



ASIC

Australian Securities &
Investments Commission

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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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15-1224

**Australian Securities and Investments Commission
Corporations Act 2001 — Paragraph 926A(2)(a) — Exemption**

Enabling legislation

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

Title

2. This instrument is ASIC Instrument 15-1224.

Commencement

3. This instrument commences on 31 December 2015.

Exemption

4. Equity Trustees Limited ACN 004 031 298 (*Licensee*), Equity Trustees Wealth Services Limited ACN 006 132 332 (*Licensee*) and Equity Trustees Superannuation Limited ACN 055 641 757 (*Licensee*) are exempt from complying with section 912AA (as notionally inserted by ASIC Class Order [CO 13/760]) and section 912AC (as notionally inserted by ASIC Class Order [CO 13/761]).

Conditions

5. The Licensee must:
 - (a) prepare a projection of the Licensee's cash flows over at least the next 12 months based on the Licensee's reasonable estimate of what is likely to happen over this period; and
 - (b) have the projection approved at least quarterly by the Licensee's directors as satisfying the requirements of the condition at paragraph (a); and
 - (c) document the calculations and assumptions used in preparing the projection, and describe in writing why the assumptions are appropriate; and
 - (d) update the projection of the Licensee's cash flows if:
 - (i) the projection ceases to cover at least the next 12 months; or
 - (ii) there is reason to suspect that an updated projection would differ materially from the current projection or show that the Licensee was not meeting the requirements in subparagraphs (i) and (ii) of paragraph (c); and

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- (e) document whether, based on the projection of the Licensee's cash flows, the Licensee:
 - (i) will have access when needed to enough financial resources to meet its liabilities over the projected term of at least the next 12 months; and
 - (ii) will hold at all times during the period to which the Licensee's projection relates in cash or cash equivalents, an amount equal to or greater than the current amount the Licensee is required to hold in cash or cash equivalents under paragraph 12(a).
- 6. The Licensee must maintain adequate arrangements to answer, within a reasonable period of time and without charge, any reasonable questions asked by a client or a member of a registered scheme about the effect or likely effect of this exemption.
- 7. The Licensee must lodge with ASIC a report (the *audit opinion*) by a registered company auditor addressed to the Licensee and ASIC that states whether, during any part of the period for which the exemption applies:
 - (a) in the auditor's opinion, the Licensee:
 - (i) in combination with the other two Licensees, complied with paragraphs (11) and (12) and other financial requirements in conditions on its licence; and
 - (ii) complied with the condition at paragraph 5(b); and
 - (iii) had at all times a projection that purports to, and appears on its face to, comply with the condition at paragraph (5)(a); and
 - (iv) correctly calculated the projection under the condition at paragraph (5)(a) on the basis of the assumptions the Licensee used for the projection; and
 - (b) following an examination of the calculations, assumptions and description prepared under the condition at paragraph (5)(c) and relied on by the Licensee in complying with the condition at paragraph (5)(a), the projections prepared under the condition at paragraph (5)(a) and the document prepared under the condition at paragraph (5)(e), the auditor has no reason to believe that:
 - (i) the Licensee did not have adequate systems for managing the risk of having insufficient financial resources to comply with paragraphs (11) and (12) and other financial requirements in conditions on its licence; or

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- (ii) the Licensee failed to comply with the condition at paragraph (5)(c); or
 - (iii) the Licensee will not have access when needed to enough financial resources to meet its liabilities over the projected term of at least the next 12 months; or
 - (iv) the Licensee, in combination with the other two Licensees, will not hold at all times during the period to which the exemption relates in cash or cash equivalents, an amount equal to or greater than the amount the Licensees are collectively required to hold in cash or cash equivalents under paragraph (12)(a); or
 - (v) the assumptions the Licensee adopted for its projection in the condition at paragraph 5(a) were unreasonable.
8. The audit opinion must be lodged with the balance sheet that the Licensee is required to lodge under section 989B.

Where the Licensee is Equity Trustees Limited ACN 004 031 298

9. The Licensee must use best endeavours to cause EQT Holdings Limited to make an announcement through the ASX Market Announcements Platform by 1.00 p.m. on the 6th day of January 2016 about the effect or likely effect of this exemption.
10. The Licensee's consolidated annual financial report and directors' report for the financial year ending 30 June 2016 must include a statement about the effect of this exemption.

Where this exemption applies

11. The Licensee's NTA when combined with the NTA of the other two Licensees is at least \$32 million (**required NTA**).
12. The required NTA is held by the Licensee, in combination with the other two Licensees, in:
- (a) cash or cash equivalents in an amount that is at least 50% of the required NTA; and
 - (b) liquid assets in an amount that is at least 100% of the required NTA.

Money that is in an account held by the Licensee for the purposes of section 981B cannot be counted towards either requirement. Other cash or cash equivalents that are also liquid assets can be counted for both paragraph (a) and (b).

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When this exemption ceases to apply

13. This exemption ceases to apply on 1 July 2016.

Interpretation

14. In this instrument:

adequately secured means, in relation to the Licensee:

- (a) secured by an enforceable security interest over a financial product (other than a financial product issued by the Licensee or its associates) if:
 - (i) the financial product is:
 - (A) regularly traded on:
 - (I) a financial market (as defined in subsection 767A(1) and disregarding subsection 767A(2)) operated by a market licensee or a financial services licensee other than the Licensee or its associates that, in the reasonable opinion of the Licensee, produces sufficiently reliable prices to assess the value of the security provided by the security interest; or
 - (II) an approved foreign market; or
 - (B) an interest in a registered scheme for which withdrawal prices are regularly quoted by the responsible entity of the scheme and the Licensee believe on reasonable grounds that withdrawal may be effected within 5 business days; and
 - (ii) the market value of the financial product is:
 - (A) if the financial product is a debt instrument—at least 109% of the amount owing; or
 - (B) otherwise—at least 120% of the amount owing; or
- (b) secured by a registered first mortgage over real estate that has a fair market valuation of at least 120% of the amount owing; or
- (c) owing from an eligible provider; or
- (d) secured by an enforceable security interest over amounts owing to another financial services licensee which themselves are adequately secured.

adjusted assets means, in relation to the Licensee, the value of total assets as they would appear on a balance sheet at the time of calculation made up for lodgement as part of a financial report under Chapter 2M:

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- (a) minus the value of excluded assets that would be included in the calculation; and
- (b) minus the value of any receivable that would be included in the calculation, up to the amount that the Licensee has excluded from adjusted liabilities on the basis that there is an enforceable right of set-off with that receivable; and
- (c) minus the value of any assets that would be included in the calculation that are encumbered as a security against liability to a person that provides a security bond to ASIC up to the amount of the bond; and
- (d) minus the value of any assets that would be included in the calculation that may be required to be applied to satisfy a liability under a credit facility that is made without recourse to the Licensee up to the amount of that liability excluded from adjusted liabilities; and
- (e) plus the amount of any eligible undertaking that is not an asset.

adjusted liabilities means, in relation to the Licensee, the amount of total liabilities as they would appear on a balance sheet at the time of calculation made up for lodgement as part of a financial report under Chapter 2M:

- (a) minus the amount of any liability under any subordinated debt approved by ASIC in writing; and
- (b) minus the amount of any liability that is the subject of an enforceable right of set-off, if the corresponding receivable is excluded from adjusted assets; and
- (c) minus the amount of any liability under a credit facility that is made without recourse to the Licensee; and
- (d) plus the value of any assets that are encumbered (other than assets that are encumbered merely to support a guarantee provided by the Licensee) as a security against another person's liability where the Licensee is not otherwise liable, but only up to the lower of:
 - (i) the amount of that other person's liability; or
 - (ii) the value of the assets encumbered; and
- (e) plus the maximum potential liability of any guarantee provided by the Licensee other than:
 - (i) a guarantee limited to an amount recoverable out of any scheme property (and in the case of a scheme which is not registered, out of any contributions, money, property or income that would be scheme

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property if the scheme were registered) of a managed investment scheme operated by the Licensee; or

- (ii) a guarantee of the obligations of another member of a stapled group, except where the one of the Licensee is the responsible entity of a registered scheme that is not part of the stapled group.

amount of an eligible undertaking means the amount that remains payable in accordance with the undertaking at the relevant time despite any amount previously paid under the undertaking less any amount that would be repayable as a liability by the Licensee if money were paid.

approved foreign market means each of the following:

- (a) American Stock Exchange;
- (b) Borsa Italiana;
- (c) Bursa Malaysia Main Board and Bursa Malaysia Second Board;
- (d) Euronext Amsterdam;
- (e) Euronext Paris;
- (f) Frankfurt Stock Exchange;
- (g) Hong Kong Stock Exchange;
- (h) JSE;
- (i) London Stock Exchange;
- (j) NASDAQ Stock Market;
- (k) New York Stock Exchange;
- (l) New Zealand Exchange;
- (m) Singapore Exchange;
- (n) SWX Swiss Exchange;
- (o) Tokyo Stock Exchange;
- (p) Toronto Stock Exchange;
- (q) a foreign market approved in writing for the purpose of this definition by ASIC.

ASX means ASX Limited ACN 008 624 691.

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cash or cash equivalents means:

- (a) cash on hand, demand deposits and money deposited with an Australian ADI that is available for immediate withdrawal; and
- (b) short-term, highly liquid investments that are readily convertible to known amounts of cash that are subject to an insignificant risk of changes in value; and
- (c) the value of any eligible undertaking provided by an eligible provider; and
- (d) a commitment by an eligible provider to provide cash upon request within 5 business days:
 - (i) which will not expire within the next 6 months and which cannot be withdrawn by the provider without giving at least 6 months written notice to the person to whom the commitment is made; and
 - (ii) in relation to which any cash provided is not repayable for at least six months.

eligible provider means:

- (a) an Australian ADI; or
- (b) the government of the Commonwealth or of a State or Territory government or the government of a country that is a member of the Organisation for Economic Co-operation and Development or an agency or instrumentality of such a government; or
- (c) a foreign deposit-taking institution:
 - (i) that is regulated by a regulator approved in writing by ASIC for this purpose; or
 - (ii) approved in writing by ASIC for this purpose; or
- (d) an Australian CS facility licensee within the meaning of section 761A; or
- (e) an entity approved by ASIC in writing for the purpose of this paragraph.

eligible undertaking means in relation to the Licensee:

- (a) an enforceable and unqualified undertaking by an eligible provider, expressed to be irrevocable without the written consent of ASIC, to pay, on written demand by the Licensee, a certain amount (disregarding any part previously paid or any amount that would be repayable as a liability by the Licensee if money were paid); or
- (b) an undertaking approved in writing by ASIC as an eligible undertaking.

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excluded assets means in relation to the Licensee:

- (a) intangible assets (excluding, for the avoidance of doubt, a deferred tax asset); and
- (b) receivables from, or assets invested in, any person who:
 - (i) is an associate of the Licensee; or
 - (ii) was an associate of the Licensee at the time the liability was incurred or the investment was made; or
 - (iii) became liable to the Licensee in connection with the acquisition of interests in a managed investment scheme operated by the Licensee; and
- (c) assets:
 - (i) held as a beneficial interest or an interest in a managed investment scheme; or
 - (ii) invested in a superannuation product in respect of which the Licensee or an associate may exercise any form of power or control; and
- (d) receivables from a trustee of a trust in respect of which the Licensee or an associate may exercise any form of power or control;

but, despite anything in the paragraphs above, does not include the following:

- (e) a receivable mentioned in paragraph (b) or (d):
 - (i) to the extent that it is adequately secured; or
 - (ii) to which all of the following apply:
 - (A) it is receivable as a result of a transaction entered into by the Licensee in the ordinary course of its business on its standard commercial terms applicable to persons that are not associated with the Licensee on an arm's length basis;
 - (B) no part of the consideration in relation to the transaction is, in substance, directly or indirectly invested in the Licensee;
 - (C) the value of the receivable (before any discount is applied) is not more than 20% of the assets less liabilities of the Licensee; or
 - (iii) to which all of the following apply:

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- (A) it is receivable from an insurance company that is a body regulated by APRA and results from a transaction entered into by the Licensee in the ordinary course of its business on its standard commercial terms applicable to persons that are not associated with the Licensee on an arm's length basis;
 - (B) the Licensee has no reason to believe that any amount invested in the Licensee would not have been invested if the transaction that caused the receivable had not taken place or were not at the time of the investment expected to take place;
 - (C) the Licensee has no reason to believe that the recoverability of the receivable will materially depend on the value of an investment by any person in the Licensee;
 - (D) the total value of the receivables under this subparagraph is not more than 60% of the adjusted liabilities of the Licensee disregarding this subparagraph; or
- (iv) to which ASIC has given its consent in writing to the Licensee treating the receivable as not being an excluded asset; or
- (v) to the extent that it is owing by way of fees from, or under rights of reimbursement for expenditure by the Licensee out of property of or in relation to:
- (A) a superannuation entity;
 - (B) an IDPS;
 - (C) a registered scheme,
- to the extent that the receivable:
- (D) exceeds amounts invested by the entity, IDPS or scheme in, or lent (other than by way of a deposit with an Australian ADI in the ordinary course of its banking business) directly or indirectly by the entity, IDPS or scheme to:
 - (I) the Licensee; or
 - (II) a body corporate the Licensee controls; or
 - (III) a body corporate that controls the Licensee; or
 - (IV) a body corporate that the Licensee's controller controls;
- and

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- (E) if receivable by way of fees, represents no more than the amount of fees owing for the previous 3 months; and
 - (F) if receivable under rights of reimbursement for expenditure by the Licensee, has not been receivable for more than 3 months; and
- (f) an asset mentioned in paragraph (c) to the extent it is a managed investment product unless any part of the amount invested is, in substance, directly or indirectly invested in the Licensee.

IDPS has the same meaning as in ASIC Class Order [CO 13/763].

liquid assets means in relation to the Licensee:

- (a) cash or cash equivalents other than a commitment of the kind referred to in paragraph (d) of the definition of *cash or cash equivalents*; and
- (b) assets that the Licensee can reasonably expect to realise for their market value within 6 months,

that are free from encumbrances and, in the case of receivables, free from any right of set-off.

NTA means adjusted assets minus adjusted liabilities.

Dated this 23rd day of December 2015



.....
Signed by Thomas Hough
as a delegate of the Australian Securities and Investments Commission

16-0008

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

Enabling legislation

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

Title

2. This instrument is ASIC Instrument 16-0008.

Commencement

3. This instrument commences on 7 January 2016.

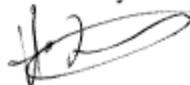
Declaration

4. Chapter 6 of the Act applies to Broadspectrum Limited ACN 000 484 417 (*Target*) as if items 11 and 12 of the table in subsection 633(1) of the Act were modified or varied by omitting the words “15 days” and substituting the words “22 days”.

Where this instrument applies

5. This instrument applies to the off-market takeover bid by Ferrovia Services Australia Pty Ltd ACN 609 542 556 for all of the fully paid ordinary shares in the Target (*Bid*) where:
 - (a) a bidder’s statement was lodged with ASIC on 7 December 2015 and a supplementary bidder’s statement was lodged with ASIC on 23 December 2015;
 - (b) the Target makes an announcement to ASX Limited ACN 008 624 691 (*ASX*), by 7.30pm (AEDT) on 8 January 2016:
 - (i) explaining the effect of this declaration;
 - (ii) recommending that shareholders in the Target take no action in relation to the Bid until they have considered the target’s statement; and
 - (iii) stating that the target’s statement will be provided to ASIC and ASX, and sent to Target shareholders on or before 28 January 2016.

Dated this 7th day of January 2016



Signed by Kwan Leung
as a delegate of the Australian Securities and Investments Commission



16-0009

ASIC

Australian Securities & Investments Commission

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

Notice of Cancellation of an Australian Financial Services Licence

TO: Veston Pty Ltd
ACN 114 426 694
Level 11, 525 Collins Street
MELBOURNE VIC 3000

Pursuant to paragraph 915B(3)(d) of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Australian Financial Services Licence number 317860 held by Veston Pty Ltd, with effect from the date on which this notice is given to Veston Pty Ltd.

Dated this 7th day of January 2016

Signed

A handwritten signature in cursive script, appearing to read 'James Nott'.

James Nott
A delegate of the Australian Securities and Investments Commission

16-0011

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

Enabling legislation

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

Title

2. This instrument is ASIC Instrument [16-0011].

Commencement

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

Declaration

4. Chapter 5C of the Act applies to Macquarie Investment Management Ltd ACN 002 867 003 (*MIML*) as responsible entity of the Premium Asia Property Fund ARSN 129 428 682 (*PAPF*) as if the definition of *extraordinary resolution* in section 9 of the Act were modified or varied by omitting paragraphs (a) and (b) of the definition and substituting:

“(a) of which:

- (i) notice as set out in paragraph 252J(c) has been given; or
 - (ii) a new notice under section 252K for an adjourned meeting has been given; and
- (b) that has been passed by at least 50% of the total votes that may be cast by eligible persons.

For the purposes of this definition of “extraordinary resolution”:

abstaining member means a member of the scheme that:

- (a) is an operator or custodian of an IDPS;
 - (b) has a written policy of not voting their interests in relation to a resolution arising from the client's investments in the IDPS; and
 - (c) has abstained from voting in relation to the resolution.
-

16-0011

custodian, in relation to an IPDS, has the meaning given in ASIC Class Order [CO 13/763].

eligible persons means members of the scheme (excluding abstaining members) entitled to vote on the resolution at the meeting (including members who are not present in person or by proxy).

IDPS has the meaning given in ASIC Class Order [CO 13/763].

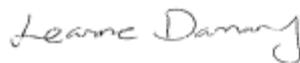
operator, in relation to an IDPS, has the meaning given in ASIC Class Order [CO 13/763].”.

Where this instrument applies

5. This instrument applies where:

- (a) MIML has adjourned a meeting of scheme members of PAPF to vote on resolutions for MIML to retire as responsible entity and be replaced with Equity Trustees Limited ACN 004 031 298;
- (b) members of PAPF are given the right to withdraw or change any proxies that were submitted to MIML prior to the date the meeting was adjourned, such right being able to be exercised for a period of at least 10 business days after being given the new notice of the adjourned meeting; and
- (c) the notice of the adjourned meeting includes the following information:
 - (i) an explanation of the effect of this instrument in relation to the resolutions to be considered at the adjourned meeting; and
 - (ii) a statement that members of PAPF that had submitted proxies to MIML in relation to the meeting that was adjourned have the right to withdraw or change the proxies, and an explanation of the process to be followed to exercise the right.

Dated this 11th day of January 2016



Signed by Leanne Damary
as delegate of the Australian Securities and Investments Commission

16-0012

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

Enabling legislation

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

Title

2. This instrument is ASIC Instrument [16-0012].

Commencement

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

Declaration

4. Chapter 5C of the Act applies to Macquarie Investment Management Ltd ACN 002 867 003 (*MIML*) as responsible entity of the Premium Asia Fund ARSN 134 226 029 (*PAF*) as if the definition of *extraordinary resolution* in section 9 of the Act were modified or varied by omitting paragraphs (a) and (b) of the definition and substituting:

“(a) of which:

- (i) notice as set out in paragraph 252J(c) has been given; or
 - (ii) a new notice under section 252K for an adjourned meeting has been given; and
- (b) that has been passed by at least 50% of the total votes that may be cast by eligible persons.

For the purposes of this definition of “extraordinary resolution”:

abstaining member means a member of the scheme that:

- (a) is an operator or custodian of an IDPS;
 - (b) has a written policy of not voting their interests in relation to a resolution arising from the client's investments in the IDPS; and
 - (c) has abstained from voting in relation to the resolution.
-

16-0012

custodian, in relation to an IPDS, has the meaning given in ASIC Class Order [CO 13/763].

eligible persons means:

- (i) members of the scheme (excluding abstaining members) entitled to vote on the resolution at the meeting (including members who are not present in person or by proxy); and
- (ii) persons who were given written authority to vote on the resolution by a member to whom section 253E applied and a vote is taken to be cast for or against the resolution only if the person has, before the meeting, given a response in writing to the responsible entity stating that the person votes for or against the resolution.

IDPS has the meaning given in ASIC Class Order [CO 13/763].

operator, in relation to an IDPS, has the meaning given in ASIC Class Order [CO 13/763].”.

Where this instrument applies

5. This instrument applies where:

- (a) MIML has adjourned a meeting of members of PAF to vote on resolutions for MIML to retire as responsible entity and be replaced with Equity Trustees Limited ACN 004 031 298;
- (b) members of PAF are given the right to withdraw or change any proxies that were submitted to MIML prior to the date the meeting was adjourned, such right being able to be exercised for a period of at least 10 business days after being given the new notice of the adjourned meeting;
- (c) the notice of the adjourned meeting includes the following information:
 - (i) an explanation of the effect of this instrument in relation to the resolutions to be considered at the adjourned meeting; and
 - (ii) a statement that members of PAF that had submitted proxies to MIML in relation to the meeting that was adjourned have the right to withdraw or change the proxies, and an explanation of the process to be followed to exercise the right;
- (d) the notice of the adjourned meeting does not include any recommendation from MIML or any of its associates about whether to vote for or against the resolutions;
- (e) MIML and its associates:

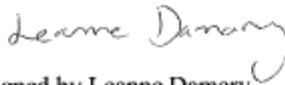
16-0012

- (i) are not entitled to vote their interest on the resolutions because of section 253E of the Act; and
 - (ii) do not vote their interest on the resolutions;
- (f) MIML as responsible entity of PAF has entered into a deed with MIML as operator of the IDPS operated by MIML (*Macquarie Wrap*) for the benefit of members of PAF and clients of the IDPS which includes undertakings to the following effect:
- (i) that MIML as responsible entity of PAF and as operator of the Macquarie Wrap will not, and will procure that its associates do not, cast any votes on any resolutions to be voted on at the meeting; and
 - (ii) that MIML as operator of the Macquarie Wrap will, by way of irrevocable written instrument, authorise each client of the Macquarie Wrap to cast votes that correspond to interests held by MIML (or the custodian for the Macquarie Wrap) in PAF as equate to such client's proportionate beneficial interest in PAF held through the Macquarie Wrap;
- (g) before the date the adjourned meeting is held, MIML as responsible entity of PAF has obtained written confirmation from MIML as operator of the Macquarie Wrap of the following matters:
- (i) that MIML as operator of the Macquarie Wrap gave each client of the Macquarie Wrap notice of the adjourned meeting on the same date that MIML as responsible entity of PAF gave notice of the adjourned meeting to members of PAF;
 - (ii) that MIML as operator of the Macquarie Wrap authorised, by way of irrevocable written instrument, each client of the Macquarie Wrap in accordance with the deed mentioned in subparagraph (f); and
 - (iii) that each written irrevocable instrument:
 - (A) stated that, if the client wished to vote on the resolutions, the client must give a written response to MIML as responsible entity of PAF stating whether they vote for or against the resolutions before the commencement of the meeting; and
 - (B) explained the process for submitting the written response;
- (h) the chair of the meeting of PAF is not a director or employee of MIML or any of its related bodies corporate;

16-0012

- (i) any written response to the written instruments received from the clients of the Macquarie Wrap are not voted where the response did not provide a direction as to how to vote;
- (j) if any written response to the written instruments received from the clients of the Macquarie Wrap are voted, the total number of votes cast at the meeting are to be calculated for the purpose of Part 2G.4 of the Act as if the votes cast by way of the written response were cast by a member of PAF; and
- (k) prior to the outcome of resolutions being announced to members, MIML as responsible entity of PAF, arranges for a registered company auditor to undertake an audit to verify:
 - (i) that the requirements in sub-paragraphs 5 (e) to (j) have been adhered to; and
 - (ii) the calculation of the voting, including the votes cast at the meeting and any responses to the written instruments submitted prior to the voting.

Dated this 11th day of January 2016



Signed by Leanne Damary
as delegate of the Australian Securities and Investments Commission

16-0017

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

Enabling legislation

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

Title

2. This instrument is ASIC Instrument 16-0017.

Commencement

3. This instrument commences on 13 January 2016.

Exemption

4. Arunta Resources Limited ACN 089 224 402 (*Arunta*) does not have to comply with Parts 6D.2 and 6D.3 of the Act.

Declaration

5. Chapter 6D of the Act applies to shareholders of Arunta as if section 707 were modified or varied by omitting subsections 707(3), (4), (5) and (6) and substituting:

“(5) An offer of a body’s securities for sale within 12 months after their sale by a person who controlled the body at the time of the sale needs disclosure to investors under this Part if :

- (a) at the time of the sale by the controller either:
 - (i) the securities were not quoted; or
 - (ii) although the securities were quoted, they were not offered for sale in the ordinary course of trading on a relevant financial market on which they were quoted; and
- (b) the controller sold the securities without disclosure to investors under this Part; and
- (c) the controller sold the securities with the purpose of the person to whom they were sold:
 - (i) selling or transferring securities; or

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- (ii) granting, issuing or transferring interests in, or options or warrants over the securities;

and section 708 does not say otherwise.

- (6) Unless the contrary is proved, a person who controls the body is taken to sell securities with the purpose referred to in paragraph 5(c) if any of the securities are subsequently sold, or offered for sale, within 12 months after their sale by the controller."

Where this instrument applies

6. The exemption in paragraph 4 applies to invitations by Arunta to vote at a capital reduction meeting on the in specie transfer by Arunta of ordinary shares in Davenport Resources Limited ACN 153 414 852 (*Davenport*) to the shareholders of Arunta, in accordance with a notice of meeting that:
 - (a) is in substantially the same form as the draft notice of meeting given to ASIC on 13 January 2016; and
 - (b) includes a statement:
 - (i) that the capital reduction is not conditional on the quotation of securities of Davenport on a financial market (whether in Australia or elsewhere);
 - (ii) describing the need for, and effect of, the relief contained in this instrument as it applies to shareholders; and
 - (iii) that the notice of meeting is in substantially the same form as the draft notice of meeting given to ASIC on 13 January 2016.
7. The declaration in paragraph 5 applies where:
 - (a) a Davenport shareholder makes an offer of ordinary shares in Davenport shares (*Shares*) for sale;
 - (b) the Shares were transferred to the Davenport shareholder pursuant to the invitation to vote at the capital reduction meeting referred to in paragraph 6; and
 - (c) the offer is not made within 12 months of a sale or transfer of the Shares by a person, other than Arunta, who:
 - (i) controls Davenport;
 - (ii) would have been required by subsection 707(2) of the Act to give disclosure to investors under Part 6D.2 of the Act but for section 708 of the Act; and

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- (iii) did not give disclosure to investors under Part 6D.2 of the Act because of section 708 of the Act.

Interpretation

In this instrument:

financial market has the meaning given by section 767A of the Act.

Dated this 13th day of January 2016



Signed by Megan Dillon
as a delegate of the Australian Securities and Investments Commission

16-0021

Notice is given under section 920E of the Corporations Act 2001 that the Australian Securities and Investments Commission has made a banning order in the terms set out below, which order took effect on 12 January 2016

AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

**IN THE MATTER OF WAYNE ROBERT MILLER
AND THE CORPORATIONS ACT 2001**

To: Mr Wayne Robert Miller

**BANNING ORDER UNDER SECTIONS 920A and 920B OF THE CORPORATIONS
ACT 2001**

TAKE NOTICE that under sections 920A and 920B of the Corporations Act 2001 the Australian Securities and Investments Commission prohibits **WAYNE ROBERT MILLER** from providing any financial services for a period of **FOUR (4)** years.

Dated this 4th day of December 2015.

Signed: 

GADI BARTOLOMEO

Delegate of the

Australian Securities and Investments Commission.

CORPORATIONS ACT 2001

Section 601CL(5)

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

Dated this fifteenth day of January 2016

Rosanne Bell

DELEGATE OF

THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

Name of Company

ARBN

PORTRAIT SOFTWARE INTERNATIONAL LIMITED

135 176 519

TOUTON FAR EAST PTE LTD

121 056 004

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 fifteenth day of January 2016

Rosanne Bell

DELEGATE OF

THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

Name of Company

ARBN

GE CAPITAL SUB 3, INC.

609 350 816

SAKARI RESOURCES LIMITED

132 692 481

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.

B-LOGICAL PTY LTD ACN 147 224 879 will change to a public company limited by shares. The new name will be **MEDIKANE HOLDINGS LTD ACN 147 224 879**.

DIRECTRM PTY LTD ACN 609 048 339 will change to a public company limited by shares. The new name will be **DIRECTRM LIMITED ACN 609 048 339**.

ONE INVESTMENT GROUP PTY LIMITED ACN 136 507 241 will change to a public company limited by shares. The new name will be **ONE INVESTMENT GROUP LIMITED ACN 136 507 241**.

CLUB RESORTS NO. 1 AUSTRALIA LTD ACN 140 984 685 will change to a proprietary company limited by shares. The new name will be **CLUB RESORTS NO. 1 AUSTRALIA PTY LTD ACN 140 984 685**.

NSW GOLD N L ACN 003 307 702 will change to a proprietary company limited by shares. The new name will be **NSW GOLD PTY LTD ACN 003 307 702**.

4D-S LIMITED ACN 124 234 395 will change to a proprietary company limited by shares. The new name will be **4-DS PTY LTD ACN 124 234 395**.
