



ASIC

Australian Securities &
Investments Commission

Commonwealth of Australia Gazette

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RIGHTS OF REVIEW

Persons affected by certain decisions made by ASIC under the *Corporations Act 2001* and the other legislation administered by ASIC may have rights of review. ASIC has published Regulatory Guide 57 *Notification of rights of review* (RG57) and Information Sheet *ASIC decisions – your rights* (INFO 9) to assist you to determine whether you have a right of review. You can obtain a copy of these documents from the ASIC Digest, the ASIC website at www.asic.gov.au or from the Administrative Law Co-ordinator in the ASIC office with which you have been dealing.

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ASIC

Australian Securities & Investments Commission

14-1085

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

Notice of Cancellation of an Australian Financial Services Licence

TO: Standard Pacific Consulting Ltd
ACN 003 315 802 ("the Licensee")
Level 28
266 George Street
Brisbane QLD 4000

Pursuant to paragraph 915B(3)(d) of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Australian Financial Services Licence number 237635 held by the Licensee, with effect from the date on which this notice is given to the Licensee.

Dated 9 December 2014

Signed 

James Nott
A delegate of the Australian Securities and Investments Commission



ASIC

Australian Securities & Investments Commission

14-1086

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

Notice of Cancellation of an Australian Financial Services Licence

TO: Suncorp Custodian Services Pty Ltd
ACN 010 421 931 ("the Licensee")
Level 28
266 George Street
Brisbane QLD 4000

Pursuant to paragraph 915B(3)(d) of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Australian Financial Services Licence number 229863 held by the Licensee, with effect from the date on which this notice is given to the Licensee.

Dated 9 December 2014

Signed

A handwritten signature in cursive script, appearing to read 'James Nott', written over a dotted line.

James Nott

A delegate of the Australian Securities and Investments Commission

14-1187

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

Enabling legislation

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

Title

2. This instrument is ASIC Instrument 14-1187.

Commencement

3. This instrument commences on 18 November 2014.

Declaration

4. Chapter 6D of the Act applies to members of Covata Limited ACN 120 658 497 (*Covata*) who make an offer of ordinary shares in Covata as if section 707 was modified or varied by omitting subsections 707(3) and (4) and substituting the following subsections:

“ (3) An offer of a body’s securities for sale within 12 months after their issue needs disclosure to investors under this Part if the body issued the securities:

 (a) without disclosure to investors under this Part; and

 (b) with the purpose of the person to whom they were issued:

 (i) selling or transferring them; or

 (ii) granting, issuing or transferring interests in, or options or warrants over, them;

and section 708 and 708A does not say otherwise.

 (4) Unless the contrary is proved, a body is taken to issue securities with the purpose referred to in paragraph 3(b) if any of the securities are subsequently sold, or offered for sale, within 12 months after their issue. ”.

Where this declaration applies

5. This declaration applies where a shareholder of Covata makes an offer of ordinary shares in Covata for sale within 12 months of their issue and where:

 (a) those shares were issued without disclosure under Chapter 6D of the Act:

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- (i) to holders of convertible notes in Cocoon Data Holdings Ltd (ACN 127 993 300) issued after 20 May 2014 pursuant to the Convertible Note Agreements; or
 - (ii) to CPS Capital Group Pty Ltd (ACN 088 055 636) or its nominees in consideration for introducing the Acquisition to Covata, on 31 October 2014; and
- (b) a prospectus was lodged with ASIC on 22 September 2014 in relation to:
- (i) an offer of shares and options in Covata; and
 - (ii) for re-compliance with Chapters 1 and 2 of the ASX Listing Rules and the ASX requirements for re-admission of Covata to the Official List.

Interpretation:

In this instrument:

Acquisition means the off market takeover offer made by Covata (formally known as Prime Minerals Limited) for all the ordinary shares in Cocoon Data Holdings Ltd pursuant to the bidder's statement lodged with ASIC on 26 August 2014.

ASX means the ASX Limited ACN 008 624 691.

ASX Listing Rules means the official listing rules of the ASX.

Convertible Note Agreements means an agreement entered into by Cocoon and investors, in accordance with the Acquisition, pursuant to which a lender or lenders advanced up to \$2,500,000 to Cocoon in payment of the face value of the Cocoon convertible notes.

Official List means the official list of the ASX.

Dated this 18th day of November 2014



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

14-1220

**Australian Securities and Investments Commission
Corporations Act 2001 - Subsection 250PAB(4) – Exemption**

Enabling legislation

1. The Australian Securities and Investments Commission (*ASIC*) makes this instrument under subsection 250PAB(4) of the *Corporations Act 2001* (the *Act*).

Title

2. This instrument is ASIC Instrument 14-1220.

Commencement

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

Order

4. Clarity OSS Limited (Subject to Deed of Company Arrangement) ACN 057 345 785 (the *Company*) is exempt from section 250N of the Act in relation to the annual general meeting of the company for the financial year (*relevant financial year*) ended 30 June 2014.
5. This order ceases to apply at the end of 30 June 2015 unless by that date, the Company holds its annual general meeting for the relevant financial year.

Where this order applies

6. This order applies:
 - a. for so long as the company maintains arrangements for answering, free of charge, reasonable enquiries from its members about the consequences of the external administration of the company for the duration of the administration; and
 - b. provided the company notifies ASX Limited ACN 008 624 691 on or about the date of this instrument of the effect of this instrument.

Interpretation

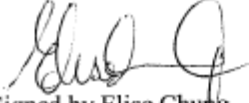
7. In this instrument:

deed administrator means Timothy Paul Heesh (Liquidator Number 309873), appointed as administrator of the company on 4 July 2014.

14-1220

external administration means the deed of company arrangement entered into by the deed administrator on behalf of the Company on 31 October 2014.

Dated this 28th day of November 2014



Signed by Elise Chung

As a delegate of the Australian Securities and Investments Commission

14-1226

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

Enabling legislation

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

Title

2. This instrument is ASIC Instrument 14-1226.

Commencement

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

Declaration

4. Chapter 6D of the Act applies to any shareholder of Novogen Limited ACN 063 259 754 (**Company**) who makes an offer for sale of ordinary shares in the capital of the Company within 12 months of issue as if:
 - (a) paragraph 708A(5)(b) were modified or varied by deleting the words “5 days” and substituting the words “6 days”; and
 - (b) paragraph 708A(6)(a) were modified or varied by deleting the words “5 business days” and substituting the words “10 business days”.

Where this instrument applies

5. This instrument applies where:
 - (a) the offer to issue the ordinary shares in the Company did not need disclosure to investors under Part 6D.2 of the Act because of subsection 708(8) or subsection 708(10) or subsection 708(11) of the Act; and
 - (b) the Company has given ASX Limited ACN 008 624 691 on or about 28 November 2014 a notice under paragraph 708A(5)(e) of the Act which complies with subsection 708A(6) of the Act.

Dated this 28th day of November 2014



Elise Chung

As a delegate of the Australian Securities and Investments Commission



ASIC

Australian Securities & Investments Commission

14-1242

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

Notice of Cancellation of an Australian Financial Services Licence

TO:

BKK PARTNERS PTY LTD A.C.N. 136 428 932
43 Phillip Street Sydney NSW 2000

Pursuant to paragraph 915B(3)(d) of the Corporations Act 2001 the Australian Securities and Investments Commission hereby cancels Australian Financial Services Licence number 340606 held by the Licensee, with effect from the date on which this notice is given to the Licensee.

Dated *16th December 2014*

Signed

Joyce Krashow
A delegate of the Australian Securities and Investments Commission

14-1243

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

Enabling legislation

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

Title

2. This instrument is ASIC Instrument 14-1243.

Commencement

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

Declaration

4. Chapter 6D of the Act applies to any shareholder of Novogen Limited ACN 063 259 754 (**Company**) who makes an offer for sale of the Company's securities within 12 months of issue as if paragraph 708A(5)(b) were modified or varied by deleting the words "5 days" and substituting the words "6 days".
5. Chapter 6D of the Act applies to the Company in respect of an offer it makes to issue its securities by way of a rights issue as if paragraph 708AA(2)(c) were modified or varied by deleting the words "5 days" and substituting the words "6 days".

Where this instrument applies

6. The declaration in paragraph 4 of this instrument applies where:
 - (a) the offer to issue the Company's securities did not need disclosure to investors under Part 6D.2 of the Act because of subsection 708(8) or subsection 708(10) or subsection 708(11) of the Act;
 - (b) the Company's securities issued as a result of such offer, are issued at any time between the date of this instrument and 6 November 2015 (inclusive); and
 - (c) the Company has given ASX Limited ACN 008 624 691 a notice under paragraph 708A(5)(e) of the Act which complies with subsection 708A(6) of the Act in respect of those securities.
7. The declaration in paragraph 5 of this instrument applies where:
 - (a) an offer to issue the Company's securities is made without disclosure to investors under Part 6D.2 of the Act in reliance on subsection 708AA(2) of the Act; and

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- (b) such offer is made between the date of this instrument and 6 November 2015 (inclusive).

Dated this 4th day of December 2014



Elise Chung

As a delegate of the Australian Securities and Investments Commission

14-1246

**NOTICE UNDER SECTION 54 OF THE
NATIONAL CONSUMER CREDIT PROTECTION ACT 2009**

Notice is given under section 54 of the National Consumer Credit Protection Act 2009 that the Australian Securities and Investments Commission has cancelled the licensee's licence in the terms set out below, which order took effect on 1 December 2014

AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

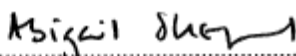
**SECTION 54 OF THE
NATIONAL CONSUMER CREDIT PROTECTION ACT 2009**

NOTICE OF CANCELLATION OF AUSTRALIAN CREDIT LICENCE

To: GT Motor Loans Pty Ltd ACN 134 141 978

Under section 54 of the *National Consumer Credit Protection Act 2009* the Australian Securities and Investments Commission hereby cancels the Australian credit licence number 392365 of GT Motor Loans Pty Ltd ACN 134 141 978.

Dated this 4th day of December 2014.

Signed:.....

Abigail Sheppard
Delegate of the
Australian Securities and Investments Commission.

14-1253

**Australian Securities and Investments Commission
Corporations Act 2001 – Paragraphs 655A(1)(b) and 673(1)(b) – Declaration**

Enabling legislation

1. The Australian Securities and Investments Commission (*ASIC*) makes this instrument under paragraphs 655A(1)(b) and 673(1)(b) of the *Corporations Act 2001* (the *Act*).

Title

2. This instrument is ASIC Instrument 14-1253.

Commencement

3. This instrument commences on 8 December 2014.

Declarations

4. Chapters 6 and 6C of the Act apply to Lovisa Holdings Limited ACN 602 304 503 (*Lovisa*) as if section 609 were modified or varied by, after subsection (13) (as notionally inserted by ASIC Class Order [CO 13/520]), inserting:

“(13A) A body corporate does not have a relevant interest in its own securities merely because, under an escrow arrangement entered into by the body corporate, the body corporate applies restrictions on the disposal of the securities by the holder.”.

5. Chapters 6 and 6C of the Act apply to Lovisa as if section 9 were modified or varied by, after subparagraph (a)(ii)(C) in the definition of *substantial holding* (as notionally inserted by ASIC Class Order [CO 13/520]), inserting:

“or

(D) subsection 609(13A) (securities subject to escrow arrangement);”.

6. Chapter 6C of the Act applies to Lovisa as if section 671B were modified or varied by, omitting “.” in paragraph (7)(c) (as notionally inserted by ASIC Class Order [CO 13/520]), inserting:

“;or

(d) subsection 609(13A) (securities subject to escrow arrangement).”.

Where this instrument applies

7. This instrument applies in relation to relevant interests Lovisa has in securities of Lovisa (*Escrowed Securities*) merely because Lovisa has entered into one or more escrow agreements or deeds (each an *Escrow Arrangement*) with each *Security Holder* in connection with the proposed admission of Lovisa's

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securities to the official list of the Australian Securities Exchange (*ASX*) where each Escrow Arrangement:

- (a) does not restrict the exercise of voting rights attaching to, the Escrowed Securities;
- (b) in the case of a takeover bid (including a proportional takeover bid):
 - (i) allows each Security Holder to accept into the takeover bid where holders of at least half of the bid class securities that are not subject to an Escrow Arrangement have accepted into the bid; and
 - (ii) requires that the Escrowed Securities be returned to escrow if the bid does not become unconditional;
- (c) allows the Escrowed Securities to be transferred or cancelled as part of a merger by way of compromise or arrangement under Part 5.1 of the Act;
- (d) terminates on the earlier of:
 - (i) the release to the ASX of Lovisa's financial results for the financial year ended on 30 June 2015; or
 - (ii) 30 September 2015.
- (e) is substantially in the same form as the draft agreement provided to ASIC on 3 December 2014.

Interpretation

8. In this instrument *Security Holder* means any of the following persons who hold shares in the Company:
- i. BB Retail Capital Pty Ltd (as trustee for The Blundy Family Trust)
 - ii. Centerville Pty Ltd (as trustee for The Fallscheer Family Trust)

Dated this 8th day of December 2014



Signed by Liselle Fernandes
as a delegate of the Australian Securities and Investments Commission

14-1263

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

Enabling legislation

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

Title

2. This instrument is ASIC Instrument 14-1263.

Commencement

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

Declaration

4. Chapter 5C of the Act applies to Fiducian Portfolio Services Limited ACN 073 845 931 (the **Responsible Entity**) in its capacity as the responsible entity of all of the following registered schemes:
 - a) Fiducian Capital Stable Fund ARSN 093 542 879;
 - b) Fiducian Balanced Fund ARSN 093 541 612;
 - c) Fiducian Growth Fund ARSN 093 543 241;
 - d) Fiducian Ultra Growth Fund ARSN 133 391 634;
 - e) Fiducian Australian Shares Fund ARSN 093 542 271;
 - f) Fiducian International Shares Fund ARSN 093 543 456;
 - g) Fiducian Australian Smaller Company Shares Fund ARSN 093 542 020;
 - h) Fiducian Property Securities Fund ARSN 093 544 079;
 - i) Fiducian Australian Fixed Interest Fund ARSN 106 681 707;
 - j) Fiducian India Fund ARSN 125 089 456;
 - k) Fiducian Technology Fund ARSN 093 544 337;
 - l) Fiducian Global Smaller Cos and Emerging Markets Fund ARSN 093 543 849;
 - m) Fiducian Capital Safe Fund ARSN 093 186 362;
 - n) Fiducian Structured Income Fund ARSN 118 423 082;
 - o) Fiducian Geared Australian Shares Fund ARSN 105 996 192, (collectively known as the **Schemes**).

as if section 601FL of the Act were modified or varied as follows:

- (a) in subsection (1) omit all the text after the word “it”, substitute:

“must either:

- (a) call a members’ meeting to explain its reason for wanting to retire and to enable the members to vote on a resolution (which must be an

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extraordinary resolution if the scheme is not listed) to choose a company to be the new responsible entity; or

- (b) propose a related body corporate of the Responsible Entity, or a body corporate that will become a related body corporate on or around 20 February 2015 (*Proposed Responsible Entity*), to be the new responsible entity in accordance with subsection (1A)."; and

- (b) after subsection (1), insert:

"(1A) The Responsible Entity can retire and the Proposed Responsible Entity can become the new responsible entity if all of the following requirements are met:

- (a) the Responsible Entity must give members of the scheme notice of a proposal to choose the Proposed Responsible Entity to be the scheme's new responsible entity;

- (b) the notice to members must:

- (i) set out the following information:

- A. the Responsible Entity's reasons for wanting to retire;
- B. such information as can reasonably be expected to be material to a member in forming a view as to the choice of the Proposed Responsible Entity;
- C. information about the proposed timing of the retirement of the Responsible Entity and the manner in which that retirement will occur;
- D. how members can access on the Responsible Entity's website current information about the proposed timing of the retirement of the Responsible Entity and the manner in which that retirement will occur; and

- (ii) state prominently that if:

- A. members who together hold at least 5% of the total value of the interests held by members; or
- B. 100 members;

who would be entitled to vote if the proposal were put as a proposed resolution to a meeting of members under

14-1263

paragraph 1(a), ask for a vote on the choice of the Proposed Responsible Entity by giving written notice received by the Responsible Entity within 21 days from the date the notice is sent, the Responsible Entity will either arrange a postal vote or convene a meeting to vote on a resolution for the choice of the Proposed Responsible Entity; and

- (iii) be accompanied by a form which can be ticked to ask for a vote; and
 - (iv) state prominently a reply paid address of the Responsible Entity to which the form may be sent;
- (c) the Responsible Entity must prominently disclose on its website current information about the proposed timing of the retirement of the Responsible Entity and the manner in which that retirement will occur;
- (d) if sufficient members ask for a vote in accordance with the notice, the Responsible Entity must arrange for a postal vote or, if the Responsible Entity chooses, convene a meeting in accordance with Part 2G.4 to vote on the choice of the Proposed Responsible Entity as soon as possible;
- (e) if there is a postal vote:
- (i) a voting paper must be sent to each member stating a reply paid address of the Responsible Entity to which the voting paper may be sent; and
 - (ii) the Responsible Entity must notify the members in, or in a document accompanying, the voting paper that:
 - A. the Proposed Responsible Entity will be chosen as the new responsible entity if at least 50% of the total votes that may be cast by members that would be eligible to vote at a meeting under paragraph (1)(a) are cast in favour of the choice; and
 - B. only votes received by the Responsible Entity within 28 days after the sending of the voting paper will be counted; and
- (f) if a meeting is convened the resolution to choose the new responsible entity must be an extraordinary resolution if the scheme is not listed."

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(c) after subsection (2), insert:

"(2A) If a postal vote is arranged under paragraph (1A)(d) and at least 50% of the total votes that may be cast by members that would be eligible to vote at a meeting under paragraph (1)(a) are cast in favour of the Proposed Responsible Entity, that entity is taken for the purposes of subsection (2) to have been chosen by a resolution of members on the last day on which postal votes may be received in order to be counted.

(2B) If:

- (a) the Proposed Responsible Entity is proposed to be the new responsible entity in accordance with subsection (1A); and
- (b) sufficient members do not ask for a vote to choose the Proposed Responsible Entity in accordance with the notice referred to in paragraph (1A)(b); and
- (c) the Proposed Responsible Entity is, or has become, a related body corporate of the Responsible Entity; and
- (d) the Proposed Responsible Entity has consented in writing to becoming the scheme's responsible entity;

then:

- (e) as soon as practicable and in any event within 2 business days or within such other period acceptable to ASIC after the end of the period in which a member may ask for such a vote, the current Responsible Entity must lodge a notice with ASIC asking it to alter the record of the scheme's registration to name the Proposed Responsible Entity as the scheme's responsible entity; and
- (f) the notice must be accompanied by a certificate from the current Responsible Entity that it reasonably considers that the appointment of the Proposed Responsible Entity would be in the best interests of members with a summary of the Responsible Entity's reasons as to why this is the case; and
- (g) unless ASIC reasonably believes that the appointment of the Proposed Responsible Entity would not be in the best interests of members, ASIC must comply with the notice as soon as practicable after the notice and summary are lodged."

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Where this instrument applies

5. This declaration applies where Fiducian Investment Management Services Limited ACN 602 441 814 has consented in writing to becoming the new responsible entity of the Schemes.
6. This declaration ceases to apply on 31 March 2015.

Dated this 9th day of December 2014.



Signed by Fitnat Taleb
as a delegate of the Australian Securities and Investments Commission

14-1264

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

Enabling legislation

1. The Australian Securities and Investments Commission (*ASIC*) makes this declaration under paragraph 655A(1)(b) of the *Corporations Act 2001* (Cth) (*the Act*).

Title

2. This declaration is ASIC Instrument 14-1264.

Commencement

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

Declaration

4. Chapter 6 of the Act applies to Guildford Coal Limited ACN 143 533 537 (*Guildford*) as if subsection 633(1) of the Act was modified or varied by:
 - (a) in Item 11, under "Timing and relevant provisions" replacing "15 days with "28 days"; and
 - (b) in Item 12, under "Timing and relevant provisions" replacing "15 days with "28 days".

Where this instrument applies

5. This declaration applies to the off-market takeover bid made by Sino Construction Limited (*Sino*) for all of the ordinary shares in Guildford where:
 - (a) a bidder's statement was lodged with ASIC on 18 November 2014; and
 - (b) Guildford makes an announcement to the Australian Securities Exchange by 10.00am on the next trading day following the date of this instrument about the effect of this modification and includes in the announcement a recommendation that shareholders should take no further action until they have considered the target's statement.

Dated: 10 December 2014



Signed by Scott Elliott
as a delegate of the Australian Securities and Investments Commission

14-1272

**Australian Securities and Investments Commission
Corporations Act 2001 – Subsections 741(1), 926A(2),
992B(1) and 1020F(1) – Exemptions**

Enabling legislation

1. The Australian Securities and Investments Commission (*ASIC*) makes this instrument under subsections 741(1), 926A(2), 992B(1) and 1020F(1) of the *Corporations Act 2001* (the *Act*).

Title

2. This instrument is ASIC Instrument 14/1272.

Commencement

3. This instrument commences on 11 December 2014.

Disclosure relief

4. Tyco International public limited company (*Tyco*), a company incorporated under the law of Ireland, or a related body corporate does not have to comply with Part 6D.2, 6D.3 or Part 7.9 of the Act in relation to an offer of an eligible product to an eligible participant under the Amended 2012 SIP.
5. A holder of an underlying eligible product that makes a sale offer of that product within 12 months after the issue of the product does not have to comply with Part 6D.2, 6D.3 or Part 7.9 of the Act in relation to the sale offer where the product was issued or otherwise granted to an eligible participant under the Amended 2012 SIP.

Personal advice given by advisers

6. An eligible product offered under the Amended 2012 SIP is exempt from section 1012A of the Act to the extent that section requires a person to give a Product Disclosure Statement for an eligible product to an eligible participant, provided the person has no reason to believe the Amended 2012 SIP is not covered by this instrument.

Licensing, hawking and other incidental relief*General advice*

7. Tyco or a related body corporate does not have to comply with subsection 911A(1) of the Act in relation to the provision a financial service consisting of general advice in connection with an offer of an eligible product to an eligible participant under the Amended 2012 SIP.

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Dealing

8. Tyco or a related body corporate does not have to comply with subsection 911A(1) of the Act in relation to the provision of any of the following financial services in relation to an offer of an eligible product to an eligible participant in connection with the Amended 2012 SIP:
- (a) issuing the eligible product;
 - (b) dealing in the eligible product where any acquisition by purchase or disposal of the eligible product by Tyco or a related body corporate occurs either:
 - (i) through a financial services licensee; or
 - (ii) outside this jurisdiction and through a person which is licensed or otherwise authorised to deal in financial products of that kind in the relevant place.

Custodial or depository services

9. Tyco or a related body corporate does not have to comply with subsection 911A(1) of the Act in relation to the provision of any of the following financial services in relation to an offer of an eligible product to an eligible participant in connection with the Amended 2012 SIP:
- (a) a custodial or depository service in relation to the eligible product where the body performs their duties in good faith and has sufficient resources to perform those duties;
 - (b) dealing in the eligible product in the course of providing a custodial or depository service covered by paragraph (a).

Hawking

10. Tyco or a related body corporate does not have to comply with section 736 or 992A of the Act in relation to making an offer of an eligible product to an eligible participant in the course of, or because of, an unsolicited meeting or telephone call held or made in connection with the Amended 2012 SIP.

Advertising

11. Tyco or a related body corporate does not have to comply with section 1018A of the Act in relation to an advertisement or publication that advertises, or publishes a statement that is reasonably likely to induce eligible participants to acquire, an eligible product under the Amended 2012 SIP.

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Conditions*Trusts, contribution plans and loans not permitted*

12. Tyco must ensure that the terms of the Amended 2012 SIP, so far as they apply to eligible participants in this jurisdiction:
- (a) do not involve a contribution plan;
 - (b) do not involve a loan to the eligible participant to acquire eligible products; and
 - (c) do not involve an arrangement under which a trustee holds or will hold the underlying eligible products.

Disclosure

13. Tyco must ensure that an offer of an eligible product to an eligible participant under the Amended 2012 SIP is made in, or is accompanied by, an offer document.

5% issue limit

14. Tyco must, at the time of making an offer of an eligible product under the Amended 2012 SIP, have reasonable grounds to believe that the number of underlying eligible products in a class of underlying eligible products that form part of the issued capital of Tyco that have been or may be issued in any of the circumstances covered by the following paragraphs will not exceed 5% of the total number of underlying eligible products in that class on issue:
- (a) underlying eligible products that may be issued under the offer;
 - (b) underlying eligible products issued or that may be issued as a result of offers made at any time during the previous 3 year period under:
 - (i) the Amended 2012 SIP; and
 - (ii) an ASIC exempt arrangement of a similar kind to the Amended 2012 SIP.

ASIC power to request documents

15. Tyco or a related body corporate must, if requested by ASIC and in accordance with the request, make available to ASIC the offer document and all other accompanying information or documents given to eligible participants in connection with an offer under the Amended 2012 SIP that is made in reliance on this instrument.

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Interpretation

16. In this instrument:

- (a) **able to be traded** has the meaning given by section 761A of the Act;

Amended 2012 SIP means the Tyco International public limited company 2012 Share and Incentive Plan (Amended and Restated as of November 17, 2014) which is substantially in the same form as provided to ASIC on 11 November 2014;

ASIC exempt arrangement of a similar kind, in relation to the Amended 2012 SIP, means an arrangement covered or previously covered by an instrument expressed to apply to Tyco or Tyco International Limited, a company incorporated under the law of Switzerland, and which grants or granted similar relief to the relief granted by this instrument;

casual employee, in relation to Tyco or a related body corporate, means an individual who is, or might reasonably be expected to be, engaged to work the number of hours that are the pro-rata equivalent of 40% or more of a comparable full-time position with the body;

contractor, in relation to Tyco or a related body corporate, means:

- (a) an individual with whom the body has entered into a contract for the provision of services under which the individual performs work for the body; or
- (b) a company with whom the body has entered into a contract for the provision of services under which an individual, who is a director of the company or their spouse, performs work for the body;

where the individual who performs the work under or in relation to the contract is, or might reasonably be expected to be, engaged to work the number of hours that are the pro-rata equivalent of 40% or more of a comparable full-time position with the body;

contribution plan means a plan under which an eligible participant may make monetary contributions towards the acquisition of underlying eligible products from one or more of the following:

- (a) gross (before-tax) wages or salary;
- (b) net (after-tax) wages or salary;
- (c) other monies;

eligible financial market means the financial market specified in column 1 of Table A;

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eligible participant, in relation to Tyco or a related body corporate, means a person specified in column 3 of Table A:

eligible product means a financial product of Tyco specified in column 2 of Table A;

financial product advice has the meaning given by section 766B of the Act;

general advice has the meaning given by section 766B of the Act;

incentive right means a conditional right:

- (a) to acquire underlying eligible products;
- (b) to be paid a cash amount that is ultimately determined by reference to (wholly or in part):
 - (i) the price or value at a given time of the underlying eligible product to which the right relates;
 - (ii) a change in the price or value over a given period of the underlying eligible product to which the right relates;
 - (iii) the amount or value of dividends or distributions paid or payable in relation to the underlying eligible product to which the right relates; or
 - (iv) a change in the amount or value over a given period of time of dividends or distributions paid or payable in relation to the underlying eligible product to which the right relates; or
- (c) to acquire or to be paid a combination of underlying eligible products and a cash amount as determined in accordance with paragraph (b);

offer, in relation to an eligible product, has a meaning affected by sections 700, 702 and 1010C of the Act and includes:

- (a) an offer to issue the eligible product;
- (b) an issue or grant of the eligible product;
- (c) an offer to transfer the eligible product;
- (d) a transfer of the eligible product;
- (e) an offer to arrange for the issue or transfer of the eligible product;

offer document, in relation to an offer of eligible products under the Amended 2012 SIP, means a document which includes, or is accompanied by, the following information, statements and explanations worded and presented in a clear, concise and effective manner:

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- (a) prominent statements to the effect that:
 - (i) any advice given by Tyco or a related body corporate in relation to eligible products offered under the Amended 2012 SIP does not take into account an eligible participant's objectives, financial situation and needs; and
 - (ii) eligible participants should consider obtaining their own financial product advice from a person who is licensed by ASIC to give such advice;
- (b) either:
 - (i) a copy of the terms of the Amended 2012 SIP; or
 - (ii) a summary of the terms of the Amended 2012 SIP together with a statement that, on request and at no charge and within a reasonable time, the body will provide an eligible participant with a copy of the terms of the Amended 2012 SIP;
- (c) general information about the risks of acquiring and holding an eligible product being offered under the Amended 2012 SIP;
- (d) the acquisition price of the eligible products in Australian dollars or, where the acquisition price is to be worked out in the future under a formula, an explanation of how an eligible participant could calculate the acquisition price of the eligible products in Australian dollars were that formula applied at the date of the offer;
- (e) an explanation of how an eligible participant could, from time to time, ascertain the market price of the underlying eligible products in Australian dollars;

prospective participant, in relation to an offer of an eligible product under the Amended 2012 SIP, means a person to whom the offer is made but who can only accept the offer if an arrangement has been entered into that will result in the person becoming covered by one of paragraphs (a) to (d) of column 3 of Table A;

related body corporate has the meaning given in section 50 of the Act;


underlying eligible product means an eligible product specified in paragraph (a) or (b) in column 2 of Table A;

- (b) an offer of eligible products to an eligible participant under the Amended 2012 SIP on terms that the eligible participant may renounce the offer in favour of a person covered by one of the following paragraphs is to be treated as an offer of eligible products to the eligible participant:
 - (i) an immediate family member of the eligible participant;

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- (ii) a company whose members comprise no persons other than the eligible participant or immediate family members of the participant;
 - (iii) a corporate trustee of a self-managed superannuation fund (within the meaning of the *Superannuation Industry (Supervision) Act 1993*) where the eligible participant is a director of the trustee;
- (c) for the avoidance of doubt, a document or other writing to be given in connection with this instrument may be given by electronic means (including, in the case of a document or other writing to be given by Tyco or a related body corporate, by way of making it available on a website and notifying the intended recipient that it is available on the website).

Dated this 11th day of December 2014



Signed by Prudence Boshier
as a delegate of the Australian Securities and Investments Commission

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Table A

Column 1 Eligible financial market	Column 2 Eligible product	Column 3 Eligible participant
New York Stock Exchange	<p>(a) a fully paid share of Tyco that is in a class of shares able to be traded on an eligible financial market;</p> <p>(b) a beneficial interest in a fully paid share of Tyco where the interest is in a class of interests that is able to be traded on an eligible financial market;</p> <p>(c) an option to acquire, by way of issue or transfer, a financial product mentioned in paragraph (a) or (b);</p> <p>(d) an incentive right granted in relation to a financial product mentioned in paragraphs (a) or (b).</p>	<p>(a) a full-time or part-time employee (including an executive director);</p> <p>(b) a non-executive director;</p> <p>(c) a contractor;</p> <p>(d) a casual employee;</p> <p>(e) a prospective participant.</p>

CORPORATIONS ACT 2001

Section 601CL(5)

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

Dated this twelfth day of December 2014

Rosanne Bell

DELEGATE OF

THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

Name of Company

ARBN

BETAMET AUTOMATION OY

153 843 219

EDGAR FILMS LIMITED

116 087 695

GAVILON AUSTRALIA, LLC

119 378 755

MARATHON OIL TIMOR GAP EAST, LTD.

055 445 415

CORPORATIONS ACT 2001

Section 601CL(4)

ASIC will strike the foreign companies listed below off the register three months after the publication of this notice, unless given acceptable reason not to proceed.

Dated this twelfth day of December 2014

Rosanne Bell

DELEGATE OF

THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

Name of Company

KAHN SCHEEPVAART B.V.

ARBN

156 563 950

CORPORATIONS ACT 2001

Subsection 601PB(2)

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

Dated this twelfth day of December 2014

Rosanne Bell

DELEGATE OF

THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

Name of Scheme

ARSN

ALLEN & BUCKERIDGE VENTURE PARTNERS FUND	092 671 111
HOWARD MORTGAGE FUND	090 464 074
HOWARD MORTGAGE PLUS TRUST	091 029 248
HOWARD WHOLESALE MORTGAGE FUND	093 720 159
PORTFOLIO ADVANTAGE	102 913 815
RUSSELL COMMODITIES FUND	140 624 522
SIM PROPERTY SECURITIES TRUST	092 026 205
TYNDALL CASH FUND	141 134 849

CORPORATIONS ACT 2001

Subsection 601PA(3)

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

Dated this twelfth day of December 2014

Rosanne Bell

DELEGATE OF

THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

ARSN

Name of Scheme

AUSTFUNDING TRUST	113 489 624
DIRECT PROPERTY FUND 1	142 483 289
DIRECT PROPERTY FUND 2	142 483 163

Corporations Act 2001
Subsection 164(3)

Notice is hereby given that ASIC will alter the registration details of the following companies 1 month after the publication of this notice, unless an order by a court or Administrative Appeals Tribunal prevents it from doing so.

AQUILA RESOURCES LIMITED

ACN 092 002 769 will change to a proprietary company limited by shares. The new name will be AQUILA RESOURCES PTY LTD ACN 092 002 769.

PROTEAN ENERGY LIMITED ACN 142 254 466 will change to a proprietary company limited by shares. The new name will be PROTEAN ENERGY PTY LTD ACN 142 254 466.

WA VENUES & EVENTS LTD ACN 603 211 883 will change to a proprietary company limited by shares. The new name will be WA VENUES & EVENTS PTY LTD ACN 603 211 883.

GOLDCAP RESOURCES LIMITED

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

VELKOV FUNDS MANAGEMENT LIMITED

ACN 115 216 414 will change to a proprietary company limited by shares. The new name will be VELKOV FUNDS MANAGEMENT PTY LTD ACN 115 216 414.