



Commonwealth of Australia



ASIC

Australian Securities &
Investments Commission

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RIGHTS OF REVIEW

Persons affected by certain decisions made by ASIC under the Corporations Act and the other legislation administered by ASIC may have rights of review. ASIC has published **Practice Note 57 [PN57] Notification of rights of review** and Information Sheet [INFO 1100] **ASIC decisions – your rights** to assist you to determine whether you have a right of review. You can obtain a copy of these documents from the ASIC Digest, the ASIC website at www.asic.gov.au or from the Administrative Law Co-ordinator in the ASIC office with which you have been dealing.

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02 / 1435

**Australian Securities and Investments Commission
Corporations Act 2001 - Subsection 741(1)(b)
Declaration and Modification**

Pursuant to paragraph 741(1)(b) of the Corporations Act 2001 (the "Act") the Australian Securities and Investments Commission ("ASIC") hereby declares that Chapter 6D of the Act shall have effect in its application to the person and the Scheme referred to in Schedule A in the case referred to in Schedule B as if subsection 711(6) of the Act were modified or varied by replacing the expression "13 months" with the expression "14 months".

Schedule A

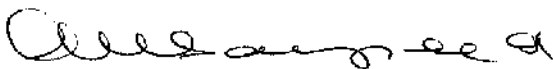
Environinvest Ltd ACN 080 743 791 (the "responsible entity") as responsible entity for the Environinvest Agricultural Fund ARSN 093 575 270 (the "Scheme").

Schedule B

The prospectus issued by the responsible entity dated 18 October 2001 in respect of interests in the Scheme's Environinvest Eucalypt Project No. 5 Prospectus (the "Prospectus"), the supplementary prospectus dated 21 May 2002 and the further supplementary prospectus dated 14 June 2002, when read together with the supplementary prospectus to be lodged with ASIC on or about 18 November 2002, (the "Updated Prospectus") contains:

- (a) a statement to the effect that:
 - (i) the Updated Prospectus contains all information that would be required by section 710 of the Act; and
 - (ii) the Updated Prospectus does not contain any material statement that is false or misleading;
- (b) confirmation of the completeness and accuracy of all statements made in the Prospectus, supplementary prospectus dated 21 May 2002 and further supplementary prospectus dated 14 June 2002, and if applicable, in the supplementary prospectus to be lodged with ASIC on or about 18 November 2002, which purports to be made by an expert or to be based on a statement by an expert ("Expert"); and
- (c) a consent in accordance with section 716(2) of the Act from each Expert to the inclusion of the statement referred to in clause (b) of Schedule B above.

Dated this 18th day of November 2002



Signed by Aileen Sarsfield, a delegate of the
Australian Securities and Investments Commission

02 / 1436

**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 (the Commission) hereby exempts each person referred to in Schedule A in the case mentioned in Schedule B on the conditions set out in Schedule C for so long as they are met, from compliance with the requirements of paragraphs 601FL(2)(a) and (b)

Schedule A

Citigroup Asset Management Australia Limited ACN 004 835 849 (CAMAL)
Permanent Investment Management Limited ACN 003 278 831 (Permanent)

Schedule B

A resolution passed by members in the following Funds: Citi Diversified Manager Conservative Fund ARSN 089 417 587, Citi Diversified Manager Balanced Fund ARSN 089 417 701, Citi Diversified Manager Growth Fund ARSN 089 418 299 (**the Funds**) under subsection 601FL(1) of the Act to choose Permanent to be the new responsible entity of the Funds (**the resolution**) with its written consent where that consent and the resolution passed by members of the Funds choosing Permanent as the responsible entity are subject to the Condition precedent.

Schedule C

1. The resolution is approved by members in the Funds.
2. Permanent consents in writing to becoming the Funds' responsible entity with effect from the date upon which ASIC alters the record of registration of each of the Funds in accordance with subsection 601FJ(1) of the Act, after satisfaction of the Condition precedent and the lodgement of a notice of change of responsible entity for the Funds with the Commission, rather than as required by paragraphs 601FL(2)(a) and (b) of the Act, in accordance with this exemption.
3. The latest date for satisfaction of the Condition precedent is 25 March 2001.
4. As soon as practicable and in any event within two business days after satisfaction of the Condition precedent CAMAL lodges a notice with the Commission asking it to alter the record of the Funds' registration to name Permanent as the Funds' responsible entity.
5. The notice of meeting and accompanying material in relation to the change of responsible entity informed members in the Funds that the change of responsible entity would be effective only if the Condition precedent were satisfied.

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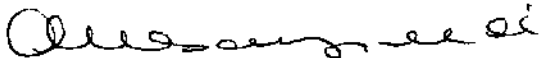
In this instrument of relief:

"*Condition precedent*" means that Permanent is chosen as responsible entity by the members for at least five of the following eight schemes

Citi Diversified Manager Conservative Fund	ARSN 089 417 587
Citi Diversified Manager Balanced Fund	ARSN 089 417 701
Citi Diversified Manager Growth Fund	ARSN 089 418 299
Citi Australian Shares Fund	ARSN 089 416 606
Citi Global Shares Fund	ARSN 089 417 014
Citi Conservative Fund	ARSN 089 415 305
Citi Balanced Fund	ARSN 089 415 421
Citi Growth Fund	ARSN 089 415 707

Dated this 18th day of March 2002

Signed by



Aileen Sarsfield as delegate of the Australian Securities and Investments Commission

02 / 1437

**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 (the Commission) hereby exempts each person referred to in Schedule A in the case mentioned in Schedule B on the conditions set out in Schedule C for so long as they are met, from compliance with the requirements of paragraphs 601FL(2)(a) and (b)

Schedule A

Citigroup Asset Management Australia Limited ACN 004 835 849 (CAMAL)
Permanent Investment Management Limited ACN 003 278 831 (Permanent)

Schedule B

A resolution passed by members in the following Funds: Australian Shares Portfolio ARSN 092 762 331, Citi Balanced Portfolio ARSN 092 762 466, Citi Growth Portfolio ARSN 092 762 224, (the Funds) under subsection 601FL(1) of the Act to choose Permanent to be the new responsible entity of the Funds (the resolution) with its written consent where that consent and the resolution passed by members of the Funds choosing Permanent as the responsible entity are subject to the Condition precedent.

Schedule C

1. The proposal is approved by members in the Funds.
2. Permanent consents in writing to becoming the Funds' responsible entity with effect from the date upon which ASIC alters the record of registration of each of the Funds in accordance with subsection 601FJ(1) of the Act, after the fulfilment of the Condition precedent and the lodgement of a notice of change of responsible entity for the Funds with the Commission, rather than as required by paragraphs 601FL(2)(a) and (b) of the Act, in accordance with this exemption.
3. The notice of meeting and accompanying material for the members' meeting in relation to the change of responsible entity informed members in the Funds that the change of responsible entity will be effective only if the Condition precedent is satisfied.
4. As soon as practicable and in any event within two business days after 25 March 2002, CAMAL lodges a notice with the Commission asking it to alter the record of the Funds' registration to name Permanent as the Funds' responsible entity.

02 / 1437

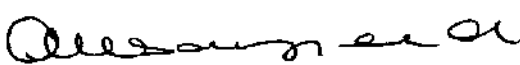
In this instrument of relief:

"*Condition precedent*" means that Permanent is chosen as responsible entity by the members for at least three of the following five schemes:

Australian Shares Portfolio	ARSN 092 762 331,
Citi Balanced Portfolio	ARSN 092 762 466,
Citi Growth Portfolio	ARSN 092 762 224,
Citi Income Portfolio	ARSN 092 762 162
Global Shares Portfolio	ARSN 092 762 519

Dated this 18th day of March 2002

Signed by



Aileen Sarsfield as delegate of the Australian Securities and Investments Commission



03 / 0576

**Corporations Act
Section 657A
Declaration**

WHEREAS

- A. Mr Douglas Wong, Trysoft Corporation Limited (Trysoft), Mr Grahame Robertson and TSA ME3 Pty Ltd (TSA ME3) entered into a heads of agreement (the **Robertson Agreement**) dated on or about 11 October 2002.
- B. Among other things, the Robertson Agreement contained provisions:
 - (a) requiring Mr Robertson and TSA ME3, as shareholders in Trysoft, to support the shareholder resolutions necessary to effect certain option schemes to be implemented by Trysoft (part of the implementation of these schemes resulted in the granting of options (the **Wong Options**) to Mr Wong);
 - (b) providing, in certain circumstances, for Mr Wong to have the power to exercise the voting power (as defined in the *Corporations Act 2001* (Cth) (the **Act**)) attached to approximately 19% of the shares in Trysoft that are held by Mr Robertson; and
 - (c) providing Mr Wong with a right of first refusal in relation to all of the shares Mr Robertson holds in Trysoft (but not including the shares in Trysoft held by TSA ME3 Pty Ltd).
- C. Mr Wong, Trysoft and Mr Stephen Ioannides entered into a heads of agreement (the **Ioannides Agreement**) dated on or about 11 October 2002.
- D. Among other things, the Ioannides Agreement required Mr Ioannides, as a shareholder in Trysoft, to support the shareholder resolutions necessary to implement the option schemes referred to in paragraph (a) of recital B of this Declaration.
- E. A partial, but not full, release of the obligations of Mr Robertson and TSA ME3 under the Robertson Agreement, and Mr Ioannides under the Ioannides Agreement, was purported to be given on 6 November 2003.
- F. The Panel has determined that the entry into the Robertson Agreement and the Ioannides Agreement (together the **Agreements**) resulted in Mr Wong acquiring a relevant interest in shares in Trysoft and increases in the voting power of each of Mr Wong, Mr Robertson, TSA ME3 and Mr Ioannides in breach of section 606 of the Act. That breach has not been remedied.
- G. The Panel has also determined that the entry into the Agreements resulted in each of Mr Wong, Mr Robertson, TSA ME3 and Mr Ioannides being under an obligation under section 671B of the Act to give a substantial holding notice in accordance with the requirements of that section. Each of those parties failed, and continues to fail, to comply with this obligation.

2

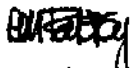
03 / 0576

Under section 657A of the Corporations Act, the Panel declares that the circumstances relating to:

- (a) the entry into, and continuing existence of, the Agreements (as discussed in recitals A to F); and
- (b) the failure by each of Mr Wong, Mr Robertson, TSA ME3 and Mr Ioannides to comply with their obligations under section 671B of the Act (as discussed in recital G),

constitute unacceptable circumstances in relation to the affairs of Trysoft.

3 July 2003



Robyn Pak-Poy
President of the Sitting Panel



03 / 0577

**Corporations Act
Section 657D
Final Orders**

In the matter of Trysoft Corporation Limited

Pursuant to section 657D of the Corporations Act 2001 and pursuant to a declaration of unacceptable circumstances made by the President of the Sitting Panel on 3 July 2003, the Takeovers Panel HEREBY ORDERS:

- (a) that the heads of agreement executed on or about 11 October 2002 between Mr Douglas Wong, Trysoft Corporation Limited (Trysoft), Mr Grahame Robertson and TSA ME3 Pty Ltd is terminated in full, such termination to take effect immediately;
- (b) that the heads of agreement executed on or about 11 October 2002 between Mr Douglas Wong, Trysoft Corporation Limited (Trysoft) and Mr Stephen Ioannides is terminated in full, such termination to take effect immediately;
- (c) that the options (the Options) granted to Mr Wong by Trysoft pursuant to:
 - (i) a Services Agreement dated on or about 20 September 2002 between Trysoft and Mr Wong; and
 - (ii) a resolution passed at the 2002 Trysoft annual general meeting on 29 November 2002 approving the grant of the options to Mr Wong, must not be exercised unless and until the grant of the Options has been ratified at a meeting of the shareholders of Trysoft convened after the date of this order and in relation to which votes cast by associates of Mr Wong have been disregarded (other than votes cast by such persons as proxy for a person who is entitled to vote where the vote is cast in accordance with directions on the proxy form);
- (d) that Trysoft must not issue any shares following any exercise of options by Mr Wong unless and until ratification of the grant of the Options complying with requirements set out in paragraph (c) has been complied with.

Dated 3 July 2003

A handwritten signature in black ink, appearing to read 'Robyn Pak-Poy'.

Robyn Pak-Poy
President of the Sitting Panel



ASIC

Australian Securities & Investments Commission

03 / 0591

**Australian Securities and Investments Commission
Corporations Act 2001 – Paragraph 601QA(1)(b)
Corporations Law – Subsections 1454(2) and 1084(6) – Variation**

Pursuant to paragraph 601QA(1)(b) of the *Corporations Act 2001* ("the Act") and subsections 1454(2) and 1084(6) of the *Corporations Law* ("the Law") (as continued in force by section 1408 of the Act), the Australian Securities and Investments Commission hereby varies ASIC Instrument [03/0528] dated 30th day of June 2003 by:

- (1) deleting "Retail" and substituting "Retail"; and
- (2) deleting "31 December 2003" and substituting "31 December 2004".

Dated this 5th day of July 2003

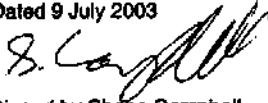
Signed by Michelle Reid
as a delegate of the Australian Securities and Investments Commission

03/0592

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

Pursuant to paragraph 601QA(1)(a) of the Corporations Act 2001 ("the Act") the Australian Securities and Investments Commission ("ASIC") hereby exempts Sundowner Management Limited (ACN 077 743 689) in relation to Sundowner Chain Motor Inns Scheme (ARSN 091 458 156) (the "Scheme") from Chapter 5C of the Act (except Part 5C.8 and section 601PA) until ASIC deregisters the Scheme pursuant to subsection 601PA(3) of the Act or 30 September 2003 whichever is the earlier.

Dated 9 July 2003



Signed by Shane Campbell
as a delegate of the Australian Securities and Investments Commission

03/0593

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


Notice of Cancellation of an Australian Financial Services Licence

TO: G5 Responsible Entity Pty Limited, ABN: 21 092 507 983
("the Licensee")
3 Henrietta Street, Double Bay 2028.

Pursuant to section 915B(3)(d) of the **Corporations Act 2001** ("the Act"), the Australian Securities and Investments Commission hereby cancels Licence Number 222437 held by the Licensee with effect from 24 June 2003 being the date on which this notice is given to the Licensee.

Dated this 24th day of June 2003.

Signed



Jennifer Lewis, a delegate of the Australian Securities and Investments Commission

03 / 0594

**Australian Securities and Investment Commission
Corporations Act 2001 - Paragraphs 655A(1)(b), 673(1)(b) and 1020F(1)(c)
Declaration**

Pursuant to paragraphs 655A(1)(b) and 673(1)(b) of the *Corporations Act 2001* ("Act"), the Australian Securities and Investments Commission ("ASIC") declares that Chapters 6 and 6C of the Act apply to the persons referred to in Schedule A in the case referred to in Schedule B as if section 609 of the Act were modified or varied by inserting after subsection 609(6) the following subsections:

"(6A) For the purposes of subsections (6B), (6C) and (6D):

instalment receipt means a unit of an interest in a registered scheme.

(6B) Subsection (2) applies to a person (the *trustee*) who would otherwise have a relevant interest in securities as the trustee of a trust established pursuant a trust deed (the *trust deed*) under which instalment receipts are issued or made available for the purpose of satisfying rights or obligations of the holder of instalment receipts despite:

- (a) the trustee having any of the following discretions under the terms of the trust deed relating to the instalment receipts:
 - (i) discretions where the holder of the instalment receipts becomes insolvent or breaches a term of the receipts; or
 - (ii) discretions in relation to bonus issues, rights issues, returns of capital, security splits, security consolidations or other reconstructions of capital affecting the securities; or
 - (iii) discretions in relation to a takeover bid for or a scheme of arrangement but not in relation to voting or disposal of the securities; or
 - (iv) discretions in relation to the appointment of custodians or sub-custodians to procure safe custody of the securities; or
- (b) the holder of the instalment receipt not having a presently enforceable or unconditional right of the kind referred to in subsection 608(8);

where:

- (c) the trustee holds the securities on trust for the benefit of the holder of the instalment receipt; and
- (d) if the trustee exercises any of the discretions referred to in paragraph (a), it does so on ordinary commercial terms or in an ordinary commercial manner as the case requires.

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- (6C) An unpaid vendor of a security does not have a relevant interest in that security where the security is held in trust under the terms of an instalment receipt pursuant to which the unpaid vendor has no power to control the voting or disposal of the security (other than to enforce the terms of the trust or where the holder of the instalment receipt defaults) unless and until the instalment receipt is cancelled.
- (6D) If a person has a relevant interest in a security because subsection (6C) ceases to apply, the person is taken to acquire a relevant interest in the security at that time, by a transaction in relation to that security."

And pursuant to paragraph 1020F(1)(c) of the Act, ASIC declares that Part 7.9 of the Act applies in relation to the persons referred to in Schedules A and C in the case referred to in Schedule D until the termination date as if:

1. section 761E were modified or varied by adding the following after subsection (4):

"(4A) In Part 7.9, each of the following persons is taken to be the *issuer*, in relation to a financial product that is a managed investment product:

- (a) the responsible entity of the registered scheme to which the product relates;
- (b) the underwriter to the issue of the product.

For the avoidance of doubt, in Part 7.9 no other person is the issuer of the financial product.";

2. section 1013A were modified or varied by:

- (a) adding after subsection (1):

"(1A) An issue statement for a financial product that has more than one issuer must be prepared by all of the issuers."

- (b) in subsection (3) - replacing "The" with "Each";

- (c) adding after subsection (3):

"(3A) This Part (other than this section) applies to and in relation to a financial product that has more than one responsible person as if:

- (a) information is known to the responsible person if it is known to any one of the responsible persons; and

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- (b) the responsible person is aware or notified of a matter if any one of the responsible persons is aware or notified of the matter; and
 - (c) unless the contrary intention appears, provisions that impose an obligation on the responsible person impose that obligation on each responsible person provided that the discharge of that obligation by one of those persons shall be taken to also be the discharge of the obligation by the other persons.”;
- 3. section 1016F were modified or varied by:
 - (a) replacing subsection (2) with:

“(2) If neither responsible person repays the money as required by subsection (1), the directors of each responsible person are personally liable to repay the money.”; and
 - (b) adding after subsection (5):

“(5A) In subsection (5), *issuer*, in relation to a financial product issued to a person (the *client*), is the person responsible for the obligations owed, under the terms of the facility that is the product to, or to a person nominated by, the client.”;
- 4. subsection 1017A(2) were modified or varied by:
 - (a) in paragraph (b) – replacing “the” (first occurring) with “either”; and
 - (b) in paragraph after “give”, adding “or cause the other responsible person to give”;
- 5. section 1017D were modified or varied by:
 - (a) in subsection (1) - replacing “issuer” (second occurring) with “the responsible entity (the *responsible entity*) of the registered scheme to which the product relates”;
 - (b) in paragraph (2)(a) – replacing “issuer” with “responsible entity”;
 - (c) in subsection (4) – replacing “issuer” with “responsible entity”; and
 - (d) in subsection (7) – replacing “issuer” with “responsible entity”;
- 6. paragraph 1017E(1)(a) were modified or varied by replacing it with:
 - “(a) the responsible entity (the *product provider*) of the registered scheme to which the financial product relates; or”;

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7. section 1017F were modified or varied by:
- (a) in the table in subsection (2) - replacing "the issuer of the product" (wherever occurring) with "the responsible entity of the registered scheme to which the financial product relates"; and
 - (b) in subsection (8) replacing "the issuer" (wherever occurring) with "the responsible entity of the registered scheme to which the financial product relates"; and
8. section 1019B were modified or varied by adding after subsection (6):
- "(6A) In subsection (6), *issuer*, in relation to a financial product issued to a person (the *client*), is the person responsible for the obligations owed, under the terms of the facility that is the product to, or to a person nominated by, the client."

SCHEDULE A

Westpac Custodian Nominees Limited ACN 002 861 565 ("**Westpac Custodian Nominees**")

Westpac Securities Limited ACN 087 924 221 ("**Westpac Securities**")

SCHEDULE B

The calculation of the relevant interests, voting power or substantial holdings of the persons referred to in Schedule A in relation to interests in the Westpac Office Trust ARSN 103 853 523 (the "**Trust**").

SCHEDULE C

Westpac Funds Management Limited ACN 085 352 405 ("**Westpac Funds Management**")

SCHEDULE D

An offer to issue, an offer to arrange for the issue, or an issue of an interest or a unit of an interest in the Trust where:

- (a) any offer or issue of units of interests in the Trust arises as the result of an:
 - (i) offer by Westpac Funds Management to issue to persons as retail clients interests in the Trust; or

03/0594

- (ii) an offer by Westpac Securities to arrange for the issue of interests in the Trust under an offer by Westpac Funds Management to issue to persons as retail clients interests in the Trust; and
- (b) Westpac Securities is the underwriter to the issue of interests in the Trusts by Westpac Funds Management; and
- (c) under the terms of the offer, the interests in the Trust are to be held on trust by Westpac Custodial Nominees under the security trust deed entered into between Westpac Securities and Westpac Custodian Nominees which is dated 10 June 2003 and which is substantially in the same form as the draft provided to ASIC on 22 May 2003 ("**Security Trust Deed**"); and
- (d) all offers or issues are made under a Product Disclosure Statement that covers both the interests in the Trust and units of interests in the Trust.

Interpretation

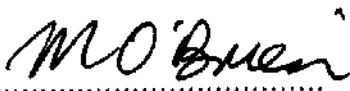
In this instrument:

"issue" has a meaning affected by section 761E of the Act; and

"**termination date**" means the day on which interests in the Trust are transferred to the holders of units of those interests in accordance with the terms of the Security Trust Deed and the Product Disclosure Statement referred to in paragraph (d) of Schedule D.

Dated this 24th day of June 2003

Signed by:



Maree O'Brien

as a delegate of the Australian Securities and Investments Commission

03 / 0596

Australian Securities and Investments Commission
Corporations Act 2001 — Subsections 601QA(1) and 340(1) — Exemption and Declaration

Pursuant to paragraph 601QA(1)(a) of the Corporations Act 2001 (the "Act") the Australian Securities and Investments Commission ("ASIC") hereby exempts the persons mentioned in Schedule A in relation to the operation of the scheme specified in Schedule B ("the Scheme") on or before the date specified in Schedule C from compliance with section 601FA of the Act and on condition that:

1. the Management Company must by memorandum of appointment or power of attorney stating the name and address of a person, appoint a local agent who at all times is:
 - (a) a licenced securities dealer under the Act except where interests in the Scheme are quoted on the Australian Stock Exchange Limited;
 - (b) a natural person or company resident in Australia; and
 - (c) authorised to accept on the Management Company behalf service of process and notices.
2. the memorandum of appointment or power of attorney executed and lodged by the Management Company for the purposes of appointing a local agent referred to in condition 1 of this instrument authorises and instructs the local agent to:
 - (a) ensure immediate transmission to the person appointed to hold the scheme property of the Scheme of all application monies accompanying any properly executed applications for interests in the Scheme provided such applications are made on application forms that accompanied a current prospectus;
 - (b) receive notices relating to the buy-back or redemption of interests and forward them to the Trustees or agent appointed for that purpose without delay;
 - (c) accept notices, correspondence and service of process on behalf of the Management Company or the Scheme;
 - (d) notify ASIC if the buy-back arrangements or redemption facilities of the Scheme are suspended or terminated or if quotation of the interests on any foreign securities exchange is suspended;
 - (e) make available for public inspection and provide to members of the Scheme copies of the constituent documents of the Scheme and meet all reasonable requests for information relating to the affairs of the Scheme;
 - (f) maintain in Australia and make available to ASIC, upon request, records relating to the issue or sale of and the buy-back or the redemption of interests in the Scheme to or from Australian residents; and
 - (g) cause to have published the information referred to in condition 9 of this instrument.
3. the Management Company is at all times registered as a foreign company pursuant to Division 2 of Part 5B.2 of the Act;
4. the Management Company lodges or causes to be lodged with ASIC an irrevocable deed poll by which they undertake for the benefit of all Australian residents who are holders of interests in the Scheme:
 - (a) to maintain or cause to be maintained a local agent referred to in condition 1 of this instrument for so long as the Scheme is registered;
 - (b) to do or cause to be done all things necessary to maintain registration of the Scheme until such time as:
 - (i) the number of Australian residents holding interests in the Scheme falls below a number specified in the deed poll;
 - (ii) the Scheme is terminated or wound-up in accordance with the Applicable Law; or
 - (iii) ASIC otherwise approves;

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- (c) to publish or cause to be published prices with respect to the redemption or repurchase of interests in Australia at least once a week for so long as the Scheme is registered in accordance with the terms of this instrument and interests in the Scheme are not quoted on an approved foreign exchange as defined in subregulation 1.2A.02(2) of the Corporations Regulations ("approved foreign exchange");
- (d) to ensure that except during any period in which interests in the Scheme are quoted on an approved foreign exchange the constitution of the Scheme provides:
- (i) the Trustees are bound that they will, if asked by a member who is an Australian resident, buy the interest or cause it to be bought or redeemed at a price provided for in the constitution within a reasonable time period for the exercise of such a facility; and
 - (ii) that such facility cannot be varied except by amendment of constitution;
5. the Management Company causes to be fulfilled or the local agent fulfils the functions referred to in condition 2(a) to (g) in an efficient manner;
6. the Scheme is at all times approved or authorised or registered by the Relevant Agency;
7. there is at all times a trustee or custodian or depository appointed for the purpose of holding title to the scheme property of the Scheme;
8. buy-back or redemption, as the case may be, of interests in the Scheme is not suspended or terminated for any reason without the approval of ASIC except during any period in which interests in the Scheme are quoted on an approved foreign exchange;
9. except during any period in which interests in the Scheme are quoted on an approved foreign exchange there is published in a newspaper or newspapers published and circulating throughout Australia at least once in every week a notice stating with respect to the Scheme:
- (a) the current price at which an interest in the Scheme will be issued; and
 - (b) the current price at which an interest in the Scheme will be bought back or redeemed;
- "current" means within two business days before the date of publication;
- "price" means the price in the currency of the foreign jurisdiction;
10. no relief is granted by the Relevant Agency relieving the Management Company from the requirements of the Applicable Law relating to the issue, buy-back or redemption of interests in the Scheme without the approval of ASIC;
11. any prospectus issued in Australia with respect to the Scheme states prominently that the Scheme is a foreign scheme subject to the regulation of the Relevant Agency and to the Applicable Law and describes the legal and practical effect (if any) this may have on the rights and ability of an Australian resident to make any claim or enforce any right arising out of or in connection with the Scheme;
12. interests issued as a result of applications made in Australia represent a minority of interests in the Scheme, calculated both by value and by the number of holders of interests in the Scheme;
13. the Management Company shall upon written request by ASIC:
- (a) respond or cause to respond to all requests for information which the Management Company can obtain by reasonable enquiry, or verification of information, in relation to the Scheme within any time period that ASIC reasonably requires for the response;
 - (b) permit or cause to be permitted ASIC to inspect the books and records of the Management Company in relation to the Scheme; and
 - (c) produce or cause to be produced to ASIC the books and records of the Management Company in relation to the Scheme at a specified place that is reasonable in the circumstances, and

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14. if at any time the buy-back arrangements or arrangements for redemption of interests as the case may be are suspended for any reason except during any period in which interests in the Scheme are quoted on an approved foreign exchange, then (unless ASIC otherwise approves) in such case the Management Company shall:
- (a) immediately withdraw or cause to be withdrawn from circulation any current prospectus that relates to the Scheme;
 - (b) advertise or cause to be advertised forthwith in newspapers circulating throughout Australia particulars of the changed buy-back or redemption arrangements;
 - (c) refuse to accept any application moneys received after the date of suspension; and
 - (d) refund or cause to refund to the applicants all other application moneys then held in Australia.
15. the Management Company will lodge or cause to be lodged with ASIC a certified copy of any current certificate of registration of the Scheme in its place of origin;

And pursuant to paragraph 601QA(1)(b) of the Act, ASIC hereby declares that the provisions of Chapter 5C of the Act apply to the Trustees in relation to the Scheme until the date specified in Schedule C as if:

1. The following provisions were omitted:
 - (a) paragraph 601EA(2)(b);
 - (b) subsection 601EA(3);
 - (c) paragraphs 601EA(4)(b) and (c);
 - (d) paragraphs 601EB(1)(d), (e), (f), (g) and (h);
 - (e) subsections 601FB(2), (3) and (4);
 - (f) section 601FC except paragraph 601FC(1)(m);
 - (g) section 601FD;
 - (h) section 601FE;
 - (i) section 601FG;
 - (j) section 601FH;
 - (k) Division 2 of Part 5C.2 except section 601FJ;
 - (l) Division 3 of Part 5C.2;
 - (m) Parts 5C.3, 5C.4, 5C.5, 5C.6, 5C.7 and 5C.9; and
 - (n) paragraphs 601PB(1)(b), (c) and (d);
2. in subsection 601FF(1) the words, "and compliance plan" were omitted;
3. in subsection 601PA(2) paragraphs (a), (b) and (c) were replaced with the following, "the responsible entity is not required by the conditions of an exemption under paragraph 601QA(1)(a) to do all things necessary to maintain registration"; and
4. the definition of "registered scheme" in section 9 were modified or varied by adding at the end the following:

"where :

 - (a) a trustee or custodian has been appointed for the purposes of the Scheme and approved by the Relevant Agency and that approval has not been revoked and the trustee or custodian has not ceased to hold office without being replaced in accordance with the Applicable Law;

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- (b) there has been lodged with ASIC:
- (i) the deed or other document or documents comprising the constitution of the Scheme from time to time, or a certified copy thereof;
 - (ii) a certified copy of any current Certificate of Registration or approval issued by the Relevant Agency in relation to the Scheme;
 - (iii) the current memorandum of appointment or power of attorney or a copy certified by a director of the local agent lodged by the responsible entity for the purpose of appointing a local agent and any deed poll executed by the responsible entity for the benefit of Australian residents who are holders of interests in the Scheme;
 - (iv) if ASIC has asked in writing, a certified consolidated copy of the documents referred to in subparagraphs (b)(i), (ii) and (iii); and
 - (v) if any document is not in English, a certified translation of that document into English; and
- (c) ASIC has not notified the responsible entity in writing that it disapproves any of the documents referred to in subparagraphs (b)(i), (ii) and (iii) that were lodged after the date of registration.”
5. the definition of “responsible entity” in section 9 were modified or varied by deleting the word “company” and inserting in its place the word “person”.

And pursuant to subsection 340(1) of the Act, ASIC hereby orders that the Scheme and the auditors of the scheme are relieved from the requirements of Parts 2M.2 and 2M.3 in relation to a financial year ending before the date specified in Schedule C for as long as and on condition that :

1. the Management Company lodges or causes to be lodged:
- (a) within one month of the date on which such documents are lodged with the Relevant Agency:
 - (i) a copy of any financial statements relating to the Scheme in such form and containing such particulars and including copies of such documents as the Trustees and Scheme are required to prepare by the Applicable Law;
 - (ii) a copy of any regular return or report which is required to be sent or made available to the members by the Applicable Law;
 - (b) within seven days of the event:
 - (i) particulars of any amendment, variation or modification of the documents relating to the Scheme referred to at subparagraphs (b)(i), (ii) and (iii) of the definition of registered scheme whether effected by means of amendment of a deed, administrative action of the Relevant Agency, a change to the Applicable Law or otherwise;
 - (ii) particulars of any change to the Applicable Law which materially changes the Key Regulatory Requirements from those in force at the date on which the scheme was registered;
 - (iii) where proceedings are commenced in its place of origin for the winding up or termination of the Scheme or the dismissal of the Management Company for any reason, notice of that fact and, when a liquidator or other external administrator is appointed or the Trustees cease to be the responsible entity under the deed, notice of that fact;
 - (iv) where buy-back or redemption of interests in the Scheme is suspended or terminated except during any period in which interests in the Scheme are quoted on an approved foreign exchange, notice of that fact;

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- (v) particulars of any change to the trustee or custodian appointed for the purposes of the Scheme;
 - (vi) particulars of any change to the local agent appointed for the purposes of this instrument or the terms of its appointment; and
 - (vii) particulars of any change to the authorised investment policy and borrowing limitations previously disclosed in any prospectus circulated in Australia;
2. the Management Company ensure that any document required to be lodged under condition 1 must be signed by the Management Company or on behalf of the Management Company or verified by the local agent of the Management Company in the form prescribed for the purposes of subsection 601CK(1), with such modifications as are necessary;
 3. where any document required to be lodged under condition 1 is signed on behalf of the Management Company the instrument delegating the power to sign on behalf of the Management Company will be lodged with ASIC; and
 4. the Management Company promptly send or cause to be sent any of the documents lodged under condition 1 to any member resident in Australia of the Scheme that asks for them.

Interpretation

In this instrument and in provisions applying as modified by this instrument:

"**Relevant Agency**" means the New Zealand Securities Commission.

"**Applicable Law**" means the law of New Zealand from time to time.

"**Key Regulatory Requirements**" means those provisions of the Applicable Law which relate to matters which ASIC has specified in its published policy are Key Regulatory Requirements of a foreign regulatory regime for adequate regulation of foreign collective investment schemes.

SCHEDULE A

Kiwi Income Properties Limited (the "Management Company")

New Zealand Permanent Trustees Limited and The New Zealand Guardian Trust Company Limited

SCHEDULE B

The making available of or making of offers for purchase or issuing of invitations to buy securities in the Kiwi Income Property Trust (the "Scheme") which are quoted on the New Zealand Stock Exchange and the Australian Stock Exchange ("ASX") and which is constituted by:

- (a) a trust deed dated 21 August 1992 as amended between the Management Company and New Zealand Permanent Trustees Limited as trustee constituting the Scheme; and
- (b) a trust deed dated 7 November 1996 as amended between the Management Company, New Zealand Permanent Trustees Limited and The New Zealand Guardian Trust Company Limited.

SCHEDULE C

1 January 2004

Dated 1st July 2003



Signed by Maree O'Brien as delegate of the
Australian Securities and Investments Commission

03 / 0597

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

Pursuant to subsection 655A(1) of the Corporations Act 2001 (the "Act"), the Australian Securities and Investments Commission ("ASIC") declares that Chapter 6 of the Act applies to the person named in Schedule A in the case referred to in Schedule B as if paragraph 650D(1)(c) were modified by deleting the words "give the notice to" and substituting the words "give a copy of the notice to".

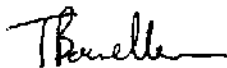
Schedule A

Cabcharge Australia Limited (ACN 001 958 390) ("Bidder")

Schedule B

All notices of variation lodged with ASIC pursuant to subsection 650D(1) of the Act in relation to the offer made under the takeover bid by the Bidder for all the ordinary shares in Black Cabs Combined Limited (ACN 007 321 682) in respect of which a bidder's statement was lodged with ASIC on 4 July 2003.

Dated this 7th day of July 2003



Signed by Therese Boumelhem
as a delegate of the Australian Securities and Investments Commission

03 / 0598

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

Pursuant to paragraph 655A(1)(b) of the Corporations Act 2001 ("Act") the Australian Securities and Investments Commission ("ASIC") declares that Chapter 6 of the Act applies to the persons specified in Schedule A in the case referred to in Schedule B as if Part 6.1 of the Act was modified and varied by inserting a new subsection 610(7) as follows:

"610(7) [Calculation of associates' relevant interest] For the purposes of this section, a person is not an associate of another person in relation to a designated body merely because one of them agrees to purchase securities in the designated body from the other person conditional on the purchaser making a takeover bid for securities in the same class."

And pursuant to subsection 669(1) of the Act ASIC declares that Chapter 6A of the Act applies to the persons specified in Schedule A in the case referred to in Schedule B as if section 661A were modified by inserting the following new subsection immediately after subsection (1):

"(1B) For the purposes of subsection (1A), a person is not an associate of the bidder merely because the bidder agreed to purchase securities in the bid class from the person conditional on the bidder making a takeover bid for securities in the bid class."

SCHEDULE A

Origin Energy Limited ABN 20 000 051 696 ("**Bidder**") and its related bodies corporate

SCHEDULE B

The Bidder and Santos Ltd ABN 80 007 550 973 ("**Santos**") enter into an agreement dated 11 July 2003 under which the persons named in Schedule A will increase their voting power in Oil Company of Australia Limited ABN 68 001 646 331 ("**Target**") from approximately 85.23% to a maximum of approximately 87.69% by agreeing to purchase 2,900,000 fully paid ordinary shares in the Target from Santos or its related body corporate, Santos Facilities Pty Ltd ACN 008 031 007 ("**Agreement**"), conditional upon any of the persons named in Schedule A:

- (a) publicly announcing an unconditional off-market takeover bid for all the fully paid ordinary shares in the Target, other than shares already owned by the persons named in Schedule A ("**Target Shares**"), within 2 business days of the date of the Agreement; and
- (b) making offers for the Target Shares under an unconditional off-market takeover bid for a consideration of no less than \$4.25 per share within 6 weeks after the date of the Agreement.

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Dated this 11 July 2003



.....

Signed by Eugene Tan
as delegate of the Australian Securities and Investments Commission

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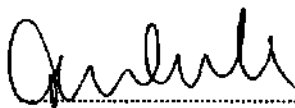
**Australian Securities and Investments Commission
Corporations Act 2001
Section 825**

Order Revoking Licence

TO: Performance Plus Funds Management Limited (In Liquidation)
c/- Lucas & Currie
Chartered Accountants
Level 7 ING Building
100 Edward Street
BRISBANE QLD 4000

Pursuant to paragraph 825(b) of the Corporations Act 2001, the Australian Securities and Investments Commission **HEREBY REVOKES** Licence Number 210338 issued to **Performance Plus Funds Management Limited** ACN 093 883 553 (In Liquidation) with effect from when this order is served.

Dated 9 July 2003.



Trevor Clarke,
a delegate of the Australian Securities and Investments Commission



ASIC 03/0604

Australian Securities & Investments Commission

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

Pursuant to paragraphs 601QA(1)(a) and 911A(2)(l) of the *Corporations Act 2001* (Act") the Australian Securities and Investments Commission hereby exempts the person referred to in Schedule A on the condition set out in Schedule C from:

- (a) Section 601ED of the Act in relation to the operation of a managed investment scheme described in Schedule B;
- (b) the requirement to hold an Australian financial services licence for the provision of financial services consisting of dealing in interests in the Scheme referred to in Schedule B;
- (c) the requirement to hold an Australian financial services licence for the provision of a financial service that is general advice consisting substantially of the information contained in any Product Disclosure Statement relating to the Scheme referred to in Schedule B;

SCHEDULE A – Person Exempted

Links Golf Tasmania Pty Ltd ACN 096 711 661 (the "product issuer")

SCHEDULE B – Scheme Exempted

This exemption applies in relation to a managed investment scheme (the Scheme):

- (a) operated by the product issuer;
- (b) which is substantially on the terms set out in the Product Disclosure Statement to be dated on or around 14 January 2003; and
- (c) where any application moneys for interests in the Scheme are held in the manner described in the Product Disclosure Statement to be dated on or around 14 January 2003 until utilised for the purposes of the scheme in accordance with the terms set out in that Product Disclosure Statement.

SCHEDULE C - Conditions

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That the interests in the scheme are not promoted as “bonds” or using any other terminology that implies that the interests are any kind of financial investment.

Dated 13th January 2003



Signed by Maureen Gamble
as a delegate of the Australian Securities and Investments Commission



ASIC 03/0605
Australian Securities & Investments Commission

**Australian Securities and Investments Commission
Corporations Act 2001 – Subsection 224(4) – Declaration**

Pursuant to subsection 224(4) of the *Corporations Act 2001* ("Corporations Act"), the Australian Securities and Investments Commission declares that subsection 224(1) of the Corporations Act does not apply to the proposed resolution specified in the Schedule.


SCHEDULE

The proposed resolution of Permanent Friendly Society Limited ACN 087 649 072 ("**Company**") to be considered at the general meeting to be held no later than six months after the date of this instrument to the following effect:

"That the issue of shares to Australian Unity Limited for no consideration on the change of type of the Company so that the Company becomes a wholly owned subsidiary of Australian United Limited be approved for the purposes of Part 2E.1 of the Corporations Act."

Dated this 8th day of May 2003.

Signed:


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

03 / 0607

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

Order Revoking Licence

TO: Pro Vision Financial Pty Ltd ACN 083 389 235 ("the Licensee")
18 Ponsonby Parade
SEAFORTH NSW 2092

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 182017 held by the Licensee with effect from when this order is served on the Licensee.

Dated this 16th day of July 2003.

Signed by:


Maria Petticrew

As a delegate of the Australian Securities and Investments Commission

Australian Securities and Investments Commission 03/0608**Corporations Act 2001 – Paragraph 741(1)(b)– Declaration**

Pursuant to paragraph 741(1)(b) of the Corporations Act 2001 (the "Act") the Australian Securities and Investments Commission declares that Chapter 6D of the Act applies in relation to the person named in Schedule A, in the case referred to in Schedule B, as if section 711 of the Act were modified by:

1. inserting "at any time during the last 2 years" after "the nature and value of any benefit anyone has given or agreed to give" at the end of the first sentence in subsection 711(3);
2. inserting a new subsection 711(3A) in the same terms as the unmodified subsection 711(3), except for:
 - replacing "the amount" where it first occurs with "any material amount";
 - inserting before "benefit" where it first occurs "material";
 - the insertion of "at any time during the last 5 years" after the words "the nature and value of any benefit anyone has given or agreed to give" in the first sentence; and
3. replacing "and (3)" in the first sentence in subsection 711(4) with ", (3) and (3A)".

Schedule A

BT Funds Management Limited (ACN 002 916 458)

Schedule B

An offer for interests under a prospectus called BT Premium Cash Fund prospectus to be dated on or about 21 July 2003 for the BT Premium Cash Fund ARSN 089 299 730

Dated this 17 July 2003



Signed by Shane Campbell
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.

ALH GROUP PTY LTD ACN 067 391 511 will change to a public company limited by shares. The new name will be ALH GROUP LIMITED ACN 067 391 511.

AUSTRALIAN PROPERTY INVESTMENT GROUP LTD. ACN 066 183 971 will change to a proprietary company limited by shares. The new name will be AUSTRALIAN PROPERTY INVESTMENT GROUP PTY LTD ACN 066 183 971.

AXM LIMITED ACN 071 117 309 will change to a proprietary company limited by shares. The new name will be AXM PTY LTD ACN 071 117 309.

CLUBB HIR PTY LTD ACN 098 605 095 will change to a public company limited by shares. The new name will be CLUBB HIR LTD ACN 098 605 095.

INVIA ENTERPRISES LIMITED
ACN 006 163 551 will change to a proprietary company limited by shares. The new name will be INVIA ENTERPRISES PTY LTD ACN 006 163 551.

J.B. WERE ASSET MANAGEMENT LIMITED ACN 006 099 681 will change to a proprietary company limited by shares. The new name will be J.B. WERE ASSET MANAGEMENT PTY LTD ACN 006 099 681.

J B WERE EQUITY FINANCE LIMITED
ACN 008 614 122 will change to a proprietary company limited by shares. The new name will be J B WERE EQUITY FINANCE PTY LTD ACN 008 614 122.

KIWIWARRH LIMITED ACN 002 979 704 will change to a proprietary company limited by shares. The new name will be KIWIWARRH PTY LTD ACN 002 979 704.

LION SECURITIES LIMITED
ACN 002 979 713 will change to a proprietary company limited by shares. The new name will be LION SECURITIES PTY LTD ACN 002 979 713.

AUSTRALIAN MEDIA INVESTMENTS LIMITED
ACN 002 979 697 will change to a proprietary company limited by shares. The new name will be AUSTRALIAN MEDIA INVESTMENTS PTY LTD ACN 002 979 697.

AUSTRALIA 2000 LTD ACN 002 930 369 will change to a proprietary company limited by shares. The new name will be AUSTRALIA 2000 PTY LTD ACN 002 930 369.

CHARTRES INVESTMENTS LIMITED
ACN 002 979 679 will change to a proprietary company limited by shares. The new name will be CHARTRES INVESTMENTS PTY LTD ACN 002 979 679.

FAR CORNERS MINERALS N.L.
ACN 066 448 780 will change to a proprietary company limited by shares. The new name will be FAR CORNERS MINERALS PTY LTD ACN 066 448 780.

INVIA FINANCIAL SERVICES LIMITED
ACN 005 407 296 will change to a proprietary company limited by shares. The new name will be INVIA FINANCIAL SERVICES PTY LTD ACN 005 407 296.

J.B. WERE CORPORATE SERVICES LIMITED
ACN 006 865 710 will change to a proprietary company limited by shares. The new name will be J.B. WERE CORPORATE SERVICES PTY LTD ACN 006 865 710.

JBWERE LIMITED ACN 006 797 897 will change to a proprietary company limited by shares. The new name will be JBWERE PTY LTD ACN 006 797 897.

LIONAKA LIMITED ACN 006 495 745 will change to a proprietary company limited by shares. The new name will be LIONAKA PTY LTD ACN 006 495 745.

MAGNETIC MINERALS LIMITED
ACN 092 111 610 will change to a proprietary company limited by shares. The new name will be MAGNETIC MINERALS PTY LTD ACN 092 111 610.

ORTHOPAEDIC CORPORATION OF AUSTRALIA LIMITED ACN 068 019 250 will change to a proprietary company limited by shares. The new name will be ORTHOPAEDIC CORPORATION OF AUSTRALIA PTY LTD ACN 068 019 250.

RED METAL PTY LTD ACN 103 367 684 will change to a public company limited by shares. The new name will be RED METAL LIMITED ACN 103 367 684.

SEX.COM.AU LIMITED ACN 083 700 109 will change to a proprietary company limited by shares. The new name will be PRYMAL PTY LTD ACN 083 700 109.

TATARA LTD ACN 002 951 724 will change to a proprietary company limited by shares. The new name will be TATARA PTY LTD ACN 002 951 724.

WERE HOLDINGS LIMITED ACN 004 595 448 will change to a proprietary company limited by shares. The new name will be WERE HOLDINGS PTY LTD ACN 004 595 448.

PROVIDENT TRADE CAPITAL PTY LIMITED ACN 097 962 180 will change to a public company limited by shares. The new name will be PROVIDENT TRADE CAPITAL LIMITED ACN 097 962 180.

REPUBLIC INVESTMENTS AUSTRALIA LIMITED ACN 006 495 763 will change to a proprietary company limited by shares. The new name will be REPUBLIC INVESTMENTS AUSTRALIA PTY LTD ACN 006 495 763.

TAROMO LTD ACN 002 951 715 will change to a proprietary company limited by shares. The new name will be TAROMO PTY LTD ACN 002 951 715.

VIRTIGA LIMITED ACN 091 214 247 will change to a proprietary company limited by shares. The new name will be VIRTIGA PTY LIMITED ACN 091 214 247.