



**ASIC**

Australian Securities &  
Investments Commission

Commonwealth of Australia Gazette  
No. A22/16, Tuesday 3 May 2016

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# 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](http://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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16-0134


**AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION*****Superannuation Industry (Supervision) Act 1993***  
**Subsection 130F(2)****SUSPENSION ORDER**

To: Philip Dowsley

Approved SMSF auditor registration number 100154578

Under s130F(2) of the *Superannuation Industry (Supervision) Act 1993* the Australian Securities and Investments Commission suspends the registration of Philip Dowsley as an approved SMSF auditor for a period of six months with effect from 2 March 2016.

Dated this 26<sup>th</sup> day of February 2016

Signed:   
Craig Angove  
Delegate of the Australian Securities and Investments Commission

16-0349

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 19 April 2016

**AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION**

**IN THE MATTER OF HAYDN ALISTAIR REIMERS  
AND THE CORPORATIONS ACT 2001**

**AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION**

**IN THE MATTER OF HARDIK BHIMANI  
AND THE CORPORATIONS ACT 2001**

**To: Mr Hardik Bhimani**

**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 **HARDIK BHIMANI** from providing any financial services **PERMANENTLY**.

Dated this 11<sup>th</sup> day of April 2016.

Signed: 

**GAUDI 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.

16-0350

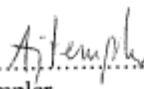
**Australian Securities and Investments Commission**  
**Corporations Act 2001 – Subsection 713(6) - Determination**

Under s713(6) of the *Corporations Act 2001* (**the Corporations Act**), the Australian Securities and Investments Commission determines that the person specified in the Schedule may not rely on s713 of the Corporations Act from the date of this instrument until 23 April 2017.

**Schedule**

Black Mountain Resources Limited ACN 147 106 974

Dated this 22<sup>nd</sup> day of April 2016.

Signed: .....  .....  
Andrew Templer  
as a delegate of the Australian Securities and Investments Commission

16-0355

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 26<sup>th</sup> April 2016

**AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION**

**IN THE MATTER OF GRANT AARON PARKER  
AND THE CORPORATIONS ACT 2001**

**To: Mr Grant Aaron Parker**

**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 **GRANT AARON PARKER** from providing any financial services **PERMANENTLY**.

Dated this 20th day of April 2016.

Signed: 

Melanie Baxter  
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.



Australian Government

Takeovers Panel

**CORPORATIONS ACT      1 6 - 0 3 6 2**  
**SECTION 657D**  
**ORDER**

**ABM RESOURCES NL**

The Panel made a declaration of unacceptable circumstances on 7 April 2016.

**THE PANEL ORDERS**

That ABM Resources NL must not proceed with the Rights Issue and must within 2 business days make an announcement to the market, in a form approved by the Panel, stating that it will not proceed with the Rights Issue.

In this order, "Rights Issue" means the 3 for 5 non-renounceable rights issue announced by ABM Resources NL on 9 March 2016.

A handwritten signature in black ink, appearing to read 'Alan Shaw'.

**Alan Shaw****Counsel****with authority of Vickki McFadden****President of the sitting Panel****Dated 7 April 2016**



Australian Government  
Takeovers Panel

16-0363

**CORPORATIONS ACT  
SECTION 657A  
DECLARATION OF UNACCEPTABLE CIRCUMSTANCES**

**ABM RESOURCES NL**

**CIRCUMSTANCES**

1. ABM Resources NL (**ABM**) is an ASX listed company.
2. Pacific Road Capital Management Pty Ltd (**PRCM**), as trustee for Pacific Road Fund II Managed Investment Trust, holds 19.85% of ABM.
3. On 9 March 2016, ABM announced:
  - (a) a 3 for 5 non-renounceable rights issue to raise a total of approximately \$8.2 million, fully sub-underwritten by PRCM and
  - (b) entry into a \$3.8 million debt facility with PRCM. The debt facility is conditional on (among other things):
    - (i) the rights issue occurring with PRCM as sole arranger and sub-underwriter and
    - (ii) ABM granting a first ranking security interest over its assets in favour of PRCM.
4. If no other shareholders take up their rights, PRCM will obtain voting power of up to 49.91% of ABM.
5. All reasonable steps to minimise the likely control effect of the rights issue on ABM have not been taken. In particular:
  - (a) the issue is structured such that it is unattractive for underwriters, other than the one approached by PRCM, to underwrite and
  - (b) no attempt, or no genuine attempt, was made to find additional sub-underwriters or to accommodate an institution that could do so.
6. The linking of the debt facility with the rights issue, particularly given the sub-underwriting arrangement, has the potential to exacerbate the control effect.
7. In addition, the sub-underwriting fee is payable even on shares the sub-underwriter takes up under the rights issue as a shareholder.

**EFFECT**

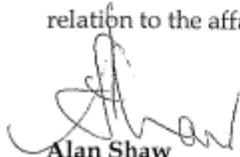
8. As a result of the foregoing, the potential acquisition of control over voting shares in ABM will not take place in an efficient, competitive and informed market and all shareholders will not have a reasonable and equal opportunity to participate in any benefits accruing to PRCM.

**CONCLUSION****16 - 0363**

9. It appears to the Panel that the circumstances are unacceptable circumstances:
- (a) having regard to the effect that the Panel is satisfied they will have or are likely to have on:
    - (i) the control, or potential control, of ABM or
    - (ii) the acquisition, or proposed acquisition, by a person of a substantial interest in ABM
  - (b) in the alternative, having regard to the purposes of Chapter 6 set out in section 602 of the *Corporations Act 2001* (Cth) (**Act**).
10. The Panel considers that it is not against the public interest to make a declaration of unacceptable circumstances. It has had regard to the matters in section 657A(3) of the Act.

**DECLARATION**

The Panel declares that the circumstances constitute unacceptable circumstances in relation to the affairs of ABM.



Alan Shaw

Counsel

with authority of Vickki McFadden

President of the sitting Panel

Dated 7 April 2016



CORPORATIONS ACT 2001

Section 601CC(3)

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

Dated this twenty-ninth day of April 2016

Rosanne Bell

DELEGATE OF

THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

**Name of Company**

**ARBN**

INTERNATIONAL BIBLE STUDENTS ASSOCIATION, BRISBANE  
ECCLESSIA

141 627 787

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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 twenty-ninth day of April 2016

Rosanne Bell

DELEGATE OF

THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

**Name of Scheme**

**ARSN**

GROSVENOR PIRIE WORLD TRUST

602 224 242

RENNICK GAYNOR MORTGAGE FUND

091 218 549

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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 twenty-ninth day of April 2016

Rosanne Bell

DELEGATE OF

THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

**Name of Company**

**ARBN**

AVALON COMMERCIAL ENTERPRISES LIMITED

135 451 393

IMAKE LIMITED

090 566 804

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CORPORATIONS ACT 2001

Section 601CL(5)

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

Dated this twenty-ninth day of April 2016

Rosanne Bell

DELEGATE OF

THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

**Name of Company**

**ARBN**

FONTIS NEW ZEALAND LIMITED

161 282 453

LOUISA WALLACE CONSULTING LIMITED

603 497 221

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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.

**DRAGON STATE RESOURCES LTD**

ACN 118 409 564 will change to a proprietary company limited by shares. The new name will be DRAGON STATE RESOURCES PTY LTD ACN 118 409 564.

**SPECIALIST ENGINEERING SERVICES (AUST) LTD** ACN 076 197 969 will change to a proprietary company limited by shares. The new name will be SPECIALIST ENGINEERING SERVICES (AUST) PTY LTD ACN 076 197 969.

**HUB IT HOLDINGS LIMITED** ACN 146 258 273

will change to a proprietary company limited by shares. The new name will be HUB IT HOLDINGS PTY LTD ACN 146 258 273.

**TAKOR GROUP PTY LTD** ACN 136 358 337 will change to a public company limited by shares. The new name will be TAKOR GROUP LTD ACN 136 358 337.

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