



**ASIC**

Australian Securities &  
Investments Commission

Commonwealth of Australia Gazette  
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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](http://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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13-1104

**Australian Securities and Investments Commission**  
**Corporations Act 2001 – Subsection 111AT(1) - Exemption**

**Enabling legislation**

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

**Title**

2. This instrument is ASIC Instrument 13-1104.

**Commencement**

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

**Exemption**

4. ASIC exempts QMFFIS Mortgage Funds Limited (receivers and managers appointed) ACN 112 868 881 (the *company*) from the provisions in Part 2M.3 of the Act that apply to disclosing entities for the financial year ending 30 June 2013.

**Where this instrument applies**

5. This instrument applies for so long as the receivers and managers maintain arrangements for answering, free of charge, reasonable enquiries from the company's members about the consequences of the external administration of the company.
6. Within 2 business days of the commencement of this instrument or of any subsequent instrument that amends this instrument, make this instrument available on the receivers and managers' website in a section maintained in relation to the company, in a way that is readily accessible by the public from the website.

2.

13-1104

**Where this instrument ceases to apply**

7. This instrument ceases to apply on the date which is the earlier of 30 June 2014 and the date of termination of the external administration.

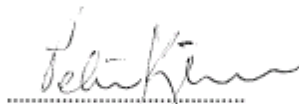
**Interpretation:**

In this instrument:

*receivers and managers* has the meaning given in the definition of *receiver and manager* in section 9 of the Act.

*external administration* means the appointment of Simon Guy Theobald and Jeffrey Laurence Herbert of PPB as joint and several receivers and managers to the company on 7 September 2012.

Dated: 1 October 2013



Signed by Peter Francis Knight  
as a delegate of the Australian Securities and Investments

13-1208

**Australian Securities and Investments Commission  
Corporations Act 2001 – Subsection 1075A(1) – Declaration**

**Enabling legislation**

1. The Australian Securities and Investments Commission makes this instrument under subsection 1075A(1) of the *Corporations Act 2001 (Act)*.

**Title**

2. This instrument is ASIC Instrument 13-1208.

**Commencement**

3. This instrument commences on 3 October 2013.

**Declaration**

4. Part 7.11 of the Act applies to securities of Tronox Limited ACN 153 348 111 (*Tronox*) as if provisions of that Part were modified or varied as follows:
  - (a) In subsection 1071B(2) omit "company.", substitute "company or the transfer has been effected under the DTC electronic transfer system."; and
  - (b) After subsection 1071B(13), insert:
    - “(14) In this section, *DTC electronic transfer system* means the electronic transfer system used by The Depository Trust Company, a limited-purpose trust company organised under the law of New York, to effect transfers of securities to and from The Depository Trust Company and/or Cede & Co.”

**Where this instrument applies**

5. This instrument applies to the transfer of securities in Tronox to and from The Depository Trust Company and/or Cede & Co while Tronox is listed on the New York Stock Exchange.

Dated this 3<sup>rd</sup> day of October 2013



Signed by Kate O'Rourke  
as a delegate of the Australian Securities and Investments Commission



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**ASIC**

Australian Securities &amp; Investments Commission

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

**Notice of Cancellation of an Australian Financial Services Licence**

**TO:** Bay Pacific (Insurance Brokers) Pty Ltd  
ACN 062 184 267 ("the Licensee")  
Attention: Mr Douglas Trood  
C/- Trood Pratt & Co  
Level 21  
68 Pitt Street  
Sydney NSW 2000

Pursuant to section 915B of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Licence Number 255871 held by the Licensee with effect from the date on which this notice is given to the Licensee

Dated this 4th October 2013

Signed .....

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

Peter Schofield, a delegate of the Australian Securities and Investments Commission

13-1244

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

**Enabling legislation**

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

**Title**

2. This instrument is ASIC Instrument 13-1244.

**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;

## 13-1244

- (c) dealing in a financial product in the course of providing a custodial or depository service covered by paragraph (b);
  - (d) issuing a financial product under an eligible incentive plan offer covered by paragraph 4 of this instrument; 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:

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- (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:

- (i) employees of the body, or of the 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; or

- (b) by a corporation all of whose members are:

- (i) 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



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equivalent of that price were the formula applied at the date of the eligible offer; and

- (d) includes an undertaking, and an explanation of the way in which, the issuer who has a registered office in this jurisdiction will, during the period in which an eligible employee may acquire the shares, within a reasonable period of the employee requesting, make available to the employee:
  - (i) the current market price (or, where that price is denominated in a foreign currency, the Australian dollar equivalent of that price) of the shares to which the performance rights relate; and
  - (ii) where sub-subparagraph (c)(ii) or (iii) applies, the information referred to in that subparagraph as updated to that date.”; and
- (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 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:
    - (i) 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;

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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 Palo Alto Networks, Inc. 2012 Equity Incentive Plan (*Plan*) and on substantially the same terms as the rules of the Plan and the Australian Supplement (under which the performance rights are referred to as Restricted Stock Units), the terms of which are substantially in the same form as those provided to ASIC on 16 September 2013; and
- (d) *issuer* means Palo Alto Networks, Inc., a foreign company incorporated under the laws of the State of Delaware, United States of America and any related body corporate.

Dated this 4<sup>th</sup> day of October 2013



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



13-1247

**ASIC**

Australian Securities &amp; Investments Commission

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

**Notice of Cancellation of an Australian Financial Services Licence**

**TO:** Redleaf Capital Pty Limited  
ACN 092 753 252 ("the Licensee")  
AMP Centre  
Level 35, 50 Bridge Street  
Sydney NSW 2000

Pursuant to section 915B of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Licence Number 225102 held by the Licensee with effect from the date on which this notice is given to the Licensee.

Dated this 08<sup>th</sup> October 2013.

Signed .....

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

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

13-1252

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

**Enabling legislation**

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

**Title**

2. This instrument is ASIC Instrument 13-1252.

**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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- (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 employee” in paragraph 8 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:

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- (i) the definition of an “eligible employee” in paragraph 8 of the Interpretation were to read:

“8. “eligible employee” means, in relation to an issuer, a person who is at the time of an offer under an employee share scheme:

- (a) a full or part-time employee of the issuer; or
- (b) a director of the issuer who holds a salaried employment or office in the issuer; or
- (c) a contractor which is an individual that has:
  - (i) performed work for the issuer for more than 12 months; and
  - (ii) received 80% or more of their income in the preceding year from the issuer;”;

- (ii) 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;”;

- (iii) 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
  - (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; or
- (b) by a corporation all of whose members are:
  - (i) 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;”;

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- (iv) in the definition of an “offer document” in paragraph 15 of the Interpretation, subparagraphs (c) and (d) were to read:

“(c) specifies in respect of the performance rights or the shares to which the performance rights relate:

- (i) the acquisition price in Australian dollars;
- (ii) where the acquisition price is specified in a foreign currency, the Australian dollar equivalent of that price at the date of the eligible offer; or
- (iii) where the acquisition price is to be worked out in the future under a formula, the Australian dollar or Australian dollar equivalent of that price were the formula applied at the date of the eligible offer; and

- (d) includes an undertaking, and an explanation of the way in which, the issuer who has a registered office in this jurisdiction will, during the period in which an eligible employee may acquire the shares, within a reasonable period of the employee requesting, make available to the employee:

- (i) the current market price (or, where that price is denominated in a foreign currency, the Australian dollar equivalent of that price) of the shares to which the performance rights relate; and
- (ii) where sub-subparagraph (c)(ii) or (iii) applies, the information referred to in that subparagraph as updated to that date.”; and

- (v) 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 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:
    - (i) 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

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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

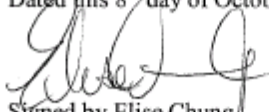
10. In this instrument:

- (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 an arrangement known as the VMWare, Inc. Amended and Restated 2007 Equity and Incentive Plan (under which the performance rights are referred to as restricted stock units), the Australian Offer Document, the Restricted Stock Unit Award Agreement and the US Plan Prospectus, the terms of which are substantially the same as those provided to ASIC on 27 August 2013; and
- (d) **issuer** means VMWare, Inc., a company incorporated under the laws of the State of Delaware, United States of America and any related body corporate.



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Dated this 8<sup>th</sup> day of October 2013



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

13-1253

**Australian Securities and Investments Commission  
Corporations Act 2001 – Paragraph 926A(2)(c) – Declaration**

**Enabling legislation**

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

**Title**

2. This instrument is ASIC Instrument 13-1253.

**Commencement**

3. This instrument commences on 1 July 2014.

**Declaration**

4. Part 7.6 (other than Divisions 4 and 8) of the Act applies in relation to Holiday Club Points Ltd ACN 090 475 719 as if notional section 912AA of the Act (as inserted by ASIC Class Order [CO 13/760] *Financial requirements for responsible entities and operators of investor directed portfolio services*) were modified or varied by, in subsection (11), in the definition of *special custody assets*, after paragraph (g) inserting:

“(ga) interests in real property to which a time-sharing scheme relates; and

(gb) interests in a time-sharing scheme that is either:

- (i) a registered scheme; or
- (ii) a scheme covered by an exemption from section 601ED specified by ASIC in writing and published in the Gazette; and”.

**Where this instrument applies**

5. This instrument applies where the licensee holds the special custody asset in its capacity as the responsible entity of a time-sharing scheme.

Dated this 9<sup>th</sup> day of October 2013



Signed by Dea Tjahjana  
as a delegate of the Australian Securities and Investments Commission.

13-1254

**Australian Securities and Investments Commission  
Corporations Act 2001 – Paragraph 926A(2)(c) – Declaration**

**Enabling legislation**

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

**Title**

2. This instrument is ASIC Instrument 13-1254.

**Commencement**

3. This instrument commences on 1 July 2014.

**Declaration**

4. Part 7.6 (other than Divisions 4 and 8) of the Act applies in relation to Classic Clubs Ltd ACN 104 824 964 as if notional section 912AA of the Act (as inserted by ASIC Class Order [CO 13/760] *Financial requirements for responsible entities and operators of investor directed portfolio services*) were modified or varied by, in subsection (11), in the definition of *special custody assets*, after paragraph (g) inserting:

“(ga) interests in real property to which a time-sharing scheme relates; and

(gb) interests in a time-sharing scheme that is either:

- (i) a registered scheme; or
- (ii) a scheme covered by an exemption from section 601ED specified by ASIC in writing and published in the Gazette; and”.

**Where this instrument applies**

5. This instrument applies where the licensee holds the special custody asset in its capacity as the responsible entity of a time-sharing scheme.

Dated this 9<sup>th</sup> day of October 2013



Signed by Dea Tjahjana  
as a delegate of the Australian Securities and Investments Commission.

13-1255

**Australian Securities and Investments Commission  
Corporations Act 2001 – Paragraph 1020F(1)(c) – Declaration**

**Enabling legislation**

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

**Title**

2. This instrument is ASIC Instrument 13-1255.

**Commencement**

3. This instrument commences on 9 October 2013.

**Declaration**

4. Part 7.9 of the Act applies to Rural Funds Management Limited ACN 077 492 838 in its capacity as the responsible entity of RFM RiverBank ARSN 112 951 578 (**RBK**), RFM Chicken Income Fund ARSN 105 754 461 (**CIF**) and RFM Australian Wine Fund ARSN 099 573 485 (**AWF**), as if in section 1015C where modified or varied by inserting after subsection (5):

"(6) For the purpose of subparagraph (1)(a)(ii) and for the avoidance of doubt, where a Statement is in or accompanies a notice of meeting of members of a company or registered scheme or an explanatory statement that includes resolutions to be voted on by members of a registered scheme, each member of the company or scheme is taken to have nominated the address shown in the register of members maintained by the company or responsible entity of the scheme under Chapter 2C."


**Where this instrument applies**

5. RFML sends a Product Disclosure Statement (PDS) to members of RBK, CIF and AWF that is substantially in the same form as that provided to ASIC by McCullough Robertson on or about 24 September 2013 which is issued by RFML.
6. RFML sends an Explanatory Memorandum and Independent Expert's Report to members of CIF, AWF and RBK that is substantially in the same form as that provided to ASIC by McCullough Robertson on or about 8 October 2013 which is issued by RFML and which sets out information about a proposal where:
  - a. the members of CIF and AWF will become members of RBK;
  - b. RBK will be renamed the Rural Funds Group and will list in the ASX Limited ACN 008 624 691; and

## 13-1255

- c. The operational assets of CIF will be separated into RFM Poultry ARSN 164 851 284 which will list on the National Stock Exchange of Australia Limited ACN 008 624 691.
7. All notices of meetings or resolutions referred to in the Explanatory Memorandum are included in or accompanied by a copy of the PDS and are given to members of RBK, CIF and AWF by sending the notices of meetings or resolutions (as applicable) and the PDS to the address of the member shown in the register of members of RBK, CIF and AWF (as applicable).

**Dated this 9<sup>th</sup> day of October 2013**



.....  
**Signed by Tony Tran**

**as a delegate of the Australian Securities and Investments Commission**

13-1256

**Australian Securities and Investments Commission  
Corporations Act 2001 – Paragraph 1020F(1)(a) – Exemption**

**Enabling legislation**

1. The Australian Securities and Investments Commission (**ASIC**) makes this instrument under paragraph 1020F(1)(a) of the *Corporations Act 2001 (Act)*

**Title**

2. This instrument is ASIC Instrument 13-1256.

**Commencement**

3. This instrument commences on 9 October 2013.

**Exemption**

4. ASIC exempts Rural Funds Management Limited ACN 077 492 838 (**RFML**) in its capacity as the responsible entity of RFM RiverBank ARSN 112 951 578 (**RBK**), RFM Chicken Income Fund ARSN 105 754 461 (**CIF**) and RFM Australian Wine Fund ARSN 099 573 485 (**AWF**) from subsection 1016A(2) of the Act.

**Where this instrument applies**

5. The restructure where:
  - a. The members of CIF and AWF will become members of RBK;
  - b. RBK will be renamed the Rural Funds Group and will list on the ASX Limited ACN 008 624 691; and
  - c. The operational assets of CIF will be separated into RFM Poultry ARSN 164 851 218 which will list on the National Stock Exchange of Australia Limited ACN 008 624 691.

**(Restructure)** on terms and conditions as disclosed in the Explanatory Memorandum and Independent Expert's Report that is substantially in the same form as that provided to ASIC by McCullough Robertson on or about 8 October 2013 which is issued by RFML.

6. RFML sends a Product Disclosure Statement that contains information about 24 September 2013, together with the Explanatory Memorandum, to members of CIF, AWF and RBK that is substantially in the same form as that provided to ASIC by McCullough Robertson on or about 24 September 2013 which is issued by RFML.

13-1256

Dated this 9<sup>th</sup> day of October 2013



.....  
Signed by Tony Tran  
as a delegate of the Australian Securities and Investments Commission

13-1257

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

**Enabling Legislation**

1. The Australian Securities and Investments Commission (*ASIC*) makes this instrument under subsection 601QA(1) of the *Corporations Act 2001 (Act)*.

**Title**

2. This instrument is ASIC Instrument [13-1257].

**Commencement**

3. This instrument commences on execution.

**Declaration**

4. Chapter 5C of the Act applies to Fife Capital Funds Limited ACN 130 077 735 (*Responsible Entity*) as responsible entity of Australian Industrial REIT ARSN 165 351 301 (*Trust*) as follows:
  - (a) Part 5C.6 is deleted; and
  - (b) the words "if the right may be exercised while the scheme is liquid (as defined in section 601KA) –" in paragraph 601GA(4)(b) are deleted;
  - (c) "; and" is deleted and "." in paragraph 601GA(4)(b) is substituted; and
  - (d) paragraph 601GA(4)(c) is deleted.

**Exemption**

5. The Responsible Entity in its capacity as responsible entity for the Trust does not have to comply with paragraph 601FC(1)(d) of the Act, to the extent that it requires the Responsible Entity to treat members who hold interests of the same class equally.

**Where this instrument applies**

6. This instrument applies in relation to a withdrawal, and any provision of the Trust constitution that relates to such withdrawal, where:
  - (a) the Responsible Entity is acting in accordance with a provision of the constitution of the Trust in relation to the withdrawal;
  - (b) the withdrawal relates only to interests in the Trust held by The Trust Company Limited ACN 004 027 749 as custodian for the Terra Australis Property Fund; and



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- (c) the Responsible Entity discloses the full particulars of the withdrawal and how it may treat members of the same class differently as permitted by this instrument in a Product Disclosure Statement lodged with ASIC on or around 2 October 2013.

Dated 9 October 2013



Signed by Sean Polivnick  
as a delegate of the Australian Securities and Investments Commission

13-1258

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

**Enabling Legislation**

1. The Australian Securities and Investments Commission makes this instrument under paragraph 601QA(1)(b) of the *Corporations Act 2001 (Act)*.

**Title**

2. This instrument is ASIC Instrument [13-1258].

**Commencement**

3. This instrument commences on execution.

**Declaration**

4. Chapter 5C of the Act applies to Fife Capital Funds Limited ACN 130 077 735 (*Responsible Entity*) as responsible entity of Australian Industrial REIT ARSN 165 351 301 (*Trust*) as if, in paragraph 601GC(1)(a), “special resolution of the members of the scheme” were deleted and “each member of the scheme providing their written consent to the modification, or repeal and replacement” were substituted.

**Where this instrument applies**

5. The only member of the Trust is The Trust Company Limited ACN 004 027 749 as custodian for the Terra Australis Property Fund; and
6. The Responsible Entity provides each member of the Trust with information that the Responsible Entity reasonably expects to be material to each member in deciding whether to consent to the modification, or repeal and replacement.

Dated 9 October 2013



Signed by Sean Polivnick  
as a delegate of the Australian Securities and Investments Commission

13-1259

**NOTICE UNDER SECTION 915F OF THE CORPORATIONS ACT 2001**

Notice is given under section 915F of the Corporations Act 2001 that the Australian Securities and Investments Commission has taken the action set out in the Notice below, which action took effect on 3 October 2013.

**AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION –  
Section 915B and 915H****NOTICE OF CANCELLATION OF AUSTRALIAN FINANCIAL SERVICES  
LICENCE**

To: Benchmark Holdings Pty Ltd  
Unit 2, 42 Dellamarta Road  
WANGARA WA 6065

Under to paragraph 915B(3) of the *Corporations Act 2001* (the Act), the Australian Securities and Investments Commission (ASIC) hereby cancels Australian financial services licence number 240875 held by Benchmark Holdings Pty Limited ACN 009 294 991.

Dated this 30<sup>th</sup> day of September 2013.

Signed: .....



GAI DI BARTOLOMEO  
Delegate of the  
Australian Securities and Investments Commission.

13-1260

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

**Enabling legislation**

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

**Title**

2. This instrument is ASIC Instrument [13-1260].

**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;

## 13-1260

- (c) dealing in a financial product in the course of providing a custodial or depository service covered by paragraph (b);
  - (d) issuing a financial product under an eligible incentive plan offer covered by paragraph 4 of this instrument; 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 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 the definition of an “eligible offer” in paragraph 9 of the Interpretation was to read:

## 13-1260

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

- (c) would meet the requirements of the class order if, in the Interpretation, the following definition was 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
- (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; or

- (b) by a corporation all of whose members are:

- (i) 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;”;

- (d) would meet the requirements of the class order if, in the definition of an “offer document” in paragraph 15 of the Interpretation, subparagraphs (c) and (d) were to read:

“(c) specifies in respect of the performance rights or the shares to which the performance rights relate:

- (i) the conditions which must be satisfied before an eligible employee who has selected to participate in the employee shares scheme will be issued shares;
- (ii) how the number of shares in subparagraph (c)(i) will be determined; and
- (iii) that the rights will be offered and issued for no monetary consideration; 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

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which an eligible employee may acquire the shares, within a reasonable period of the employee requesting, make available to the employee:

- (i) the current market price (or, where that price is denominated in a foreign currency, the Australian dollar equivalent of that price) of the shares to which the performance rights relate; and
- (d) would meet the requirements of the class order if, in the Interpretation, the following definition was inserted:

“16A. “performance right” means a conditional right:

- (a) to be issued a fully-paid ordinary share in the capital of the issuer; and
- (b) subject to the terms of the relevant offer, 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;
  - (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:
    - (i) the number of shares in the same class which would be issued were every other outstanding offer with respect to shares, units of shares and options to acquire unissued shares and performance rights under every other employee share scheme 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:

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

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

#### Interpretation

In this instrument:

- (a) unless a contrary intention appears, a word and phrase used in this instrument has the same meaning as it has in the class order;
- (b) *Australian Supplement* means the RSU Award Agreement (including any appendices thereto), the Performance-Based Restricted Stock Unit Award Agreement (including any appendices thereto), the Australian Addendum, the Australian offer document applicable to restricted stock units and the Australian offer document applicable to performance-based restricted stock units;
- (c) *class order* means ASIC Class Order [CO 03/184] as in force on the date of this instrument and as amended from time to time by a disallowable legislative instrument within the meaning of the *Legislative Instruments Act 2003*;
- (d) *eligible incentive plan offer* means an offer for the issue or sale of performance rights in relation to shares in the issuer, made under an arrangement known as the Symantec Corporation 2004 Equity Incentive Plan (under which the performance rights are referred to as restricted stock units or performance-based restricted stock units) and the Australian Supplement, the terms of which are substantially in the same form as those provided to ASIC on 16 September 2013; and
- (e) *issuer* means Symantec Corporation, a foreign company incorporated under the laws of the State of Delaware, United States of America, and any related body corporate.

Dated this 9<sup>th</sup> day of October 2013



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





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**ASIC**

Australian Securities &amp; Investments Commission

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

**Notice of Suspension of an Australian Financial Services Licence**

**TO:** Investec Securities (Australia) Pty Ltd  
ABN 77 140 381 184 ("the Licensee")  
'The Chifley Tower' Level 23  
2 Chifley Square SYDNEY NSW 2000

Pursuant to section 915B(3)(d) of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby suspends Licence Number 342737 held by the Licensee until 31 October 2013.

Dated this 9 October 2013

Signed  .....

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

13-1270

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

**Enabling legislation**

1. 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*).

**Title**

2. This instrument is ASIC Instrument [13/1270].

**Commencement**

3. This instrument commences on gazettal.

**Exemption**

4. ASIC exempts the go card facility from the following provisions of the Act:
  - a. Subsections 911A(1) and 911B(1);
  - b. Section 992A; and
  - c. Part 7.9.

**Where exemption applies**

5. The exemption in paragraph 4 applies where:
  - a. a person provides a financial service in relation to the go card facility; and
  - b. TransLink is the Crown in right of the State of Queensland.

**Interpretation**

6. In this instrument:

*go card facility* means a facility through which, or through the acquisition of which a person makes non-cash payments that is:

- a. issued by TransLink, a division within the Queensland Department of Transport and Main Roads; and
- b. substantially as described in the letters signed by Matthew Longland of TransLink to ASIC dated 19 November 2012, Stephen Banaghan of TransLink to ASIC dated 5 April 2013 and Steven Klimt of Clayton Utz to ASIC dated 9 July 2013 and the email from Steven Klimt of Clayton Utz to ASIC on 6 August 2013 at 3:02pm; and
- c. referred to in those letters as "the Card" or the "Cards".

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Dated this 10<sup>th</sup> day of October 2013

A handwritten signature in black ink, appearing to read 'G. Allan', written in a cursive style.

Signed by Gemma Allan

As a delegate of the Australian Securities and Investments Commission

13-1271

## AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

PART 9.4AA OF THE CORPORATIONS ACT  
INFRINGEMENT NOTICE

**To:** Central Asia Resources Limited  
Barrington House  
311-313 Hay Street  
SUBIACO WA 6008

**TAKE NOTICE:** The Australian Securities and Investments Commission (ASIC) hereby issues an Infringement Notice to Central Asia Resources Limited ACN 113 816 158 (CVR) pursuant to s1317DAC(1) of the *Corporations Act 2001* (the Act).

This Infringement Notice requires CVR to pay a penalty to ASIC, on behalf of the Commonwealth, in the sum of \$33,000 (the Penalty).

This Infringement Notice is issued on 19 September 2013.

**DETAILS OF THE ALLEGED CONTRAVENTION****The Facts**

CVR is a gold explorer and producer with projects in Kazakhstan, Central Asia.

Announcements by CVR to ASX Limited (ASX) between 10 August 2012 and 1 November 2012 indicated that CVR was producing approximately 1,000 ounces of gold per month at Dalabai.

By 24 December 2012, CVR was aware that the gold equivalent production figures at CVR's Dalabai operations for August 2012, September 2012 and October 2012 were:

Aug 2012	515 oz (gold 476 oz and silver 2,175 oz)
Sep 2012	284 oz (gold 264 oz and silver 1,064 oz)
Oct 2012	160 oz (gold 149 oz and silver 595 oz)

(the Information).

CVR told ASX the Information on 30 April 2013.

**The Contravention**

This Infringement Notice has been issued because ASIC has reasonable grounds to believe that CVR contravened s674(2) of the Act between 24 December 2012 and 30 April 2013 in that:

- (a) CVR is an entity to which s674(2) of the Act applies.
- (b) By 24 December 2012, CVR was aware of the Information.

- (c) The Information was information that a reasonable person would expect, if it were generally available, to have a material effect on the price or value of securities of CVR because information that the gold production was significantly below previously stated figures is information which would, or would be likely to, influence persons who commonly invest in securities in deciding whether to acquire or dispose of CVR shares.
- (d) ASX Listing Rule 3.1 required CVR to tell ASX of the Information from 24 December 2012.
- (e) ASX Listing Rule 3.1A (the exception to ASX Listing Rule 3.1) did not apply to the Information because:
  - (i) a reasonable person would have expected the Information to be disclosed to ASX;
  - (ii) the Information was not confidential; and
  - (iii) none of the matters listed in Listing Rule 3.1.A3 applied to the Information.
- (f) Between 24 December 2012 and 6.27 pm (EDST) on 30 April 2013 the Information was not generally available.

**Compliance with the Infringement Notice**

CVR may choose to comply with this Infringement Notice by paying the Penalty within the compliance period.

The compliance period for this Infringement Notice begins on 20 September 2013 and expires on 18 October 2013: s1317DAH(1) of the Act. ASIC may extend the compliance period for this Infringement Notice once, by up to 28 days: s1317DAH(3) of the Act. If this occurs ASIC will notify CVR in writing.

**Effect of issue and compliance with the Infringement Notice**

The issue of this Infringement Notice, and subsequent compliance with it, is not an admission of liability by CVR and cannot be regarded as a finding that CVR has contravened s674(2) of the Act for any other purpose: s1317DAF(4) of the Act.

ASIC cannot take civil or criminal proceedings against CVR for the alleged contravention specified in this Infringement Notice, either during the compliance period or after the Infringement Notice is complied with: s1317DAF(5) of the Act. However, certain proceedings may be commenced or continued against CVR by third parties or by ASIC on behalf of third parties: s1317DAF(6) of the Act.

**Effect of failure to comply with the Infringement Notice**

ASIC cannot enforce compliance with this Infringement Notice: s1317DAF of the Act. However, if this Infringement Notice is not withdrawn in accordance with s1317DAI of the Act, it is open to ASIC to take the following action against CVR:

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- (a) ASIC may begin civil penalty proceedings against the entity under Part 9.4B of the Act seeking a declaration that CVR breached the provision specified in this Infringement Notice and a pecuniary penalty order. The size of the pecuniary penalty is not limited to the amount specified in the Infringement Notice. The Court may under Part 9.4B impose a maximum penalty in relation to the alleged contravention of up to \$1 million;
- (b) ASIC may (if applicable) begin proceedings under s1324B of the Act seeking an order that specified information be disclosed in the manner required by this Infringement Notice;
- (c) ASIC may (if applicable) make an order under s91 of the *Australian Securities and Investments Commission Act* (the ASIC Act) for recovery of expenses of its investigation into the breach specified in this Infringement Notice. ASIC can also bring proceedings to enforce that order; and
- (d) ASIC can make a determination under ss708A(2), 713(6), 1012DA(2) or 1013FA(3) of the Act, or accept an enforceable undertaking under s93AA of the ASIC Act and bring proceedings to enforce the undertaking: s1317DAG of the Act.

Certain other proceedings may also be commenced or continued against CVR by third parties or by ASIC on behalf of third parties: s1317DAG(4) of the Act.

#### **Withdrawal of infringement notice**

ASIC may withdraw this Infringement Notice at any time prior to compliance if it considers it appropriate to do so. If this Infringement Notice is withdrawn, any enforcement action may be taken by ASIC against CVR, including:

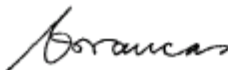
- (a) civil proceedings under Part 9.4B of the Act; or
- (b) a prosecution for an offence based on the provision specified in the notice.

CVR may seek the withdrawal of this Infringement Notice by making a written representation to ASIC: s1317DAI(1) of the Act. Material provided to ASIC in such a representation is not admissible in evidence in proceedings against CVR or a representative of the company: s1317DAI(2) of the Act.

#### **Publication**

If CVR complies with this Infringement Notice ASIC may publish details of CVR's compliance in the manner set out in s1317DAJ(2) or (3) of the Act: s1317DAJ(1) of the Act.

The provisions contained in Part 9.4AA of the Act are attached hereto as Annexure 1.



**Cassandra Francas**  
Delegate  
Australian Securities and Investments Commission

## ANNEXURE 1

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**Part 9.4AA—Infringement notices for alleged  
contraventions of continuous disclosure provisions****1317DAA Definitions**

(1) In this Part:

*compensation proceedings* means:

- (a) proceedings under section 1317HA; and
- (b) proceedings under section 12GF of the ASIC Act in relation to a contravention of section 12DA of that Act; and
- (c) any other proceedings by a person for compensation for loss or damage suffered by the person.

*compliance period* for an infringement notice has the meaning affected by section 1317DAH.*contravention proceedings* means proceedings under section 1101B by a person referred to in paragraph 1101B(1)(b) or (d).*enforcement proceedings* means proceedings under section 793C by a person referred to in paragraph 793C(1)(b), (c) or (d).*infringement notice* means an infringement notice issued under section 1317DAC.*penalty and disclosure proceedings* means the proceedings referred to in column 3 of the table in subsection 1317DAG(2).*public interest proceedings* means proceedings under section 50 of the ASIC Act.

(2) For the purposes of applying this Part to a disclosing entity that is an undertaking to which interests in a registered scheme relate:

- (a) references to the disclosing entity are taken to be references to the responsible entity for the registered scheme; and
- (b) references to a financial report for a financial year being lodged by a disclosing entity are taken to be references to such a report being lodged by the responsible entity in relation to the scheme; and
- (c) references to securities of a disclosing entity are taken to be references to interests in the registered scheme; and
- (d) references to a disclosing entity being convicted of an offence based on subsection 674(2) or 675(2) are taken to be references to the responsible entity being convicted of such an offence in relation to the registered scheme; and
- (e) references to a civil penalty order under Part 9.4B being made against a disclosing entity in relation to a contravention of subsection 674(2) or 675(2) are taken to be references to such an order being made against the responsible entity in relation to the registered scheme; and
- (f) references to a disclosing entity having breached an enforceable undertaking given to ASIC under section 93AA of the ASIC Act in relation to the requirements of subsection 674(2) or 675(2) are taken to be

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references to the responsible entity having breached such an undertaking given in relation to the registered scheme.

**1317DAB Purpose and effect of this Part**

- (1) The purpose of this Part is to provide for the issue of an infringement notice to a disclosing entity for an alleged contravention of subsection 674(2) or 675(2) as an alternative to proceedings for civil penalties under Part 9.4B.
- (2) This Part does not:
  - (a) require an infringement notice to be issued to the disclosing entity for the alleged contravention of subsection 674(2) or 675(2); or
  - (b) affect the liability of the disclosing entity to civil or criminal proceedings in relation to the alleged contravention of subsection 674(2) or 675(2) if:
    - (i) an infringement notice is not issued to the disclosing entity for the alleged contravention; or
    - (ii) an infringement notice issued to the disclosing entity for the alleged contravention is withdrawn under section 1317DAI; or
  - (c) prevent a Court from imposing a higher penalty than the penalty specified in the infringement notice if the disclosing entity does not comply with the infringement notice.

**1317DAC Issue of infringement notice***Issue of infringement notice*

- (1) Subject to section 1317DAD, if ASIC has reasonable grounds to believe that a disclosing entity has contravened subsection 674(2) or 675(2), ASIC may issue an infringement notice to the disclosing entity.
- (2) ASIC issues the infringement notice to the disclosing entity by serving it on the disclosing entity.
- (3) ASIC must not issue more than one infringement notice to the disclosing entity for the same alleged contravention of subsection 674(2) or 675(2).

*ASIC must have regard to certain matters*

- (4) In determining whether to issue an infringement notice to a listed disclosing entity for an alleged contravention of subsection 674(2), ASIC must have regard to:
  - (a) any guidelines issued by the relevant market operator for the listed disclosing entity that relate to the provisions of the listing rules referred to in subsection 674(1); and
  - (b) any other relevant matter.

*Infringement notice does not have effect*

- (5) The infringement notice does not have any effect if the infringement notice:
  - (a) is issued more than 12 months after the day on which the contravention of subsection 674(2) or 675(2) is alleged to have occurred; or
  - (b) relates to more than one alleged contravention of subsection 674(2) or 675(2) by the disclosing entity.



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**1317DAD Statement of reasons must be given***Statement of reasons*

- (1) Before issuing the infringement notice, ASIC must:
  - (a) give the disclosing entity a written statement that sets out ASIC's reasons for believing that the disclosing entity has contravened subsection 674(2) or 675(2); and
  - (b) give a representative of the disclosing entity an opportunity to:
    - (i) appear at a private hearing before ASIC; and
    - (ii) give evidence to ASIC; and
    - (iii) make submissions to ASIC;in relation to the alleged contravention of subsection 674(2) or 675(2).
- (2) If the disclosing entity is a listed disclosing entity, ASIC must consult with the relevant market operator for the disclosing entity before giving the disclosing entity the statement under this subsection.
- (3) ASIC does not need to consult the relevant market operator under subsection (2) if:
  - (a) the disclosing entity is the relevant market operator; or
  - (b) the disclosing entity conducts a business in competition with a business conducted by the relevant market operator.

*Limit on the use of evidence or information given to ASIC*

- (4) Evidence or information that a representative of the disclosing entity gives ASIC under paragraph (1)(b) in relation to the alleged contravention of subsection 674(2) or 675(2) is:
  - (a) not admissible in evidence against the disclosing entity in any proceedings; and
  - (b) not admissible in evidence against a representative of the disclosing entity in any proceedings (other than proceedings for an offence based on the evidence or information given being false or misleading).

**1317DAE Matters to be included in infringement notice**

- (1) The infringement notice:
  - (a) must state the day on which it is issued; and
  - (b) must state the name and address of the disclosing entity to whom it is issued; and
  - (c) must state that it is being issued by ASIC; and
  - (d) must state that ASIC may publish details of the disclosing entity's compliance with the infringement notice under section 1317DAJ if the disclosing entity complies with the notice; and
  - (e) must give details of the alleged contravention by the disclosing entity, including:
    - (i) the date of the alleged contravention; and
    - (ii) the particular provision that was contravened; and
  - (f) must state the maximum pecuniary penalty that a Court could impose under Part 9.4B in relation to the alleged contravention; and
  - (g) must specify the penalty that is payable in relation to the alleged contravention; and

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- (h) must state that the penalty is payable to ASIC on behalf of the Commonwealth; and
  - (i) if it is alleged that the disclosing entity contravened subsection 674(2)—may specify information that the disclosing entity must notify to the relevant market operator in accordance with the provisions of the listing rules referred to in subsection 674(1); and
  - (j) if it is alleged that the disclosing entity contravened subsection 675(2)—may require the disclosing entity to lodge a document with ASIC that contains specified information; and
  - (k) must explain the effect of sections 1317DAF, 1317DAG and 1317DAH; and
  - (l) must state that the disclosing entity may make written representations to ASIC seeking the withdrawal of the infringement notice; and
  - (m) must contain any other matters that are prescribed in the regulations.
- (2) Subject to subsection (3), the penalty specified in the infringement notice under paragraph (1)(g) for an alleged contravention of subsection 674(2) is:
- (a) \$100,000 if the disclosing entity is a Tier 1 entity; or
  - (b) \$66,000 if the disclosing entity is a Tier 2 entity; or
  - (c) \$33,000 if the disclosing entity is a Tier 3 entity.
- (3) The penalty specified in the infringement notice under paragraph (1)(g) for an alleged contravention of subsection 674(2) is:
- (a) \$100,000 if the disclosing entity is a Tier 2 entity; or
  - (b) \$66,000 if the disclosing entity is a Tier 3 entity;
- if:
- (c) the disclosing entity has at any time been convicted of an offence based on subsection 674(2) or 675(2); or
  - (d) a civil penalty order under Part 9.4B has at any time been made against the disclosing entity in relation to a contravention of subsection 674(2) or 675(2); or
  - (e) the disclosing entity has at any time breached an enforceable undertaking given to ASIC under section 93AA of the ASIC Act in relation to the requirements of subsection 674(2) or 675(2).
- (4) Subject to subsection (5), the penalty specified in the infringement notice under paragraph (1)(g) for an alleged contravention of subsection 675(2) is \$33,000.
- (5) The penalty specified in the infringement notice under paragraph (1)(g) for an alleged contravention of subsection 675(2) is \$66,000 if:
- (a) the disclosing entity has at any time been convicted of an offence based on subsection 674(2) or 675(2); or
  - (b) a civil penalty order under Part 9.4B has at any time been made against the disclosing entity in relation to a contravention of subsection 674(2) or 675(2); or
  - (c) the disclosing entity has at any time breached an enforceable undertaking given to ASIC under section 93AA of the ASIC Act in relation to the requirements of subsection 674(2) or 675(2).
- (6) For the purposes of this section:
- (a) a disclosing entity is:
    - (i) a **Tier 1 entity** if its market capitalisation on the relevant day exceeds \$1,000 million; and

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- (ii) a **Tier 2 entity** if its market capitalisation on the relevant day exceeds \$100 million but does not exceed \$1,000 million; and
  - (iii) a **Tier 3 entity** if its market capitalisation on the relevant day does not exceed \$100 million or it is not possible to work out its market capitalisation on the relevant day because it has not lodged a financial report with ASIC before the relevant day; and
  - (b) the **relevant day** for an infringement notice is the last day of the financial year in relation to which the latest financial report by the disclosing entity has been lodged with ASIC before the infringement notice is issued.
- (7) This is how to work out a disclosing entity's **market capitalisation** on the relevant day:
- (a) for each class of security of the disclosing entity that is a quoted security:
    - (i) work out the closing price, on the relevant day, for securities in that class on the prescribed financial market on which the securities are quoted; and
    - (ii) multiply that price by the number of securities in that class on issue on the relevant day (as shown in the financial report lodged with ASIC for the period that ends on the relevant day); and
  - (b) add up the amounts obtained under paragraph (a): the result is the disclosing entity's market capitalisation on the relevant day.
- Disregard quoted securities of the disclosing entity that are options.

#### 1317DAF Effect of issue and compliance with infringement notice

##### *Circumstances in which this section applies*

- (1) This section applies if subsection (2) or (3) is satisfied.
- (2) This subsection is satisfied if:
  - (a) the compliance period for the infringement notice has not ended; and
  - (b) the infringement notice is not withdrawn under section 1317DAI; and
  - (c) subsection (3) has not been satisfied.
- (3) This subsection is satisfied if, within the compliance period for the infringement notice, the disclosing entity:
  - (a) pays the penalty specified in the infringement notice; and
  - (b) either:
    - (i) if it is alleged in the infringement notice that the disclosing entity contravened subsection 674(2)—notifies the relevant market operator, in accordance with the provisions of the listing rules referred to in subsection 674(1), of any information specified in the infringement notice; or
    - (ii) if it is alleged in the infringement notice that the disclosing entity contravened subsection 675(2)—lodges any required document with ASIC that contains the information specified in the infringement notice.

Note: If this subsection is satisfied, ASIC must not withdraw the infringement notice, see section 1317DAI.

##### *No contravention etc. by the disclosing entity*

- (4) The disclosing entity is not, by reason only of subsection (3) being satisfied, regarded as:

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- (a) having contravened the provision specified in the infringement notice; or
  - (b) having been convicted of an offence constituted by the same conduct that constituted the alleged contravention of the provision specified in the infringement notice.
- No proceedings may be started etc.*
- (5) Subject to subsection (6), no proceedings (whether criminal or civil) may be started or continued against the disclosing entity in relation to:
    - (a) the alleged contravention of the provision specified in the infringement notice; or
    - (b) an offence constituted by the same conduct that constituted the alleged contravention.
  - (6) Subsection (5) does not apply to the following proceedings:
    - (a) compensation proceedings, contravention proceedings, enforcement proceedings and public interest proceedings that relate to the alleged contravention of the provision specified in the infringement notice;
    - (b) proceedings to enforce the following orders of a Court:
      - (i) an order made in relation to proceedings referred to in paragraph (a);
      - (ii) an order made under subsection 1335(2) in relation to proceedings referred to in paragraph (a) other than public interest proceedings;
    - (c) any other proceedings in respect of a breach of an order referred to in paragraph (b);
    - (d) an appeal to a Court against the following decisions or orders of a Court:
      - (i) a decision or order made in relation to proceedings referred to in paragraph (a);
      - (ii) a decision or order made under subsection 1335(2) in relation to the proceedings referred to in paragraph (a) other than public interest proceedings.
  - (7) To avoid doubt, subsection (5) does not prevent ASIC from:
    - (a) making an order under section 91 of the ASIC Act; or
    - (b) bringing proceedings to enforce the order.

**1317DAG Effect of failure to comply with infringement notice***Circumstances in which this section applies*

- (1) This section applies if an infringement notice issued to a disclosing entity is not withdrawn under section 1317DAI.

*Effect of failure to comply with infringement notice*

- (2) If the disclosing entity fails to do a thing specified in column 2 of the following table within the compliance period for the infringement notice, the disclosing entity is liable to the proceedings specified in column 3 of the following table:

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Effect of failure to comply with infringement notice		
Column 1	Column 2	Column 3
Item	If the disclosing entity fails to:	the disclosing entity is liable to:
1	pay the penalty specified in the infringement notice	proceedings under Part 9.4B for: (a) a declaration of contravention; and (b) a pecuniary penalty order; in relation to the alleged contravention of the provision specified in the infringement notice.
2	notify the relevant market operator, in accordance with the provisions of the listing rules referred to in subsection 674(1), of any information specified in the infringement notice if it is alleged in the infringement notice that the disclosing entity contravened subsection 674(2)	proceedings for an order under section 1324B in relation to the alleged contravention of the provision specified in the infringement notice.
3	lodge any required document with ASIC that contains the information specified in the infringement notice if it is alleged in the infringement notice that the disclosing entity contravened subsection 675(2)	proceedings for an order under section 1324B in relation to the alleged contravention of the provision specified in the infringement notice.

*No other proceedings may be started etc.*

- (3) Subject to subsection (4), no other proceedings (whether criminal or civil) may be started or continued against the disclosing entity in relation to:
- (a) the alleged contravention of the provision specified in the infringement notice; or
  - (b) an offence constituted by the same conduct that constituted the alleged contravention.
- (4) Subsection (3) does not apply to the following proceedings:
- (a) compensation proceedings, contravention proceedings, enforcement proceedings and public interest proceedings that relate to the alleged contravention of the provision specified in the infringement notice;
  - (b) proceedings to enforce the following orders of a Court:
    - (i) an order made in relation to penalty and disclosure proceedings;
    - (ii) an order made in relation to proceedings referred to in paragraph (a);
    - (iii) an order made under subsection 1335(2) in relation to penalty and disclosure proceedings;
    - (iv) an order made under subsection 1335(2) in relation to proceedings referred to in paragraph (a) other than public interest proceedings;
  - (c) any other proceedings in respect of a breach of an order referred to in paragraph (b);
  - (d) an appeal to a Court against the following decisions or orders of a Court:

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- (i) a decision or order made in relation to penalty and disclosure proceedings;
  - (ii) a decision or order made in relation to proceedings referred to in paragraph (a);
  - (iii) a decision or order made under subsection 1335(2) in relation to penalty and disclosure proceedings;
  - (iv) a decision or order made under subsection 1335(2) in relation to proceedings referred to in paragraph (a) other than public interest proceedings.
- (5) To avoid doubt, subsection (3) does not prevent ASIC from:
- (a) making a determination under subsection 708AA(3), 708A(2), 713(6), 1012DAA(3), 1012DA(2) or 1013FA(3) of this Act; or
  - (b) making an order under section 91 of the ASIC Act; or
  - (c) accepting an undertaking under section 93AA of the ASIC Act; or
  - (d) bringing proceedings to enforce the determination, order or undertaking.

**1317DAH Compliance period for infringement notice**

- (1) Subject to this section, the compliance period for an infringement notice is a period of 28 days beginning on the day after the day on which the infringement notice is issued.
- (2) ASIC may extend, by notice in writing, the compliance period for the infringement notice if ASIC is satisfied that it is appropriate to do so.
- (3) Only one extension may be given and the extension must not be for longer than 28 days.
- (4) Notice of the extension must be given to the disclosing entity that was issued with the infringement notice.
- (5) A failure to comply with subsection (4) does not affect the validity of the extension.
- (6) If ASIC extends the compliance period for an infringement notice, a reference in this Act to the compliance period for an infringement notice is taken to be a reference to the compliance period as so extended.

**1317DAI Withdrawal of infringement notice**

*Disclosing entity may seek withdrawal*

- (1) If an infringement notice is issued to a disclosing entity, the disclosing entity may make written representations to ASIC seeking the withdrawal of the infringement notice.
- (2) Evidence or information that a representative of the disclosing entity gives ASIC in the course of making representations under subsection (1) is:
  - (a) not admissible in evidence against the disclosing entity in any proceedings; and
  - (b) not admissible in evidence against a representative of the disclosing entity in any proceedings (other than proceedings for an offence based on the evidence or information given being false or misleading).

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*Withdrawal*

- (3) Subject to subsection (4), ASIC may withdraw the infringement notice (whether or not the disclosing entity has made representations seeking the withdrawal) if ASIC is satisfied that it is appropriate to do so.
- (4) ASIC must not withdraw the infringement notice if subsection 1317DAF(3) is satisfied.

*Withdrawal notice*

- (5) The withdrawal must be made by notice in writing and must be given to the disclosing entity.
- (6) The withdrawal notice must state:
- (a) the name and address of the disclosing entity; and
  - (b) the day on which the infringement notice was issued to the disclosing entity; and
  - (c) that the infringement notice is withdrawn; and
  - (d) that civil proceedings under Part 9.4B may be brought against the disclosing entity for a contravention of the provision specified in the infringement notice; and
  - (e) that a prosecution for an offence based on the provision specified in the infringement notice may be brought against the disclosing entity.

*Refund of penalty*

- (7) If:
- (a) the disclosing entity pays the penalty specified in the infringement notice; and
  - (b) the infringement notice is withdrawn after the disclosing entity pays the penalty;
- ASIC must refund to the disclosing entity an amount equal to the amount paid.

**1317DAJ Publication in relation to infringement notices**

- (1) If:
- (a) ASIC issues an infringement notice to a disclosing entity; and
  - (b) subsection 1317DAF(3) (compliance with the infringement notice) is satisfied;
- ASIC may publish details of the disclosing entity's compliance with the infringement notice under subsection (2) or (3) or under both of those subsections.
- (2) ASIC publishes details of the disclosing entity's compliance with the infringement notice under this subsection if it publishes a copy of the infringement notice in the *Gazette* together with the following statements:
- (a) a statement that the disclosing entity has complied with the infringement notice;
  - (b) a statement that compliance with the notice is not an admission of guilt or liability;
  - (c) a statement that the disclosing entity is not regarded as having contravened the provision specified in the notice.

CVR has complied with the infringement notice by paying the penalty of \$33,000.00 on 9 October 2013. In accordance with subsections 1317DAJ(2)(b) and (c) of the Corporations Act 2001 (Cth), CVR's compliance with the notice is not an admission of guilt or liability and CVR is not regarded as having contravened subsection 674(2) of Corporations Act 2001 (Cth).

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- (3) ASIC publishes details of the disclosing entity's compliance with the infringement notice under this subsection if:
- (a) ASIC issues a statement (whether written or oral) about the disclosing entity's compliance with the infringement notice; and
  - (b) the statement is limited to an accurate summary of the infringement notice including:
    - (i) the name of the disclosing entity; and
    - (ii) the amount of the penalty payable under the notice in relation to the alleged contravention; and
    - (iii) the conduct specified in the notice as the conduct in relation to which the infringement notice was issued;together with the following statements:
    - (iv) a statement that the disclosing entity has complied with the infringement notice;
    - (v) a statement that compliance with the notice is not an admission of guilt or liability;
    - (vi) a statement that the relevant disclosing entity is not regarded as having contravened the provision specified in the notice.
- (4) ASIC must not otherwise publish details of:
- (a) an infringement notice; or
  - (b) a disclosing entity's compliance with an infringement notice.
- Failure to comply with this subsection is not an offence.



CORPORATIONS ACT 2001

Subsection 601CC(4)

ASIC has struck the registered Australian bodies listed below off the register.

Dated this eleventh day of October 2013

Rosanne Bell

DELEGATE OF

THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

**Name of Company**

**ARBN**

THE GNOSTIC MOVEMENT INCORPORATED

096 846 178

CORPORATIONS ACT 2001

Section 601CL(5)

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

Dated this eleventh day of October 2013

Rosanne Bell

DELEGATE OF

THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

**Name of Company**

**ARBN**

ARTIO GLOBAL MANAGEMENT LLC

152 081 519

CANADA LAND LIMITED

065 191 782

COLLECTCORP CORPORATION

125 423 761

RUDOLF GMBH & CO. KG CHEMICAL FACTORY

105 765 044

SAXO BANK A/S

109 605 610

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 eleventh day of October 2013

Rosanne Bell

DELEGATE OF

THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

**Name of Company**

**ARBN**

ASTRO DIGITAL 5 SDN. BHD.  
HAVILA OFFSHORE AS  
SCORE ENERGY LIMITED

141 864 128  
132 448 910  
149 870 860

CORPORATIONS ACT 2001

Subsection 601PA(3)

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

Dated this eleventh day of October 2013

Rosanne Bell

DELEGATE OF

THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

**Name of Scheme**

**ARSN**

GOODMAN SUB-TRUST AUSTRALIA	089 038 175
MLC WHOLESALE INCOMEBUILDER - GEARED	150 845 766
ORACLE DEVELOPMENT PLUS TRUST	152 072 458
ORACLE INVESTMENT PLUS TRUST	133 699 555
RETAIL DIRECT PROPERTY 27 INVESTMENT TRUST	086 216 284
RETAIL DIRECT PROPERTY 27 PROPERTY TRUST	086 216 211
SPECTRUM WHOLESALE ENHANCED INCOME FUND	105 974 454
WHOLESALE PREMIUM INCOME FUND	107 973 071

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 eleventh day of October 2013

Rosanne Bell

DELEGATE OF

THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

Name of Scheme	ARSN
ASIAN EQUITIES KEYSTONE FUND	124 597 673
AUSTRALIAN UNITY INVESTMENTS OFFICE PROPERTY TRUST	102 283 312
AUSTRALIAN UNITY INVESTMENTS PLATYPUS 125 AUSTRALIAN EQUITIES TRUST	126 274 360
AUSTRALIAN UNITY TAMWORTH TRUST	103 267 509
BRIC EQUITIES KEYSTONE FUND	124 597 539
CENTURIA 601 BOURKE STREET FUND	109 286 679
EUROPEAN EQUITIES KEYSTONE FUND	124 597 440
FIDELITY GLOBAL REAL ASSETS FUND	160 557 237
FOOD, FEED, FUEL KEYSTONE FUND	128 612 420
FUSION FUND - IRONBARK GLOBAL DIVERSIFIED ALTERNATIVES FUND	124 091 087
FUSION FUND - MACQUARIE GLOBAL PRIVATE EQUITY SECURITIES FUND	124 091 194
FUSION FUND - MACQUARIE PROPERTY INCOME FUND	124 096 046
FUSION FUND - PM CAPITAL ABSOLUTE PERFORMANCE FUND	113 115 085
FUSION FUND - RUSSELL GLOBAL OPPORTUNITIES FUND	124 090 937
FUSION FUND - UBS AUSTRALIAN SHARE FUND	103 530 525
GOLDMAN SACHS DIVERSIFIED GROWTH FUND	089 913 191
GOLDMAN SACHS DIVERSIFIED GROWTH POOLED FUND	090 047 886
GOLDMAN SACHS DIVERSIFIED GROWTH WHOLESALE FUND	090 046 763
GOLDMAN SACHS GLOBAL FLEX FUND	113 555 838
GOLDMAN SACHS GLOBAL FLEX POOLED FUND	113 555 918
GOLDMAN SACHS GLOBAL HIGH YIELD POOLED FUND	089 911 473
GOLDMAN SACHS HEDGED GLOBAL FLEX FUND	113 555 721
GPF (THAILAND) INVESTMENT FUND	121 201 250
JANUS GLOBAL RESEARCH 130/30 FUND	140 459 052
LSC AUSTRALIAN RESOURCES HI-ALPHA FUND	129 715 199
MOMENTUM ALLWEATHER (A\$) ABSOLUTE RETURN FUND	106 742 410
PERPETUAL SECURED PRIVATE DEBT FUND NO. 2	147 155 093
RUSSELL AUSTRALIAN SELECT HOLDINGS FUND	120 266 917

**Name of Scheme****ARSN**

RUSSELL WORLD BOND FUND

092 808 430

RUSSELL WORLD EQUITY STRATEGIES FUND

092 808 092

2020 ABSOLUTE RETURN FUND

147 097 318

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.

**A.C.N. 145 989 644 PTY LTD** ACN 145 989 644 will change to a public company limited by shares. The new name will be A.C.N. 145 989 644 LTD. ACN 145 989 644.

**BRIDGET BLACK PTY LTD** ACN 122 812 579 will change to a public company limited by shares. The new name will be BRIDGET BLACK LIMITED ACN 122 812 579.

**CYRE FUNDS MANAGEMENT LIMITED** ACN 127 728 394 will change to a proprietary company limited by shares. The new name will be CYRE FUNDS MANAGEMENT PTY LIMITED ACN 127 728 394.

**GOLDCAP RESOURCES PTY LTD** ACN 158 825 855 will change to a public company limited by shares. The new name will be GOLDCAP RESOURCES LIMITED ACN 158 825 855.

**APN DF1 DEVELOPMENTS (QLD) PTY LTD** ACN 010 794 957 will change to a public company limited by shares. The new name will be INDUSTRIA COMPANY NO. 1 LTD ACN 010 794 957.

**COMMUNITY ASSETS LTD** ACN 122 166 107 will change to a proprietary company limited by shares. The new name will be COMMUNITY ASSETS PTY LTD ACN 122 166 107.

**CYRE GROUP OF COMPANIES LIMITED** ACN 112 300 615 will change to a proprietary company limited by shares. The new name will be CYRE GROUP OF COMPANIES PTY LIMITED ACN 112 300 615.