



Commonwealth of Australia



**ASIC**

Australian Securities &  
Investments Commission

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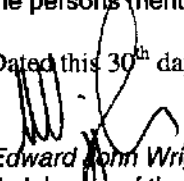
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**Australian Securities and Investments Commission  
Insurance (Agents and Brokers) Act 1984  
Subsection 21(5)**

**Voluntary Cancellation of Registration of General Insurance Broker**

Pursuant to subsection 21(5) of the Insurance (Agents and Brokers) Act 1984 ("the Act"), the Australian Securities and Investments Commission ("the Commission") hereby gives notice that, pursuant to subsection 21(4) of the Act, the Commission cancelled the registration of the persons mentioned in the schedule with effect from the date specified.

Dated this 30<sup>th</sup> day of April 2003

  
Edward John Wrigglesworth  
A delegate of the  
Australian Securities and Investments Commission

**SCHEDULE**

<b>Broker Name</b>	<b>Ref.</b>	<b>Effective Date</b>
IT INSURANCE SERVICES PTY LTD ACN 084997163	20954	15/01/2003
HARRIS FINANCIAL SERVICES PTY LTD ACN 005580683	30561	04/02/2003



ASIC

Australian Securities &amp; Investments Commission

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Australian Securities and Investments Commission  
*Corporations Act 2001*  
Paragraph 1442(2)(a) - Exemption

Pursuant to paragraph 1442(2)(a) of the *Corporations Act 2001* ("the Act"), the Australian Securities and Investments Commission ("ASIC") hereby exempts CGU Insurance Limited ("CGU") ABN 27 004 478 371 from the requirement in subparagraph 1438(5)(a)(i) that a further notice is lodged with ASIC at least 28 days before the date specified in the first notice in the cases specified in Schedule A on the conditions set out in Schedule B, for so long as they are met.

**Schedule A – Cases Exempted**

This exemption applies where:

- (a) CGU has lodged with ASIC a further notice pursuant to paragraph 1438(5)(a) of the Act on 17 April 2003 in relation to the Specific Financial Products; and
- (b) the new date specified in the further notice referred to in paragraph (a) is 30 June 2003.

**Schedule B - Conditions**

1. CGU must comply with the requirements in ASIC Class Order 02/191 and Class Order 02/212.
2. The facts and circumstances of CGU's request for relief are substantially on the terms set out in its letter to ASIC dated 17 April 2003.
3. CGU must notify ASIC in writing within two business days of any variation to the facts and circumstances referred to in its letter to ASIC dated 17 April 2003.

**Interpretation**

For the purposes of this instrument:

"Specific Financial Products" means the following financial products identified in CGU's notice under ASIC Form FS50 lodged with ASIC on 21 March 2003 pursuant to paragraph 1438(3)(b):

- (a) ANZ010 – RIPI (ANZ Residential Investment Property Insurance);

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- (b) ANZ011 – HOME POLICY (ANZ Home Insurance Policy); and
- (c) ANZ012-A5 TRAVEL (ANZ Travel Insurance).

Dated the 17<sup>th</sup> day of April 2003



Signed by Nevein Mikhacii  
as a delegate of the Australian Securities and Investments Commission

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

Pursuant to subsection 741(1)(a) of the Corporations Act 2001 ("the Act") the Australian Securities and Investments Commission exempts the person specified in Schedule A in the case specified in Schedule B from subsection 711(3) of the Act on the conditions set out in Schedule C for so long as they are met.

**Schedule A**

MLC Investments Limited (ABN 30 002 641 661)

**Schedule B**

Where the prospectus has been lodged on or shortly after the date of this instrument, an offer for interests is made under a prospectus for the following funds:

MLC MasterKey Unit Trust

MLC MasterKey Cash Management Trust

**Schedule C**

1. The prospectus must set out:
  - (a) in the case of the last 2 years, any amount that anyone has paid or agreed to pay, or the nature and value of any benefit anyone has given, and
  - (b) in the case of the last 5 years, any material amount that anyone has paid or agreed to pay, or the nature and value of any material benefit anyone has given or agreed to give:
    - (i) to a director, or proposed director, to induce them to become, or to qualify as, a director of the body; and
    - (ii) for services provided by a person referred to in paragraph 2 below in connection with:
      - (A) the formation or promotion of the body; or
      - (B) the offer of the securities; and
    - (iii) if the prospectus is for interests in a managed investment scheme – to the responsible entity:
      - (A) to procure acquisitions of interests in the scheme; or
      - (B) for services provided under the constitution of the scheme.

The prospectus must not merely state that a person has been paid or will be paid normal, usual or standard fees.

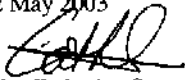
2. Disclosure needs to be made under paragraph 1 above in relation to:
  - (a) any directors and proposed directors of the body;
  - (b) a person named in the prospectus as performing a function in a professional, advisory or other capacity in connection with the preparation or distribution of the prospectus;

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(c) a promoter of the body;

(d) an underwriter (but not a sub-underwriter) to the issue or sale of a financial services licensee named in the prospectus as a financial services licensee involved in the issue or sale.

Dated 2 May 2003



Signed by Catherine So

As a delegate of the Australian Securities and Investments Commission

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**Australian Securities and Investments Commission  
Corporations Act 2001 – Paragraph 825(a)**

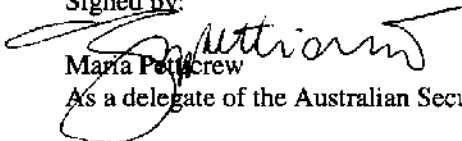
**Order Revoking Licence**

**TO: Hands & Heels Racing Pty Ltd, ACN 083 452 171 ("the Licensee")**  
27 Churchill Grove  
HAWTHORN VIC 3122

Under paragraph 825(a) of the *Corporations Act 2001* (as continued in force by subsection 1432(1) of that Act), the Australian Securities and Investments Commission revokes Licence Number 199261 held by the Licensee with effect from when this order is served on the Licensee.

Dated this 6<sup>th</sup> day of May 2003.

Signed by:



Maria Pettigrew

As a delegate of the Australian Securities and Investments Commission

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**Australian Securities and Investments Commission  
Corporations Act 2001 - Paragraph 601QA(1)(a) - Exemption**

Under paragraph 601QA(1)(a) of the *Corporations Act 2001* ("the Act") the Australian Securities and Investments Commission ("ASIC") hereby exempts the person referred to in Schedule A in respect of the scheme referred to in Schedule B from paragraph 601FC(1)(d) of the Act in the case referred to in Schedule C on the conditions set out in Schedule D and for so long as they are met.

**SCHEDULE A**

Macquarie Financial Products Management Limited ACN 095 135 694 as responsible entity of the Macquarie Nine Film & Television Fund 2003 ARSN 103 578 561 (the "responsible entity").

**SCHEDULE B**

Macquarie Nine Film & Television Fund 2003 (the "scheme").

**SCHEDULE C**

The provision by the responsible entity to various members of the scheme of non-cash rewards as set out in the prospectus lodged with ASIC on 4 March 2003 (the "rewards") where the rewards are provided:

- (a) at a cost to the responsible entity substantially consistent with the estimated costs set out in a letter to ASIC dated 5 May 2003; and
- (b) on a basis of the total value of interests subscribed for by a the member of the scheme, being the basis set out on page 8 of that prospectus.

**SCHEDULE D**

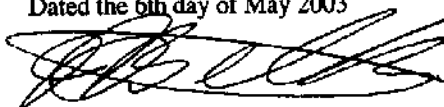
1 The responsible entity must ensure that a statement of:

- (a) the nature of the rewards; and
- (b) the basis upon which the rewards will be given,

is or has been disclosed in the first disclosure document for the scheme, and in any subsequent disclosure document or Product Disclosure Statement required by the Act in relation to the scheme.

2 The responsible entity must ensure that the reward arrangements referred to in Schedule C do not adversely affect any other member of the scheme who is not a party to those reward arrangements.

Dated the 6th day of May 2003



Signed by Philippa Bell  
as a delegate of the Australian Securities and Investments Commission



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**Australian Securities and Investments Commission  
Corporations Act 2001 – Subsection 655A(1) - Declaration**

Pursuant to subsection 655A(1) of the Corporations Act 2001 ("Act") the Australian Securities and Investments Commission ("ASIC") declares that Chapter 6 of the Act applies to the person specified in Schedule A in relation to the securities specified in Schedule B in the case referred to in Schedule C as if paragraph 617(1)(b) of the Act was modified by inserting after the words "subsection 633(2)" the words "or which come to be in the bid class at any time during the period from the date set by the bidder under subsection 633(2) to the end of the offer period".

**Schedule A**

ABC Learning Centres Limited ABN 93 079 736 664 ("Bidder").

**Schedule B**

Fully paid ordinary shares in FutureOne Limited ABN 71 009 221 470 ("Target") issued by the Target pursuant to an Acquisition Agreement ("Shares").

**Schedule C**

A takeover bid by the Bidder for fully paid ordinary shares in the Target in respect of which a bidder's statement and offer document (together "Bidder's Statement") is lodged with ASIC by 10 June 2003, and where:

- (a) the Bidder sends to each Vendor a copy of:
  - (i) the Bidder's Statement;
  - (ii) any supplementary bidder's statement; and
  - (iii) any notice of variation;at the same time that it sends those documents to persons who hold securities in the bid class as at the date set by the Bidder under subsection 633(2) of the Act;
  
- (b) the Bidder sends to each Vendor a copy of:
  - (i) the target's statement; and
  - (ii) any supplementary target's statement;immediately after it receives a copy of such a document from the Target;

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- (c) offers under the bid are not subject to a defeating condition that would operate merely because the Target issues, allots or grants the Shares during the bid period;
- (d) the Bidder's Statement includes the details required by paragraph 636(1)(f) of the Act in respect of any cash consideration offered for the Shares;
- (e) the Bidder's Statement includes particulars, to the extent known to the Bidder after making reasonable enquiries, of any Shares that may come to be in the bid class during the period from the date set by the Bidder under subsection 633(2) of the Act to the end of the offer period as a result of the performance of an Acquisition Agreement, and a statement to the effect that the bid will extend to those Shares.

**Interpretation**

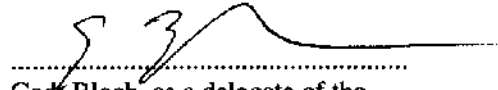
For the purposes of this instrument:

"Acquisition Agreement" means an agreement pursuant to which the Target will acquire one or more childcare businesses, the consideration for which will include an issue or allotment of fully paid ordinary shares in the Target.

"Vendors" means a person who may acquire Shares .

Dated this 6th day of May 2003

Signed

  
.....  
Gadf Bloch, as a delegate of the  
Australian Securities and Investments Commission

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**Australian Securities and Investments Commission  
Corporations Act 2001 – Paragraphs 601QA(1)(a), 911A(2)(l), 992B(1)(a) and  
1020F(1)(a) – Variation and Exemption**

Under paragraphs 601QA(1)(a), 911A(2)(l), 992B(1)(a) and 1020F(1)(a) of the *Corporations Act 2001* ("the Act"), the Australian Securities and Investments Commission ("ASIC") hereby varies ASIC Instrument number 02/1304 dated 6 December 2002 by:

1. Removing the introductory paragraph of the instrument and replacing it with the following:
  - "1. Pursuant to paragraph 601QA(1)(a) of the Corporations Act (Act), the Australian Securities and Investments Commission (ASIC) hereby exempts each person referred to in Schedule A from section 601ED of the Act in the case referred to in Schedule B on the conditions set out in Schedule C.
  2. Under paragraphs 911A(2)(l), 992B(1)(a) and 1020F(1)(a) of the Act ASIC hereby exempts the persons referred to in Schedule A in the case referred to in Schedule B on the conditions set out in Schedule C from:
    - (a) sections 992A, 992AA and 1017F of the Act; and
    - (b) the requirement to hold an Australian financial services licence for the provision of financial services by that person in relation to dealing in interests in a managed investment scheme of the kind and offered on the basis referred to in Schedule B.
  3. Under paragraphs 992B(1)(a) of the Act ASIC hereby exempts a person (other than a person referred to in Schedule A) in the case of an offer to sell an interest in a managed investment scheme referred to in Schedule B and offered on a basis that appears to comply with Schedule C, from sections 992A and 992AA of the Act."
2. Delete the words beginning "other than a person" from the end of Schedule A and replacing those words with the following:
 

" other than a person who is aware that any disclosure statement required to be given to a person under this instrument or any Product Disclosure Statement required to be given to a person under the Act in relation to the scheme was not given or was given but did not comply with this instrument or the Act as the case may be."
3. Delete from sub-paragraph 1.(b)(iv) of Schedule B the words "holds a securities dealers licence or Australian financial services licence" and replace with the words "is an Australian financial services licensee"
4. Delete from sub-paragraph 2.(b)(iv) of Schedule B the words "holds a securities dealers licence or Australian financial services licence" and replace with the words "is an Australian financial services licensee"

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5. Delete from paragraph 2.(a) of Schedule C the words "or invitations"
6. Insert at the beginning of paragraph 2.(b) of Schedule C the words "during the transition period (within the meaning of subsection 1438(8) of the Act"
7. Insert at the beginning of paragraph 2.(c) of Schedule C the words "during the transition period (within the meaning of subsection 1438(8) of the Act"
8. Delete from paragraph 1.(b) of Schedule D the words "or invitation".
9. Delete the word "securities" from item 1 of Schedule D and replace with the word "interests"
10. Delete from paragraph 3.(a) of Schedule D the words "securities licensee or an authorised representative of a securities licensee" and replace with "an Australian financial services licensee or an authorised representative of an Australian financial services licensee"
11. Add the following to the instrument after item 7 (*Definitions*):

**" Interpretation**

In this instrument:

1. "financial services licensee" means:
  - (a) a financial services licensee within the meaning of the Act; and
  - (b) a person who, on 11 March 2002, was the holder of a dealers licence within the meaning of the old Corporations Act (as defined in subsection 1410(1) of the Act), until the earlier of:
    - (i) if ASIC revokes the person's dealer's licence – the date of that revocation; or
    - (ii) 11 March 2004; and
2. "offer" is to be interpreted in accordance with subsection 1010C(2) of the Act."

Dated this 8<sup>th</sup> day of May 2003



Signed by John Joseph Reghenzani  
As a delegate to the Australian Securities and Investments Commission

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**Australian Securities and Investments Commission  
Corporations Act 2001 — Paragraphs 601QA(1)(a), 911A(2)(l), 992B(1)(a) and  
1020F(1)(a) — Exemption**

1. Under paragraph 601QA(1)(a) of the *Corporations Act 2001* ("the Act"), the Australian Securities and Investments Commission ("ASIC") hereby exempts the persons referred to in Schedule A from section 601ED of the Act in the case referred to in Schedule B on the conditions set out in Schedule C.
2. Under paragraphs 911A(2)(l), 992B(1)(a) and 1020F(1)(a) of the Act ASIC hereby exempts the persons referred to in Schedule A in the case referred to in Schedule B on the conditions set out in Schedule C from:
  - (a) sections 992A, 992AA and 1017F of the Act; and
  - (b) the requirement to hold an Australian financial services licence for the provision of financial services by that person in relation to dealing in interests in a managed investment scheme of the kind and offered on the basis referred to in Schedule B.
3. Under paragraphs 992B(1)(a) of the Act ASIC hereby exempts a person (other than a person referred to in Schedule A) in the case of an offer to sell an interest in a managed investment scheme referred to in Schedule B and offered on a basis that appears to comply with Schedule C, from sections 992A and 992AA of the Act.

**SCHEDULE A — WHO IS EXEMPT**

Any person who operates the scheme specified in Schedule B (scheme) including Ridge Real Estate Services Pty Limited (A C N 104 293 263) and the following persons (promoters):

- (a) The Lifestyle Investment Company Pty Limited A C N 095 392 215; and
- (b) any other person offering an interest in the scheme for issue,

other than a person who is aware that any disclosure statement required to be given to a person under this instrument or any Product Disclosure Statement required to be given to a person under the Act in relation to the scheme, was not given or was given but did not comply with this instrument or the Act as the case may be.

**SCHEDULE B — SCHEMES EXEMPTED**

Operating a managed investment 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 Wiseman's Ferry Road, Cattai, New South Wales developed in accordance with development consent D94/581, granted on 24 December 1996 by the Baulkham Hills Shire Council that was given to ASIC on 24 April 2003 and in relation to which on

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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, where:

- (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:
  - (i) 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;
- (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 an Australian 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 each such payment:
    - (A) relates to a period of no more than 3 months; and
    - (B) 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 that period;
- (f) there is no obligation on any person to ensure that other owners of strata units agree to participate in the scheme; and
- (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 Schedule E.

#### SCHEDULE C — CONDITIONS ON OPERATORS AND PROMOTERS

- 1 The operator must ensure that any part of the scheme property held in cash or on deposit with an Australian ADI or another financial institution must be 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;
- 2 Each promoter that is involved in making an offer of interests in the scheme for issue must:

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- (a) not engage in any misleading or deceptive conduct or conduct that is likely to mislead or deceive in connection with those offers;
  - (b) during the transition period (within the meaning of subsection 1438(3) of the Act) ensure that a disclosure statement complying with Schedule D is given to each person to whom an offer is made at or before the making of the offer; and
  - (c) during the transition period (within the meaning of subsection 1438(3) of the Act) ensure that the disclosure statement is signed and dated by the operator or, if the operator is not knowingly concerned in the offer, by a promoter; and
- 3 The operator must comply with the provisions specified in Schedule E which are included in the agreement referred to in paragraph (g) of Schedule B.

#### SCHEDULE D — THE DISCLOSURE STATEMENT

- 1 The disclosure statement must:
- (a) describe the main features of the interests in the scheme;
  - (b) set out the main terms and conditions of the offer; and
  - (c) provide answers to the questions set out in paragraph 2 of this Schedule (the questions need not be set out, and the answers can be provided in any order or format),
- sufficiently to enable a typical investor in those interests to make an informed decision whether to become a member of the scheme, having regard to every matter which is material to such a decision that is known to any person who authorised or caused the issue of the disclosure statement.
- 2 The questions are:
- (a) What is being offered?
    - (i) How are the investor's property rights affected by holding an interest in the scheme?
    - (ii) What key rights will investors have in relation to the use of their strata unit by the operator?
    - (iii) What sort of serviced apartment, hotel, motel or resort complex is being operated under the scheme? How will it be operated?
    - (iv) What are the key terms of any lease, licence or rights that investors are to confer on the operator in relation to the operation of the scheme?

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- (v) Does the operator own or have rights in relation to any property that may adversely affect:
- (A) how the scheme would operate if the operator were changed; or
  - (B) the amount investors are likely to receive for use of their strata unit if the property ceases to be available (for whatever reason),
- and, if so, what are those rights? How could the adverse effect happen?
- (b) What are the risks and returns of the investment?
- (i) How, in general terms, will the operation of the serviced apartment, hotel, motel or resort complex generate returns for investors?
  - (ii) When and how are these returns to be calculated and made available to investors?
  - (iii) Are investors in the scheme guaranteed or promised that they will receive a particular rate of return from the scheme? If so:
    - (A) what are the conditions for receiving the benefits of this guarantee or promise;
    - (B) what (if any) are the circumstances in which the person providing the guarantee or promise may be unable to honour it;
    - (C) what is the financial position of the person giving the guarantee or promise; and
    - (D) on what basis do investors receive returns once the guarantee or promise expires?
  - (iv) If no particular rate of return is guaranteed or promised:
    - (A) is the operator aiming to achieve a particular return;
    - (B) can investors expect any particular return; or
    - (C) are returns from the scheme uncertain?
  - (v) If returns from the scheme may vary from what is aimed for or expected, or are otherwise uncertain, what are the main factors which will affect the level of return? If occupancy rates will affect the returns what are the main factors that will affect occupancy rates?
  - (vi) Do investors have potential liability to pay moneys in relation to the scheme or their ownership of a strata unit in any circumstances? If so, what are these liabilities and what main factors will affect the amount of these



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liabilities? For example, how will any repairs, refurbishment or replacement of any part of the serviced apartment, hotel, motel or resort complex and its furniture and fittings be paid for?

- (vi) Is there a suggested minimum period of time that an investor's investment should remain in the scheme? If so, why is that period of time suggested? What, if any, are the kinds of qualifications on that suggestion?
- (c) What are the fees, charges, expenses and taxes associated with the scheme?
- (i) What fees, charges, expenses or taxes, if any, may be payable by an investor if they join the scheme?
  - (ii) What fees, charges, expenses or taxes, if any, may be payable by an investor if they withdraw from the scheme?
  - (iii) What other fees, charges, expenses or taxes may be deducted from the assets or income of the scheme or otherwise borne by investors?
  - (iv) What general kinds of tax are likely to be payable on an investor's returns on investment in the scheme?
- (d) Who is the operator?
- (i) If the operator signs the disclosure statement, who is it and what are its credentials in operating hotels, motels, resorts or serviced apartment complexes (including details of its principal activities and relevant experience)?
  - (ii) If the operator does not sign the disclosure statement, how, and on what basis, will the operator be selected to undertake the operation of the scheme?
  - (iii) If the operator signs the disclosure statement and the operator is to engage a person to operate the complex on its behalf, what credentials will that person have to operate the hotel, motel, resort or serviced apartment complex?
  - (iv) What are the custodial arrangements for holding the money of the scheme including money held for distribution to members and to meet expenses of the scheme?
- (e) When can investments be withdrawn and transferred?
- (i) When and how can an investor withdraw from the scheme?
  - (ii) Can the interest in the scheme be transferred and, if so, in what circumstances? What legal requirements apply?

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- (f) What information can be obtained?
- (i) How can the entity signing the disclosure statement be contacted?
  - (ii) Is there any particular information available to a prospective or existing investor on request made to that entity? If so, how can that information be obtained?
  - (iii) When and how is the operator to report to an investor in the scheme on the operations of the scheme (including the scheme's performance)?
- 3 The disclosure statement must also include a prominent statement to the effect that a person should consider whether to consult:
- (a) an investment adviser who is either an Australian financial services licensee or an authorised representative of an Australian financial services licensee;
  - (b) a taxation adviser; and
  - (c) a lawyer,

before making a decision to become a member of the scheme and if the disclosure statement is given to a person that does not own and has not agreed to buy a strata unit to which the scheme relates, also before signing any contract to buy a strata unit on the basis that the person will become a member.

#### SCHEDULE E — PROCEDURES FOR TRANSFERRING MANAGEMENT RIGHTS

1. *Transfer of management rights*
- (a) 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.
  - (b) 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.
  - (c) A transfer referred to in paragraphs (a) or (b) 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 paragraph 2(b) unless the body corporate has consented to the transfer.

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2. *Consent of body corporate to new care-taking arrangements*

- (a) If an operator receives a notice under paragraph 1(b) of this Schedule, the operator must advise all body corporate members of the name of the person to whom the transfer is to be made.
- (b) 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 paragraph 1(b) of this Schedule 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.
- (c) If a majority of body corporate members make a decision referred to in paragraph 2(b) of this Schedule, 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 paragraph 1(b) of this Schedule.
- (d) This paragraph 2 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 paragraph 1(b) or 2(c) of this Schedule before that notice is given to the operator.

3. *Price payable on transfer*

The price scheme members specify in a notice under paragraph 1(b) of this Schedule must be one of the following:

- (a) 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
- (b) 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
- (c) the highest bona fide amount tendered (excluding any tender by the operator or its associates) for the management rights following reasonable efforts to market the property for at least 60 days.

4. *Voting*

- (a) 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.

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- (b) 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.
- (c) For body corporate members, a majority is based on their entitlement to vote at body corporate meetings.
- (d) A scheme member or a body corporate member makes a decision by signing a document that sets out the decision.

#### 5. *Costs*

- (a) 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 paragraph 1(a) of the Schedule for the purposes of determining a price to be specified in a notice under paragraph 1(b) of this Schedule.
- (b) If a member incurs any reasonable valuation, auction or marketing costs under paragraph 5(a) of this Schedule 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.

#### 6. *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.

#### 7. *Definitions*

In this Schedule:

“scheme members” means investors in the scheme excluding the operator and its associates;

“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; and

“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

In this instrument:

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1. "financial services licensee" means:

- (a) a financial services licensee within the meaning of the Act; and
- (b) a person who, on 11 March 2002, was the holder of a dealers licence within the meaning of the old Corporations Act (as defined in subsection 1410(1) of the Act), until the earlier of:
  - (i) if ASIC revokes the person's dealers licence - the date of that revocation; or
  - (ii) 11 March 2004; and

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

Dated this eighth day of May 2003

Signed by Philippa Bell  
as a delegate of the Australian Securities and Investments Commission

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**Australian Securities and Investments Commission  
Corporations Act 2001 – Subsection 1437(2) – Declaration**

Under subsection 1437(2) of the *Corporations Act 2001* (the "Act"), the Australian Securities and Investments Commission hereby declares that Subdivision D of Division 1 of Part 10.2 (other than section 1436A) of the Act and any associated provisions have effect in relation to the person referred to in Schedule A in respect of each of the registered schemes referred to in Schedule B in the case set out in Schedule C as if:

- (1) the third column of item 1 of the table in subsection 1430(1) (whether or not modified or varied by another instrument under subsection 1437(2) of the Act in relation to that person) were modified or varied by adding at the end the following words:
 

"And such other activities as are involved in operating a managed investment scheme to the extent that those activities:

  - (a) are or relate to a dealing in derivatives for the purposes of managing financial risks (within the meaning of section 763A) connected with other scheme property; and
  - (b) are authorised to be carried on by the person by reason of a variation to the licence made after the FSR commencement."
- (2) paragraph 1432(1)(a) were modified or varied by omitting the word "activities" and substituting the words "activities (including in the case of a regulated principal referred to in item 1 of the table in subsection 1430(1), the making of an application to vary the dealers licence and the granting or refusal of that application)."
- (3) paragraph 1432(1)(b) were modified or varied by omitting the word "activities;" and substituting the words "activities (including in the case of a regulated principal referred to in item 1 of the table in subsection 1430(1), the making of an application to vary the dealers licence and the granting or refusal of that application.)".

**SCHEDULE A**

Tasmanian Perpetual Trustees Ltd ACN 009 475 629

**SCHEDULE B**

Perpetual Tasmania Equity Fund ARSN 090 694 456  
 Perpetual Tasmania Long Term Fund ARSN 093 255 791  
 Tasmanian Select Mortgage Fund ARSN 089 139 382  
 Murdoch Clarke Mortgage Fund ARSN 093 255 559

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**SCHEDULE C**

Upon **Tasmanian Perpetual Trustees Ltd** ACN 009 475 629 becoming the responsible entity of the scheme specified in Schedule B.

Dated this 9<sup>th</sup> day of May 2003



Signed by **Michelle Reid**  
as a delegate of the Australian Securities and Investments Commission

Corporations Act 2001  
Subsection 164(3)

Notice is hereby given that the 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 Administration Appeals Tribunal prevents it from doing so.

**AUSTRALIAN INCUBATION CENTRE OF EXCELLENCE LIMITED** ACN 083 688 402 will change to a proprietary company limited by shares. The new name will be AUSTRALIAN INCUBATION CENTRE OF EXCELLENCE PTY LTD ACN 083 688 402.

**CLARAVON LIMITED** ACN 004 218 400 will change to a proprietary company limited by shares. The new name will be CLARAVON PTY LIMITED ACN 004 218 400.

**H MANAGEMENT PTY LIMITED**  
ACN 104 195 057 will change to a public company limited by shares. The new name will be H MANAGEMENT LIMITED ACN 104 195 057.

**MACQUARIE INTERNATIONAL FINANCE PTY LIMITED** ACN 092 985 263 will change to a public company limited by shares. The new name will be MACQUARIE INTERNATIONAL FINANCE LIMITED ACN 092 985 263.

**TRINITY BUSINESS SOLUTIONS LIMITED** ACN 092 105 998 will change to a proprietary company limited by shares. The new name will be TRINITY BUSINESS SOLUTIONS PTY LTD ACN 092 105 998.

**WINDSLOW CORPORATION LTD**  
ACN 096 537 549 will change to a proprietary company limited by shares. The new name will be WINDSLOW CORPORATION PTY LTD ACN 096 537 549.

**CHURCHILL RESOURCES N.L.**  
ACN 009 085 705 will change to a proprietary company limited by shares. The new name will be CHURCHILL RESOURCES PTY LTD ACN 009 085 705.

**EQUITY WEST LIMITED** ACN 083 731 337 will change to a proprietary company limited by shares. The new name will be EQUITY WEST PTY LTD ACN 083 731 337.

**INTERNATIONAL DISTILLERS HOLDINGS LIMITED**  
ACN 003 190 378 will change to a proprietary company limited by shares. The new name will be INTERNATIONAL DISTILLERS HOLDINGS PTY LIMITED ACN 003 190 378.

**MARINE-WATCH LTD** ACN 094 336 268 will change to a proprietary company limited by shares. The new name will be MARINE-WATCH PTY LIMITED ACN 094 336 268.

**VIEV LIMITED** ACN 093 062 303 will change to a proprietary company limited by shares. The new name will be VIEV PTY LTD ACN 093 062 303.



CORPORATIONS ACT 2001  
SECTION 601AH(1)

Notice is hereby given that the registration of  
the companies mentioned below will be reinstated.

Dated this seventh day of May 2003

Brendan Morgan :  
DELEGATE OF  
THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

<b>Name of Company</b>	<b>ACN</b>
A.J.T. NOMINEES PTY. LTD.	005 187 137
A & J PRODUCE DISTRIBUTORS PTY LTD	083 192 965
ACTIVE FURNITURE HIRE PTY LIMITED	064 512 876
ADELAIDE SPRAY PAINTERS PTY LTD	080 036 406
AM CREATIVE SOLUTIONS PTY LTD	095 901 563
ANGLAN LIVESTOCK SERVICES PTY LTD	077 016 061
ANTOINE HOLDINGS PTY. LTD.	010 011 471
ARTOMOTIVE DESIGN PTY. LTD.	007 117 035
ASLAUND PTY LTD	095 700 182
ATWATER HOLDINGS PTY. LTD.	006 486 157
AUSKO NET PTY LTD	093 235 717
AUSSIE SWAG JEWELLERY PTY. LTD.	064 913 613
AUZORA PTY LTD	072 203 706
A1 PAPER PTY. LTD.	079 733 163
B & C CLARKE PTY LIMITED	089 574 943
BABINA PTY. LTD.	075 625 526
BAGELOS PTY LTD	089 570 927
BAOLI INTERNATIONAL (AUST) PTY LTD	084 277 761
BARBOSA PLASTERS PTY LTD	075 701 969
BATHUN PTY LTD	079 530 966
BECKLYN PTY. LIMITED	076 084 234
BELLA LEA PASTORAL COMPANY PTY. LTD.	074 307 672
BELLCALL PTY. LTD.	075 492 894
BERRIGAN AND DISTRICT AGED CARE ASSOCIATION LIMITED	050 693 706
BOCHIA PTY LTD	001 433 567
BORRIKA EQUITIES PTY LTD	009 436 159
BRAEDER DESIGN PTY LIMITED	082 188 332
BRANDONIA PTY LTD	084 397 811
BRAUMIR PTY. LTD.	083 139 708

<b>Name of Company</b>	<b>ACN</b>
BRESOY PTY LTD	001 861 730
BRETT HAWKSFORD MANAGEMENT PTY LIMITED	065 451 327
BRETT HAWKSFORD NOMINEES PTY LIMITED	065 451 532
BUSINESS EXCELLENCE PTY LIMITED	003 792 318
CADOLA PTY LTD	002 734 063
CAIRNS DAIRY AND JUICE PTY. LTD.	076 074 158
CANOBA ENTERPRISES PTY LTD	088 295 265
CHERRY ACCESS PTY LTD	075 816 045
CHRISTOPHER STEVEN HOMES PTY LIMITED	062 630 326
COMPONENT LEVEL ELECTRONICS PTY LTD	081 114 016
COPRAX PTY. LTD.	062 871 523
CORONA PACIFIC HOLDINGS PTY LTD	080 698 308
COVERBID PTY. LIMITED	084 902 303
CROSSROADS ENTERTAINMENT PTY. LTD.	089 355 279
D. & J. GITTINGS PTY. LTD.	077 659 217
D.M. BELL PTY LTD	080 411 516
D.M. COLLARD PTY. LIMITED	050 036 309
DAN BAGGETT CONSTRUCTIONS PTY LIMITED	075 528 773
DAPHNE MILLIE PTY LTD	086 567 204
DART PTY. LTD.	068 949 780
DAVID FARQUHAR DESIGN & DRAFTING PTY. LTD.	086 911 515
DAVID LENNOX AUSTRALIA PTY. LIMITED	007 480 220
DAVNNA CONSTRUCTIONS PTY LTD	079 520 004
DAYLIGHT LAUNDRY PTY LTD	087 037 321
DECTASE PTY LIMITED	058 411 466
DELL CONSTRUCTIONS PTY. LTD.	082 669 789
DENNDOR PTY LIMITED	095 021 882
DESKTOPABILITY PTY. LTD	092 235 348
DIGITAL ONLINE TECHNOLOGY PTY LTD	069 586 027
DRENLODGE PTY. LTD.	055 021 415
DTAYLS PTY. LTD.	091 140 411
DUNDEE HOTELS AND RESORTS (AUSTRALIA) PTY LTD	077 759 749
DUSKRAFT PTY. LTD.	064 017 992
E-FORT PTY. LTD.	092 469 988
EAGLELAND PTY. LTD.	058 259 224
EAST KIMBERLEY INVESTMENTS PTY. LTD.	081 461 225
EASTWOOD 5 WAYS NEWSAGENCY PTY. LTD.	003 346 370
ECOMTODAY PTY LTD	094 183 829
EDSPREY PTY LTD	002 619 936
EDUTOOL RESOURCE CENTRE (MELB) PTY LTD	083 807 578
E G R SERVICES PTY. LTD.	076 474 112

<b>Name of Company</b>	<b>ACN</b>
ELAL PTY. LTD.	075 829 051
ELIZA ELECTRONICS PTY. LTD.	078 697 588
FAREVIEW PTY. LTD.	094 669 057
FEBOCO INVESTMENTS PTY LIMITED	086 519 619
FEBOCO PTY LIMITED	086 519 548
FIRST NETCOM HOLDINGS PTY LTD	074 152 551
FIRU PTY LTD	086 357 226
FOCOPA PTY LTD	083 077 249
FORESTRIDGE HOLDINGS PTY LTD	090 700 299
FORMIC PTY LTD	002 328 494
FRONTIER AVIATORS (RETAIL) PTY. LIMITED	063 969 273
G. & T. PLUMBING PTY. LTD.	009 616 022
G. B & D OAKES PTY LTD	068 464 433
GARDENVALE HOLDINGS PTY LTD	008 925 111
GARRATT PROPERTIES PTY LTD	078 533 150
GOLD COAST PROPERTY SERVICES PTY LTD	055 171 152
GRADUATE INSTITUTE FOR FURTHER EDUCATION PTY LTD	092 896 556
GRAEME HAY ELECTRICAL PTY LTD	068 410 579
GREEN FROG DEVELOPMENTS PTY LIMITED	093 862 812
HAL KARATAS TRANSPORT PTY LTD	088 386 565
HAMDEN TECHNOLOGIES PTY LTD	091 288 452
HILTCEPT PTY. LIMITED	006 311 388
HIRE AND HIRE PTY LTD	089 176 652
HOCKEY ENTERPRISES PTY. LTD.	009 775 697
HOGGENROFF PTY LTD	091 868 638
HOLDER INSURANCE BROKERS PTY LTD	071 022 154
HOLLAND AND CULWICK PTY. LTD.	006 513 882
HOME SHOPPERS NETWORK PTY. LTD	061 164 154
HOOK BROS (N.S.W.) PTY LTD	000 326 830
HOUSING & PROJECT CONSTRUCTIONS PTY. LIMITED	056 932 711
HOWELL HOMES LIMITED	075 500 864
HUNTER GLASS SERVICES PTY LTD	063 415 869
HWIE ENTERPRISES PTY LTD	086 430 542
I.T. RESOURCES GROUP (QLD) PTY. LIMITED	091 432 165
I CAN PERSONAL DEVELOPMENT PTY. LTD.	074 232 385
INGE & DIRK INVESTMENTS PTY LTD	006 333 428
INTERA PTY LTD	083 663 352
IRONCLAW PTY. LIMITED	052 156 126
J.C. HUTTON PROPRIETARY LIMITED	004 057 023
J.R. KENNEDY (DENTAL) PTY. LTD.	010 525 952
J.S.B.S. ELECTRICAL PTY. LTD	063 412 724

<b>Name of Company</b>	<b>ACN</b>
JACOB CLEANING SERVICES PTY LTD	092 210 761
JAG PLASTER GROUP PTY LTD	080 591 313
JAMES DAVID & ASSOCIATES PTY. LTD.	083 309 791
JETJADE PTY LTD	065 435 538
J H DERKSEN & SONS PTY LTD	000 998 461
JOHN KING MOTOR TRADERS PTY LTD	081 992 065
JOHN MCKILLOP & SONS PROPRIETARY LIMITED	004 207 121
KALKAMING PTY. LTD.	082 070 764
KEARNEY HOLDINGS (QLD) PTY. LTD.	074 898 605
KEITH JOBBINS MEDICAL PTY. LTD.	010 204 305
KIZLEY PTY LTD	003 211 176
L.A. STAR PTY LTD	080 798 803
LANEBANK PTY LTD	089 025 258
LAPAL PTY LTD	078 990 799
LEA SEAFOOD & STEAK TAKEAWAY PTY. LTD.	084 859 067
LEE'S RESTAURANT PTY. LTD	084 317 840
LETMARI PTY. LIMITED	092 893 555
LIMNOS HOLDINGS PTY LTD	073 757 007
LOUD PTY LTD	090 933 529
M. EVERS PTY LTD	000 192 101
MAGICROFT PTY LTD	086 583 968
MAHER HOLDINGS PTY LTD	085 837 770
MARGARITIS HOLDINGS PTY. LTD.	082 538 538
MCK GROUP SUPERANNUATION FUND PTY. LTD.	064 999 506
M H (N S W) PTY LTD	000 010 702
MIAMI GROUP PTY LTD	089 917 288
MK PARK PTY LTD	096 028 447
MMF ENTERPRISES PTY LTD	083 504 125
M M HALAL EXPORT CORPORATION PTY LTD	001 919 366
MODERN INFORMATION CONSULTING PTY. LTD.	078 819 020
NACSAP TRADING PTY LTD	095 738 677
NAGI'S CORPORATE LIMOUSINES PTY LTD	089 024 135
NAILWICH PTY. LTD.	058 426 716
NCLUE INVESTMENTS PTY LIMITED	081 917 473
NEIGHBOURHOOD ELECTRONIC SECURITY PTY LTD	094 690 123
NEUROFIZ PTY. LTD.	090 424 936
NICKEL ENTERPRISES PTY. LTD.	092 338 246
NORTH COAST TIMBER AGENCIES PTY LTD	000 141 275
O'DELL AIR CONDITIONING PTY. LTD.	089 837 785
OPENCASTLE PTY. LTD.	063 609 414
OSTAZAN PTY. LIMITED	003 624 440

<b>Name of Company</b>	<b>ACN</b>
PACIFIC INTERNATIONAL ENTERPRISES PTY LTD	054 218 281
PALMWELL PTY. LTD.	067 829 707
PATRICK JACKSON PTY LTD	091 215 637
PERISCOPE PTY LIMITED	009 262 659
PETA KELLY PHOTOGRAPHY PTY. LTD.	071 904 731
PETER PEETERS ENTERPRISES PTY LTD	001 829 947
PLATT DEVELOPMENTS PTY LIMITED	073 731 192
PPPSOFT PTY LIMITED	071 330 491
PURE H2O AUSTRALIA PTY LTD	094 442 047
PYRAMID CONSULTING ENGINEERS PTY LTD	086 585 408
RADCLIFFE TECHNOLOGY (AUSTRALIA) DEVELOPMENT HOLDINGS GROUP PTY LTD	074 645 677
RALVERTON PTY. LTD.	010 630 234
RANLEIGH VIDEO PTY LTD	068 556 534
RAPID RESPONSE CORPORATION (AUSTRALIA) PTY LTD	086 798 718
R ELLIOTT TRANSPORT SERVICES PTY LTD	071 983 296
RENAR INTERMARKETS PTY. LIMITED	082 433 725
RESPONSE FINANCE PTY LTD	090 053 099
REWOL TRADERS PTY. LTD.	010 013 715
RIDGEHAM PTY. LTD.	069 418 471
RIJEZA PTY LTD	002 652 566
RIVER OF GOLD PTY. LTD.	066 792 569
RIVER OF GOLD SLATE MINES PTY. LTD.	054 126 760
ROCFIN PTY. LIMITED	064 304 249
SAMANTHA HOLDINGS PTY LTD	077 606 369
SHEPHERDSON MINING AND ENGINEERING PTY LTD	008 763 513
S H K (GENERAL FABRICATION) PTY LTD	002 226 637
SILVER OIL PTY. LTD.	078 069 691
SIMPLE MELODY PTY. LTD.	077 667 433
SKB INVESTMENTS PTY. LTD.	090 478 907
SKILLED BRICKLAYING PTY LTD	088 181 891
SKY-HY FASHIONS PTY LTD	001 096 662
SOLPROV PTY LTD	069 129 282
SOUTH WESTERN SYDNEY FIREARMS AND RANGE PTY LTD	093 839 153
STEPHEN VAN MIL PTY LTD	079 280 201
STOJEK INVESTMENTS PTY. LTD.	085 437 109
STORED VALUE MARKETING - AUSTRALASIA PTY. LIMITED	076 572 748
STYGROVE PTY. LIMITED	003 871 672
SWANFIRE HOLDINGS PTY LTD	086 437 327
SYDNEYITE PTY LTD	093 987 467
T. TUCKER & CO PTY LTD	000 210 560

<b>Name of Company</b>	<b>ACN</b>
T.V. ROSSI & SONS PTY LTD	079 408 781
T-MINUS PTY LIMITED	076 828 656
TEALBOROUGH PTY. LTD.	007 426 039
THE PRESCRIPTION LENS COMPANY PTY LTD	082 015 889
THE SRS COMPANY PTY LTD	082 229 329
THE WELL DRESSED WINDOW PTY. LTD.	071 668 141
TIPER PTY. LTD.	058 835 073
TRANSGLOBAL CAPITAL PTY LTD	073 610 901
TROWEL CRAFT PLASTERING PTY LTD	080 774 554
TULLIBARDINE PTY. LTD.	082 530 863
TWEED TAVERN PTY LTD	076 433 193
TWO DRAGONFLIES PTY LTD	088 435 429
VALANESS PTY LTD	065 259 789
VALKOBI PTY. LIMITED	010 509 850
VELLA, NEAVERSON & ASSOCIATES PTY LIMITED	051 166 486
VELOX VENTURES PTY. LTD.	065 366 887
VIA VENETO PTY LIMITED	057 636 389
VICTORIAN WASTE SERVICES PTY LTD	077 613 739
VISION DEVELOPMENT VICTORIA PTY. LTD.	080 216 557
VITAL LEARNING (COY) PTY. LIMITED	067 791 735
VU H.A. CORPORATION PTY. LTD.	096 169 434
WEBBIAN PTY LTD	096 067 579
WILLY & RAOS (PAPER) PTY. LIMITED	055 039 720
WILLY & RAOS PAPER INTERNATIONAL AUSTRALIA PTY. LIMITED.	003 741 704
WISTLOW PTY LTD	001 413 814
WODINE PROJECTS PTY LTD	000 911 142
WOODPEAK PTY LTD	096 190 895
WORLDWIDE COATINGS SERVICES PTY LTD	000 177 926
YOUTAI INTERNATIONAL PTY LTD	079 205 744
ZAGA ENTERPRISES PTY LTD	090 678 792
ZERO ENGINEERING PTY LTD	087 891 307