



**Commonwealth of Australia** 

Commonwealth of Australia Gazette No. ASIC 8/01, Tuesday, 7 August 2001

Published by ASIC

# **ASIC Gazette**

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#### Page 1

# 0 1 / 0 9 2 5 Australian Securities and Investments Commission Corporations Law - Paragraph 601QA(1)(b) - Declaration

Pursuant to paragraph 601QA(1)(b) of the Corporations Law (Law) the Australian Securities and Investments Commission (ASIC) hereby declares that the provisions of Chapter 5C of the Law apply in relation to the person mentioned in Schedule A in respect of the scheme described in Schedule B in the case described in Schedule C as follows:

# 1. Delete Part 5C.6.

2.

3.

In paragraph 601GA(4)(b), delete the words "if the right may be exercised while the scheme is liquid (as defined in section 601KA)" and replace "; and " with ".".

Delete paragraph 601GA(4)(c).

# SCHEDULE A

AMP Henderson Global Investors Limited (ACN 001 777 591)

# SCHEDULE B

A trust called North Sydney Property Trust (ARSN 093 541 372) (Fund) in which, at the time the Proposal is implemented:

1. All unitholders are sophisticated wholesale investors; and

2. There are no more than three unitholders.

### SCHEDULE C

A withdrawal of units in the Fund and any provision of the Fund's constitution that relates to such withdrawal, as part of the Proposal.

In this instrument of relief:

"Proposal" means a proposal:

- 1. in respect of which all unitholders in the Fund have consented in writing;
- 2. whereby Perpetual Nominees Limited (ABN 37 000 733 700) as trustee of ADP Property Trust No 2 Trust will subscribe for units equal in number to 50% of the units on issue in the Fund with the subscription moneys being applied by the responsible entity of the Fund to fund the withdrawal of 50% of the original number of units in the Fund;

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- 3. under which the calculation of the issue and redemption prices for units that are to be issued and redeemed are based on a calculation of the net asset value of the Fund which utilises for valuing the main asset of the Fund a valuation prepared by an independent valuer which is dated no more than three months before the date the issue and redemption of units take place in accordance with the Proposal; and
- 4. which will not diminish the assets of the Fund.

Dated 2 Mar 2001 Signed by

as delegate of the Australian Securities and Investments Commission

# Australian Securities and Investments Commission **Corporations Law** Paragraph 741(1)(b) - Declaration

Pursuant to paragraph 741(1)(b) of the Corporations Law ("Law"), the Australian Securities and Investments Commission ("ASIC") declares that Chapter 6D of the Law applies to the person mentioned in Schedule A in the case specified in Schedule B as if section 723 of Part 6D.2 of the Law were modified or varied by omitting subparagraph 723(3)(b) and replacing with a new subparagraph as follows:

"(b) the securities are not admitted to quotation within 11 months after the date of the disclosure document;"

### Schedule A

Sage Global Fund Limited, ACN 092 307 518 ("Issuer").

### **Schedule B**

An issue or transfer of securities in response to an application made under a replacement prospectus dated 8 September 2000 by the Issuer where all issues and transfers of the securities are made after the date of this declaration and after a supplementary document is lodged with ASIC in accordance with section 724 of the Law.

Dated: 21 June 2001

Inul

for the Australian Securities and Investments Commission

Signed by Vinh Huynh

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### Australian Securities & Investment Commission Corporations Law Paragraph 601QA(1)(a) - Exemption

1/0927

Under paragraph 601QA(1)(a) of the Corporations Law (the "Law") the Australian Securities and Investment Commission ("ASIC") hereby exempts the persons referred to in Schedule A from compliance with subsection 601ED(5) of the Law until 30 June 2003 in relation to the operation of the Trust specified in Schedule B on conditions set out in Schedule C and for so long as they are met.

#### Schedule A

Perpetual Trustee Company Limited (ACN 000 001 007) (the "Trustee") AGP Management Limited ACN 081 075 505 (the "Manager")

#### Schedule B

Glóbal Property Fund (the "Trust") established by deed dated 15 March 1994 originally between the National Mutual Life Nominees Limited ACN 004 387 133 and Global Funds Limited ACN 003 237 554 (as amended) (the "Deed")

#### Schedule C

The Trustee and the Manager of the Trust must take all reasonable steps to terminate the Trust as soon as practicable but not later than 30 June 2003.

- 2. As far as practicable, the Trustee and the Manager of the Trust must comply with the old Law (within the meaning of section 1451 of the Law) as if it continued to apply to the Trust after 30 June 2000.
- 3. Unitholders must be notified of the extension of the relief to 30 June 2003 and must be provided with the reasons for the extension.
- 4. ASIC must be informed if the proposed cause of action against Tyndall Funds Limited and other related parties is not commenced by 31 December 2001 and in that event the Trustee and the Manager of the Trust must take all reasonable steps to terminate the Trust as soon as practicable but not later than 30 June 2002.

Dated this 29th June 2001.

Signed by Maree Therese O'Brien as a delegate of the Australian Securities and Investment Commission

# AUSTRALIAN SECURITIES COMMISSION CORPORATIONS LAW SUB-SECTION 1067(4)

# APPROVAL

Pursuant to subsection 1067(4) of the Corporations Law ("the Law") the Australian Securities and Investment Commission ("the ASIC") hereby grants approval to **Perpetual Trustee Company Limited (ACN 000 001 007)** ("the trustee") to act as trustee for the purposes of **Global Property Fund** deed ("the deed") dated 15 March 1994 made between National Mutual Life Nominees Limited (ACN 004 387 133) and **Global Funds Limited (ACN 003 237 554)** whereby AGP Management Limited (ACN 081 075 505) ("the Management Company") has been appointed manager.

This approval is granted on condition that the trustee complies with the following conditions.

1. The trustee must ensure that no person holds any property to which the undertaking, scheme, enterprise or investment contract (the "scheme") relates other than the trustee, the prescribed interest holders in the scheme or a person appointed by the trustee to hold property on behalf of the trustee ("custodian"). The trustee may only appoint a custodian where:

(i) the deed expressly confers the power to appoint a custodian;

- (ii) the custodian is not a related body corporate (as defined in section 50 of the Law) of the management company; and
- (iii) under the deed, the trustee is liable for any acts or omissions of the custodian in relation to the property as if the custodian's acts and omissions were acts and omissions of the trustee.

2. The trustee must notify the ASIC where it or any of the trustee's employees or agents who are to exercise powers or perform functions under the deed on behalf of the trustee or any of its directors or secretaries or its principal executive officer ("officers") has (whether before or after the approval):

(i) been found by a court to have committed an offence that may be punishable (in the case of a natural person) by a fine of more than \$1000 or any term of imprisonment (other than a spent conviction as defined in the Crimes Act 1914); or

 to the knowledge of the trustee has engaged in serious misconduct that may reasonably be seen as giving rise to doubts as to their good character and honesty; or

(iii) been disqualified from acting as a director of a company or been disqualified, banned or suspended for more than six months from holding a licence under the Law or membership of any professional association.

This does not apply in relation to matters the trustee has previously disclosed to the ASIC in its application for approval as a trustee or representative, or for the purposes of a condition of approval under s1067(4). The notification to the ASIC must set out the details of the offence, misconduct or disqualification.

3. The trustee must notify the ASIC of any change resulting in the trustee being required to perform functions not normally required of a trustee or representative in relation to a scheme having the investment policy that has previously been disclosed to the ASIC of any of the schemes under the deed. The trustee must include details of the change and the new functions.

4. The trustee must notify the ASIC of all changes to the engagement of any of its officers (including changes in the workplace of staff, their function and staff terminations) that may materially adversely affect the trustee's ability to exercise its powers or to perform its functions under the deed ("functions"). In particular the trustee must notify the ASIC of any reduction in its staff levels in the location of the principal place of business of the management company that may materially adversely affect its capacity to perform its functions.

5. The trustee must notify the ASIC if it appears likely that its net asset position (based on assets and liabilities as would be reported in general purpose financial reports) has fallen more than 5% from that most recently reported to the ASIC in connection with its approval as trustee or representative or for the purposes of a condition of approval under s1067(4).

6. The trustee must notify the ASIC if it becomes aware of a contingent liability that:

(i) would be required to be disclosed in the trustee's statutory accounts prepared as general purpose financial accounts if it was a company; and

(ii)

if it was not contingent, would require the ASIC to be notified under condition 5.

 $\cdot$  7. The trustee must notify the ASIC where the trustee has reason to believe that the trustee is not a going concern.

8. The trustee must notify the ASIC of any breach of the approved deed, the Law as it applies in relation to the deed, or any of these conditions that:

(i) may reasonably be considered materially prejudicial to any prescribed interest holder under the deed; or

(ii) continues after 30 days from the date of the breach.

The trustee must provide details of the breach and action it has taken or proposes to take to remedy the breach.

9. The trustee must notify the ASIC if it has reason to suspect that any of the following circumstances apply, or apply to a greater extent, except as previously disclosed to the ASIC and must make reasonable enquires from time to time to ascertain if these circumstances have occurred:

- (i) the trustee or any of its officers is a director, secretary or employee of the management company or any holding company of the management company:
- (ii) the trustee, any holding company of the trustee or any officer of the trustee beneficially holds any shares in the management company or any holding company of the management company;
- (iii) the management company, any holding company of the management company or any agent or employee of the management company who performs functions of the management company or director and secretary of the management company beneficially holds any voting shares of the trustee or any holding company of the trustee;
- (iv) the trustee is a related body corporate (in this instrument as defined in section 50 of the Law) to the management company;

(v) the trustee or any of its officers beneficially owes money to, or is beneficially owed money by, the management company or any holding company of the management company except moneys owed under a banking facility extended in the normal course of banking business; or

(vi) there is any commercial or other relationship between the trustee, any body corporate related to the trustee, or any officer of the trustee on the one part and the management company, and body corporate related to the management company, or any agent or employee of the management company who performs functions of the management company or director and secretary of the management company on the other part that is likely to cause a conflict between the duties of the trustee and the other duties or interests of the trustee or any of its officers.

10. The trustee must maintain management systems and internal controls that give reasonable assurance that the trustee will perform its functions as trustee or representative under the deed, the conditions of approval and the Law ("compliance system").

11. The trustee must ensure its principal executive officer or an executive director signs a report after the end of each financial year addressing the adequacy of the trustee's compliance system and including any information the ASIC directs from time to time ("compliance report"). The report must be tabled at a meeting of the trustee's board of directors within two months after the end of each financial year of the trustee and a resolution must be passed as to whether the directors consider the compliance system is adequate.

12. The trustee must ensure that its auditor states substantially in such form as the ASIC requires whether there is any matter or thing that has come to the auditor's attention to cause the auditor to disagree with the information contained in the compliance report or the resolution recorded by the board of directors. The auditor is not required to do any testing or seek any information to assist in determining if there is reason to disagree apart from that required on a statutory audit of a company other than to read the compliance report and relevant ASIC policy on approval of trustees.

13. The trustee must lodge with the ASIC the auditor's statement on the compliance report within four months of the end of each financial year together with a copy of the compliance report. The trustee must also lodge a copy of the resolution of the board referred to in condition 11 certified as true by the secretary if the resolution is not that the compliance system is adequate or if the ASIC so requests.

14. The trustee must notify the ASIC of any change in its corporate status.

15. The trustee must make all notifications required by these conditions promptly and in writing and in any event within seven days of being required to do so. All notifications and lodgements must be addressed to the signatory of this approval or such other person as nominated in writing by the ASIC from time to time.

Dated this 29th day of June 2001

Signed by Maree O'Brien as a delegate of the Australian Securities and Investment Commission.

# Australian Securities and Investments Commission Corporations Law - Paragraph 601QA(1)(a) and Subsection 1084(2) -Revocation and Exemption

Pursuant to paragraph 601QA(1)(a) and subsection 1084(2) of the Corporations Law (the Law) the Australian Securities and Investments Commission (ASIC) hereby revokes Class Order [00/1156] with effect from the end of 30 June 2001.

And pursuant to paragraph 601QA(1)(a) of the Law ASIC hereby exempts, with effect on and from 1 July 2001, each person referred to in Schedule A in the cases specified in Schedule B from section 601ED of the Law until 31 December 2002.

#### Schedule A

A person who operates or promotes a scheme of the kind specified in Schedule B.

### Schedule B

Making offers for issue of interests in, or operating, a scheme to which employers may make, or are required by an award or agreement to make, contributions where the primary objective of the scheme is to fund redundancy entitlements and other entitlements incidental to employment, for employees of the employers.

Dated the 29th day of June 2001

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Signed by Brendan Byrne as delegate of the Australian Securities and Investments Commission Commonwealth of Australia Gazette

Australian Securities and Investments Commission

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01/0930

Under subsection 741(1) of the Corporations Law (Law) the Australian Securities and Investments Commission (ASIC) hereby declares that Chapter 6D of the Law applies to all persons in relation to an offer made in or accompanied by the disclosure document specified in the Schedule A in the case referred to in Schedule B as if a reference to:

Corporations Law - Subsection 741(1) - Declaration

(a) a disclosure document in paragraphs 723(1)(a), 728(1)(a) and 728(1)(b) of the Law;

(b) a prospectus in paragraph 723(1)(a) of the Law;

(c) a copy of a prospectus in subsections 721(3) and 727(2) of the Law

includes a reference to a document or copy of a document that differs from the disclosure document lodged with ASIC to the following extent:

(d) minor graphical changes to the Skandia Morningstar Style box (moving the style box to below the global graphic) which would not change the representation of the schemes

(e) a minor reduction in the buy/sell fees for eleven of the forty schemes due to changes in the stamp duty applying to the schemes as of 1 July 2001.

#### SCHEDULE A

The disclosure document for "Skandia Global Investment Solutions" lodged with ASIC on 28<sup>th</sup> June 2001 by Australian Skandia Limited (ACN 093 415 251) to offer units in various managed investment schemes.

#### SCHEDULE B

All offers made in or accompanied by the disclosure document where:

(a) no application form is attached to the disclosure document lodged with ASIC;

(b) no application form has been distributed with the disclosure document or a copy of the disclosure document prior to the date of this instrument; and

(c) any application form accompanying the disclosure document or a copy of the disclosure document on or after the date of this instrument discloses the difference between the disclosure document and the disclosure document lodged with ASIC.

Dated this 5th day of July 2001

Signed by Ian Domecillo as a delegate of the Australian Securities and Investments Commission

093

#### Australian Securities & Investments Commission 0 1 Corporations Law - Subsection 655A(1) - Declaration

Pursuant to subsection 655A(1) of the Corporations Law ("Law") the Australian Securities and Investments Commission ("Commission") hereby declares that Chapter 6 of the Law, as modified by the instrument dated 29<sup>th</sup> June 2001 and executed by Gadi Bloch as a delegate of the Commission in relation to the person specified in Schedule A, applies to the person specified in Schedule A in the case referred to in Schedule B as if the following words were inserted at the end of subsection 630(1A):

"A variation under this subsection is disregarded for the purposes of subsection (2)."

### SCHEDULE A

Reliable Power Inc. ("Bidder").

### SCHEDULE B

The takeover bid by the Bidder for all the ordinary shares in Pinnacle VRB Limited (ACN 630 111 784) in respect of which a bidder's statement was lodged with the Commission on 5 March 2001.

Dated this 6<sup>th</sup> day of July 2001

Signed:

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

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### Australian Securities and Investment Commission Corporations Law Paragraph 601QA(1)(a) – Exemption

01/0932

Under paragraph 601QA(1)(a) of the Corporations Law ("Law") the Australian Securities and Investments Commission hereby exempts the persons referred to in Schedule A from paragraph 601FC(1)(d) of the Law in the cases referred to in Schedule B on the conditions set out in Schedule C and for so long as they are met.

#### Schedule A

Hillross Financial Services Limited (ACN 003 323 055) ("Responsible Entity"), the responsible entity of The Investment Service (ARSN 089 056 879).

#### Schedule B

- The waiving of the Deposit Fee, as described in the prospectus relating to The Investment Service from time to time ("Prospectus"), that would otherwise be incurred where a member of The Investment Service makes a prepayment of interest or repayment of part or all of the principal under the Margin Lending Service as described in the Prospectus.
- The implementing of transitional arrangements expiring on 31 July 2001 in relation to members who first invested in The Investment Service before 1 June 1998 and who have continuously remained members (a "Pre 1998 Investor"), with the following features ("Transitional Arrangements"):
  - a Pre 1998 Investor is not charged a minimum management fee, unless the member agrees;
  - b. if a Pre 1998 Investor does not agree to be charged a minimum management fee, a minimum balance requirement of \$10,000 applies to the member ("Differential Fee"); and
    - if a Pre Investor does not agree to be charged a minimum management fee, and the balance of the member's account in The Investment Service is less than \$5,000 six months after receiving a request from the Responsible Entity for the member to make a further investment to meet the \$10,000 minimum balance requirement, the member's investment in The Investment Service may be compulsory redeemed by the Responsible Entity.

#### Schedule C

The Responsible Entity must ensure that where a Differential Fee arrangement of a kind referred to in Schedule B is in place or is to be offered, a statement of the basis upon which the Differential Fees will be calculated and which specifies the fees members will have to bear is disclosed in the Prospectus.

The Responsible Entity must ensure that the Differential Fee and Transitional Arrangements referred to in Schedule B do not adversely affect the fees that are paid or to be paid by any other member of The Investment Service who is not a party to that Fee or those Transitional Arrangements.

Dated the 11th day of July 2001

MOBREN

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

0933

Australian Securities and Investments Commission 0 1 / Corporations Act 2001 Paragraphs 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 the person referred to in Schedule A from paragraph 601FC(1)(d) of the Act in the case referred to in Schedule B on the conditions set out in Schedule C and for so long as they are met.

#### SCHEDULE A

Australian Skandia Limited, ACN 093 415 251 in its capacity as the responsible entity of registered management investment schemes (each a "Skandia Scheme") from time to time (the "responsible entity").

#### SCHEDULE B

The charging of an administration fee for which a member of a Skandia Scheme would be liable, but for that member having paid the administration fee as a member of another Skandia Scheme ("the Fee Arrangement").

### SCHEDULE C

The responsible entity must ensure that the Fee Arrangement is disclosed in any disclosure document used for an offer of interests in the Skandia Schemes.

The responsible entity must ensure that the Fee Arrangement referred to in Schedule B does not adversely affect the fees that are paid or to be paid by any other member of a Skandia Scheme who is not a party to the Fee Arrangement.

Interpretation

1.

2.

"administration fee" in relation to a Skandia Scheme has the same meaning as in the constitution for that Skandia Scheme.

Dated this 18<sup>th</sup> day of July 2001

Signed by Ian Domecillo on behalf of the Australian Securities and Investments Commission

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#### ASIC Gazette Notices under the Corporations Act 2001

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

# 01/0934

Pursuant to subsection 601QA(1)(a) of the Corporations Act 2001 (the "Act"), the Australian Securities and Investments Commission ("ASIC") hereby declares that section 601GC(1) of the Act shall have effect in its application in relation to the person named in Schedule A in relation to the deed specified in Schedule B ("Constitution") in the case specified in Schedule C as if section 601GC(1) were modified by deleting the full stop after "adversely affect members' rights" and adding the following:

"; or

(c) by the responsible entity if the only member of the scheme consents in writing to the proposed arrangement."

#### Schedule A

Ballina Mortgage Management Limited (ACN 092 594 477) ("Responsible Entity") as responsible entity of the Richmond Mortgage Fund ARSN 097 151 883 (the "Scheme").

Schedule B

The deed poll declared by the Responsible Entity dated 1 September 1999 constituting the Scheme.

#### Schedule C

Lewbud Pty Limited ACN 060 415 901 being the only member of the Scheme has consented in writing to the proposed change to the Constitution dealing with the amendment to the income provisions and amendment to the Responsible Entity's remuneration (the "amendments") and has been given all the information about the amendments.

Dated this 18<sup>th</sup> day of July 2001

Signed by Ian Domecillo, a delegate of the Australian Securities and Investments Commission

### Australian Securities and Investments Commission 0 1 / 0 9 3 5 Corporations Act 2001 – Subsection 669(1) – Declaration

Pursuant to subsection 669(1) of the Corporations Act 2001 ("Act"), the Australian Securities and Investments Commission ("ASIC") declares that Chapter 6A of the Act applies to the person specified in Schedule A in the case referred to in Schedule B as if:

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- 1. subparagraph 661A(1)(a)(i) was modified by inserting after the word "class", the words "which existed as at the date set by the bidder under subsection 633(2)";
- 2. paragraph 661B(1)(a) was modified by omitting the words "in the prescribed form" and inserting in their place the words "(omitting the holder's name and address)";
- 3. paragraph 661B(1)(c) was modified by omitting the words "the notice" and inserting the words "a copy of the notice which includes the holder's name and address ";
- 4. paragraph 661B(1)(d) was modified by inserting the words "of the notice referred to in paragraph (a)" after the words "give a copy";
- 5. subsection 661B(3) was modified by inserting the words "referred to in paragraph (1)(c)" after the words "the notice";
- 6. subsection 661B(4) was modified by inserting the words " referred to in paragraph (1)(c)" after the words "the notice" where they first appear; and
- 7. subsection 662A(1) was modified by inserting at the end of the subsection, the words "unless the bidder has given a notice to a person under paragraph 661B(1)(c)".

#### Schedule A

Harmony Gold (Australia) Pty Limited ACN 091 439 333 ("Bidder")

#### Schedule B

The compulsory acquisition of bid class securities by the Bidder, being ordinary shares in New Hampton Goldfields Limited ACN 009 193 999 ("Target"):

- (a) that were the subject of an off-market bid by the Bidder and in respect of which a bidder's statement was lodged with ASIC on 2 February 2001; or
- (b) issued upon the exercise of listed options over ordinary shares in the Target, such exercise occurring after 2 February 2001 but before 1 May 2001 ("New Shares"), and where the holders of New Shares have been sent the following documents by the Bidder:
  - (i) a copy of the bidder's statement referred to in item (a) above and the supplementary bidder's statement lodged by the Bidder with ASIC on 6 March 2001;
  - (ii) a copy of the target's statement relating to the off-market bid referred to in item (a) above; and
  - (iii) a copy of the independent expert's report dated 28 February 2001 which accompanied the target's statement referred to in item (b)(ii) above,

which is made pursuant to a notice in the form set out in the attached annexure marked "Schedule C to declaration dated 20 July 2001".

Dated this 20th day of July 2001

Signed by Belisa Jong as a delegate of the Australian Securities and Investments Commission

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		"Schedule C to declaration dated 20 July 2001"	01/0935
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ASIC rec	istered agent number	· · · · ·	anna a tha ann an tha a
lodging party or agent name		Clayton Utz	
office, level, building name or PO Box no		Level 31	
street number and name		No.1 O'Connell Street	· ´ ` ` `
suburb/city		Sydney state/territory NSW postcode 2000	
	telephone	(02) 9353 4770	
•	facsimile	(02) 8220 6700	
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	DX number	370 suburb/city Sydney	PROC. 🖸
	•	Australian Securities & Investments Commission	· · · · · · · · · · · · · · · · · · ·
	•	Notice of	- -
		Notice of compulsory acquisition	Corporations Act 2001
		following takeover bid	661B(1)(a)
,		Ionowing takeover bid	
· · ·	То	[Insert Name and Address of Shareholder]	
``````````````````````````````````````	Secur		("the Compar
· · ·	1.	Under an Off Market Bid offers were made by Harmony Gold (A bidder") in respect of the acquisition of ordinary shares in the C	
• •	1 <b>A</b> .	In addition, under an Off Market Bid offers were made by the bidder in respect of the acquisition of listed options in the Company. The offers closed on 4 May 2001.	
	2.	Unless paragraph 2A of this notice applies to you, you are, or are entitled to be, registered as the holder of ordinary shares in respect of which an offer was made, but have not accepted the takeover offer.	
	. 2A.	Alternatively, you are, or are entitled to be, registered as the holder of ordinary shares issued during the offe period upon exercise of listed options in the Company ("NHGN shares").	
	3.	The bidder hereby gives you notice under subsection 661B(1) of the Corporations Act 2001 ("Act") that the bidder has become entitled pursuant to subsection 661A(1) of the Act to compulsorily acquire your securities and desires to acquire those securities.	
	3A.	The bidder has obtained a modification of the Act from the Australian Securities & Investments Commission, the effect of which is to permit the bidder to give this notice to the holders of NHGN shares and to entitle the bidder, pursuant to subsection 661A(1) of the Act, to compulsorily acquire the NHGN shares.	
· · · · · · · · · · · · · · · · · · ·	4	Under section 661D of the Act, you have the right, by notice in writing given to the bidder within one month after this notice is lodged with ASIC, to ask the bidder for a written statement of the names and addresses o everyone else the bidder has given this notice to.	
	5.	Deleted	
•	6.	Under section 661E of the Act, you have the right, within one month after being given this notice or within 1 days after being given a statement requested under section 661D of the Act (as referred to in paragraph 4 of this notice), whichever is the later, to apply to the Court for an order that the securities not be compulsorily acquired. The bidder is entitled and bound to acquire the securities on the terms that applied under the takeover bid immediately before the end of the offer period.	
	7.		
	8.	Unless on application made by you under section 661E within or referred to in paragraph 6 of the notice) or within 14 days after b the Act (as referred to in paragraph 4 of this notice), whichever is bidder must comply with paragraph 7 of this notice.	eing given a statement under section 661D
	print name	Anthony S Wehby Dire	ector

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### Australian Securities and Investments Commission U 1 7 U 3 Corporations Act 2001 — Subsections 260MA(1), 601QA(1) and 741(1) — Exemption

Pursuant to subsections 260MA(1) and 741(1) of the Corporations Act 2001 (the Act) the Australian Securities and Investments Commission (ASIC) hereby exempts the persons referred to in Schedule A from Parts 2L.1, 2L.2, 2L.3, 2L.4, 2L.5, 6D.2 and 6D.3 of the Act in the case referred to in Schedule B on the conditions set out in Schedule D and for so long as those conditions are met.

And, for the avoidance of doubt, pursuant to subsection 601QA(1) of the Act, ASIC hereby exempts from section 601ED of the Act, in the case of the operation of an employee share scheme which involves a contribution plan and in relation to which the exemptions referred to in the preceding paragraph are applicable, and where the conditions of those exemptions are met.

#### SCHEDULE A

Synavant, Inc., a company incorporated in Delaware in the United States of America (the "issuer"), any of its Australian subsidiaries ("subsidiaries") and any person acting for or on their behalf (together the "offerors").

#### SCHEDULE B

This exemption applies to:

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- (a) an offer for issue or sale of fully paid shares being shares in the same class as shares which at the time of the offer are quoted on the NASDAQ National Market and trading in which is not suspended (quoted shares);
- (b) an offer for issue or sale of options over fully paid shares in the same class as quoted shares where the option is offered for no more than nominal consideration;
- (c) an issue or sale of fully paid shares in the same class as shares which at the time of issue or sale are quoted shares as a consequence of an offer of the kind referred to in paragraphs (a) and (b);

which is made pursuant to the Synavant, Inc 2000 Stock Incentive Plan ("employee share scheme") which involves a contribution plan, and which meets the requirements set out in Schedule C, but does not apply to:

(d) an offer or grant of options for other than nominal consideration.

The employee share scheme comprises the Synavant Inc. 2000 Stock Incentive Plan ("U.S. Plan") and an Australian Addendum to the U.S. Plan. A copy of the U.S. Plan together with a draft Australian Addendum are to be provided to ASIC on or about [date to be provided].

#### SCHEDULE C

An offer, issue or sale to which this exemption applies must, insofar as it constitutes, includes or may result in the transfer of shares (for example through the exercise of an option), meet the following requirements:

The shares the subject of the offer are of the issuer, securities of which have been quoted on the NASDAQ National Market throughout the 12 month period, immediately preceding the offer, without suspension during that period exceeding in total 2 trading days.

- 2 The offer must be extended only to persons (offerees) who at the time of the offer are full or part-time employees or directors of the issuer or of associated bodies corporate of the issuer.
  - The offer must be in writing (the offer document) and:
  - (a) the offer document must include or be accompanied by a copy, or a summary, of:
    - (i) the rules of the employee share scheme pursuant to which the offer is made; and
    - (ii) the terms and conditions of the contribution plan;
  - (b) if the offer document includes or is accompanied by a summary (rather than a copy) of the rules, terms and conditions referred to in paragraph (a), the offer document must include an undertaking that during the period or periods during which the offeree may acquire shares to which the offer relates (offer period), the issuer (or, in the

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case of an issuer which does not have a registered office in Australia, an associated body corporate of the issuer which does so have a registered office) will, within a reasonable period of the offeree so requesting, provide the offeree without charge with a copy of those rules, terms and conditions;

(c) the offer document must specify:

- (i) the acquisition price in Australian dollars of the shares to which the offer relates;
- (ii) where the acquisition price of the shares is denominated in a foreign currency, the Australian dollar equivalent of the acquisition price as at the time of the offer; or
- (iii) where the acquisition price of the shares is determinable at some future time by reference to a formula, the Australian dollar or Australian dollar equivalent of the acquisition price were that formula applied as at the date of the offer;
- (d) the offer document must include an undertaking that, and an explanation of the way in which, the issuer (or in the case of an issuer which does not have a registered office in Australia, an associated body corporate of the issuer which does so have a registered office) will, during the offer period, within a reasonable period of the offeree so requesting, make available to the offeree the following information:
  - (i) the current market price (or, where that price is denominated in a foreign currency, the Australian dollar equivalent of that price) of shares in the same class as the shares to which the offer relates; and
  - (ii) where either paragraph (c)(ii) or (iii) applies, the information referred to in that paragraph as updated to that date.
- (e) the offer document must also state:

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- (i) the Australian ADI where contributions are held;
- (ii) the length of time they may be held; and
- (iii) the rate of interest payable (if any) on the contributions held in the account.
- In the case of an offer of shares for issue, the number of shares the subject of the offer when aggregated with:
  - (a) the number of shares in the same class which would be issued were each outstanding offer to acquire unissued shares, being an offer made pursuant to an employee share scheme extended only to employees or directors of the issuer and of associated bodies corporate of the issuer, to be accepted (as the case may be); and
  - (b) the number of shares in the same class issued during the previous 5 years pursuant to the employee share scheme or any other employee share scheme extended only to employees or directors of the issuer and of associated bodies corporate of the issuer;

but disregarding any offer made or share issued by way of or as a result of:

- (c) an offer to a person situated at the time of receipt of the offer outside Australia; or
- (d) an offer that was an excluded offer or invitation within the meaning of the Act as it stood prior to the commencement of Schedule 1 to the Corporate Law Economic Reform Program Act 1999; or
- (e) an offer that did not need disclosure to investors because of section 708 of the Act;

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

### SCHEDULE D

The person making the offer (the offeror) must provide to ASIC a copy of the offer document (which need not contain details of the offer particular to the offeree such as the identity or entitlement of the offeree) and of each accompanying document not later than 7 days after the provision of that material to the offeree.

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- The offeror must ensure that the issuer (or, in the case of an issuer which does not have a registered office in Australia, an associated body corporate of the issuer which does so have a registered office), complies with any undertaking required to be made in the offer document by reason of this instrument.
- Neither the issuer nor any associated body corporate of it offers the offeree any loan or other financial assistance for the purpose of, or in connection with, the acquisition of the shares to which the offer relates.

-Interpretation

For the purposes of this instrument:

A contribution plan is a plan under which a participating offeree may save money by regular deductions from wages or salary towards paying for shares offered for issue or sale under an employee share scheme where the terms and conditions of the contribution plan include terms and conditions to the effect that:

- (a) all deductions from wages or salary made in connection with participation in the contribution plan must be authorised by the offeree on the same form of application which is used in respect of the offer, or on a form which is included in or accompanies the offer document;
- (b) any contributions made by an offeree as part of the contribution plan must be held by the issuer in trust for the offeree in an account of an Australian ADI which is established and kept by the issuer solely for the purpose of depositing contribution moneys and other money paid by employees for the shares on offer under the employee share scheme;
- (c) the offeree may elect to discontinue their participation in the contribution plan at any time and as soon as practicable after that election is made all money deposited with the Australian ADI in relation to that offeree, including any accumulated interest, must be repaid to that offeree.
- A body corporate is an associated body corporate of an issuer if:
- (a) the body corporate is a related body corporate of the issuer; or
- (b) the body corporate has voting power in the issuer of not less than 20%; or
- (c) the issuer has voting power in the body corporate of not less than 20%; (applying the definition of "voting power" contained in section 610 of the Act).
- The Australian dollar equivalent of a price shall be calculated by reference to the relevant exchange rate published in the *Wall Street Journal* on the previous business day.
- An offer under a scheme shall not be regarded as extended to a person other than an employee or director of the issuer or an associated body corporate of the issuer merely because such an employee or director may renounce an offer of shares made to them under the scheme in favour of their nominee.
- The current market price of a share shall be taken as the price published by the NASDAQ National Market as the final price for the previous day on which the share was traded on the stock market of that exchange.

Dated 23 July 2001

Signed by [delegate] as delegate of the Australian Securities and Investments Commission

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### Australian Securities and Investments Commission Corporations Law — Subsection 741(1) — Exemption

Pursuant to subsection 741(1) of the Corporations Act 2001 ("the Act") the Australian Securities and Investments Commission ("ASIC") hereby exempts the person specified in Schedule A from the provisions specified in Schedule B in the case referred to in Schedule C and on the condition referred to in Schedule D.

#### SCHEDULE A

Zimmer Holdings Inc., a company incorporated in the state of Delaware in the United States of America ("Issuer").

### SCHEDULE B

- 1. Item 3 of section 717 of the Act to the extent that it requires a disclosure document to include or be accompanied by an application form.
- 2. Item 6 of section 717 of the Act and subsection 723(1) of the Act to the extent that those provisions only permit an issue of securities to be made to a person who has used an application form distributed with the disclosure document.
- Subsection 734(2) of the Act to the extent that it restricts advertising and publicity of the Offer.

#### SCHEDULE C

An offer and issue of options over shares in the Issuer to employees of the Issuer ("offerees") under the TeamShare Stock Option Plan ("Offer"), pursuant to a prospectus to be lodged with ASIC on or about the date of this instrument.

#### SCHEDULE D

- 1. The options must be offered and issued as consideration for the cancellation of existing Bristol-Myers-Squibb, Inc. options, which options were offered and issued for no consideration under the Bristol-Myers-Squibb Teamshare Stock Option Plan.
- 2. As soon as practicable after the Issuer announces the issue, the Issuer provides each offeree with a copy of the prospectus referred to in Schedule C.
- 3. The prospectus details how an employee's option grant is to be determined.

Dated the 23<sup>rd</sup> day of July 2001

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Signed by Susanne Date as a delegate of the Australian Securities and Investments Commission

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

Pursuant to paragraph 601QA(1)(b) of the Corporations Act 2001 (Act) the Australian Securities and Investments Commission (ASIC) hereby declares that the provisions of Chapter 5C of the Act apply in relation to the person mentioned in Schedule A in respect of the Scheme described in Schedule B in the cases described in Schedule C as follows:

1. Delete Part 5C.6.

2. In paragraph 601GA(4)(b), delete the words "if the right may be exercised while the scheme is liquid (as defined in section 601KA)", and replace "; and " with ".".

3. Delete paragraph 601GA(4)(c).

4. Delete paragraph 601FC(1)(d).

#### SCHEDULE A

#### WRF PROPERTY LIMITED (ACN 095 920 648) (Responsible Entity)

### SCHEDULE B

#### ELERMORE PROPERTY SYNDICATE (ARSN 097 445 700) (Scheme)

### SCHEDULE C

The offer by the Responsible Entity to the Vendor of the opportunity for the Vendor to wholly withdraw from the Scheme, the allowing of that withdrawal by the Responsible Entity and any provision of the Scheme's constitution that relates to such withdrawal

In this instrument of relief:

"Vendor" means Elemore Investment Pty Ltd (ACN 001 365 199) that is selling a property at Croudace Road, Elemore Vale, NSW to the Scheme and holds, or will hold, 10 units in the Scheme.

Dated 24 July 2001

Signed by Frank Varga as delegate of the Australian Securities and Investments Commission

### Australian Securities and Investments Commission Corporations Act 2001 — Subsections 283GA(1), 601QA(1) and 741(1) — Exemption

Pursuant to subsections 283GA(1) and 741(1) of the Corporations Act 2001 ("the Act") the Australian Securities and Investments Commission ("ASIC") hereby exempts each person in the class of persons referred to in Schedule A from Parts 2L.1, 2L.2, 2L.3, 2L.4, 2L.5, 6D.2 and 6D.3 of the Act in the cases referred to in Schedule B on the conditions set out in Schedule D and for so long as those conditions are met.

And, for the avoidance of doubt, pursuant to subsection 601QA(1) of the Act ASIC hereby exempts the person referred to in Schedule A from section 601ED of the Act, in the case of the operation of an employee share scheme which involves a contribution plan and in relation to which the exemptions referred to in the preceding paragraph are applicable, and where the conditions of those exemptions are met.

#### SCHEDULE A — PERSONS EXEMPTED

JD Edwards & Company, a company incorporated in the United States of America, and any person acting on its behalf ("the issuer").

#### SCHEDULE B — CASES EXEMPTED

This exemption applies to an offer made under the 1997 Employee Stock Purchase Plan for Non-US Employees (Employee share scheme") which is:

- (a) an offer for issue or sale of fully paid shares being shares in the same class as shares which at the time of the offer are quoted on the New York Stock Exchange and trading in which is not suspended (quoted shares);
- (b) an offer for issue or sale of options over fully paid shares in the same class as quoted shares where the option is offered for no more than nominal consideration;
- (c) an issue or sale of fully paid shares in the same class as shares which at the time of issue or sale are quoted shares as a consequence of an offer of the kind referred to in paragraphs (a) or (b); and
- (d)

an offer for issue or sale of units of fully paid shares, or other offer, issue or sale, which is made pursuant to an employee share scheme that involves such offer, issue or sale being made through a trust and which is exempted by ASIC Class Order 00/223 dated 11 March 2000 and where the conditions of that Class Order are met;

which is made pursuant to an employee share scheme which involves a contribution plan, and which meets the further requirements set out in Schedule C, but does not apply to:

(e) an offer or grant of options for other than nominal consideration.

#### SCHEDULE C — FURTHER REQUIREMENTS

An offer, issue or sale to which this exemption applies must, insofar as it constitutes, includes or may result in the transfer of shares (for example through the exercise of an option), meet the following requirements:

1. The shares the subject of the offer or option are of a body (the issuer) securities of which have been quoted on the New York Stock Exchange throughout the 36 month period, immediately preceding the offer, without suspension during that period exceeding in total 5 trading days.

2. The offer must be extended only to persons (offerees) who at the time of the offer are full or parttime employees or directors of the issuer or of associated bodies corporate of the issuer.

3. The offer must be in writing (the offer document) and:

(a)

(b)

(c)

(d)

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- the offer document must include or be accompanied by a copy, or a summary, of:
  - the rules of the employee share scheme pursuant to which the offer is made; and
  - (ii) the terms and conditions of the contribution plan;

if the offer document includes or is accompanied by a summary (rather than a copy) of the rules, terms and conditions referred to in paragraph (a), the offer document must include an undertaking that during the period or periods during which the offeree may acquire the shares offered or subject to the option (the offer period), the issuer (or, in the case of an issuer which does not have a registered office in Australia, an associated body corporate of the issuer which does so have a registered office) will, within a reasonable period of the offeree so requesting, provide the offeree without charge with a copy of those rules, terms and conditions;

the offer document must specify in respect of the shares offered or subject to the option:

(i) the acquisition price in Australian dollars of the shares;

- (ii) where the acquisition price of the shares is denominated in a foreign currency, the Australian dollar equivalent of the acquisition price as at the time of the offer; or
- (iii) where the acquisition price of the shares is determinable at some future time by reference to a formula, the Australian dollar or Australian dollar equivalent of the acquisition price were that formula applied as at the date of the offer;

the offer document must include an undertaking that, and an explanation of the way in which, the issuer (or in the case of an issuer which does not have a registered office in Australia, an associated body corporate of the issuer which does so have a registered office) will, during the offer period, within a reasonable period of the offeree so requesting, make available to the offeree the following information:

- the current market price (or, where that price is denominated in a foreign currency, the Australian dollar equivalent of that price) of shares in the same class as the shares offered or subject to the option; and
- (ii) where either paragraph (c)(ii) or (iii) applies, the information referred to in that paragraph as updated to that date;

the offer document must also state:

- (i) the Australian ADI where contributions are held;
- (ii) the length of time they may be held; and
- (iii) the rate of interest payable (if any) on the contributions held in the account.

4. In the case of an offer of shares or options for issue, the number of shares the subject of the offer or to be received on exercise of an option when aggregated with:

(a) the number of shares in the same class which would be issued were each outstanding offer or option to acquire unissued shares, being an offer made or option acquired pursuant to an employee share scheme extended only to employees or directors of the issuer and of associated bodies corporate of the issuer, to be accepted or exercised (as the case may be); and

the number of shares in the same class issued during the previous 5 years pursuant to the employee share scheme or any other employee share scheme extended only to employees or directors of the issuer and of associated bodies corporate of the issuer;

but disregarding any offer made, or option acquired or share issued by way of or as a result of:

(c)

(b)

an offer to a person situated at the time of receipt of the offer outside Australia; or

(d) an offer that was an excluded offer or invitation within the meaning of the Act as it stood prior to the commencement of Schedule 1 to the Corporate Law Economic
Reform Program Act 1999; or

(e)

an offer that did not need disclosure to investors because of section 708 of the Act;

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

#### SCHEDULE D --- CONDITIONS

1. The person making the offer (the offeror) must provide to ASIC a copy of the offer document (which need not contain details of the offer particular to the offeree such as the identity or entitlement of the offeree) and of each accompanying document not later than 7 days after the provision of that material to the offeree.

2. The offeror must ensure that the issuer (or, in the case of an issuer which does not have a registered office in Australia, an associated body corporate of the issuer which does so have a registered office), complies with any undertaking required to be made in the offer document by reason of this instrument.

3. Neither the issuer nor any associated body corporate of it offers the offeree any loan or other financial assistance for the purpose of, or in connection with, the acquisition of the shares to which the offer relates.

#### Interpretation

For the purposes of this instrument:

1. A contribution plan is a plan under which a participating offeree may save money by regular deductions from wages or salary towards paying for shares offered for issue or sale under an employee share scheme where the terms and conditions of the contribution plan include terms and conditions to the effect that:

- (a) all deductions from wages or salary made in connection with participation in the contribution plan must be authorised by the offeree on the same form of application which is used in respect of the offer, or on a form which is included in or accompanies the offer document;
- (b) any contributions made by an offeree as part of the contribution plan must be held by the issuer in trust for the offeree in an account of an Australian ADI which is established and kept by the issuer solely for the purpose of depositing contribution moneys and other money paid by employees for the shares on offer under the employee share scheme;
- (c) the offeree may elect to discontinue their participation in the contribution plan at any time and as soon as practicable after that election is made all money deposited with the Australian ADI in relation to that offeree, including any accumulated interest, must be repaid to that offeree.

2. A body corporate is an associated body corporate of an issuer if:

(a) the body corporate is a related body corporate of the issuer; or

(b) the body corporate has voting power in the issuer of not less than 20%; or

(c) the issuer has voting power in the body corporate of not less than 20%;

(applying the definition of "voting power" contained in section 610 of the Act).

3. The Australian dollar equivalent of a price shall be calculated by reference to the relevant exchange rate published by the Wall Street Journal on the previous business day.

4. An offer under a scheme shall not be regarded as extended to a person other than an employee or director of the issuer or an associated body corporate of the issuer merely because such an employee or director may renounce an offer of shares made to them under the scheme in favour of their nominee.

5. An option shall be taken to have been offered or granted for nominal consideration if and only if the monetary consideration payable upon the issue of the option is not more than the lesser of:

(a) 1 cent per option; or

(b) 1% of the exercise price in respect of the option.

6. The current market price of a share shall be taken as the price published by the principal exchange on which the share is quoted as the final price for the previous day on which the share was traded on the stock market of that exchange.

Dated the 24<sup>th</sup> day of July 2001

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Signed by Susanne Date as delegate of the Australian Securities and Investments Commission

Australian Securities and Investments Commission Corporations Act 2001 — Subsection 741(1) — Exemption

Pursuant to subsection 741(1) of the Corporations Act 2001 ("the Act") the Australian Securities and Investments Commission ("ASIC") hereby exempts each person in the class of persons mentioned in . Schedule A from Parts 6D.2 and 6D.3 of the Act in the cases referred to in Schedule B on the conditions set out in Schedule D and for so long as those conditions are met.

### SCHEDULE A — PERSONS EXEMPTED

JD Edwards & Company, a company incorporated in the United States of America, and any person acting on its behalf ("the issuer").

#### SCHEDULE B — CASES EXEMPTED

This exemption applies to an offer of securities under the 1997 Employee Stock Option Plan for Non-US Residents ("employee share scheme") for issue or sale which is:

- (a) an offer for issue or sale of options over fully paid shares in the same class as shares which at the time of the offer are quoted on the New York Stock Exchange and trading in which is not suspended ("quoted shares") where the option is offered for no more than nominal consideration; and
- (b)

(c)

an issue or sale of fully paid shares in the same class as shares which at the time of issue or sale are quoted shares as a consequence of an offer of the kind referred to in paragraphs (a);

and which meets the further requirements set out in Schedule C, but does not apply to:

an offer or grant of options for other than nominal consideration.

#### SCHEDULE C — FURTHER REQUIREMENTS

An offer, issue or sale to which this exemption applies must, insofar as it constitutes, includes or may result in the issue or transfer of shares (for example through the exercise of an option), meet the following requirements:

1. The shares the subject of the offer or option must be of a body (the issuer) securities of which have been quoted on the New York Stock Exchange throughout the 36 month period immediately preceding the offer without suspension during that period exceeding in total 5 trading days.

2. The offer must be made pursuant to an employee share scheme extended only to persons (offerees) who at the time of the offer are full or part-time employees or directors of the issuer or of associated bodies corporate of the issuer.

3. The employee share scheme must not involve:

(a) a contribution plan; or

(b) any offer, issue or sale being made through a trust.

4. The offer must be in writing (the offer document) and:

- (a) the offer document must include or be accompanied by a copy, or a summary, of the rules of the employee share scheme pursuant to which the offer is made;
- (b) if the offer document includes or is accompanied by a summary (rather than a copy) of the rules of the employee share scheme, the offer document must include an undertaking that during the period or periods during which the offeree may acquire the shares offered or subject to the option (the offer period), the issuer (or, in the case

(c)

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of an issuer which does not have a registered office in Australia, an associated body corporate of the issuer which does so have a registered office) will, within a reasonable period of the offeree so requesting, provide the offeree without charge with a copy of the rules of the employee share scheme;

- the offer document must specify in respect of the shares offered or subject to the option:
  - (i) the acquisition price in Australian dollars of the shares;
  - (ii) where the acquisition price of the shares is denominated in a foreign currency, the Australian dollar equivalent of the acquisition price as at the time of the offer; or
  - (iii) where the acquisition price of the shares is determinable at some future time by reference to a formula, the Australian dollar or Australian dollar equivalent of the acquisition price were that formula applied as at the date of the offer;
- the offer document must include an undertaking, and an explanation of the way in which, the issuer (or in the case of an issuer which does not have a registered office in Australia, an associated body corporate of the issuer which does so have a registered office) will, during the offer period, within a reasonable period of the offeree so requesting, make available to the offeree the following information:
  - (i) the current market price (or, where that price is denominated in a foreign currency, the Australian dollar equivalent of that price) of shares in the same class as the shares offered or subject to the option; and
  - (ii) where either paragraph (c)(ii) or (iii) applies, the information referred to in that paragraph as updated to that date; and
- if the issuer or any associated body corporate of it offers the offeree any loan or other financial assistance for the purpose of acquiring the shares offered or subject to the option, the offer document must disclose the conditions, obligations and risks associated with such loan or financial assistance.

5. In the case of an offer of shares or options for issue, the number of shares the subject of the offer or to be received on exercise of an option when aggregated with:

- (a) the number of shares in the same class which would be issued were each outstanding offer or option to acquire unissued shares, being an offer made or option acquired pursuant to an employee share scheme extended only to employees or directors of the issuer and of associated bodies corporate of the issuer, to be accepted or exercised (as the case may be); and
- (b) the number of shares in the same class issued during the previous 5 years pursuant to the employee share scheme or any other employee share scheme extended only to employees or directors of the issuer and of associated bodies corporate of the issuer;

but disregarding any offer made, or option acquired or share issued by way of or as a result of:

- (c) an offer to a person situated at the time of receipt of the offer outside Australia; or
- (d) an offer that was an excluded offer or invitation within the meaning of the Act as it stood prior to the commencement of Schedule 1 to the Corporate Law Economic Reform Program Act 1999; or
- (e) an offer that did not need disclosure to investors because of section 708 of the Act;

(e)

(d)

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

#### SCHEDULE D -- CONDITIONS

1. The person making the offer (the offeror) must provide to ASIC a copy of the offer document (which need not contain details of the offer particular to the offeree such as the identity or entitlement of the offeree) and of each accompanying document not later than 7 days after the provision of that material to the offeree.

2. The offeror must ensure that the issuer (or, in the case of an issuer which does not have a registered office in Australia, an associated body corporate of the issuer which does so have a registered office), complies with any undertaking required to be made in the offer document by reason of this instrument.

#### Interpretation

For the purposes of this instrument:

1. A contribution plan is a plan under which a participating offeree may save money by regular deductions from wages or salary towards paying for shares offered for issue or sale under an employee share scheme.

2. A body corporate is an associated body corporate of an issuer if:

- (a) the body corporate is a related body corporate of the issuer; or
- (b) the body corporate has voting power in the issuer of not less than 20%; or
- (c) the issuer has voting power in the body corporate of not less than 20%;

(applying the definition of "voting power" contained in section 610 of the Act).

3. The Australian dollar equivalent of a price shall be calculated by reference to the relevant exchange rate published by the following website:

<http://www.moneycentral.msn.com/investor/market/rates.asp>

4. An employee share scheme shall not be regarded as extended to a person other than an employee or director of the issuer or an associated body corporate of the issuer merely because such an employee or director may renounce an offer of shares made to them under the scheme in favour of their nominee.

5. An option shall be taken to have been offered or granted for nominal consideration if and only if the monetary consideration payable upon the issue of the option is not more than the lesser of:

(a) 1 cent per option; or

(b) 1% of the exercise price in respect of the option.

6. The current market price of a share shall be taken as the price published by the principal exchange on which the share is quoted as the final price for the previous day on which the share was traded on the stock market of that exchange.

Dated the 24<sup>th</sup> day of July 2001

Signed by Susanne Date as delegate of the Australian Securities and Investments Commission 1.

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# 01/0941

# Australian Securities and Investments Commission

Corporations Act 2001 – Subsections 655A(1) and 673(1) – Declarations

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 in relation to the persons referred to in Schedule A in the case referred to in Schedule B, as if:

section 610 of the Act were modified or varied to disregard a person's relevant interest in, and voting power in relation to, shares in Enex Resources Limited (ACN 082 271 912) ("Enex") arising only as a result of an arrangement, agreement or understanding between the JLMs, Glencore International, Glencore AG (each as defined in Schedule A) and Enex, the effect of which is disclosed in the prospectuses for the offer of shares in Enex for sale to be lodged with ASIC on or about 7 August 2001 (together, the "Prospectus"), and pursuant to which:

- (a) Glencore International, Glencore AG and Enex are restricted from disposing of, encumbering or otherwise dealing in any of the issued shares in Enex, other than those shares disposed of in accordance with the offer of shares under the Prospectus;
- (b) the JLMs will take a call option to acquire issued shares in Enex (up to a maximum number equal to 15% of the number of shares offered under the Prospectus) from Glencore AG for the purposes of the market stabilisation arrangements disclosed in the Prospectus.

And pursuant to subsection 673(1) of the Law, ASIC declares that Chapter 6C of the Law applies in relation to the persons referred to in Schedule A in the case referred to in Schedule B, as if:

section 671B of the Law were modified or varied to disregard a person's relevant interest in, and voting power in relation to, shares in Enex arising only as a result of an arrangement, agreement or understanding referred to above.

And pursuant to sections 655A and 673 of the Law, ASIC declares that Chapters 6 and 6C of the Law apply in relation to the persons referred to in Schedule A in the case referred to in Schedule B for the period of 6 months after the date of this instrument, as if:

- the definition of "associate" in section 9 were modified or varied by:
  - (a) omitting the words:
    - ": the following are the associates of a bidder making a takeover offer, a substantial holder or a 90% holder"
      - and substituting the words:
    - "when used in relation to a person in Chapters 6 and 6C means";
  - (b) replacing the references to "bidder or holder" with the word "person" wherever they appear;
  - (c) replacing the references to "a person" in paragraphs (b) and (c) with the words "another person"; and
  - (d) inserting after paragraph (c) the sentence: "But another person is not an associate of the person merely because of one or more of the circumstances in paragraphs 16(1)(a) to (d).";
- subsection 10(1) were modified or varied by omitting the word "This" and substituting "Unless the definition of associate in section 9 applies, this";
- 3. subsection 10(2) were omitted; and
- 4. subsection 12(1) were omitted.

#### Schedule A

Deutsche Bank AG (ACN 064 165 162), Credit Suisse First Boston Australia Limited (ACN 007 016 300), Glencore Overseas AG ("Glencore AG"), Glencore International AG ("Glencore International") and Enex.

#### Schedule B

The calculation of relevant interests in, or voting power in relation to, securities in Enex. Dated the 25<sup>th</sup> day of July 2001.

Signed:

Ghdi Bloch as a delegate of the Australian Securities and Investments Commission

# Australian Securities & Investments Commission 0 1 / 0 9 4 2 Corporations Act 2001 - Subsection 655A(1) - Exemption

Pursuant to subsection 655A(1) of the Corporations Act 2001 ("Act") the Australian Securities and Investments Commission ("Commission") hereby exempts the persons specified in Schedule A from subsection 638(5) of the Act in the case referred to in Schedule B on the conditions specified in Schedule C in relation to a statement which is included in, or accompanies, the target's statement relating to the takeover bid referred to in Schedule B ("Target's Statement"), where Senetas Corporation Limited (ACN 006 067 607) or any of its related bodies corporate made the statement in an announcement to the Australian Stock Exchange Limited.

#### Schedule A

Kusp Limited (ACN 090 863 559) ("Target") and the directors of the Target.

#### Schedule B

The off-market bid by the Senetas Corporation Limited for all the ordinary shares in the Target in respect of which a bidder's statement was lodged with the Commission on 25 June 2001.

#### Schedule C

The Target's Statement either:

- (a) informs people of their right to obtain a copy of an announcement (other than the bidder's statement dated 25 June 2001 or the supplementary bidder's statement dated 13 July 2001) referred to in this instrument; or
- (b) includes a copy of the announcement.
- If the Target's Statement informs people of their right to obtain a copy of an announcement, the Target gives a copy of the announcement free of charge to anyone who asks for it during the offer period.
- The Target's Statement states that a person who has made a statement referred to in this instrument has not consented to the statement being included in, or accompanying, the Target's Statement in the form and context in which it is included.

Dated this 25<sup>th</sup> day of July 2001.

Signed:

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

# ASIC Gazette

Australian Securities and Investments Commission Corporations Act 2001 - Subsections 655A(1) and 673(1) - Declarations

Pursuant to subsections 655A(1) and 673(1) of the Corporations Act 2001 ("Act"), the Australian Securities and Investments Commission ("ASIC") exempts the persons mentioned in Schedule A (collectively, the "JLMs") in the case mentioned in Schedule B, to the extent and on the conditions set out below.

#### First exemption

1.

The JLMs are exempt from section 606 of the Act in relation to any acquisition mentioned in Schedule B. on the following conditions:

- The JLM's transfer to Glencore AG (as defined in Schedule B) all shares the subject of an acquisition within two business days of the acquisition.
- 2. While the JLMs are entitled to more than 20% of all of the voting shares in Enex (as defined in Schedule B) as a result of an acquisition referred to in Schedule B, they do not exercise any voting rights attaching to shares in excess of 20%, without ASIC's consent.

#### Second exemption

The JLMs are exempt from section 671B of the Act in relation to:

- any acquisition mentioned in Schedule B; and (a)
- (b) any share in Enex in respect of which the JLMs do not have voting power at 9.30am on the third business day after that acquisition.

This exemption is given on condition that, if at 9.30am on the third business day after an acquisition, the JLMs have a substantial holding in Enex, the JLMs then comply with section 671B in relation to that substantial holding.

#### SCHEDULE A

Deutsche Bank AG (ACN 064 165 162), Credit Suisse First Boston Australia Limited (ACN 007 016 300) and their related bodies corporate.

#### **SCHEDULE B**

The acquisition of ordinary shares in Enex Resources Limited (ACN 082 271 912) ("Enex"), for the purposes of transfer to Glencore Overseas AG ("Glencore AG") in part or entire satisfaction of the JLMs' obligations under an agreement pursuant to which the JLMs have borrowed shares from Glencore AG for the purposes of the over allocation and market stabilisation arrangements described in the prospectuses for the offer of shares in Enex for sale to be lodged with ASIC on or about 7 August 2001 Dated the 25<sup>th</sup> day of July 2001.

Signed:

Gadi Bloch as a delegate of the

Australian Securities and Investments Commission

Commonwealth of Australia Gazette

Australian Securities & Investments Commission - 0 1 / 0 9 4 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 hereby exempts the persons referred to in Schedule A in the case referred to in Schedule B (the "CLIP Program") for as long as and on condition that the conditions set out in Schedule C are met, from compliance with subsection 601ED(5) of the Act.

#### Schedule A

J.P. Morgan Chase & Co. ACN 096 640 916; The Chase Manhattan Bank ARBN 074 112 011; and The Chase Manhattan Bank Australia Limited ACN 001 531 586 (collectively referred to in this instrument as "J.P. Morgan Chase Manhattan")

#### Schedule B

J.P. Morgan Chase Manhattan granting an Employee an award (a "CLIP Award") that is representative of a notional investment in respect of that Employee in J.P. Morgan Partners Investments and by virtue of which the Employee may be entitled to annual cash payments from J.P. Morgan Chase Manhattan, the amounts of which are calculated on the basis of the returns which would have been received if the notional investment had been an actual investment in J.P. Morgan Partners Investments ("the CLIP Program").

#### Schedule C

- 1. No investment is made by an Employee in J.P. Morgan Partners Investments for the purposes of producing or deriving cash payments under the CLIP Program.
  - Employees have no interest in or entitlement from J.P. Morgan Partners Investments and receive no distributions from J.P. Morgan Partners Investments by virtue of their employment with J.P. Morgan Chase Manhattan.
    - J.P. Morgan Chase Manhattan, in operating the CLIP Program, must not engage in any misleading or deceptive conduct or conduct that is likely to mislead or deceive Employees.
- 6. Prior to granting a CLIP Award to an Employee, J.P. Morgan Chase Manhattan provides the Employee with written disclosure of the main features of the CLIP Program and the Employee's rights as the grantee of a CLIP Award.

Interpretation

2.

4.

In this instrument:

"Employee" means an employee of J.P. Morgan Chase Manhattan or one of its subsidiaries or branches in Australia and who resides in Australia or who performs services pursuant to that employment in Australia.

"J.P. Morgan Partners" means the global private equity investment organization of that name operated by J.P. Morgan Chase & Co. in various countries including the United States of America.

"J.P. Morgan Partners Investments" means investments made by J.P. Morgan Partners which are designated by J.P. Morgan Chase Manhattan to be included for the purposes of determining payments to Employees in respect of CLIP Awards.

Dated 25 July 2001

Signed by Shanaz Khan as delegate of the Australian Securities and Investments Commission

# **AUSTRALIAN SECURITIES & INVESTMENTS COMMISSION** ORDER

PURSUANT to subsection 825(b) of the Corporations Law, the Australian Securities and Investments Commission **HERBY** revokes dealers licence number 176248 held by Treetop Projects Limited (Administrator Appointed). Dated: 25<sup>th</sup> July 2001

Of Sond Jeffrey Scott Delegate of the Australian Securities & Investment Commission.

### AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION CORPORATIONS ACT 2001 - DECLARATION - SECTION 1113A

PURSUANT to subsection 1113A(1) of the Corporations Act (the "Act") the Australian Securities and Investments Commission ("ASIC") declares that Division 3 of Part 7.13 of the Act and regulations made for the purposes of that Division are to apply to the non-marketable securities referred to in the Schedule as if those securities were marketable securities within the meaning of that Division.

Pursuant to subsection 1113A(2) of the Act ASIC hereby declares that Division 3 of Part 7.13 of the Act shall have effect in its application to the securities referred to in the Schedule as if:

- 1. Section 1097 of the Act were modified by:
  - (a) inserting the words "(subject to subsection 1097(5))" after the word "means" in the definitions of "eligible body" and "issuing body" in subsection (1);
  - (b) inserting the following definition after the definition of "legal representative" in subsection (1):

""listed for quotation", in relation to a marketable security or marketable right means a warrant that is admitted to trading status under Section 8 of the Business Rules of Australian Stock Exchange Limited, and retaining that status;" and

- (c) inserting the following subsection after subsection 1097(4):
  - "1097(5) The terms "eligible body" and "issuing body", in relation to a warrant issued under Section 8 of the Business Rules of Australian Stock Exchange Limited, include the Warrant-Issuer under those Rules."

2. Section 1097A of the Act were modified by omitting subsection 1097A(4) and substituting the following subsection:

"1097A(4)

For the purposes of subsections (1) and (2), marketable securities or marketable rights that are warrants issued under Section 8 of the Business Rules of Australian Stock Exchange Limited are taken to have stopped being listed for quotation when the warrants lose their trading status under those Rules."

- 3. Subsection 1103(3) of the Act were deleted; and
- 4. Section 1109D of the Act were modified by deleting subsection 1109D(1)(b) of the Act and the word "and" at the end of subsection 1109D(1)(a) of the Act.

#### SCHEDULE

Warrants to buy and sell Australian Dollars for United States Dollars admitted to trading status under Section 8 of the Business Rules of Australian Stock Exchange Limited and issued by Societe Generale Australia Limited (ABN 002 093 021) pursuant to an Offering Circular dated on or about 23 July 2001, substantially in the form provided to ASIC on 20 July 2001.

Dated 26 July 2001

Signed by Jennifer O'Donnell as a delegate of the Australian Securities and Investments Commission

#### Australian Securities & Investments Commission Corporations Law - Subsection 669(1) - Declaration

Pursuant to subsection 669(1) of the Corporations Act 2001 ("the Act") the Australian Securities and Investments Commission ("the Commission") declares that Chapter 6A of the Act applies to the person specified in Schedule A in the case referred to in Schedule B as if paragraph 663B(2)(a) was modified by omitting the words "within 1 month" and substituting the words "within 2 months".

#### SCHEDULE A

### Liquorland (Australia) Pty Ltd ACN 007 512 414 ("Bidder").

#### SCHEDULE B

The takeover bid by the Bidder for all the ordinary shares in Australian Liquor Group Pty Ltd (ACN 089 094 557) in respect of which a bidder's statement was lodged with the Commission on 1 May 2001. Dated this 27<sup>th</sup> day of July 2001.

Signed: Milling

Merinda Northrop, as a delegate of the

Australian Securities and Investments Commission

#### Australian Securities and Investments Commission Corporations Act 2001 - Subsections 655A(1), 669(1) and 673(1) - Declarations

Pursuant to subsections 655A(1), 669(1) and 673(1) of the Corporations Act 2001 ("the Act") the Australian Securities and Investments Commission ("ASIC") declares that Chapters 6, 6A and 6C of the Act apply in relation to the persons specified in Schedule A in relation to the class of securities specified in Schedule B as if:

the definition of "associate" in section 9 was modified by:

(a) omitting the words:

": The following are the associates of a bidder making a takeover offer, a substantial holder or a 90% holder"

and substituting the following:

"when used in relation to a person in Chapters 6, 6A and 6C means";

- (b) replacing the references to "bidder or holder" with the word "person" wherever they appear; and
- (c) replacing the references to "a person" in paragraphs (b) and (c) with the words "another person"; and
- (d) inserting after paragraph (c) the sentence: "But another person is not an associate of the person merely because of one or more of the circumstances in paragraphs 16(1)(a) to (d).";
- subsection 10(1) was modified or varied by omitting the word "This" and substituting "Unless the definition of associate in section 9 applies, this";

3. subsection 10(2) was omitted; and

4. subsection 12(1) was omitted.

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#### Schedule A

Lang Corporation Limited ACN 008 660 124 and its related bodies corporate ("Person").

#### Schedule B

The off-market bid by the Bidder for all the ordinary shares in TDG Logistics Limited ACN 009 762 985 in respect of which a bidder's statement is to be lodged with ASIC on or about the date of this instrument.

Dated this 30<sup>th</sup> day of July 2001.

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Signed by Susanne Date, a delegate of the Australian Securities and Investments Commission

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

# 01/0949

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 the case referred to in Schedule B as if:

1. item 2(d)(ii) of section 611 was omitted and the following paragraph substituted:

- "(ii) subject only to one or both of the following:
  - (A) any conditions that relate only to the occurrence of an event or circumstance referred to in subsection 652C(1) or (2);
  - (B) the condition referred to in paragraph 625(3)(c)";

2. item 3(d)(ii) of section 611 was omitted and the following paragraph substituted:

- "(ii) subject only to any conditions that relate only to the occurrence of an event or circumstance referred to in subsection 652C(1) or (2).";
- 3. subsection 617(2) was modified by omitting the words:

"the bid may extend to securities that come to be in the bid class during the offer period due to a conversion or exercise of the rights.",

and substituting the words:

"the bid may extend to securities that come to be in the bid class during the period from the date set by the bidder under subsection 633(2) to the end of the offer period due to a conversion or exercise of the rights.";

- 4. paragraph 620(2)(b) was omitted and the following paragraph substituted:
  - "(ba) If the bidder is given the necessary transfer documents after the acceptance and before the end of the bid period and the offer is subject to a defeating condition at the time that the bidder is given the necessary transfer documents by the end of whichever period ends earlier:
    - (i) within one month after the takeover contract becomes unconditional;
    - (ii) 21 days after the end of the offer period; or
  - (bb) If the bidder is given the necessary transfer documents after the acceptance and before the end of the bid period and the offer is unconditional at the time that the bidder is given the necessary transfer documents by the end of whichever period ends earlier:
    - (i) one month after the bidder is given the necessary transfer documents;
    - (ii) 21 days after the end of the offer period; or";
- 5. paragraph 620(2)(c) was modified by adding at the end of the paragraph the following words:

"but if at the time the bidder is given the necessary transfer documents the takeover contract is still subject to a condition which relates to the occurrence of an event or circumstance referred to in subsection 652C(1), 652C(2) or 625(3)(c), within 21 days after the takeover contract becomes unconditional.";

6. subsection 625(3) was modified by adding at the end of the subsection the following words:

"The condition referred to in this subsection is not a defeating condition.";

- paragraph 630(4) was modified by omitting the words "publishing" and "publish" and substituting in their place "giving" and "give" respectively;

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8.

items 2, 3 and 5 of the table contained in subsection 633(1) were modified by adding at the end of the entry in the left hand column for each item the following words:

"The bidder's statement and offer document need not include the name and address of the holders of bid class securities, the date of the proposed offer or any other date that is related to or dependent on that date, or the details referred to in subparagraphs 636(1)(k)(ii) and 636(1)(l)(ii) or details of transactions required to be disclosed under subparagraphs 636(1)(h) and 636(1)(i) from the period between the date of the bidder's statement and the date of the bid.

If this information is not included in the bidder's statement and offer document, the bidder must:

include this information in the bidder's statement and offer document sent under item 6; and

- send to the target a copy of the bidder's statement sent under item 6.";
- . paragraph 636(1)(j) was omitted and the following paragraph substituted:

"if the bid is to extend to securities that come to be in the bid class during the period from the date set by the bidder under subsection 633(2) to the end of the offer period due to the conversion of or exercise of rights attached to other securities (see subsection 617(2)) – a statement to that effect";

10. paragraph 636(1)(k) was modified by the insertion of the following subparagraph after subparagraph 636(1)(k)(ii):

- "(iii) the number of securities in the class that the bidder had a relevant interest in immediately before the bidder's statement is lodged with ASIC (expressed as a number of securities or as a percentage of the total number of securities in the class)";
- 11. paragraph 636(1)(l) was omitted and the following paragraph substituted:
  - "(I) for an off-market bid the bidder's voting power in the company:
    - (i) as at the date of the bidder's statement; and
    - (ii) as at the date immediately before the first offer is sent.";
- 12. subsection 650B(2) was modified by omitting the words:

"The person is entitled to receive the improved consideration immediately, or immediately after the exercise of the election.",

and substituting the following:

"The person is entitled to receive the improved consideration immediately, except:

- (a) if the time for payment of the consideration in accordance with subsection 620(2) has not yet occurred, the person is not entitled to receive the improved consideration until that time;
- (b) if the person has to make an election before being entitled to the improved consideration, the person is not entitled to receive the improved consideration until the later of:
  - (i) the time when the person makes the election and returns any consideration under s651B(2);
  - (ii) the time applicable under paragraph (a).";

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13. the first sentence of paragraph 650C(2) was omitted and the following sentence substituted:

"If the bid is subject to a defeating condition, the bidder may extend the offer period after the bidder has given the notice under subsection 630(3) only if one of the following happens after the notice has been given:";

- 14. paragraph 650F(1)(a) was omitted and the following paragraph substituted:
  - "(a) if the condition relates only to the occurrence of an event or circumstances referred to in subsection 652C(1) or (2) not later than 3 business days after the end of the offer period; or";
- 15. paragraph 650G(b) was omitted and the following paragraph substituted:
  - "(b) the bidder has not declared the offers to be free from the condition in accordance with section 650F.";

16. paragraph 650G(c) was omitted and the following paragraph substituted:

- (c) the condition has not been fulfilled:
  - (i) except as provided in subparagraph (ii), at the end of the offer period;
  - (ii) in the case of an event or circumstance referred to in subsection 652C(1) or (2), within 3 business days after the end of the offer period.

Schedule A

Plzen Pty Limited ACN 065 905 571 ("Bidder")

#### Schedule B

The off-market bid by the Bidder for all the ordinary shares in TDG Logistics Limited ACN 009 762 985 in respect of which a bidder's statement is to be lodged with ASIC on or about the date of this instrument.

Dated this 30<sup>th</sup> day of July 2001.

Signed:

Susanne Date, a delegate of the Australian Securities and Investments Commission

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# Australian Securities and Investments Commission

Corporations Act 2001 - Subsection 655A(1) - Exemption

Pursuant to subsection 655A(1)(a) of the Corporations Act 2001 ("Act") the Australian Securities and Investments Commission ("ASIC") hereby exempts the person specified in Schedule A from subsection 636(3) of the Act in the case referred to in Schedule B on the conditions specified in Schedule C in relation to a statement which is included in, or accompanies, the bidder's statement referred to in Schedule B and any supplementary bidder's statements lodged with ASIC, which is a correct and fair copy of, an extract from, or fairly represents a statement in an announcement to the Australian Stock Exchange Limited by the Target.

#### Schedule A

#### Plzen Pty Limited ACN 065 905 571 ("Bidder")

#### Schedule B

The off-market bid by the Bidder for all the ordinary shares in TDG Logistics Limited ACN 009 762 985 ("Target") in respect of which a bidder's statement is to be lodged with ASIC on or about the date of this instrument ("Bidder's Statement").

#### Schedule C.

- 1. The Bidder's Statement either:
  - (a) informs people of their right to obtain a copy of an announcement referred to in this instrument; or
  - (b) includes a copy of the announcement.
  - If the Bidder's Statement informs people of their right to obtain a copy of the announcement, the Bidder gives a copy of the announcement free of charge to anyone who asks for it during the offer period.
  - The Bidder's Statement states that a person who has made a statement in an announcement referred to in this instrument has not consented to the statement being included in, or accompanying, the Bidder's Statement in the form and context in which it is included.

Dated this 30th day of July 2001

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Signed by Susanne Date as a delegate of the Australian Securities and Investments Commission Commonwealth of Australia Gazette

ASIC Gazette Change of company status ASIC 8/01, Tuesday, 7 August 2001 Page 41

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.

### SYDNEY REINSURANCE COMPANY

**LIMITED** ACN 001 277 765 will change to a proprietary company limited by shares. The new name will be QBE RE SERVICES PTY LIMITED ACN 001 277 765.

### CASTLEREAGH SERVICES LIMITED

ACN 081 236 857 will change to a proprietary company limited by shares. The new name will be CASTLEREAGH SERVICES PTY LIMITED

ACN 081 236 857.

### CATERPILLAR COMMERCIAL AUSTRALIA

LIMITED ACN 093 131 992 will change to a proprietary company limited by shares. The new name will be CATERPILLAR COMMERCIAL AUSTRALIA PTY LTD ACN 093 131 992.

### PACIFIC MEDICAL IMAGING LIMITED ACN

067 006 704 will change to a proprietary company limited by shares. The new name will be PACIFIC MEDICAL IMAGING PTY LIMITED ACN 067 006 704.

### PRESCOTT CONSULTANTS PTY LTD

ACN 096 919 603 will change to a public company limited by shares. The new name will be PRESCOTT CONSULTANTS LTD

ACN 096 919 603.

### SOFTLAW CORPORATION PTY. LTD. ACN

008 651 223 will change to a public company limited by shares. The new name will be SOFTLAW CORPORATION LIMITED ACN 008 651 223.

### AUSTRALIAN BEEF CORPORATION PTY

LTD ACN 095 782 504 will change to a public company limited by shares. The new name will be AUSTRALIAN BEEF CORPORATION LIMITED ACN 095 782 504.

# CASTLEREAGH ASIA LIMITED

ACN 084 812 117 will change to a proprietary company limited by shares. The new name will be CASTLEREAGH ASIA PTY LIMITED

ACN 084 812 117.

### CATERPILLAR OF AUSTRALIA LTD.

ACN 004 332 469 will change to a proprietary company limited by shares. The new name will be CATERPILLAR OF AUSTRALIA PTY LTD

ACN 004 332 469.

**PAEDU LIMITED** ACN 001 742 043 will change to a proprietary company limited by shares. The new name will be PAEDU PTY LIMITED ACN 001 742 043.

### SECURE SYSTEMS PTY LTD

ACN 092 978 197 will change to a public company limited by shares. The new name will be SECURE SYSTEMS LIMITED ACN 092 978 197.

### SUCCESS FINANCIAL LIMITED

ACN 097 138 835 will change to a proprietary company limited by shares. The new name will be SUCCESS ADVISORS PTY LTD

ACN 097 138 835.

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**SUNTON LIMITED** ACN 002 539 380 will change to a proprietary company limited by shares. The new name will be SUNTON PTY LIMITED ACN 002 539 380.