



Australian CS Facility Licence (Options Clearing House Pty Limited) Variation Notice 2004 (No. 1)

I, ROSS CAMERON, Parliamentary Secretary to the Treasurer, issue this Notice under sections 825A and 826A of the *Corporations Act 2001*.

Dated 11 March 2004

Parliamentary Secretary to the Treasurer

1 Name of Notice

This Notice is the *Australian CS Facility Licence (Options Clearing House Pty Limited) Variation Notice 2004 (No. 1)*.

2 Commencement

This Notice commences on 11 March 2004.

3 Variation of Australian CS Facility Licence (Options Clearing House Pty Limited) Notice 2002

Schedule 1 varies the *Australian CS Facility Licence (Options Clearing House Pty Limited) Notice 2002* (as varied by *Australian CS Facility Licence (Options Clearing House Pty Limited) Variation Notice 2002 (No. 1)*).

Schedule 1 Variations

(section 3)

[1] **Section 1**
substitute

1 **Name of Licence**

This Licence is the *Australian CS Facility Licence (Australian Clearing House Pty Limited) 2002*.

[2] **Section 3, after definition of FSR commencement**
insert

security has the meaning given by section 761A of the Act.

[3] **Section 4**
omit everything after
granted
insert

to Australian Clearing House Pty Limited to operate the clearing and settlement facility that:

- (a) is a continuation of the facility that, immediately before 11 March 2004, was operated by Options Clearing House Pty Limited and subsequently by Australian Clearing House Pty Limited; and
- (b) is operated in accordance with the operating rules of Australian Clearing House Pty Limited.

[4] **Section 4, at the foot**
insert

Note The description of the facility is intended to permit Australian Clearing House Pty Limited to provide clearing and settlement services to the market operated by Australian Stock Exchange Limited as well as to other markets. Changes to the infrastructure (including but not limited to the computer and associated systems) or operations of the facility would not of themselves necessitate a variation of the description of the facility. The description does not limit the facility to operating as it does at 11 March 2004 but rather applies to the facility as it develops over time, operating subject to the operating rules in force from time to time and providing services in relation to the classes of financial products specified in section 5.

[5] Section 5
substitute

5 Classes of financial products

The classes of financial products in respect of which the facility can provide services are:

- (a) derivatives; and
- (b) securities; and
- (c) financial products mentioned in paragraph 764A (1) (b) of the Act; and
- (d) financial products mentioned in paragraph 764A (1) (ba) of the Act that relate to a managed investment scheme that is not registered because of an exemption from, or modification of, Chapter 5C of the Act.