



Commonwealth of Australia



ASIC

Australian Securities &
Investments Commission

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ASIC 02/1076

Australian Securities & Investments Commission

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

Pursuant to paragraph 601QA(1)(b) of the Corporations Act 2001 (Act) the Australian Securities and Investments Commission ("ASIC") hereby declares that Chapter 5C applies to the person mentioned in Schedule A in relation to the registered schemes specified in Schedule B in the case set out in Schedule C as if section 601FL(1) was modified or varied as follows:

1. Delete the comma after "wants to retire" and replace with a colon;
2. Insert "(a)" before "it must call" and replace the full stop at the end of the paragraph with "; or";
3. Add a new subparagraph (b) as follows:

"(b) it must give members notice of the proposal to appoint a company, which is a wholly owned subsidiary of the responsible entity's holding company, to be the scheme's new responsible entity ("the proposed responsible entity"), including in the notice the responsible entity's reasons for wanting to retire and sufficient information to enable the members to vote on an extraordinary resolution to appoint the proposed responsible entity, and it must conduct a postal vote of members as to this; or

(c)(i) it must give members notice of the proposal to appoint a company, which is a wholly owned subsidiary of the responsible entity's holding company, to be the scheme's new responsible entity ("the proposed responsible entity");

(ii) the notice to members must:

(I) explain the responsible entity's reasons for wanting to retire and enable the members to form a view as to the appointment of the proposed responsible entity;

(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,

ask for a vote on the proposed change in 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 the appointment of the proposed responsible entity;

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- (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;
- (iii) the responsible entity must arrange for a postal vote or, if the responsible entity chooses, convene a meeting to vote if required in accordance with the notice as soon as possible;
 - (iv) if sufficient members do not request a vote within the timeframe specified in the notice, then subject to the responsible entity's compliance with subsection 601FL(1B), the proposed responsible entity will be taken to be the new responsible entity of the scheme."
4. Insert the following after subsection 601FL(1);
- "(1A) If there is a postal vote under paragraph 601FL(1)(b) or (c):
- (a) 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;
 - (b) the responsible entity must notify the members in, or in a document accompanying, the voting paper that:
 - (i) the proposed responsible entity will be the responsible entity if chosen by the members; and
 - (ii) only votes received by the responsible entity within 28 days after the issue of the voting paper will be counted; and
 - (iii) the voting paper must be accompanied by a notice setting out the information referred to in paragraph 252J(d).
- (1B) If either paragraph 601FL(1)(b) or (c) applies, the responsible entity must lodge a certificate with ASIC 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."

Schedule A

Australian Unity Property Syndicates Limited ACN 073 604 261 (the "responsible entity") of the registered schemes specified in Schedule B.

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Schedule B

Australian Unity Property Syndicate No 3 ARSN 093 243 228
Australian Unity Property Syndicate No 4 ARSN 087 738 609
Australian Unity Property Syndicate No 5 ARSN 089 762 550
Australian Unity Property Syndicate No 6 ARSN 092 303 109
Australian Unity Property Investment Syndicate No 3 ARSN 093 243 488
Australian Unity Property Investment Syndicate No 4 ARSN 087 738 449
Australian Unity Property Investment Syndicate No 5 ARSN 089 762 667
Australian Unity Property Investment Syndicate No 6 ARSN 092 303 332

Schedule C

The proposed retirement of the responsible entity of the scheme specified in Schedule B and replacement by Australian Unity Property Limited ACN 079 538 499 with its consent not later than 30 September 2002.

Dated 9 September 2002



Signed by Maureen Gamble
as delegate of the Australian Securities and Investments Commission

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**Australian Securities & Investments Commission
Corporations Act 2001 Section 825
Order Revoking Licence**

TO: Bowring Financial Services Pty Ltd, ACN: 003 682 077 ("the Licensee")
PO Box 79
Kogarah NSW 1485

Pursuant to paragraph 825(a) of the Corporations Act 2001, the Australian Securities and Investments Commission hereby revokes Licence Number 199585 held by the Licensee with effect from when this order is served on the Licensee.

Dated this 1st day of October 2002.

Signed 

Greg Bradshaw, a delegate of the Australian Securities and Investments Commission

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AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

CORPORATIONS ACT – SECTION 741 – DECLARATION

Pursuant to section 741(1)(b) of the Corporations Act 2001 ("**the Act**") the Australian Securities and Investments Commission ("**the Commission**") declares that Chapter 6D of the Act applies in relation to the person named in Schedule A, in the case referred to in Schedule B, as if section 711 of the Act were modified by:

1. Inserting "at any time during the last 2 years" after "the nature and value of any benefit anyone has given or agreed to give" in the first sentence in subsection 711(3).
2. Inserting a new subsection 711(3A) in the same terms as the unmodified subsection 711(3), except for:
 - (a) replacing "the", where it first occurs, with "any material",
 - (b) inserting "material" before "benefit" where it first occurs, and
 - (c) inserting "at any time during the last 5 years" after "the nature and value of any benefit anyone has given or agreed to give" in the first sentence; and
- (d) Replacing "and (3)" in subsection 711(4) with ", (3) and (3A)".

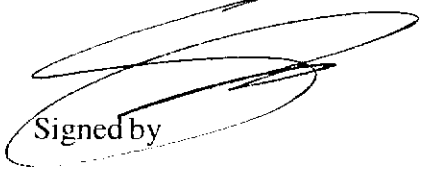
Schedule A

UBS Global Asset Management (Australia) Ltd (ACN 003 146 290)

Schedule B

An offer for interests under the UBS Warburg Cash Management Trust (ARSN 090 430 587) where the prospectus is dated on or about November 2002.

Dated this 3rd day of October 2002



Signed by

Eugene Foo, a delegate of the Australian Securities and Investments Commission



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Australian Securities & Investments Commission

AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

Corporations Act 2001 - Section 340 - ORDER

Pursuant to subsection 340(1) of the Corporations Act 2001 ("the Act") the **AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION** hereby **MAKES AN ORDER** relieving the company specified in Schedule 1 to this Order and its directors and auditor, from compliance with subsection 328(1) of the Act, subject to the conditions set out in Schedule 2 to this Order.

SCHEDULE 1

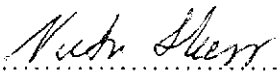
Perseverance Corporation Limited ACN 010 650 049

SCHEDULE 2

The company specified in Schedule 1 to this Order is not entitled to appoint a person or a firm as auditor to the company at its annual general meeting, not being a meeting at which an auditor is removed from office, unless notice in writing of his, her or its nomination as auditor was given to the company by a member of the company:

- (a) before the meeting was convened; or
- (b) not less than 14 days before the meeting

Dated 7 October 2002


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Signed by **Victor Starr**

as a **Delegate** of the **Australian Securities and Investments Commission**

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**Australian Securities & Investments Commission
Corporations Act 2001 Section 825
Order Revoking Licence**

TO: PA Portfolios Pty Ltd, ACN: 088 674 097 ("the Licensee")
3 Alton Ave
Brighton VIC 3186

Pursuant to paragraph 825(a) of the Corporations Act 2001, the Australian Securities and Investments Commission hereby revokes Licence Number 191382 held by the Licensee with effect from when this order is served on the Licensee.

Dated this 8th day of October 2002.

Signed 

Greg Bradshaw, a delegate of the Australian Securities and Investments Commission

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**Australian Securities & Investments Commission
Corporations Act 2001 Section 825
Order Revoking Licence**

TO: Affordable Investment Services Pty Ltd, ACN: 064 703 902
("the Licensee")
PO Box 126
Springwood QLD 4127

Pursuant to paragraph 825(a) of the Corporations Act 2001, the Australian Securities and Investments Commission hereby revokes Licence Number 75788 held by the Licensee with effect from when this order is served on the Licensee.

Dated this 8th day of October 2002.

Signed 

Greg Bradshaw, a delegate of the Australian Securities and Investments Commission

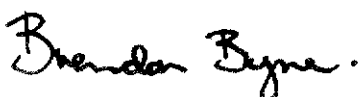
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**Australian Securities and Investments Commission
Corporations Act 2001 — Subsection 601CK(7) — Declaration**

Under subsection 601CK(7) of the Corporations Act 2001 (the Act) the Australian Securities and Investments Commission (ASIC) hereby declares that subsections 601CK(1) to (6) of the Act inclusive do not apply in relation to a calendar year commencing on or after 1 January 2002 (Relevant Calendar Year) in respect of each of Eurex Deutschland (ARBN 101 013 361) and Eurex Frankfurt AG (ARBN 100 999 764) (the Companies) in the case where:

1. each Company is registered under Division 2 of Part 5B.2 of the Act; and
2. neither Company is required by the law of its place of origin to prepare any of the following:
 - (a) a balance sheet at the end of its last financial year;
 - (b) a profit and loss statement for its last financial year; or
 - (c) a cash flow statement for its last financial year; and
3. neither Company engages in any activities in Australia other than those contemplated by the Exempt Futures Market Declaration granted under subsection 1127(1) of the Act by the Minister on 8 March 2002; and
4. neither Company has been a disclosing entity, a borrower in relation to a debenture or a guarantor of such a borrower at any time during the Relevant Calendar Year; and
5. Eurex Frankfurt AG is licensed to act as the administrating and operating institution of Eurex Deutschland under German law; and
6. Eurex Frankfurt AG was covered in consolidated financial statements of Deutsche Borse AG which:
 - (a) cover the whole of its last financial year; and
 - (b) were lodged with ASIC by Deutsche Borse AG.

Dated the 20th day of September 2002



Signed by Brendan Byrne
as a delegate of the Australian Securities and Investments Commission

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**Australian Securities & Investments Commission
Corporations Act 2001 Section 825
Order Revoking Licence**

TO: Eminent Financial Group Pty Ltd, ACN: 008 660 035 ("the Licensee")
GPO Box 1369
Canberra ACT 2601

Pursuant to paragraph 825(a) of the Corporations Act 2001, the Australian Securities and Investments Commission hereby revokes Licence Number 15104 held by the Licensee with effect from when this order is served on the Licensee.

Dated this 10th day of October 2002.

Signed *Bill Jones*

Bill Jones, a delegate of the Australian Securities and Investments Commission