



Commonwealth of Australia



ASIC

Australian Securities &
Investments Commission

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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 or from the Administrative Law Co-ordinator in the ASIC office with which you have been dealing.

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Errata

Correction to notice published in the ASIC Gazette 43/06 dated Tuesday 31 October 2006 for Annieandjohnpaterson Foundation Pty Ltd ACN 106 934 196.

The notice published for this company should have read:

Corporations Act 2001

Subsection 164(3)

Notice is hereby given that ASIC will alter the registration details of the following company 1 month after the publication of this notice, unless an order by a court or Administrative Appeals Tribunal prevents it from doing so.

ANNIEANDJOHNPATERSON FOUNDATION LTD ACN 106 934 196 will change to a proprietary company limited by shares. The new name will be ANNIEANDJOHNPATERSON FOUNDATION PTY LTD ACN 106 934 196.

The date of conversion is 30 November 2006, 1 month after the original notice was published.

06 / 1012

Australian Securities and Investments Commission
Corporations Act 2001 – Paragraphs 911A(2)(l) and 926A(2)(c) – Variations

Enabling legislation

1. The Australian Securities and Investments Commission makes the variations set out in this instrument under paragraphs 911A(2)(l) and 926A(2)(c) of the *Corporations Act 2001*.

Title

2. This instrument is ASIC Class Order [CO 06/1012].

Commencement

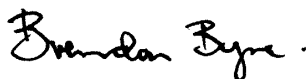
3. This instrument commences on the later date of:
 - (a) the date it is registered under the *Legislative Instruments Act 2003*; and
 - (b) the date of its gazettal.

Note: An instrument is registered when it is recorded on the Federal Register of Legislative Instruments (FRLI) in electronic form: see *Legislative Instruments Act 2003*, s 4 (definition of register). The FRLI may be accessed at <http://www.frli.gov.au/>.

Variations

4. ASIC Class Order [CO 03/1096] is varied by in paragraph (d) omitting “31 December 2006.” and substituting “30 June 2007.”.
5. ASIC Class Order [CO 06/495] is varied by in paragraph 4 omitting “31 December 2006.” and substituting “30 June 2007.”.

Dated this 13th day of December 2006



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

06 / 1080

1

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

Under subsection 741(1) of the *Corporations Act 2001* the Australian Securities and Investments Commission (ASIC) hereby declares that Chapter 6D of the Act applies:

- (1) in relation to the persons specified in Schedule A in the case specified in Schedule C as if Item 1 and Item 2 of the table in subsection 729(1) were omitted; and
- (2) in relation to the persons specified in Schedules A and B in the case specified in Schedule C as if:
 - (a) in subsection 700(3) omitting "For" and substituting "Subject to subsection 700(3A), for";
 - (b) after subsection 700(3) inserting the following subsection:

“700(3A) For the purposes of this Chapter, where an offer for both the issue and sale of securities is made under a disclosure document, any person who offers the securities for issue is taken to have also offered the securities for sale and to be the sole offeror of those securities for the purposes of section 728.”

Schedule A

Citigroup Global Markets Australia Pty Limited ACN 003 114 832 and its related bodies corporate (an **Initial Holder**) .

Schedule B

Suncorp-Metway Limited ACN 010 831 722 (**Suncorp**)

Schedule C

Offers for:

- (a) the issue of ordinary shares ("**Shares**") by Suncorp to an Initial Holder; or
- (b) the sale or transfer of Shares by an Initial Holder, within 6 weeks of the date of issue of those Shares to the Initial Holder by Suncorp;

pursuant to a disclosure document lodged by Suncorp with ASIC on or about the date of the court hearing under subsection 411(6) to consider granting of approval to a scheme of arrangement in respect of Promina Group Limited ACN 000 746 092 in or about March 2007.

Dated this 7th day of December 2006.

Signed by:

.....

Rachel Howitt as a delegate of ASIC



06/1081

ASIC

Australian Securities & Investments Commission

**Australian Securities and Investments Commission
Corporations Act 2001- Paragraph 601QA(1)(b)
Corporations Law — Subsections 1084(6) and 1454(2)— Variation**

Under paragraph 601QA(1)(b) of the *Corporations Act 2001* (the Act) and subsections 1084(6) and 1454(2) of the Corporations Law (the Law) (as continued in force by section 1408 of the Act), the Australian Securities and Investments Commission (ASIC) hereby varies ASIC Instrument [99/2353] dated 7 December 1999 by deleting "9 December 2006" in Schedule A paragraph (a) and substituting "9 March 2007".

Dated this 8th day of December 2006

A handwritten signature in black ink, appearing to read 'Michelle Reid'.

Signed by Michelle Reid
as a delegate of the Australian Securities and Investments Commission

06/1082

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

Under paragraph 655A(1)(b) of the Corporations Act 2001 (the "Act"), the Australian Securities and Investments Commission declares that Chapter 6 of the Act applies to the person named in Schedule A, in the case referred to in Schedule B, as if item 7 of section 611 of the Act were modified or varied by omitting paragraph (a) and substituting it with the following paragraph:

"(a) no votes are cast in favour of the resolution by the persons proposing to make the acquisition and their associates; and".

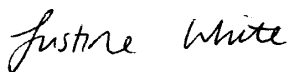
Schedule A

Investec Wentworth Property Limited ABN 93 071 514 246 in its capacity as responsible entity for the Toga Accommodation Fund Trust 2 ARSN 116 871 053.

Schedule B

The acquisition by the person named in Schedule A of all of the interests in Tourism and Leisure Trust ARSN 093 566 039 ("Trust") where the acquisition is approved by a resolution put to a meeting of members of the Trust held on or about 22 January 2007 for the purposes of item 7 of section 611 of the Act.

Dated this 5th day of December 2006



Signed by Justine White

As a delegate of the Australian Securities and Investments Commission

06 / 1083

**Australian Securities and Investments Commission
Corporations Act 2001 — Paragraph 655A(1)(b) — Declaration**

Pursuant to paragraph 655A(1)(b) of the *Corporations Act 2001* ("Act"), the Australian Securities and Investments Commission ("ASIC") declares that Chapter 6 of the Act applies to the person specified in Schedule A as follows:

1. in relation to the securities specified in Schedule B in the case specified in Schedule D as if paragraph 617(1)(b) were modified by inserting after the words "*subsection 633(2)*" the words "*, or which will be issued after that date but before the end of the offer period*"; and
2. in relation to the securities specified in Schedule C in the case specified in Schedule D subsection 617(2) were modified by inserting after the words "*exist or will exist at that date*" the words "*, or which will be issued after that date but before the end of the offer period.*".

Schedule A

Eskdale Petroleum Pty Limited ACN 118 948 404 ("**Bidder**")

Schedule B

The 800,000 ordinary shares ("**Shares**") in Orchard Petroleum Limited ACN 061 655 436 ("**Target**") issued after 24 November 2006 to employees and consultants of the Target or their nominees.

Schedule C

The 2,600,000 options over ordinary shares ("**Options**") in the Target issued after 24 November 2006 to employees, directors and consultants of the Target or their nominees.

Schedule D

A takeover bid ("**Bid**") made by the Bidder for all of the fully paid ordinary shares in the Target in respect of which a bidder's statement ("**Bidder's Statement**") was lodged with ASIC on 1 December 2006 where:

1. the Bidder does not rely on the issue of the Shares or Options to withdraw unaccepted offers under the bid pursuant to the Bidder's Statement; and
2. the Bidder Statement includes a statement to the effect that the Bid extends to the Shares and Options that may be issued after the date set by the bidder under subsection 633(2) but before the end of the offer period.

06/1083

Dated the 5th day of December 2006



Signed by Rupert Clive Smoker
as a delegate of the Australian Securities and Investments Commission

06 / 1084

Australian Securities And Investments Commission
Corporations Act 2001 — Paragraphs 655A(1)(b) and 673(1)(b) — Declarations

Pursuant to subsections 655A(1) and 673(1) of the *Corporations Act 2001* ("Act") the Australian Securities and Investments Commission ("ASIC") declares that Chapters 6 and 6C of the Act apply to the person named in Schedule A in the case referred to in Schedule B as if:

1. section 609 of the Act, as modified or varied by ASIC Class Order [CO 03/634], were further modified or varied by adding after subsection (13) (as notionally inserted by [CO 03/634]):

"(14) A person does not have a relevant interest in securities merely because they apply restrictions on the disposal of the securities by the holder. This subsection ceases to apply 2 years after the commencement of the restrictions on disposal and, at such time, a person is deemed to enter into a transaction which results in the acquisition of a relevant interest in any securities over which they continue to apply restrictions on disposal by the holder"; and

2. Part 6C.1 of the Act, as modified or varied by ASIC Class Order [CO 03/634], were further modified or varied by adding after section 671BA (as notionally inserted by [CO 03/634]):

"671BB For the purposes of section 671B and the definition of *substantial holding* in section 9, a person has a relevant interest in securities if the person would have a relevant interest in the securities but for subsection 609(14)".

SCHEDULE A

FlexiGroup Limited ACN 122 574 583 (the "Company").

SCHEDULE B

An acquisition of a relevant interest in shares in the Company ("**Escrowed Securities**") arising as a result of the entry into escrow deeds ("**Escrow Deeds**") dated on or about 21 November 2006 (as amended by Variation to terms of Escrow Deeds dated on or about 7 December 2006) between the Company and each of the persons named in Schedule C (each a "**Security Holder**") as described in the Prospectus ("**Offer Document**") lodged with ASIC on 21 November 2006, where the Escrow Deeds:

- (a) restrict disposal of, but not the exercise of voting rights attaching to, the Escrowed Securities;

- (b) allow the Security Holder to accept into a takeover bid where:
- (i) holders of at least half of the bid class securities that are not subject to Escrow Deeds to which the offer under the bid relates have accepted; and
 - (ii) the Escrow Deeds require that the Escrowed Securities be returned to escrow if the bid does not become unconditional;
- (c) allow the Escrowed Securities to be transferred or cancelled as part of a merger by scheme of arrangement; and
- (d) are in the form provided to ASIC on 23 November 2006 and amended on 7 December 2006.

SCHEDULE C

Eighth SRJ Pty Limited as trustee of the Philadelphia Trust.

Viewlove Pty Limited as trustee of the David Berkman Family Trust.

John DeLano and Kylie DeLano as trustees of the DeLano Trust.

BR Dhawan Pty Ltd as trustee of the BR Dhawan Trust

Margaret Jackson

Zoltarn Pty Ltd as trustee of the Flex Trust

Paul McMahon

Frank Morberger

Joo Kium (Cara)Lee

Rhona MacLean

Ben Taylor

Sean McCrory

Judy Goldsmith

Grace Silvio

Quentin Munro

Pearl Laughton

Russell Webber

3

06 / 1084

Dated the 8th day of December 2006



Signed by Rupert Clive Smoker
as a delegate of the Australian Securities and Investments Commission



06/1085

ASIC

Australian Securities & Investments Commission

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

Notice of Cancellation of an Australian Financial Services Licence

TO: Marsh Resolutions Pty Ltd, ABN 19 055 301 721 ("the Licensee")
Darling Park Tower 3 201 Sussex Street, Sydney NSW 2000

Pursuant to section 915B(3)(d) of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Licence Number 238985 held by the Licensee with effect from the date on which this notice is given to the Licensee.

Dated this 8 December 2006.

Signed

A handwritten signature in black ink, appearing to read 'Allan Melville', written over a dotted line.

Allan Melville, a delegate of the Australian Securities and Investments Commission



06/1086

ASIC

Australian Securities & Investments Commission

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

Notice of Cancellation of an Australian Financial Services Licence

TO: BMS International Intermediaries Pty Ltd, ABN 27 005 523 253 ("the Licensee") Level 11, 114 Albert Road, South Melbourne, 3205

Pursuant to section 915B(3)(d) of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Licence Number 244595 held by the Licensee with effect from the date on which this notice is given to the Licensee.

Dated this 8 December 2006.

Signed


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Allan Melville, a delegate of the Australian Securities and Investments Commission

06/1089

**Takeovers Panel
Corporations Act 2001 – Subsection 656A –Declaration**

Under section 656A of the Corporations Act 2001, the Takeovers Panel varies the instrument set out in Schedule A (“**Instrument**”) by:

1. in paragraph 2 of the Instrument, after the words “the case specified in Schedule B”, inserting the words “(and, in paragraph (vi), in the case specified in Schedule G)”;
2. in paragraph 2(iv) of the Instrument, replacing the words “fact that consideration under the bid may be paid in either Australian or US dollars” with the words:

“terms on which consideration under the bid may be paid to shareholders who fail to make a valid currency election as to whether they wish to receive the consideration offered in US dollars or converted to Australian dollars, depending on the jurisdiction in which the shareholder is registered as shown in the register of members”;
3. after paragraph 2(v) of the Instrument, inserting a new paragraph as paragraph 2(vi) as follows:

“section 650B were modified or varied by adding the following subsection after subsection (4):
 “(5) The bidder may vary the offers by varying the terms concerning conversion of the consideration into Australian dollars.”; and”,

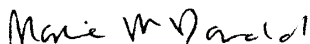
and renumbering the original paragraph 2(vi) of the Instrument as paragraph 2(vii); and
4. inserting a new Schedule G in the Instrument as follows:

“The variation of the terms concerning conversion of the consideration into Australian dollars set out in a supplementary bidder’s statement relating to the Bid which was given in draft form to the Takeovers Panel by the Bidder on 7 December 2006 and which will be lodged in final form with ASIC on or about 7 December 2006.”.

Schedule A

The instrument of exemption and declaration issued by the Australian Securities and Investments Commission dated 30 October 2006 signed by Jerry Pearson in relation to a takeover bid by CEMEX Australia Pty Ltd ACN 122 401 405 for Rinker Group Limited ACN 003 433 118.

Dated 7th of December 2006.



Signed by Marie McDonald
President of the Sitting Panel



06/1090

ASIC

Australian Securities & Investments Commission

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

Notice of Cancellation of an Australian Financial Services Licence

TO: Optimix Investment Management Limited, ABN 45 006 790 629 ("the Licensee") Level 13, 347 Kent Street, SYDNEY NSW 2000

Pursuant to section 915B(3)(d) of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Licence Number 238343 held by the Licensee with effect from the date on which this notice is given to the Licensee.

Dated this 11 December 2006

Signed 

Allan Melville, a delegate of the Australian Securities and Investments Commission



06/1091

ASIC

Australian Securities & Investments Commission

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

Notice of Cancellation of an Australian Financial Services Licence

TO: ANZ Managed Investments Limited, ABN 61 004 392 269 ("the Licensee") Level 13, 347 Kent Street, SYDNEY NSW 2000

Pursuant to section 915B(3)(d) of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Licence Number 238344 held by the Licensee with effect from the date on which this notice is given to the Licensee.

Dated this 11 December 2006

Signed

A handwritten signature in black ink, appearing to read 'Allan Melville', written over a dotted line.

Allan Melville, a delegate of the Australian Securities and Investments Commission



06/1092

ASIC

Australian Securities & Investments Commission

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

Notice of Cancellation of an Australian Financial Services Licence

TO: Royal Trust Corporation of Canada, ARBN 093 703 434 ("the Licensee")
C/O 1 Farrer Place, Sydney NSW 2000

Pursuant to section 915B(3)(d) of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Licence Number 239178 held by the Licensee with effect from the date on which this notice is given to the Licensee.

Dated this 11 December 2006.

Signed

A handwritten signature in black ink, appearing to read 'Allan Melville', written over a dotted line.

Allan Melville, a delegate of the Australian Securities and Investments Commission



06/1093

ASIC

Australian Securities & Investments Commission

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

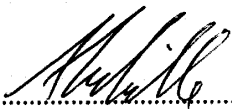
Notice of Cancellation of an Australian Financial Services Licence

TO: ACAST Pty Ltd, ABN 77 064 826 026 ("the Licensee")
148 Fox Valley Road Wahroonga NSW 2076

Pursuant to section 915B(3)(d) of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Licence Number 239217 held by the Licensee with effect from the date on which this notice is given to the Licensee.

Dated this 11 December 2006

Signed

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Allan Melville, a delegate of the Australian Securities and Investments Commission



06/1094

ASIC

Australian Securities & Investments Commission

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

Notice of Cancellation of an Australian Financial Services Licence

TO: Racing 1 Syndications Pty Ltd, ABN 57 109 031 227 ("the Licensee")
112 SUNSET RD, KENMORE QLD 4069

Pursuant to section 915B(3)(d) of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Licence Number 293257 held by the Licensee with effect from the date on which this notice is given to the Licensee.

Dated this 11 December 2006.

Signed

A handwritten signature in black ink, appearing to read 'Allan Melville', written over a dotted line.

Allan Melville, a delegate of the Australian Securities and Investments Commission



06/1095

ASIC

Australian Securities & Investments Commission

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

Notice of Cancellation of an Australian Financial Services Licence

TO: Hutex Pty Ltd, ABN 97 054 942 997 ("the Licensee") Level 7 Niecon
Tower 16-19 Victoria Ave Broadbeach, Gold Coast Queensland

Pursuant to section 915B(3)(d) of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Licence Number 263668 held by the Licensee with effect from the date on which this notice is given to the Licensee.

Dated this 11 December 2006.

Signed


.....

Allan Melville, a delegate of the Australian Securities and Investments
Commission

06 / 1096

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

Under 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 persons specified in Schedule A as if:

1. paragraph 708A(5)(b) were modified or varied by replacing "5 days" with "5 trading days"; and
2. subparagraph 708A(6)(d)(i) were modified or varied by inserting "(other than section 319 insofar as it relates to the requirement to lodge an annual report within three months after the end of the financial year in relation to a financial year ended in the calendar year 2006)" after "Chapter 2M".

Schedule A

Shareholders of Homeloans Limited ACN 095 034 003

Dated this 11th day of December 2006



Salvatore Pillera
as a delegate of the Australian Securities and Investments Commission

06 / 1098

**Australian Securities and Investments Commission
Corporations Act 2001 — Paragraphs 601QA(1)(a), 911A(2)(l), 992B(1)(b) and
1020F(1)(a) — Exemption**

1. Under paragraph 601QA(1)(a) of the *Corporations Act 2001* (the Act), the Australian Securities and Investments Commission (ASIC) exempts the persons referred to in Schedule A from section 601ED of the Act in the case referred to in Schedule B.
2. Under paragraphs 911A(2)(l) and 1020F(1)(a) of the Act, ASIC exempts the persons referred to in Schedule A in the case referred to in Schedule B from:
 - (a) section 1017F of the Act; and
 - (b) the requirement to hold an Australian financial services licence for the provision of financial services by that person in relation to dealing in interests in a managed investment scheme of the kind and offered on the basis referred to in Schedule B.
3. Under paragraph 992B(1)(b) of the Act ASIC exempts an interest in the managed investment scheme referred to in Schedule B from section 992AA of the Act:
 - (a) where the interest is being offered by a person referred to in Schedule A — in the case referred to in that Schedule; and
 - (b) where the interest is being offered for sale (other than by a person referred to in Schedule A) — in the case where paragraphs (e), (f) and (i) of Schedule B appear to be complied with.

SCHEDULE A – WHO IS EXEMPT

Daisy Pty Ltd ACN 099 474 398
Gordon Frederick Osborne

SCHEDULE B – SCHEME EXEMPTED

Operating the managed investment scheme (**scheme**) described in the letters of Kim Christie for Daisy Pty Ltd dated 23 October 2006 and 31 October 2006 to ASIC and which involves an owner (**investor**) of real property (**strata unit**), in the investor's discretion, making their strata unit available for use by the Operator as part of a complex located at 34 Macrossan Street, Port Douglas, Queensland comprising Community Titles Scheme No. 24568 and known as "Le Cher Du Monde" and in relation to which on 23 October 2006 there was no person who had bought or agreed to buy a strata unit who, before agreeing to buy, had been offered an interest in the scheme, where all of the following apply:

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- (a) the sale of the strata unit is not and was not conditional on participation in the serviced strata scheme;
- (b) each investor and the operator may withdraw from participation in the scheme on no more than 90 days notice and an investor that withdraws will not be bound after that notice expires to allow use of their strata unit except for occupation of the strata unit:
 - (i) by a person other than the operator or an associate of the operator; and
 - (ii) under an agreement that the operator made with that person before the notice of withdrawal was given;
- (c) each investor may, if the investor withdraws from participation in the scheme, appoint another person to manage their strata unit;
- (d) the operator is licensed in relation to the conduct of the letting services under the law of a State or Territory or is a financial services licensee;
- (e) the operator takes reasonable steps to ensure that any part of the scheme property held in cash or on deposit with an Australian ADI or another financial institution is held on trust by the operator for the members in a trust account and subject to audit as to whether the moneys have been dealt with in accordance with the terms of the trust by a registered company auditor at least annually;
- (f) if an FFE Fund has been established for an investor, the operator takes reasonable steps to ensure that:
 - (i) the money comprising the FFE Fund is held on trust for the investor in a trust account and subject to audit as to whether the money has been dealt with in accordance with the terms of the trust by a registered company auditor at least annually; and
 - (ii) the balance of the FFE Fund is promptly returned to the investor at the termination of the scheme or upon the investor's withdrawal from the scheme, whichever occurs first;
- (g) no payment is liable to be made by an investor to participate in the scheme other than:
 - (i) payment of money to buy the strata unit;
 - (ii) one or more payments of the investor's reasonable proportion of the operator's fees and expenses with respect to the management of the scheme where in any 3 month period the total of such payments relates to a period of no more than 3 months and where:

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- (A) that total is reasonably commensurate with the work done or to be done, or the expenses incurred or likely to be incurred (as the case may be), by the operator during the period to which the payments relate; and
 - (B) where an FFE Fund has been established for the investor — no payment or part thereof is used for the replacement, repair or refurbishment of furniture, fittings and equipment of the strata unit in relation to the period to which the payment relates unless all money in the FFE Fund has first been expended; and
- (iii) where an FFE Fund has been established for the investor — one or more payments into the Fund where:
- (A) each payment is by way of a deduction from rental income of the scheme that would otherwise be paid to the investor in relation to a period and does not exceed 3% of the gross rent attributable to the investor for the period; and
 - (B) the balance of the Fund at all times does not exceed \$5,000 for each strata unit made available by the investor for use as part of the scheme;
- (h) there is no obligation on any person to ensure that other owners of strata units agree to participate in the scheme; and
- (i) the complex is operated in accordance with a written agreement entered into or to be entered into between an operator and each investor which agreement includes the provisions set out in Schedule C.

SCHEDULE C — PROCEDURES FOR TRANSFERRING MANAGEMENT RIGHTS

1. *Transfer of management rights*
- (a) If a majority of scheme members advise the operator in writing that they wish to terminate the operator's engagement, the operator must within 9 months transfer the management rights to a person that is chosen by the operator that has not been involved in the operation (including promotion) of the scheme and is not controlled by a person that has been involved in the operation (including promotion) of the scheme.
 - (b) If an operator fails to complete that transfer within the 9 month period, the operator must cause the transfer of the management rights to a replacement operator named in a written notice given by a majority of scheme members, at a price specified in the notice.

- (c) A transfer referred to in paragraphs (a) or (b) must be done as soon as practicable, but if there is a body corporate for the real property to which the scheme relates, there must be a reasonable time for members of the body corporate to consider whether to make a decision referred to in paragraph 2(b) unless the body corporate has consented to the transfer.

2. *Consent of body corporate to new care-taking arrangements*

- (a) If an operator receives a notice under paragraph 1(b) of this Schedule, the operator must advise all body corporate members of the name of the person to whom the transfer is to be made.
- (b) Unless the body corporate has consented to the transfer, an operator does not have to transfer the management rights to the person named in the notice described in paragraph 1(b) of this Schedule if a majority of body corporate members state in writing to the operator that the person should not be engaged by the body corporate to perform care-taking functions.
- (c) If a majority of body corporate members make a decision referred to in paragraph 2(b) of this Schedule, a majority of scheme members may then at any time name a replacement operator by a written notice, to whom the operator must transfer the management rights at a price specified in the notice and the notice will be taken to be given in accordance with paragraph 1(b) of this Schedule.
- (d) This paragraph 2 does not apply if the body corporate or a majority of body corporate members agree in writing to the transfer to the person named in a notice under paragraph 1(b) or 2(c) of this Schedule before that notice is given to the operator.

3. *Price payable on transfer*

The price scheme members specify in a notice under paragraph 1(b) of this Schedule must be one of the following:

- (a) the average of two valuations of the management rights by independent qualified valuers nominated by the Australian Property Institute (or another relevant independent professional body approved by ASIC); or
- (b) the highest bona fide bid for the management rights (excluding a bid by the operator or its associates) at an auction of which at least 60 days notice had been given; or
- (c) the highest bona fide amount tendered (excluding any tender by the operator or its associates) for the management rights following reasonable efforts to market the property for at least 60 days.

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4.

Voting

- (a) In determining if there is a majority of scheme members or body corporate members, the operator and its associates and any person nominated as a replacement operator and associates of that person must not be counted.
- (b) For scheme members, a majority is based on their entitlement to vote at body corporate meetings if there is a body corporate for the property to which the scheme relates, and otherwise each member shall have one vote.
- (c) For body corporate members, a majority is based on their entitlement to vote at body corporate meetings.
- (d) A scheme member or a body corporate member makes a decision by signing a document that sets out the decision.

5.

Costs

- (a) Any member may arrange a valuation or auction of, or may market, the management rights before or after the expiration of the 9 month period
- (b) referred to in paragraph 1(a) of this Schedule for the purposes of determining a price to be specified in a notice under paragraph 1(b) of this Schedule.
- (c) If a member incurs any reasonable valuation, auction or marketing costs under paragraph 5(a) of this Schedule that member is entitled to be reimbursed out of the price payable by any person nominated by the members as transferee of the management rights when the price is paid to the operator.

6.

Assistance

The operator must give reasonable assistance to enable the transferee to operate the resort, hotel, motel or serviced apartment complex including making available information concerning any prospective bookings.

7.

Definitions

In this Schedule:

scheme members means investors in the scheme excluding the operator and its associates;

management rights means all real or personal property (including contractual rights) held by the operator or any of its associates that facilitates the operation of the scheme; and

6

06 / 1098

transfer in relation to management rights means to assign or transfer the management rights or to cause another person to become the holder of those rights or rights substantially the same as those rights.

Interpretation

In this instrument:

Contract means the contract of sale between Daisey Pty Ltd ACN 099 474 398 and Gordon Frederick Osborne dated 8 September 2006 for the management rights relating to the scheme.

FFE Fund means a fund established for an investor consisting of money paid by the investor and any interest accrued on that money, to be used from time to time in accordance with the written agreement referred to in paragraph (i) of Schedule B for the replacement, repair or refurbishment of furniture, fittings and equipment of the strata unit made available by the investor for use as part of the scheme; and

offer is to be interpreted in accordance with subsection 1010C(2) of the Act.

Operator means Daisey Pty Ltd ACN 099 474 398 until completion of the Contract, and on completion of the Contract shall mean Gordon Frederick Osborne.

Commencement

This instrument commences upon its publication in the Gazette.

Dated this 5th day of December 2006



Signed by Edyta Tramell
as a delegate of the Australian Securities and Investments Commission



06/1101

ASIC

Australian Securities & Investments Commission

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

Under paragraph 1020F(1)(c) of the *Corporations Act 2001* (the *Act*), the Australian Securities and Investments Commission (*ASIC*) declares that Part 7.9 of the Act applies to the person specified in Schedule A:

- (a) in the case specified in Schedule B as if subparagraph (b)(iii) of the definition of "continuously quoted securities" in section 9 of the Act; and
- (b) in the case specified in Schedule C as if paragraph 1012DA(5)(d);

were further modified by, immediately after the number "340", inserting "(other than an order under section 340 which relieves the responsible entity of a registered scheme from the requirements of subsection 315(3) and paragraph 319(3)(a) in relation to the scheme)".

Schedule A

MFS L & L Management Limited ACN 101 634 315 (*MFS*) in its capacity as responsible entity of the MFS Living and Leisure Trust ARSN 092 701 589 (the *Trust*).

Schedule B

Where:

- (a) a Product Disclosure Statement is lodged with ASIC on or before 1 October 2007 by MFS in relation to an offer to issue units in the Trust; and
- (b) except for ASIC Instrument [06/0852] dated 2 October 2006, no order under section 340 covered MFS in relation to the Trust at any time in the 12 months before the date of the Product Disclosure Statement.

Schedule C

Where:

- (a) an issue (*Placement*) of interests in the Trust is made to a wholesale client without a Product Disclosure Statement; and

2

06 / 1101

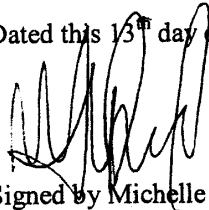
- (b) except for ASIC Instrument [06/0852] dated 2 October 2006 no order under section 340 covered MFS in relation to the Trust at any time in the 12 months before the date of the Placement.

Interpretation

In this instrument:

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

Dated this 13th day of December 2006



Signed by Michelle Reid
as a delegate of Australian Securities and Investment Commission

06 / 1102

**Australian Securities and Investments Commission
Corporations Act 2001 — Paragraph 601QA(1)(a) — Exemption**

Under paragraph 601QA(1)(a) of the *Corporations Act 2001* (the *Act*) the Australian Securities and Investments Commission exempts the person specified in Schedule A from subsection 601FC(4) of the Act in the case set out in Schedule B and on the conditions set out in Schedule C.

Schedule A

Vanguard Investments Limited ACN 072 881 086 (the *Responsible Entity*) as the responsible entity of the following managed investment schemes registered under Chapter 5C of the Act (the *Schemes*):

1. Vanguard Australian Shares Index Fund (ARSN 090 939 718);
2. Vanguard International Fixed Interest Index Fund (Hedged) (ARSN 090 940 337);
3. Vanguard Emerging Markets Shares Index Fund (ARSN 090 939 450);
4. Vanguard Australian Fixed Interest Index Fund (ARSN 090 939 941);
5. Vanguard Cash Plus Index Fund (ARSN 090 940 060);
6. Vanguard Property Securities Index Fund (ARSN 090 939 549);
7. Vanguard International Shares Index Fund (ARSN 090 939 610);
8. Vanguard Index Property Securities Fund (ARSN 090 995 494);
9. Vanguard Index International Shares Fund (ARSN 090 995 583);
10. Vanguard Index Australian Shares Fund (ARSN 090 995 770);
11. Vanguard Index Diversified Bond Fund (ARSN 090 995 841);
12. Vanguard Index Cash Plus Fund (ARSN 090 995 887);
13. Vanguard Lifestrategy High Growth Fund (ARSN 090 995 967);
14. Vanguard Lifestrategy Conservative Fund (ARSN 090 996 044);
15. Vanguard Lifestrategy Growth Fund (ARSN 090 996 099);
16. Vanguard Australian Shares High Yield Fund (ARSN 091 751 807);
17. Vanguard International Shares Index Fund (Hedged) (ARSN 093 254 909);
18. Vanguard Index Hedged International Shares Fund (ARSN 095 375 894);
19. Vanguard International Credit Securities Index Fund (Hedged) (ARSN 095 366 055);
20. SAM Sustainability Leaders Australia Fund (ARSN 098 283 446);
21. SAM Sustainability Leaders International Fund (ARSN 098 246 363);
22. Vanguard Balanced Index Fund (ARSN 101 565 431);
23. Vanguard Growth Index Fund (ARSN 101 565 520);
24. Vanguard Conservative Index Fund (ARSN 101 565 351);
25. Vanguard High Growth Index Fund (ARSN 101 565 637);
26. Vanguard Lifestrategy Balanced Fund (ARSN 103 186 607);
27. Vanguard High Yield Australian Shares Fund (ARSN 109 638 379);
28. Vanguard International Property Securities Index Fund (Hedged) (ARSN 115 001 360);
29. Vanguard International Property Securities Index Fund (ARSN 115 001 002)

Schedule B

The investment of Scheme Property or the keeping of Scheme Property invested in a managed investment scheme (the *REIT*) that:

1. is operated by a body that is incorporated or formed in Hong Kong; and
2. is authorised by the Securities and Futures Commission of Hong Kong as a collective investment scheme under section 104 of Chapter 571 of the Laws of Hong Kong or any provision that replaces that section; and
3. is subject to the Code on Real Estate Investment Trusts published by the Securities and Futures Commission of Hong Kong; and

Schedule C

1. Before the investment of Scheme Property or the keeping of Scheme Property in a REIT referred to in Schedule B, the Responsible Entity must prepare and keep for seven years a document signed by an officer of the Responsible Entity or agent explaining why the investment would comply with the Responsible Entity's duties, considering the regulation that applies to the REIT and any other relevant matter; and
2. The Responsible Entity must at reasonable intervals make such enquiries as are reasonably necessary to confirm that each REIT referred to in Schedule B meets paragraphs (2) and (3) of Schedule B.

Interpretation

In this instrument:

"Scheme Property" means scheme property of the Schemes.

Dated this 13th day of December 2006



Signed by Premjeet Singh Gill
as a delegate of the Australian Securities and Investments Commission

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**Australian Securities and Investments Commission
Corporations Act 2001 — Paragraph 601QA(1)(a) — Exemption**

Under paragraph 601QA(1)(a) of the *Corporations Act 2001* (the *Act*) the Australian Securities and Investments Commission exempts the person specified in Schedule A from subsection 601FC(4) of the Act in the case set out in Schedule B on the conditions set out in Schedule C.

Schedule A

Vanguard Investments Limited ACN 072 881 086 (the *Responsible Entity*) as the responsible entity of the following managed investment schemes registered under Chapter 5C of the Act (the *Schemes*):

1. Vanguard Australian Shares Index Fund (ARSN 090 939 718);
2. Vanguard International Fixed Interest Index Fund (Hedged) (ARSN 090 940 337);
3. Vanguard Emerging Markets Shares Index Fund (ARSN 090 939 450);
4. Vanguard Australian Fixed Interest Index Fund (ARSN 090 939 941);
5. Vanguard Cash Plus Index Fund (ARSN 090 940 060);
6. Vanguard Property Securities Index Fund (ARSN 090 939 549);
7. Vanguard International Shares Index Fund (ARSN 090 939 610);
8. Vanguard Index Property Securities Fund (ARSN 090 995 494);
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19. Vanguard International Credit Securities Index Fund (Hedged) (ARSN 095 366 055);
20. SAM Sustainability Leaders Australia Fund (ARSN 098 283 446);
21. SAM Sustainability Leaders International Fund (ARSN 098 246 363);
22. Vanguard Balanced Index Fund (ARSN 101 565 431);
23. Vanguard Growth Index Fund (ARSN 101 565 520);
24. Vanguard Conservative Index Fund (ARSN 101 565 351);
25. Vanguard High Growth Index Fund (ARSN 101 565 637);
26. Vanguard Lifestrategy Balanced Fund (ARSN 103 186 607);
27. Vanguard High Yield Australian Shares Fund (ARSN 109 638 379);
28. Vanguard International Property Securities Index Fund (Hedged) (ARSN 115 001 360);
29. Vanguard International Property Securities Index Fund (ARSN 115 001 002)

2

06 / 1103

Schedule B

The investment of Scheme Property or the keeping of Scheme Property invested in a managed investment scheme (the *REIT*) where:

1. it is operated by a body that is incorporated or formed in Japan; and
2. it is registered and/or licensed under Article 6 of the *Law for Investment Trusts and Investment Companies* of Japan; and
3. it is subject to the regulation of the Financial Services Agency of Japan.

Schedule C

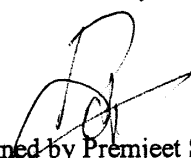
1. Before the investment of Scheme Property or the keeping of Scheme Property in a REIT referred to in Schedule B, the Responsible Entity must prepare and keep for seven years a document signed by an officer of the Responsible Entity or agent explaining why the investment would comply with the Responsible Entity's duties, considering the regulation that applies to the REIT and any other relevant matter; and
2. The Responsible Entity must at reasonable intervals make such enquiries as are reasonably necessary to confirm that each REIT referred to in Schedule B meets paragraphs (2) and (3) of Schedule B.

Interpretation

In this instrument:

"Scheme Property" means scheme property of the Schemes.

Dated this 13th day of December 2006



Signed by Premjeet Singh Gill
as a delegate of the Australian Securities and Investments Commission

06 / 1104

**Australian Securities and Investments Commission
Corporations Act 2001 — Paragraph 601QA(1)(a) — Exemption**

Under paragraph 601QA(1)(a) of the *Corporations Act 2001* (the *Act*) the Australian Securities and Investments Commission exempts the person specified in Schedule A from subsection 601FC(4) of the Act in the case set out in Schedule B on the conditions set out in Schedule C.

Schedule A

Vanguard Investments Limited ACN 072 881 086 (the *Responsible Entity*) as the responsible entity of the following managed investment schemes registered under Chapter 5C of the Act (the *Schemes*):

1. Vanguard Australian Shares Index Fund (ARSN 090 939 718);
2. Vanguard International Fixed Interest Index Fund (Hedged) (ARSN 090 940 337);
3. Vanguard Emerging Markets Shares Index Fund (ARSN 090 939 450);
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10. Vanguard Index Australian Shares Fund (ARSN 090 995 770);
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19. Vanguard International Credit Securities Index Fund (Hedged) (ARSN 095 366 055);
20. SAM Sustainability Leaders Australia Fund (ARSN 098 283 446);
21. SAM Sustainability Leaders International Fund (ARSN 098 246 363);
22. Vanguard Balanced Index Fund (ARSN 101 565 431);
23. Vanguard Growth Index Fund (ARSN 101 565 520);
24. Vanguard Conservative Index Fund (ARSN 101 565 351);
25. Vanguard High Growth Index Fund (ARSN 101 565 637);
26. Vanguard Lifestrategy Balanced Fund (ARSN 103 186 607);
27. Vanguard High Yield Australian Shares Fund (ARSN 109 638 379);
28. Vanguard International Property Securities Index Fund (Hedged) (ARSN 115 001 360);
29. Vanguard International Property Securities Index Fund (ARSN 115 001 002)

2

06 / 1104

Schedule B

The investment of Scheme Property or the keeping of Scheme Property invested in a managed investment scheme (the *REIT*) where:

1. it is operated by a body that is incorporated or formed in Singapore; and
2. it is authorised as a collective investment scheme by the Monetary Authority of Singapore and regulated under Division 2 of Part XIII of the *Securities and Futures Act* of Singapore; and
3. it is subject to the *Code of Collective Investment Schemes* and the *Property Funds Guidelines* published by the Monetary Authority of Singapore.

Schedule C

1. Before the investment of Scheme Property or the keeping of Scheme Property in a REIT referred to in Schedule B, the Responsible Entity must prepare and keep for seven years a document signed by an officer of the Responsible Entity or agent explaining why the investment would comply with the Responsible Entity's duties, considering the regulation that applies to the REIT and any other relevant matter; and
2. The Responsible Entity must at reasonable intervals make such enquiries as are reasonably necessary to confirm that each REIT referred to in Schedule B meets paragraphs (2) and (3) of Schedule B.

Interpretation

In this instrument:

"Scheme Property" means scheme property of the Schemes.

Dated this 13th day of December 2006



Signed by Premjeet Singh Gill
as a delegate of the Australian Securities and Investments Commission

06 / 1105

**Australian Securities and Investment Commission
Corporations Act 2001 — Paragraph 601QA(1)(a) — Exemption**

Under paragraph 601QA(1)(a) of the *Corporations Act 2001* (the *Act*) the Australian Securities and Investments Commission (*ASIC*) exempts the person specified in Schedule A from subsection 601FC(4) of the Act in the case set out in Schedule B and on the conditions set out in Schedule C.

Schedule A

Vanguard Investments Limited ACN 072 881 086 (the *Responsible Entity*) as the responsible entity of the following registered managed investment schemes (the *Schemes*) under Chapter 5C of the Act:

1. Vanguard Australian Shares Index Fund (ARSN 090 939 718);
2. Vanguard International Fixed Interest Index Fund (Hedged) (ARSN 090 940 337);
3. Vanguard Emerging Markets Shares Index Fund (ARSN 090 939 450);
4. Vanguard Australian Fixed Interest Index Fund (ARSN 090 939 941);
5. Vanguard Cash Plus Index Fund (ARSN 090 940 060);
6. Vanguard Property Securities Index Fund (ARSN 090 939 549);
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27. Vanguard High Yield Australian Shares Fund (ARSN 109 638 379);
28. Vanguard International Property Securities Index Fund (Hedged) (ARSN 115 001 360);
29. Vanguard International Property Securities Index Fund (ARSN 115 001 002)

06 / 1 105

2

Schedule B

The investment of Scheme Property or the keeping of Scheme Property invested in a managed investment scheme (the *REIT*) that:

1. is operated by a body that is incorporated or formed in the United States of America (USA) or a State of the USA; and
2. has qualified by election as a real estate investment trust as referred to in section 856 of the Internal Revenue Code of 1986 of the USA (the *Code*) or any provision that replaces that section and the responsible entity reasonably believes that such election has not been terminated or revoked under subsection 856(g) of the Code; and
3. has issued interests that are registered under the Securities Exchange Act of 1934 of the USA, and is an issuer that is required by that legislation to file annual and other periodic reports with the Securities and Exchange Commission of the USA (the SEC); and
4. is subject to the enforcement and other powers of the SEC of the USA under the Securities Act of 1933, Securities Exchange Act of 1934 and the Sarbanes-Oxley Act of 2002 of the USA; and

where the interests in the REIT are traded on the New York Stock Exchange, the American Stock Exchange, the National Association of Securities Dealers Automated Quotation National Market, or the Nasdaq Stock Market of the USA.

Schedule C

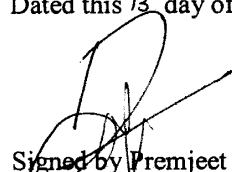
1. Before the investment of Scheme Property or the keeping of Scheme Property in a REIT referred to in Schedule B, the Responsible Entity must prepare and keep for seven years, for each investment, a document signed by an officer or agent of the Responsible Entity explaining why the investment would comply with the Responsible Entity's duties, considering the regulation that applies to the REIT and any other relevant matter; and
2. The Responsible Entity must at reasonable intervals make such enquiries as are reasonably necessary to confirm that each REIT referred to in Schedule B meets paragraph (2) of Schedule B.

Interpretation

In this instrument:

"Scheme Property" means scheme property of the Schemes.

Dated this 13th day of December 2006



Signed by Premjeet Singh Gill
as a delegate of the Australian Securities and Investments Commission

06/1106

**Australian Securities and Investment Commission
Corporations Act 2001 — Paragraph 601QA(1)(a) — Exemption**

Under paragraph 601QA(1)(a) of the *Corporations Act 2001* (the *Act*) the Australian Securities and Investments Commission (*ASIC*) exempts the person specified in Schedule A from subsection 601FC(4) of the Act in the case set out in Schedule B and on the conditions set out in Schedule C.

Schedule A

Vanguard Investments Limited ACN 072 881 086 (the *Responsible Entity*) as the responsible entity of the following registered managed investment schemes (the *Schemes*) under Chapter 5C of the Act:

1. Vanguard Australian Shares Index Fund (ARSN 090 939 718);
2. Vanguard International Fixed Interest Index Fund (Hedged) (ARSN 090 940 337);
3. Vanguard Emerging Markets Shares Index Fund (ARSN 090 939 450);
4. Vanguard Australian Fixed Interest Index Fund (ARSN 090 939 941);
5. Vanguard Cash Plus Index Fund (ARSN 090 940 060);
6. Vanguard Property Securities Index Fund (ARSN 090 939 549);
7. Vanguard International Shares Index Fund (ARSN 090 939 610);
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9. Vanguard Index International Shares Fund (ARSN 090 995 583);
10. Vanguard Index Australian Shares Fund (ARSN 090 995 770);
11. Vanguard Index Diversified Bond Fund (ARSN 090 995 841);
12. Vanguard Index Cash Plus Fund (ARSN 090 995 887);
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14. Vanguard Lifestrategy Conservative Fund (ARSN 090 996 044);
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16. Vanguard Australian Shares High Yield Fund (ARSN 091 751 807);
17. Vanguard International Shares Index Fund (Hedged) (ARSN 093 254 909);
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19. Vanguard International Credit Securities Index Fund (Hedged) (ARSN 095 366 055);
20. SAM Sustainability Leaders Australia Fund (ARSN 098 283 446);
21. SAM Sustainability Leaders International Fund (ARSN 098 246 363);
22. Vanguard Balanced Index Fund (ARSN 101 565 431);
23. Vanguard Growth Index Fund (ARSN 101 565 520);
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25. Vanguard High Growth Index Fund (ARSN 101 565 637);
26. Vanguard Lifestrategy Balanced Fund (ARSN 103 186 607);
27. Vanguard High Yield Australian Shares Fund (ARSN 109 638 379);
28. Vanguard International Property Securities Index Fund (Hedged) (ARSN 115 001 360);
29. Vanguard International Property Securities Index Fund (ARSN 115 001 002)

2

06 / 1 1 0 6

Schedule B

The investment of Scheme Property or the keeping of Scheme Property invested in a managed investment scheme (the *REIT*) where:

1. the REIT is listed on the Toronto Stock Exchange; and
2. the Toronto Stock Exchange is an approved foreign market; and
3. the REIT is subject to the regulation of:
 - (a) the Alberta Securities Commission; or
 - (b) the Ontario Securities Commission; or
 - (c) the Commission des valeurs mobilières du Québec; or
 - (d) the British Columbia Securities Commission; and
4. the Responsible Entity reasonably believes that the REIT is subject to adequate safeguards for investor funds.

Schedule C

1. Before the investment of Scheme Property or the keeping of Scheme Property in a REIT referred to in Schedule B, the Responsible Entity must prepare and keep for seven years, for each investment, a document signed by an officer or agent of the Responsible Entity explaining why the investment would comply with the Responsible Entity's duties, considering the regulation that applies to the REIT and any other relevant matter.
2. The Responsible Entity must at reasonable intervals make such enquiries as are reasonably necessary to confirm that each REIT referred to in Schedule B meets the paragraphs of Schedule B.

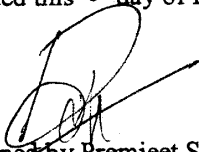
Interpretation

In this instrument:

"approved foreign market" has the meaning given by section 601GA of the Act, as varied by ASIC Class Order [CO 05/26] *Constitutional provisions about the consideration to acquire interests*; and

"Scheme Property" means scheme property of the Schemes.

Dated this 13th day of December 2006



Signed by Premjeet Singh Gill
as a delegate of the Australian Securities and Investments Commission

06/1107



Australian Market Licence (Australian Stock Exchange Limited) Variation Notice 2006 (No. 1)

Corporations Act 2001

I, CHRIS PEARCE, Parliamentary Secretary to the Treasurer, issue this Notice under subsection 797A of the *Corporations Act 2001*.

Dated *4TH DECEMBER* 2006

Parliamentary Secretary to the Treasurer

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

1 Name of Notice

This Notice is the *Australian Market Licence (Australian Stock Exchange Limited) Variation Notice 2006 (No. 1)*.

2 Commencement

This Notice commences on 5 December 2006.

3 Variation of *Australian Market Licence (Australian Stock Exchange Limited) 2002*

Schedule 1 varies the *Australian Market Licence (Australian Stock Exchange Limited) 2002*.

06/1107

Schedule 1 Variations

Schedule 1 Variations

(section 3)

[1] Section 1*substitute***1 Name of Licence**This Licence is the *Australian Market Licence (ASX Limited) 2002*.**[2] Section 4***substitute***4 Grant of Licence**

A licence is granted to ASX Limited to operate the financial market that:

- (a) is a continuation of the market that, immediately before 5 December 2006, was operated in accordance with the operating rules of the Australian Stock Exchange Limited; and
- (b) is operated in accordance with the operating rules of ASX Limited.

Note The market operated in accordance with the operating rules of the Australian Stock Exchange Limited, mentioned in paragraph (a), was included by *Australian Market Licence (Australian Stock Exchange Limited) Variation Notice 2004 (No. 1)*.

[3] Further amendments — ASX Limited

The following provisions are amended by omitting 'Australian Stock Exchange Limited' and inserting 'ASX Limited':

- subsection 6 (1)
- subsection 6 (2)
- subsection 6 (3)
- subsection 7 (1)



06/1108

ASIC

Australian Securities & Investments Commission

**Australian Securities and Investments Commission
Corporations Act 2001 – Paragraph 601QA(1)(b)
Corporations Law – Subsections 1454(2) and 1084(6) – Variation**

Pursuant to paragraph 601QA(1)(b) of the *Corporations Act 2001* (the "Act") and subsections 1454(2) and 1084(6) of the Corporations Law (as continued in force by section 1408 of the Act), the Australian Securities and Investments Commission hereby varies ASIC Instrument [00/2502] dated 30th day of June 2000 by deleting "15 December 2006" and substituting "28 February 2007".

Dated this 14th day of December 2006

A handwritten signature in cursive script, appearing to read "J Chandra".

Signed by Janice Chandra
as a delegate of the Australian Securities and Investments Commission

06 / 1109

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

1. Pursuant to paragraph 655A(1)(b) of the Corporations Act 2001 (the “Act”), the Australian Securities and Investments Commission (“ASIC”) revokes ASIC Instrument [06/1060].

2. Pursuant to paragraph 655A(1)(b) of the Act, ASIC declares that Chapter 6 of the Act applies in relation to the person named in Schedule A in the case referred to in Schedule B as if item 7 of section 611 were modified or varied by deleting paragraph (a) and replacing it with the following paragraph:

- “(a) no votes are cast in favour of the resolution by the person proposing to make the acquisition and their associates; and”.

Schedule A

APN Funds Management Limited ACN 080 674 479
in its capacity as responsible entity of the Fund

Schedule B

An acquisition by Stockland Corporation Ltd ACN 000 181 733 or its associate of a relevant interest in 100% of the units in the Fund from the members of the Fund pursuant to a resolution passed at a general meeting of the Fund held in the first calendar quarter of 2007.

Interpretation

In this instrument:

"Fund" means APN Regional Property Fund ARSN 110 488 821

Dated this 15th day of December 2006


Signed by Philippa Flook
as a delegate of the Australian Securities Investment 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 Administrative Appeals Tribunal prevents it from doing so.

BARCLAY MOWLEM HOLDINGS LIMITED
ACN 085 543 219 will change to a proprietary company limited by shares. The new name will be
BARCLAY MOWLEM HOLDINGS PTY LIMITED
ACN 085 543 219.

BRISBANE PETROLEUM N.L. ACN 009 065 043
will change to a public company limited by shares. The new name will be **BRISBANE PETROLEUM LTD**
ACN 009 065 043.

BURNS PHILP TREASURY (AUSTRALIA) LIMITED ACN 003 731 986 will change to a proprietary company limited by shares. The new name will be **BURNS PHILP TREASURY (AUSTRALIA) PTY LIMITED** ACN 003 731 986.

PENGANA EQUITY HOLDINGS LIMITED ACN 109 635 770 will change to a proprietary company limited by shares. The new name will be **PENGANA EQUITY HOLDINGS PTY LTD** ACN 109 635 770.

BARCLAY MOWLEM LIMITED ACN 009 875 754 will change to a proprietary company limited by shares. The new name will be **BARCLAY MOWLEM PTY LIMITED** ACN 009 875 754.

BURNS PHILP OVERSEAS HOLDINGS LIMITED
ACN 004 474 551 will change to a proprietary company limited by shares. The new name will be **BURNS PHILP OVERSEAS HOLDINGS PTY LIMITED**
ACN 004 474 551.

GOLD COAST VISION HOUSING LIMITED ACN 061 035 050 will change to a public company limited by shares. The new name will be **GOLD COAST HOUSING COMPANY LIMITED** ACN 061 035 050.

QB6 LIMITED ACN 109 134 901 will change to a proprietary company limited by shares. The new name will be **QB6 PTY LIMITED** ACN 109 134 901.