



Commonwealth of Australia



ASIC

Australian Securities &  
Investments Commission

Commonwealth of Australia Gazette

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# ASIC Gazette

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### Change of company status

#### RIGHTS OF REVIEW

Persons affected by certain decisions made by ASIC under the Corporations Act and the other legislation administered by ASIC may have rights of review. ASIC has published **Practice Note 57 [PN57] Notification of rights of review** and Information Sheet [INFO 1100] **ASIC decisions – your rights** 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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**Australian Securities and Investments Commission  
Corporations Act 2001 — Paragraph 1020F(1)(c) — Declaration**

**0 3 / 0 8 7 6**

Under paragraph 1020F(1)(c) of the *Corporations Act 2001* (the "Act") the Australian Securities and Investments Commission declares that Part 7.9 of the Act applies in relation to an issuer of a financial product in the case referred to in the Schedule, as if section 1013A of the Act were modified or varied by:

1. in subsection (1), omitting "must be a document that has been prepared by the issuer of the financial product." and substituting:  
  
"may relate to one or more financial products of more than one issuer, and must be a document that has been prepared by the issuer of each financial product to which the Statement relates."; and
2. in subsection (3), after "prepared" inserting "and who is the issuer of the product".

**Schedule**

An offer to issue or to arrange the issue, an issue, or a recommendation to acquire by way of the issue, of a financial product where:

1. the Product Disclosure Statement that is given for that financial product also relates to at least one other financial product of another issuer;
2. each financial product to which the Statement relates ("product") is of the same kind; and
3. each issuer of a product is a related body corporate of each other issuer of a product; and
4. either:
  - (a) the Statement states or implies that each of the products will be able to be traded on a financial market (whether in Australia or elsewhere); or
  - (b) the Statement does not state or imply that any product will be able to be so traded; and
5. the Statement includes a statement to the effect that the issuers are related bodies corporate and that they will remain related bodies corporate for so long as the products are being offered and issued under the Statement; and
6. the new product disclosure provisions apply to each of the products.

**Note:** A Product Disclosure Statement cannot relate to financial products that are securities: see section 1010A of the Act. Accordingly, this instrument does not affect the extent to which a Product Disclosure Statement may be combined with a disclosure document for an offer of securities.

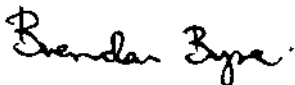
- 2 -

**Interpretation:****0 3 / 0 8 7 6**

For the purposes of this instrument:

1. a financial product is of the same kind as another financial product if and only if both products are covered by the same paragraph of subsection 764A(1) of the Act, and that paragraph is not paragraph (a), (j) or (m); and
2. "new product disclosure provisions" has the meaning given by subsection 1438(2) of the Act.

Dated this 15th day of October 2003

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

03 / 0888

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

Pursuant to paragraph 741(1)(b) of the *Corporations Act 2001* ("Act"), the Australian Securities and Investments Commission ("ASIC") declares that Chapter 6D of the Act applies to the person named in Schedule A, in relation to the prospectuses dated 27 September 2002 offering interests in the managed investment schemes referred to in Schedule B, as if subsection 711(6) of the Act were modified by replacing the words "13 months" with "13 months and 14 days"

**Schedule A**

Goldman Sachs JBWere Managed Funds Limited ACN 005 885 567

**Schedule B**

- JBWere Australian Equities Fund ARSN 097 862 247
- JBWere Australian Equities Nil Entry Fund ARSN 097 862 256
- JBWere Leaders Fund ARSN 089 913 431
- JBWere Resources Fund ARSN 089 912 630
- JBWere Diversified Growth Fund ARSN 089 913 191
- JBWere Diversified Growth Nil Entry Fee Fund ARSN 097 862 274
- JBWere International Fund ARSN 089 912 934
- JBWere International Nil Entry Fee Fund ARSN 097 862 292
- JBWere Europe Fund ARSN 089 909 222
- JBWere Japan Fund ARSN 089 911 311
- JBWere Global Small Companies Fund ARSN 089 912 792
- JBWere Global Health & Biotech Fund ARSN 093 510 706
- JBWere Global Technology Fund ARSN 093 510 813
- JBWere Global High Yield Fund ARSN 089 913 048
- JBWere Emerging Leaders Fund ARSN 089 909 106

Dated this 13<sup>th</sup> day of October 2003.



Signed by Philippa Flook,  
as delegate of the Australian  
Securities and Investments Commission

03 / 0889

**Australian Securities and Investments Commission  
Corporations Act 2001 – Paragraph 824(d)**

**Order revoking licence**

**TO: EDWARD JOHN LOVERDIGE** (“the Licensee”)  
60 Edward St  
BONDI NSW 2026

Under paragraph 824(d) of the *Corporations Act 2001* (as continued in force by subsection 1432(1) of that Act), the Australian Securities and Investments Commission revokes Licence Number 11593 held by the Licensee with effect from when this order is served on the Licensee.

Dated this 16<sup>th</sup> day of October 2003



Signed by Kathryn Flanagan

as a delegate of the Australian Securities and Investments Commission

03 / 0890

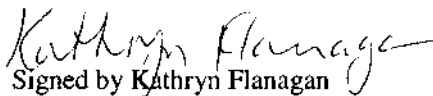
**Australian Securities and Investments Commission  
Corporations Act 2001 – Paragraph 824(d)**

**Order revoking licence**

**TO:** Norris Regers Smith (“the Licensee”)  
50 Third Ave  
WILLOUGHBY NSW 2068

Under paragraph 824(d) of the *Corporations Act 2001* (as continued in force by subsection 1432(1) of that Act), the Australian Securities and Investments Commission revokes Licence Number 84563 held by the Licensee with effect from when this order is served on the Licensee.

Dated this 17<sup>th</sup> day of October 2003



Signed by Kathryn Flanagan  
as a delegate of the Australian Securities and Investments Commission

03 / 0891

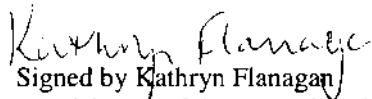
**Australian Securities and Investments Commission  
Corporations Act 2001 – Paragraph 825(c)**

**Order revoking licence**

**TO:** Swiss RE Asset Management (Australia) Ltd, ACN 090 086 525  
("the Licensee")  
Level 20  
31 Queen St  
MELBOURNE VIC 3000

Under paragraph 825(c) of the *Corporations Act 2001* (as continued in force by subsection 1432(1) of that Act), the Australian Securities and Investments Commission revokes Licence Number 201792 held by the Licensee with effect from when this order is served on the Licensee.

Dated this 17<sup>th</sup> day of October 2003



Signed by Kathryn Flanagan  
as a delegate of the Australian Securities and Investments Commission

03 / 0892

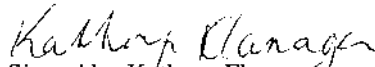
**Australian Securities and Investments Commission  
Corporations Act 2001 – Paragraph 825(a)**

**Order revoking licence**

**TO:** Peninsula Money Pty Ltd, ACN 065 216 364 (“the Licensee”)  
Office of Alexander & Spencer  
Level 12A  
440 Collins St  
MELBOURNE VIC 3000

Under paragraph 825(a) of the *Corporations Act 2001* (as continued in force by subsection 1432(1) of that Act), the Australian Securities and Investments Commission revokes Licence Number 187913 held by the Licensee with effect from when this order is served on the Licensee.

Dated this 17<sup>th</sup> day of October 2003

  
Signed by Kathryn Flanagan

as a delegate of the Australian Securities and Investments Commission



03 / 0893

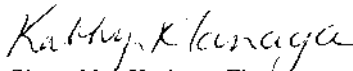
**Australian Securities and Investments Commission  
Corporations Act 2001 – Paragraph 825(a)**

**Order revoking licence**

**TO:** PGE (Australasia) Pty Limited, ACN 003 232 988 (“the Licensee”)  
C/- Walker Wayland  
Level 8  
55 Hunter St  
SYDNEY NSW 2000

Under paragraph 825(a) of the *Corporations Act 2001* (as continued in force by subsection 1432(1) of that Act), the Australian Securities and Investments Commission revokes Licence Number 185884 held by the Licensee with effect from when this order is served on the Licensee.

Dated this 17<sup>th</sup> day of October 2003



Signed by Kathryn Flanagan  
as a delegate of the Australian Securities and Investments Commission



ASIC 03/0894

Australian Securities & Investments Commission

AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

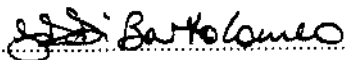
IN THE MATTER OF MELANIE HUTSON  
AND PART 7.3 OF THE CORPORATIONS ACT 2001

To: MELANIE HUTSON  
9 Primrose Place  
SANDY BAY TAS 7005

BANNING ORDER PURSUANT TO SECTION 920B OF THE CORPORATIONS  
ACT AS IN EFFECT ON 11 MARCH 2002 and 830 OF THE CORPORATIONS ACT  
AS IN FORCE PRIOR TO 11 MARCH 2002

TAKE NOTICE that the Australian Securities and Investments Commission **HEREBY PROHIBITS MELANIE HUTSON for a period of 5 (five) years** from the date of service of this Banning Order from doing an act as a representative of a dealer or an investment adviser pursuant to sections 830 of the Corporations Act as in force prior to 11 March 2002 and from providing any financial services pursuant to section 920B of the Corporations Act, as in effect on 11 March 2002.

Dated this 17th day of October 2003.

Signed: 

GAIDI BARTOLOMEO

Delegate of the

Australian Securities and Investments Commission.

03 / 0895

**AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION**

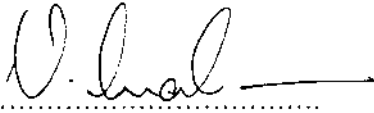
**IN THE MATTER OF MICHAEL KWONG  
AND SECTIONS 829 AND 830 OF THE CORPORATIONS ACT**

**To: MICHAEL KWONG  
4 Summerhill Avenue  
Malvern East VIC 3145**

**ORDER PURSUANT TO SECTIONS 829 AND 830 OF THE  
CORPORATIONS ACT**

**TAKE NOTICE** that the Australian Securities and Investments Commission hereby permanently prohibits Michael Kwong from the date of service of this Order, from doing an act as a representative of a dealer or an investment adviser.

Dated this 20<sup>th</sup> day of October 2003.

Signed:   
Valdemar Malinaric  
Delegate of the Australian Securities and  
Investments Commission

Your attention is drawn to section 835 of the Corporations Act 2001 which provides that a person shall not contravene a banning order relating to the person.

Penalty: \$2,500 or imprisonment for 6 months or both

03 / 0896

**Australian Securities and Investments Commission**  
**Corporations Act – subsections 655A(1) and 669(1) – Declarations and Exemption**

Pursuant to paragraph 655A(1)(b) of the Corporations Act 2001 (“**the Act**”) the Australian Securities and Investments Commissions (“**ASIC**”) hereby declares that Chapter 6A of the Act applies in relation to the person specified in Schedule A in the case specified in Schedule B as if subsection 605(2) of the Act was modified or varied by:

- 1 deleting the word "or" at the end of paragraph (a);
- 2 deleting "." at the end of paragraph (b) and replacing it with "; or"; and
- 3 inserting the following new paragraph after paragraph (b):  
“(c) they are options which have different exercise prices or different exercise dates.”

Pursuant to paragraph 669(1)(b) of the Act the ASIC hereby declares that Chapter 6A of the Act applies in relation to the person specified in Schedule A in the case specified in Schedule B as if section 664B was modified or varied by:

- 1 deleting the words “either or both” in subsection (2) and replacing them with the words “any one or more”;
- 2 deleting “.” at the end of paragraph (2)(b) and replacing it with “; or”; and
- 3 inserting the following new paragraph after paragraph (2)(b):  
“(c) the fact that the securities are options which have different exercise prices or different exercise dates.”

And, pursuant to paragraph 669(1)(a) of the Act, ASIC hereby exempts the person named in Schedule A from compliance with section 664B of the Act in the case referred to Schedule B insofar as is necessary to permit payment of the consideration by the person named in Schedule A under the compulsory acquisition referred to in Schedule B to be paid in New Zealand dollars (“**NZD**”), subject to the conditions listed in Schedule C, for so long as those conditions are met.

**Schedule A**

BPC1 Pty Limited ABN 45 101 665 918 (“**90% Holder**”)

**Schedule B**

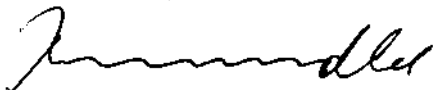
The compulsory acquisition by the 90% Holder of all the options to acquire unissued ordinary shares (“**Options**”) in Goodman Fielder Limited ABN 44 000 003 958 (“**Target**”) in respect of which a notice under section 664C of the Act is lodged with ASIC on or about the date of this instrument (“**Compulsory Acquisition**”).

03 / 0896

**Schedule C**

- 1 A holder of Options who has an address in New Zealand as its address in the register of optionholders of the Target ("**NZ Optionholder**") as at the date of the notice referred to in Schedule B will have the right to elect to receive the consideration payable to them under the Compulsory Acquisition ("**the Consideration**"), in Australian dollars ("**AUD**") rather than NZD by indicating such a preference in writing to the 90% Holder.
2. If such an election is made, the NZ Optionholder will be entitled to receive the Consideration in AUD. If no such election is made, the NZ Optionholder will be entitled to receive the Consideration in NZD.
- 3 The amount of Consideration to be paid in NZD will be determined by converting, without charge to the NZ Optionholder, the Consideration payable to the NZ Optionholder on the compulsory acquisition, from AUD into NZD at the closing AUD/NZD wholesale market spot rate as quoted in *The Australian Financial Review* on the date on which the compulsory acquisition notice referred to in Schedule B is lodged with ASIC under section 664C of the Act.
- 4 A summary of the effect of this instrument will be included in a covering letter which will accompany the compulsory acquisition notice that is given to each Optionholder under paragraph 664C(2)(b) of the Act.

Dated this 28th day of May 2003



Signed by Ian Macdonald  
as delegate of the Australian Securities and Investments Commission

03 / 0897

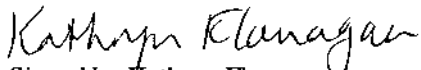
**Australian Securities and Investments Commission  
Corporations Act 2001 – Paragraph 824**

**Order revoking licence**

**TO:** Richard Irving Batchelor (“the Licensee”)  
3 Albany Rd  
TOORAK VIC 3142

Under paragraph 824 of the *Corporations Act 2001* (as continued in force by subsection 1432(1) of that Act), the Australian Securities and Investments Commission revokes Licence Number 68138 held by the Licensee with effect from when this order is served on the Licensee.

Dated this 20<sup>th</sup> day of October 2003



Signed by Kathryn Flanagan

as a delegate of the Australian Securities and Investments Commission

03 / 0898

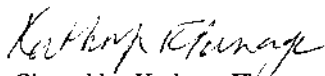
**Australian Securities and Investments Commission  
Corporations Act 2001 – Paragraph 825(a)**

**Order revoking licence**

**TO:** Muhono Pty Ltd, ACN 002 114 721 (“the Licensee”)  
Level 4  
100 Christie St  
ST LEONARDS NSW 2065

Under paragraph 825(a) of the *Corporations Act 2001* (as continued in force by subsection 1432(1) of that Act), the Australian Securities and Investments Commission revokes Licence Number 11635 held by the Licensee with effect from when this order is served on the Licensee.

Dated this 20<sup>th</sup> day of October 2003



Signed by Kathryn Flanagan  
as a delegate of the Australian Securities and Investments Commission

03 / 0899

**Australian Securities and Investments Commission  
Corporations Act 2001 – Paragraph 911A(2)(l) – Exemption**

Pursuant to paragraph 911A(2)(l) of the *Corporations Act 2001* ("the Act") the Australian Securities and Investments Commission ("ASIC") hereby exempts until 31 December 2003 the person referred to in Schedule A from the requirement to hold an Australian Financial Services Licence ("Licence") in the case referred to in Schedule B on the conditions set out in Schedule C and for so long as they are met.

**Schedule A**

T Rowe Price Global Investment Services Limited (the "Company") ARBN 104 852 191, a body corporate incorporated in the United Kingdom ("UK").

**Schedule B**

Where:

1. The Company provides any of the following financial services to wholesale clients in this jurisdiction:
  - (a) financial product advice; or
  - (b) dealing; ("the financial services")in respect of the following financial products:
  - (c) derivatives;
  - (d) foreign exchange contracts;
  - (e) securities; or
  - (f) unregistered managed investment scheme products.
2. The Company has provided ASIC with a copy of the Scope of Permission Notice and the Registration Order.
3. The Company provides ASIC with a written notice stating that:
  - (a) each financial service that the Company will provide in this jurisdiction would, if provided in the UK, fall within the scope of the permission that the FSA has granted to the Company as set out in the Scope of Permission Notice;
  - (b) each financial product in respect of which the Company will provide financial services in this jurisdiction is a financial product that falls within one or more of the investment types specified in the Scope of Permission Notice.



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- (c) each financial service that the Company will provide in this jurisdiction would, if provided in the US, be lawfully provided by the Company in its capacity as an investment advisor under the Registration Order.
- (d) the Company meets all the conditions set out in Schedule C.

### Schedule C

1. At all times:
- (a) The financial services set out in Column 1 of Table 1 provided by the Company in this jurisdiction must fall within:
- (i) one or more of the adjacent regulated activities set out in Column 2 of Table 1 specified in the Scope of Permission Notice; and
  - (ii) the scope of the services that the Company is authorised to provide in the US as an investment advisor under the Registration Order.
- (b) The financial products set out in Column 1 of Table 2 in respect of which the Company provides financial services must fall within:
- (i) one or more of the adjacent investment types set out in Column 2 of Table 2 specified in the Scope of Permission Notice; and
  - (ii) the scope of the financial products in respect of which the Company is authorised to provide financial services in the US as an investment advisor under the Registration Order.

TABLE 1

Column 1 (financial service)	Column 2 (regulated activity)
Financial product advice	Agreeing to carry on a regulated activity Advise on investments (except pension transfers and pension opt-outs)
Dealing in a financial product	Agreeing to carry on a regulated activity Dealing in investments as principal Dealing in investments as agent Arranging (bringing about) deals in investments Making arrangements with a view to transactions in investments

TABLE 2

Column 1 (financial product)	Column 2 (investment types)
------------------------------	-----------------------------

03 / 0899

Derivative	Option (excluding a commodity option and an option on a commodity future) Commodity option and option on a commodity future Future (excluding a commodity future and a rolling spot foreign exchange contract) Commodity future Contract for differences (excluding a spread bet and a rolling spot foreign exchange contract) Spread bet Rolling spot foreign exchange contract Rights to or interests in investments (options, futures, contracts for differences)
Foreign exchange contract	Option (excluding a commodity option and an option on a commodity future) Future (excluding a commodity future and a rolling spot foreign exchange contract) Rolling spot foreign exchange contract Rights to or interests in investments (contractually based investments)
Security	Share Debenture Government and public security Warrant Certificate representing certain securities Rights to or interests in investments (securities)
Interests in managed investment schemes and other financial products as specified in operated outside this jurisdiction that are not required to be registered under Chapter 5C of the Act	Unit Rights to or interests in investments (securities) Rights to or interests in investments (options, futures, contracts for differences)

2. The Company must at all times:
  - (a) provide the financial service in accordance with the applicable UK and US regulatory requirements; and
  - (b) submit to the non-exclusive jurisdiction of the Australian courts.

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## 3. The Company must:

- (a) notify ASIC in writing, as soon as practicable, of the details of:
  - (i) each change to the authorisation and permission referred to in paragraph 1 of this Schedule as applying to the Company in the provision of the financial services;
  - (ii) each material change in the power or authority of the FSA or SEC to supervise, monitor or procure compliance by the Company with the applicable UK or US regulatory requirements with respect to the provision of the financial services;
  - (iii) each material change in the obligations imposed on the Company by the FSA and the SEC (including without limitation any discretionary order or declaration of exemption or modification of the UK and US regulatory requirements by the FSA or the SEC respectively);
  - (iv) each material change to the scope, power or authority of either the FSA or SEC to administer, enforce or compel compliance with the UK or US regulatory requirements with respect to the financial services referred to in Schedule B; and
  - (v) each enforcement or disciplinary action taken by either the FSA, SEC or any other overseas regulatory authority against the Company;
- (b) complies with any order of an Australian court in respect of the provision of the financial services notwithstanding the exemption contained in this instrument;
- (c) provides written disclosure to all persons to whom the financial services are provided (before the financial services are provided) containing a prominent statement to the following effect:
  - (i) the Company is exempt from the requirement to hold a Licence under the Act in respect of the financial services;
  - (ii) the financial services are regulated by the FSA under the UK regulatory requirements and by the SEC under the US regulatory requirements, and those requirements differ from Australian laws; and
- (d) takes reasonable steps to ensure that the financial services are not provided to persons who are retail clients.

03 / 0899

**Interpretation**

In this instrument:

"dealing" has the meaning given by section 766C of the Act;

"derivative" has the meaning given by section 761D of the Act;

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

"foreign exchange contract" has the meaning given by section 761A of the Act;

"overseas regulatory authority" means a regulatory authority in jurisdictions other than Australia, the United Kingdom and the United States of America established by or for the purposes of a foreign government to regulate financial services;

"FSA" means the Financial Services Authority of the United Kingdom;

"Registration Order" means an order granting registration to the Company pursuant to section 203 of the (*US*) *Investment Advisers Act 1940*;

"retail client" has the meaning given by s761G of the Act;

"Scope of Permission Notice" means a Scope of Permission Notice given to the Company by the FSA under Part IV of the *Financial Services and Markets Act 2000* (UK);

"SEC" means the Securities and Exchange Commission of the United States of America;

"securities" has the meaning given by section 92 of the Act;

"UK regulatory requirements" means the laws administered by, and under which the FSA derives its legal power, including the power to make, administer and enforce all rules, regulations, directions, instruments and other documents, which collectively constitute the legal and regulatory framework in which the FSA governs and regulates the Company;

"US regulatory requirements" means the laws administered by, and under which the SEC derives its legal power, including the power to make, administer and enforce all rules, regulations, directions, instruments and other documents, which collectively constitute the legal and regulatory framework in which the SEC governs and regulates the Company;

"unregistered managed investment scheme products" means any of the following in relation to an unregistered managed investment scheme operated outside this jurisdiction that is not required to be registered under Chapter 5C of the Act:

03/0899

- (i) an interest in the scheme;
- (ii) a legal or equitable right or interest in an interest covered by subparagraph (i); or
- (iii) an option to acquire, by way of issue, an interest or right covered by subparagraph (i) or (ii).

"wholesale client" has the meaning given by section 761G of the Act.

Dated this 20th day of October 2003.



signed by Catherine Matterson

as a delegate of the Australian Securities and Investments Commission

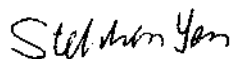
03/0900

**Australian Securities and Investments Commission  
Corporations Act 2001 — Subsection 205G(6) — Order**

Under subsection 205G(6) of the *Corporations Act 2001* the Australian Securities and Investments Commission relieves each director of Macquarie Bank Limited ACN 008 583 542 from the obligation to notify Australian Stock Exchange Limited of a relevant interest in a security that is an interest in either of the following registered schemes:

1. Macquarie Cash Management Trust ARSN 086 886 606; or
2. Macquarie Flexible Cash Trust ARSN 096 054 698.

Dated this 15<sup>th</sup> day of September 2003



Signed by Stephen Yen, PSM  
as a delegate of the Australian Securities and Investments Commission

03 / 0901

**Australian Securities and Investment Commission  
Corporations Act 2001 – Paragraph 1442(2)(a)  
Exemption**

Pursuant to paragraph 1442(2)(a) of the *Corporations Act 2001* ("the Act"), the Australian Securities and Investments Commission ("ASIC") hereby exempts the person specified in Schedule A from subparagraph 1438(3)(b)(iii) and subsection 1438(6) of the Act in the case specified in Schedule B.

**Schedule A**

Macquarie Financial Products Management Limited (A.B.N. 38 095 135 694) as responsible entity of the Fusion Fund Equity Trust 13 (the "scheme").

**Schedule B**

Where within 5 business days of the date of this instrument Macquarie Financial Products Management Limited (A.B.N. 38 095 135 694) lodges with ASIC for the scheme a notice pursuant to paragraph 1438(3)(b) of the Act (excluding subparagraph (iii)) ("opt-in notice") and annexes to such opt-in notice a letter addressed to ASIC setting out the circumstances of the lodgement of the opt-in notice.

Dated 22 October 2003



Signed by Nitesh Rindani  
as a delegate of the Australian Securities and Investments Commission

03/0902

TAKEOVERS PANEL  
CORPORATIONS ACT 2001  
SECTION 656A  
DECLARATION

PURSUANT to section 656A of the Corporations Act 2001, the Takeovers Panel varies the instrument mentioned in the schedule, by omitting clause 1 of Schedule C of that instrument.

SCHEDULE

Exemption dated 28 August 2003 in relation to acquisitions of shares in Prudential Investment Company of Australia Limited by FEXCO Investments Australia Pty Ltd, FEXCO (Ireland company no. 83934), FEXCO Money Transfer Ltd, P&B Jess Investments Pty Ltd and Twelfth Vilmar Pty Ltd.

Dated 21 October 2003



Signed by Andrew Knox  
President of the Sitting Panel



03 / 0903

**Australian Securities and Investments Commission  
Corporations Act 2001  
Subsection 741(1) Exemption**

Pursuant to paragraph 741(1)(a) of the Corporations Act 2001 (the "Act"), the Australian Securities and Investments Commission ("ASIC") hereby exempts the person specified in Schedule A from subsections 711(5) and 723(3) and paragraph 724(1)(b) of the Act in the case referred to in Schedule B on the conditions set out in the Schedule C and for so long as those conditions are met.

**Schedule A**

Wallace Absolute Return Limited ACN 100 854 788 ("WAB").

**Schedule B**

The issue of ordinary WAB shares ("Shares") under a prospectus lodged on or about the date of this instrument by WAB pursuant to section 718 of the Act ("Prospectus").

**Schedule C**

1. The Shares are issued under the Prospectus.
2. No Shares are issued unless:
  - (a) WAB has made an application to the Australian Stock Exchange Limited ("ASX") within 7 days after the date of the Prospectus, for Shares first issued under the Prospectus ("First Issue") to be admitted to quotation on ASX; and
  - (b) The Shares referred to in item 2(a) of this instrument are admitted to quotation on the ASX within 3 months after the date of the Prospectus.
3. Where Shares issued under the Prospectus subsequent to the First Issue ("Further Issued Shares") are not admitted to quotation on ASX within 7 days after their issue, WAB must either:
  - (a) repay the money received from the applicants for Further Issued Shares; or
  - (b) give the applicants referred to in item 3(a) of this instrument 1 month to withdraw their application and be repaid.

Dated the 22<sup>nd</sup> day of October 2003



Signed by Belisa Jong  
As Delegate of the Australian Securities and Investments Commission

03/0904

**Australian Securities and Investments Commission  
Corporations Act 2001 - Subsection 259C(2) - Exemption**

Pursuant to subsection 259C(2) of the Corporations Act 2001 ("Act") the Australian Securities and Investments Commission ("ASIC") exempts the person referred to in Schedule A in the circumstances referred to in Schedule B from compliance with section 259C of the Act subject to the following conditions:

1. The conditions, in paragraphs (a), (b) and (c) below, relate only to those AMP shares and units of AMP shares in circumstances where, but for this exemption, their issue or transfer to a controlled entity would contravene section 259C of the Act:
  - (a) AMP and its controlled entities do not exercise votes attaching to AMP shares nor control or influence the exercise of votes attached to AMP shares.
  - (b) All acquisitions by AMP's controlled entities in AMP's shares, other than by way of a new issue, may only be made:
    - (i) on the financial market operated by ASX; or
    - (ii) as a result of a transaction between AMP's controlled entities, for funds which are managed by AMP's controlled entities.
  - (c) A controlled entity does not acquire AMP shares, by way of a new issue, unless participation in the issue is approved by AMP shareholders or the issue satisfies one of the following exceptions in ASX Listing Rule 7.2:
    - (i) participation in a pro rata issue;
    - (ii) the issue of shares pursuant to a takeover offer;
    - (iii) an issue under a dividend reinvestment plan; and
    - (iv) issue on the conversion of convertible securities which were issued in the circumstances outlined in sub-paragraphs (i) to (iii).
2. The aggregated percentage of voting shares in AMP, in respect of which its controlled entities have the power to control voting or disposal of, does not exceed 5% of AMP's voting shares.
3. In calculating the percentage referred to in paragraph 2, include those AMP shares underlying a derivative, where the terms of the derivative give an AMP controlled entity power to control the vote attached to the underlying share.
4. Commencing on the date of this exemption and every 14 days from the date of the most recent notice given under either paragraphs 4 and 5, AMP announces to ASX for release to the financial market operated by ASX, the aggregated percentage total of the following:
  - (a) AMP voting shares in respect of which AMP controlled entities have the power to control voting or disposal; and
  - (b) AMP voting shares in respect of which AMP or any of its controlled entities have, to their knowledge, an economic exposure arising from derivatives which any of them hold;
 as a percentage of the total number of AMP voting shares on issue.
5. Commencing on the date of this exemption, AMP announces to ASX for release to the financial market operated by ASX, any change of 1% or more in the aggregated percentage total referred to in paragraph 4, from the most recent notice given under either paragraphs 4 and 5. Disclosure under this paragraph must be made before the end of 1 business day after the day on which AMP became aware of the change.

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6. In making any announcement pursuant to paragraph 4 or 5, AMP is required to comply with subsection 671B(3) of the Act as though the announcement was a notice of a change in substantial shareholding.
7. Commencing on the date of this exemption, AMP maintains records of trading by its controlled entities in shares and in derivatives with AMP shares as the underlying shares.
8. AMP retains the records of trading, referred to in paragraph 7, for a period of 12 months from the date of each trade.
9. AMP makes the records referred to in paragraph 7 available for inspection to ASIC, ASX or a futures exchange during business hours and within 1 business day upon receipt of a written request for access.
10. In relation to the funds referred to in Schedule B, the portion of the shareholder retained profits account which is required for solvency can only invest no more than 3% of its funds in AMP shares.
11. For the purposes of these conditions:
  - (a) ASX means Australian Stock Exchange Limited.
  - (b) An entity is a controlled entity of AMP if that entity would be a controlled entity of AMP within the meaning of section 259E of the Act.
  - (c) The term derivative includes a warrant, an exchange traded option, a swap transaction and any other futures contract which has AMP shares as the underlying security.

This exemption shall remain effective, unless otherwise revoked, for a period of 12 months from the date of execution.

#### Schedule A

AMP Limited ACN 079 354 519

#### Schedule B

The issue or transfer of shares or units of shares of AMP to, or in trust:

- (a) for statutory funds of AMP Life Limited ACN 079 300 379 ("AMP Life") which carry on the life insurance business of providing investment linked benefits (see section 31(b) of the Life Insurance Act 1995 (Cth.)), including the shareholders retained profits accounts of these statutory funds;
- (b) as investments of participating business of the statutory fund of AMP Life known as at the date of this instrument as Statutory Fund No. 1, including the shareholders retained profits (Australian participating) account of the fund; and
- (c) any managed investment scheme which has a controlled entity of AMP as a trustee or responsible entity.

This exemption does not exempt from section 259C of the Act any issue or transfer of shares or units of shares of AMP to, or in trust for, any portion of a shareholder retained profits account of any of its statutory funds which is in excess of solvency requirements.

Dated: 20 October 2003



Signed by Shirley Wu  
as delegate of the Australian Securities and Investments Commission

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**Australian Securities and Investments Commission**  
**Corporations Act 2001 – Subsection 669(1) – Declaration**

Pursuant to paragraph 669(1)(b) of the *Corporations Act 2001* ("Act"), the Australian Securities and Investments Commission ("ASIC") declares that Chapter 6A of the Act applies in relation to the person specified in Schedule A in the case specified in Schedule B as if subsection 668B(1) was modified by:

1. Inserting before the word "If" the words "The company must publish in the Gazette a copy of the records kept under subsection 668A(1) as at 13 October 2003 by 30 November 2003." and
2. Deleting the words "12 months" where it appears and substituting the words "3 months".

**Schedule A**

ACN 065 374 030 (In Liquidation) (the "Company")

**Schedule B**

Unclaimed consideration held by the Company as at the date of this instrument in respect of securities of the Company that were compulsorily acquired by Telegroup - Network Services Pty Limited ACN 075 304 871 on or about 28 May 1998.

Dated this 13th day of October 2003.

Signed:  .....

Kyle Jonathan Wright

As delegate of the Australian Securities and Investments Commission

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 Administration Appeals Tribunal prevents it from doing so.

**AUSTIN ENGINEERING PTY LTD**

ACN 078 480 136 will change to a public company limited by shares. The new name will be AUSTIN ENGINEERING LIMITED ACN 078 480 136.

**E-SUREX LIMITED** ACN 094 556 582 will change to a proprietary company limited by shares. The new name will be E-SUREX PTY LTD ACN 094 556 582.

**ISIS CAPITAL GROUP PTY LTD** ACN 093 297 075 will change to a public company limited by shares. The new name will be ISIS CAPITAL LTD ACN 093 297 075.

**TRINITY CONSOLIDATED LIMITED**

ACN 060 580 485 will change to a proprietary company limited by shares. The new name will be TRINITY CONSOLIDATED PTY LTD ACN 060 580 485.

**YIRANDI PRODUCTIONS LIMITED** ACN 079 882 750 will change to a proprietary company limited by shares. The new name will be YIRANDI PRODUCTIONS PTY LTD ACN 079 882 750.

**BLUEFIRE GAS PTY LTD** ACN 079 432 796 will change to a public company limited by shares. The new name will be BLUEFIRE GAS LIMITED ACN 079 432 796.

**EVENTS SOFTWARE PTY LTD**

ACN 081 574 969 will change to a public company limited by shares. The new name will be EVENTS SOFTWARE LIMITED ACN 081 574 969.

**MOUNT ROMMEL MINING PTY. LTD.**

ACN 005 583 031 will change to a public company limited by shares. The new name will be MOUNT ROMMEL MINING LIMITED ACN 005 583 031.

**WILLIAM BUCK (SA) PTY.** ACN 007 900 076 will change to a proprietary company limited by shares. The new name will be WILLIAM BUCK (SA) PTY LTD ACN 007 900 076.