



ASIC

Australian Securities &
Investments Commission

Commonwealth of Australia Gazette
No. A19/16, Tuesday 19 April 2016

Published by ASIC

ASIC 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.

ISSN 1445-6060 (Online version)
ISSN 1445-6079 (CD-ROM version)

Available from www.asic.gov.au
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16-0294

ASIC

Australian Securities & Investments Commission

**Australian Securities and Investments Commission
Corporations Act 2001 — Section 951B (1)(a) — Exemption**

1. The Australian Securities and Investments Commission makes this instrument under paragraph 951B(1)(a) of the *Corporations Act 2001*.

Exemption

2. *JBWere* Limited ACN 137 978 360 (*JBWere*) or an authorised representative of *JBWere* (each a **providing entity**) does not have to comply with subparagraph 7.7.09B(2) of the *Corporations Regulations 2001* in respect of a document or part of a document given to a person by National Australia Bank Limited ACN 004 044 937 (*NAB*) before 11 April 2016 where all of the following apply:
 - (a) the providing entity gives the person a Statement of Advice on or before 10 April 2017;
 - (b) the person was a client of *NAB* on 10 April 2016;
 - (c) the providing entity has taken reasonable steps to ensure that the person has previously received the document or part of the document.

Dated this 7th day of April 2016

A handwritten signature in black ink, appearing to read 'M Whittle', written over a horizontal line.

Signed by Michèle Whittle
as a delegate of the Australian Securities and Investments Commission

16-0297

**Australian Securities and Investments Commission
Corporations Act 2001 – Subsections 257D(4), 601QA(1) and 1020F(1) – Declaration
and Exemption**

Enabling legislation

1. The Australian Securities and Investments Commission (*ASIC*) makes this instrument under subsections 257D(4), 601QA(1) and 1020F(1) of the *Corporations Act 2001 (Act)*.

Title

2. This is ASIC Instrument 16-0297.

Commencement

3. This instrument takes effect on the date it is signed.

Declarations

4. Chapter 5C of the Act applies to Astro Japan Property Management Limited ACN 111 874 563 (*AJPML*) in its capacity as the responsible entity of the Astro Japan Property Trust ARSN 112 799 854 (*Scheme*) as if Chapter 5C of the Act were modified or varied as follows:

- (a) insert after subsection 601GA(4) of the Act:

"(4A) Subsection (4) does not apply to a right to withdraw from a registered scheme under an arrangement (*off-market buy-back*) for the responsible entity to selectively acquire interests in the scheme from a member if:

- (a) the responsible entity has power to make the off-market buy-back under the constitution;
- (b) the off-market buy-back has been approved by a resolution of the members of the scheme passed at a general meeting of members of the scheme;
- (c) the acquisition and purchase of interests under the off-market buy-back does not materially prejudice the responsible entity's ability to pay its creditors in relation to liabilities incurred by it as responsible entity of the scheme; and
- (d) the responsible entity does not buy an interest under the off-market buy-back except as part of a stapled security bought for the amount of \$6.03 per stapled security.

- (4B) For the purposes of subsection (4A), *stapled security* means two or more financial products including at least one interest in a registered scheme where:

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- (a) under the terms on which each of the products are to be traded, they must be transferred together; and
 - (b) there are no financial products in the same class as those financial products which may be transferred separately."
- (b) insert after section 601GA of the Act:

"601GAAA Responsible entity to cancel interests

Immediately after registration of the transfer to the responsible entity of the interests acquired under an off market buy-back in accordance with subsection 601GA(4A), the responsible entity must cancel the interests it has bought.

601GAAB Responsible entity to make payment

The responsible entity must make payment to a member in respect of an interest offered for sale under an off-market buy-back in accordance with subsection 601GA(4A) within 21 days of the responsible entity accepting the member's offer to sell."

Exemptions

5. AJPML in its capacity as the responsible entity of the Scheme (*AJPML RE*) does not have to comply with paragraphs 601FC(1)(d) and 601FG(1)(a), Part 5C.6 of the Act and Division 5A of Part 7.9 in the case of a withdrawal in accordance with subsection 601GA(4A) of the Act, as notionally inserted by this instrument.
6. Astro Japan Property Group Limited ACN 135 381 663 (*AJPGL*) does not have to comply with section 257D of the Act.

Where this instrument applies

7. Paragraphs 4 and 5 apply where:
 - (a) AJPGL and AJPML RE make an invitation to Securityholders as at the Record Date to offer to sell some or all of their Stapled Securities to them at the Buy-Back Price.
 - (b) AJPGL and AJPML RE have given a Buy-Back Booklet to all Securityholders who are eligible to make an offer under the Buy-Back that:
 - (i) specifies procedures for making and dealing with offers to sell that are fair to all Securityholders;

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- (ii) states all information known to AJPGL and AJPML that is material to the decision of a Securityholder whether to make an offer to sell Stapled Securities;
 - (iii) specifies the period to make an offer to sell (this period being at least 21 days after the date of the notice);
 - (iv) specifies the assets that will be used to satisfy the liability to pay for Stapled Securities to be bought back;
 - (v) specifies the amount of money that is expected to be available when those assets are converted to money; and
 - (vi) specifies the method to determine the amount to be sold, if any, by each Securityholder offering to sell;
- (c) after the Buy-Back Booklet was given to those Securityholders, the Securityholders had a reasonable opportunity to offer for sale some or all of their Stapled Securities to AJPGL and AJPML under the Buy-Back;
- (d) AJPGL and AJPML RE does not buy Stapled Securities under the Buy-Back except for an amount that is no more than the amount determined by deducting from the amount in paragraph (i) the amount in paragraph (ii) and then dividing by the number of Stapled Securities on issue:
- (i) the sum of the value of scheme property and the value of assets of any company the shares of which are a component part of Stapled Securities; and
 - (ii) the amount of any liability that under the constitution of the Scheme may be met from such property plus any liability of such a company (other than an amount for which the company is jointly liable and which may be met from scheme property of the Scheme);
- (e) The invitation to make an offer to sell made by AJPGL and AJPML RE is made in accordance with the procedures in the Buy-Back Execution Rules and the terms as described in the Buy-Back Booklet under which:
- (i) all Securityholders are to be treated equally except offers to sell will be accepted only in accordance with the Buy-Back Execution Rules; and
 - (ii) at the time of the invitation to make an offer to sell made by AJPGL and AJPML RE all Stapled Securities on issue have been of the same class for at least 12 months.
8. Paragraph 6 applies where AJPGL complies with the conditions in subsection 257B(2) of the Act, subject to subsection 257B(3) of the Act, except that:

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- (a) AJPGL does not comply with paragraph (a) of subsection 257B(2) of the Act but rather the invitation made by AJPGL and AJPML RE relates only to Stapled Securities;
- (b) AJPGL does not comply with paragraph (b) of subsection 257B(2) of the Act but rather the invitation made by AJPGL and AJPML RE is made in accordance with the procedures in the Buy-Back Execution Rules and the terms as described in the Buy-Back Booklet;
- (c) AJPGL does not comply with paragraph (c) of subsection 257B(2) of the Act, but rather all Securityholders have a reasonable opportunity to offer for sale some or all of their Stapled Securities to AJPGL and AJPML RE;
- (d) AJPGL does not comply with paragraph (d) of subsection 257B(2) of the Act but rather the Buy-Back agreements are not entered into until the period to make the invitation to offer has closed; and
- (e) AJPGL does not comply with paragraph (e) of subsection 257B(2) of the Act but rather the invitation made by AJPGL and AJPML RE to Securityholders is for those holders of Stapled Securities to sell their Stapled Securities on the same terms subject to:
 - (i) each Securityholder having the ability to nominate a maximum number of Stapled Securities which they wish to offer for sale to AJPGL and AJPML RE; and
 - (ii) if a Securityholder holds no more than \$500 worth of Stapled Securities, that Securityholder will only be permitted to lodge one offer for sale of all of their Stapled Securities in accordance with the procedures in the Buy-Back Execution Rules and the terms as described in the Buy-Back Booklet.

Interpretation

9. In this instrument:

Buy-Back means an acquisition of Stapled Securities through an off-market buy-back in accordance with this instrument.

Buy-Back Amount means the number of Stapled Securities determined by AJPGL and AJPML RE to be bought back under the Buy-Back provided that the number of Stapled Securities that they buy back under the Buy-Back is less than or equal to 3,032,623 Stapled Securities.

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Buy-Back Booklet means the offer document dated 19 April 2016 sent to Securityholders in relation to the Buy-Back Invitations which is substantially in the same form as that provided to ASIC on or about 7 April 2016.

Buy-Back Execution Rules means if at the close of the period to make an offer to sell, AJPGL and AJPML RE have received offers to sell Stapled Securities that in aggregate are:

- (a) more than the Buy-Back Amount then:
 - (i) all tenders of Stapled Securities are bought back subject to a reduction by the same proportion (pro rata subject to rounding of fractions) being the proportion needed to ensure that:
 - (A) after taking into account the Priority Acquisition and the Small Holding Acquisition, no more than the number of Stapled Securities corresponding to the Buy-Back Amount is bought back; and
 - (B) the Priority Acquisition and the Small Holding Acquisition may be bought back; and
 - (ii) the Priority Acquisition and the Small Holding Acquisition are bought back; or
- (b) equal to or less than the Buy-Back Amount then all tenders of Stapled Securities are bought back.

Buy-Back Price means \$6.03 per Stapled Security, being the price at which AJPGL and AJPML RE have invited Securityholders to sell Stapled Securities through the Buy-Back.

Excluded Foreign Holders means Securityholders who AJPGL and AJPML RE determine to exclude on the basis that:

- (a) they would be prohibited from making a payment to pursuant to an act, rule or regulation that prohibits them from making payments to a person who resides in a jurisdiction outside of Australia or New Zealand;
- (b) the holder resides in a jurisdiction where it would be illegal under the laws of that jurisdiction to make an invitation to the holder or for the holder to participate in the Buy-Back; or
- (c) the holder resides in a jurisdiction outside of Australia or New Zealand and it would be unreasonable to make an invitation to the holder having regard to each of the following:
 - (i) the number of holders in that jurisdiction;

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- (ii) the number and the value of Stapled Securities held by holders in that jurisdiction; and
- (iii) the cost of complying with legal requirements and the requirements of any relevant regulatory authority applicable to making the invitation in that jurisdiction.

Market Price means the volume weighted average price of Stapled Securities on the 15 trading days up to and including the day on which the price is determined.

Priority Acquisition means AJPGL and AJPML RE buying back a number of Stapled Securities from each Securityholder who has offered to sell up to an amount of Stapled Securities notified by AJPGL and AJPML RE, the value of which does not exceed \$2,000 based on the Market Price at the time determined by AJPGL and AJPML RE (being a time on a date not earlier than 7 days before the Record Date) or such lesser amount of Stapled Securities as is required to ensure that the Buy-Back Amount is not exceeded as a result of the aggregate number of Stapled Securities bought back.

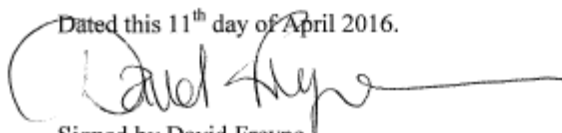
Record Date means 14 April 2016.

Small Holding Acquisition means AJPGL and AJPML RE buying back the entire remaining balance of a Securityholder's holding of Stapled Securities where that Securityholder has offered to sell all of their Stapled Securities and the amount of Stapled Securities that that holder would hold after the application of the Buy-Back Execution Rules would be less than or equal to an amount notified by AJPGL and AJPML RE, the value of which does not exceed \$500 based on the Market Price at the time determined by AJPGL and AJPML RE (being a time on a date not earlier than 7 days before the Record Date) and the holder does not hold any more Stapled Securities than were held by that Securityholder at the Record Date.

Stapled Security means an interest in the Scheme and an ordinary fully paid share in AJPGL that under the terms on which each of the products are to be traded, they must be transferred together.

Securityholder means the holder of a Stapled Security other than an Excluded Foreign Holder.

Dated this 11th day of April 2016.



Signed by David Freyne
as delegate of the Australian Securities and Investments Commission

16-0317

**Australian Securities and Investments Commission
Corporations Act 2001 – Paragraph 1020F(1)(a) – Exemption**

Enabling legislation

1. The Australian Securities and Investments Commission makes this instrument under paragraph 1020F(1)(a) of the *Corporations Act 2001*(the *Act*).

Title

2. This instrument is ASIC Instrument 16-0317.

Commencement

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

Exemption

4. BetaShares Capital Ltd ACN 139 566 868 (*responsible entity*) in its capacity as the responsible entity for AMP Capital Global Property Securities Fund (Unhedged) (Managed Fund) ARSN 609 155 606 (*Scheme*), an AQUA managed fund, does not have to comply with section 1017B of the Act.

Where this exemption applies

5. The exemption in paragraph 4 applies where interests in the Scheme remain admitted to Trading Status as a Managed Fund Product.

Conditions

6. The responsible entity must:
 - (a) comply with section 675 of the Act as if the Scheme were an unlisted disclosing entity; and
 - (b) include statements in any Product Disclosure Statement for the interests in the Scheme to the effect that the responsible entity will comply with the continuous disclosure requirements of the Act as if the Scheme were an unlisted disclosing entity.

Interpretation

7. In this instrument:

AQUA managed fund means a registered scheme with interests admitted to Trading Status as a Managed Fund Product on the financial market operated by ASX under the

16-0317

provisions of the operating rules of ASX relating to what is referred to in those rules as the AQUA market.

ASX means ASX Limited ACN 008 624 691.

Managed Fund Product has the same meaning as in the operating rules of ASX as at the date of this instrument.

Trading Status has the same meaning as defined in the ASX operating rules as at the date of this instrument.

Dated this 14th day of April 2016



Signed by Hamish Ratten
as a delegate of the Australian Securities and Investments Commission

16-0318

**Australian Securities and Investments Commission
Corporations Act 2001 – Paragraph 1020F(1)(a) – Exemption**

Enabling legislation

1. The Australian Securities and Investments Commission makes this instrument under paragraph 1020F(1)(a) of the *Corporations Act 2001* (the *Act*).

Title

2. This instrument is ASIC Instrument 16-0318.

Commencement

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

Exemption

4. BetaShares Capital Ltd ACN 139 566 868 (*responsible entity*) in its capacity as the responsible entity for AMP Capital Global Infrastructure Securities Fund (Unhedged) (Managed Fund) ARSN 609 146 483 (*Scheme*), an AQUA managed fund, does not have to comply with section 1017B of the Act.

Where this exemption applies

5. The exemption in paragraph 4 applies where interests in the Scheme remain admitted to Trading Status as a Managed Fund Product.

Conditions

6. The responsible entity must:
 - (a) comply with section 675 of the Act as if the Scheme were an unlisted disclosing entity; and
 - (b) include statements in any Product Disclosure Statement for the interests in the Scheme to the effect that the responsible entity will comply with the continuous disclosure requirements of the Act as if the Scheme were an unlisted disclosing entity.

Interpretation

7. In this instrument:

AQUA managed fund means a registered scheme with interests admitted to Trading Status as a Managed Fund Product on the financial market operated by ASX under the

16-0318

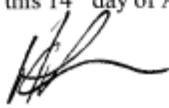
provisions of the operating rules of ASX relating to what is referred to in those rules as the AQUA market.

ASX means ASX Limited ACN 008 624 691.

Managed Fund Product has the same meaning as in the operating rules of ASX as at the date of this instrument.

Trading Status has the same meaning as defined in the ASX operating rules as at the date of this instrument.

Dated this 14th day of April 2016



Signed by Hamish Ratten
as a delegate of the Australian Securities and Investments Commission

16-0319

**Australian Securities and Investments Commission
Corporations Act 2001 – Paragraph 1020F(1)(a) – Exemption**

Enabling legislation

1. The Australian Securities and Investments Commission makes this instrument under paragraph 1020F(1)(a) of the *Corporations Act 2001*(the *Act*).

Title

2. This instrument is ASIC Instrument 16-0319.

Commencement

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

Exemption

4. BetaShares Capital Ltd ACN 139 566 868 (*responsible entity*) in its capacity as the responsible entity for AMP Capital Dynamic Markets Fund (Hedge Fund) ARSN 609 155 731 (*Scheme*), an AQUA managed fund, does not have to comply with section 1017B of the Act.

Where this exemption applies

5. The exemption in paragraph 4 applies where interests in the Scheme remain admitted to Trading Status as a Managed Fund Product.

Conditions

6. The responsible entity must:
 - (a) comply with section 675 of the Act as if the Scheme were an unlisted disclosing entity; and
 - (b) include statements in any Product Disclosure Statement for the interests in the Scheme to the effect that the responsible entity will comply with the continuous disclosure requirements of the Act as if the Scheme were an unlisted disclosing entity.

Interpretation

7. In this instrument:

AQUA managed fund means a registered scheme with interests admitted to Trading Status as a Managed Fund Product on the financial market operated by ASX under the

16-0319

provisions of the operating rules of ASX relating to what is referred to in those rules as the AQUA market.

ASX means ASX Limited ACN 008 624 691.

Managed Fund Product has the same meaning as in the operating rules of ASX as at the date of this instrument.

Trading Status has the same meaning as defined in the ASX operating rules as at the date of this instrument.

Dated this 14th day of April 2016



Signed by Hamish Ratten
as a delegate of the Australian Securities and Investments Commission

16-0322

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 11 April 2016

AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

**IN THE MATTER OF JULIE MAREE VANZYL
AND THE CORPORATIONS ACT 2001**

To: Ms Julie Maree Vanzyl

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

TAKE NOTICE that under to sections 920A and 920B of the Corporations Act 2001 the Australian Securities and Investments Commission prohibits **JULIE MAREE VANZYL** from providing any financial services **PERMANENTLY**.

Dated this 30th day of March 2016.

Signed: 
GADI BARTOLOMEO

Delegate of the
Australian Securities and Investments Commission.

Your attention is drawn to subsection 920C(2) of the Corporations Act 2001 which provides that a person must not engage in conduct which breaches a banning order that has been made against the person. Contravention of subsection 920C(2) is an offence.

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 fifteenth day of April 2016

Rosanne Bell

DELEGATE OF

THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

Name of Scheme

ARSN

BLUE SKY STUDENT ACCOMMODATION FUND V

607 814 844

MAXIMISER+

127 935 915

ONEANSWER - AMP CAPITAL ENHANCED YIELD TRUST

115 528 688

PREMIUM INCOME FUND

090 687 577

CORPORATIONS ACT 2001

Section 601CL(5)

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

Dated this fifteenth day of April 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.

SECURA FUNDS PTY LTD ACN 149 711 419 will change to a public company limited by shares. The new name will be **SECURA FUNDS LTD** ACN 149 711 419.

WENTWORTH MINERALS NL ACN 609 008 120 will change to a proprietary company limited by shares. The new name will be **WENTWORTH MINERALS PTY. LTD.** ACN 609 008 120.
