to a proprietary company limited by shares. The new name will be AUSTRALIAN UNITY PROPERTY FUNDS MANAGEMENT PTY LTD ACN 085 352 405.

#### CHIFLEY FINANCIAL SERVICES LIMITED

ACN 053 704 706 will change to a proprietary company limited by shares. The new name will be CHIFLEY FINANCIAL SERVICES PTY LTD ACN 053 704 706.

### FOREFRONT INGREDIENTS LIMITED

ACN 113 605 262 will change to a proprietary company limited by shares. The new name will be FOREFRONT INGREDIENTS PTY LTD ACN 113 605 262.

**PBL ENTERPRISES LTD** ACN 058 558 919 will change to a proprietary company limited by shares. The new name will be PBL ENTERPRISES PTY LTD ACN 058 558 919.

WINDLAB SYSTEMS PTY LTD ACN 104 461 958 will change to a public company limited by shares. The new name will be WINDLAB LIMITED ACN 104 461 958.

**CASSERLEY MINING LIMITED** ACN 125 039 125 will change to a proprietary company limited by shares. The new name will be CASSERLEY MINING PTY LTD ACN 125 039 125.

# COLONIAL FINANCE LIMITED ACN 067 105 435

will change to a proprietary company limited by shares. The new name will be COLONIAL FINANCE PTY LIMITED ACN 067 105 435.

## **INVESTEC SECURITIES (AUSTRALIA) PTY**

**LIMITED** ACN 140 381 184 will change to a public company limited by shares. The new name will be INVESTEC SECURITIES (AUSTRALIA) LIMITED ACN 140 381 184.

### STANDARD FINANCE LIMITED

ACN 130 067 668 will change to a proprietary company limited by shares. The new name will be STANDARD FINANCE PTY LTD ACN 130 067 668.

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