



ASIC

Australian Securities &
Investments Commission

Commonwealth of Australia Gazette
No. A31/15, Tuesday, 21 July 2015

Published by ASIC

ASIC Gazette

Contents

Notices under Corporations Act 2001

15-0480	15-0599	15-0624	15-0630	15-0631
15-0634	15-0639	15-0642	15-0645	15-0648
15-0650	15-0652	15-0653	15-0656	15-0657
15-0662				

Company/scheme deregistrations

Change of company type

RIGHTS OF REVIEW

Persons affected by certain decisions made by ASIC under the *Corporations Act 2001* and the other legislation administered by ASIC may have rights of review. ASIC has published Regulatory Guide 57 *Notification of rights of review* (RG57) and Information Sheet *ASIC decisions – your rights* (INFO 9) to assist you to determine whether you have a right of review. You can obtain a copy of these documents from the ASIC Digest, the ASIC website at www.asic.gov.au or from the Administrative Law Co-ordinator in the ASIC office with which you have been dealing.

ISSN 1445-6060 (Online version)
ISSN 1445-6079 (CD-ROM version)

Available from www.asic.gov.au
Email gazette.publisher@asic.gov.au

© Commonwealth of Australia, 2015

This work is copyright. Apart from any use permitted under the *Copyright Act 1968*, all rights are reserved. Requests for authorisation to reproduce, publish or communicate this work should be made to: Gazette Publisher, Australian Securities and Investment Commission, GPO Box 9827, Melbourne Vic 3001

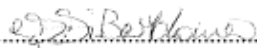
15-0480

Notice is given under section 920E of the Corporations Act 2001 that the Australian Securities and Investments Commission has made a banning order in the terms set out below, which order took effect on 16 July 2015.

AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION**IN THE MATTER OF PETER LACHLAN MCDONALD
AND THE CORPORATIONS ACT 2001****To: Mr Peter Lachlan McDonald****BANNING ORDER UNDER TO SECTIONS 920A and 920B OF THE
CORPORATIONS ACT 2001**

TAKE NOTICE that under to sections 920A and 920B of the Corporations Act 2001 the Australian Securities and Investments Commission prohibits **PETER LACHLAN MCDONALD** from providing any financial services **PERMANENTLY**.

Dated this 10th day of July 2015.

Signed: 
GAI DI BARTOLOMEO
Delegate of the
Australian Securities and Investments Commission.

15-0599

**Australian Securities and Investments Commission
Corporations Act 2001 – Paragraphs 655A(1)(b) and 673(1)(b) – Declaration**

Enabling legislation

1. The Australian Securities and Investments Commission (*ASIC*) makes this instrument under paragraphs 655A(1)(b) and 673(1)(b) of the *Corporations Act 2001* (the *Act*).

Title

2. This instrument is ASIC Instrument 15-0599.

Commencement

3. This instrument commences on 1 July 2015.

Declarations

4. Chapters 6 and 6C of the Act apply to Dongfang Modern Agriculture Holding Group ACN 604 659 270 (*DMF*) as if section 609 were modified or varied by, after subsection (13) (as notionally inserted by ASIC Class Order [CO 13/520]), inserting:

“(13A) A body corporate does not have a relevant interest in its own securities merely because, under an escrow arrangement entered into by the body corporate, the body corporate applies restrictions on the disposal of the securities by the holder.”.

5. Chapters 6 and 6C of the Act apply to DFM as if section 9 were modified or varied by, after subparagraph (a)(ii)(C) in the definition of *substantial holding* (as notionally inserted by ASIC Class Order [CO 13/520]), inserting:

“or

(D) subsection 609(13A) (securities subject to escrow arrangement);”.

6. Chapter 6C of the Act applies to DMF as if section 671B were modified or varied by, omitting “.” in paragraph (7)(c) (as notionally inserted by ASIC Class Order [CO 13/520]), inserting:

“;or

(d) subsection 609(13A) (securities subject to escrow arrangement).”.

15-0599

Where this instrument applies

7. This instrument applies in relation to relevant interests DFM has in 234,292,500 securities of DFM (*Escrowed Securities*) merely because DFM has entered into one or more escrow agreements or deeds (each an *Escrow Arrangement*) with the *Security Holder* in connection with the proposed admission of DFM's securities to the official list of the Australian Securities Exchange (*ASX*) where each Escrow Arrangement:
- (a) does not restrict the exercise of voting rights attaching to, the Escrowed Securities;
 - (b) in the case of a takeover bid (including a proportional takeover bid):
 - (i) allows the Security Holder to accept into the Takeover Bid where holders of at least half of the bid class securities that are not subject to an Escrow Arrangement have accepted into the bid; and
 - (ii) requires that the Escrowed Securities be returned to escrow if the bid does not become unconditional;
 - (c) allows the Escrowed Securities to be transferred or cancelled as part of a merger by way of compromise or arrangement under Part 5.1 of the Act;
 - (d) terminates on the date that no more than 12 months after the date that the Escrowed Securities are issued..
 - (e) is substantially in the same form as the draft agreement provided to ASIC on 17 April 2015.

Interpretation

8. In this instrument *Security Holder* means Mr Hongwei Cai who hold shares in the Company.

Dated this 1st day of July 2015



Signed by Fiona Laidlaw
as a delegate of the Australian Securities and Investments Commission

**ASIC**

Australian Securities & Investments Commission

ASIC Corporations (Amendment) Instrument 2015/624

I, Stephen Yen PSM, delegate of the Australian Securities and Investments Commission, make the following legislative instrument.

Date 14 July 2015

A handwritten signature in cursive script that reads "Stephen Yen".

Stephen Yen

ASIC Corporations (Amendment) Instrument 2015/624

Contents

Part 1—Preliminary	3
1 Name of legislative instrument	3
2 Commencement	3
3 Authority	3
4 Schedules	3
Schedule 1—Amendment	4
ASIC Class Order [CO 08/1]	4

Part 1—Preliminary

1 Name of legislative instrument

This instrument is the *ASIC Corporations (Amendment) Instrument 2015/624*.

2 Commencement

This instrument commences on the later of:

- (a) the day after it is registered on the Federal Register of Legislative Instruments; and
- (b) the day after it is gazetted.

Note: The register may be accessed at www.comlaw.gov.au.

3 Authority

This instrument is made under paragraphs 601QA(1)(a) and 911A(2)(l) of the *Corporations Act 2001*.

4 Schedules

The instrument that is specified in the Schedule to this instrument is amended as set out in the applicable items in that Schedule.

Schedule 1—Amendment**ASIC Class Order [CO 08/1]****1 In sub-subparagraph 10(f)(i)**

Omit “30 June 2015;”, substitute “30 June 2016;”.

2 In sub-subparagraph 10(f)(ii)

Omit “30 June 2016.”, substitute “30 June 2017.”.

15-0630

Notice is given under section 920E of the Corporations Act 2001 that the Australian Securities and Investments Commission has made a banning order in the terms set out below, which order took effect on 5 July 2015

AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

**IN THE MATTER OF ERIC-JOHN LARRY PRYOR
AND THE CORPORATIONS ACT 2001**

To: Mr Eric-John Larry Pryor

**BANNING ORDER UNDER TO SECTIONS 920A and 920B OF THE
CORPORATIONS ACT 2001**

TAKE NOTICE that under to sections 920A and 920B of the Corporations Act 2001 the Australian Securities and Investments Commission prohibits **ERIC-JOHN LARRY PRYOR** from providing any financial services **PERMANENTLY**.

Dated this 30th day of June 2015.

Signed: 
GALDI BARTOLOMEO

Delegate of the
Australian Securities and Investments Commission.

15-0631

NOTICE UNDER SECTION 915F OF THE CORPORATIONS ACT 2001

Notice is given under section 915F of the Corporations Act 2001 that the Australian Securities and Investments Commission has taken the action set out in the Notice below, which action took effect on 3 July 2015.

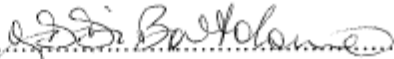
AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION**VARIATION OF NOTICE OF SUSPENSION OF
AUSTRALIAN FINANCIAL SERVICES LICENCE**

To: Automotive Components Ltd
ACN 006 542 785

Under s915B of the Corporations Act 2001 the Australian Securities and Investments Commission hereby varies the order referred to in ASIC Instrument 12-0746 by:

- 1) In the first paragraph after the word "suspends", inserting ", for a period of 40 months from 5 June 2012,";
- 2) In the second paragraph, omitting the words "12 months" and substituting the words "40 months"; and
- 3) In the second paragraph, inserting after the words "chapter 5C and 7 of the Act," the following words "but for those provisions in subdivision C and D of Division 6 of Part 7.8 of the Act."

Dated this 2nd day of July 2015

Signed: 
Gai-Di Bartolomeo
Delegate of the Australian Securities and
Investments Commission



ASIC

Australian Securities & Investments Commission

15-0634

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

Notice of Cancellation of an Australian Financial Services Licence

TO: Platinum Investment Services Pty Ltd
ACN 064 471 030 ("the AFS Licensee")
PO Box 2161
HAMPTON EAST VIC 3188

Pursuant to section 915B(3)(d) of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Australian Financial Services Licence number 263637 held by Platinum Investment Services Pty Ltd, with effect from the date on which this notice is given to the Licensee.

Dated this 9th July 2015

Signed

Joyce Krashow, a delegate of the Australian Securities and Investments Commission

15-0639

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

Enabling legislation

1. The Australian Securities and Investments Commission (*ASIC*) makes this instrument under paragraph 741(1)(b) of the *Corporations Act 2001* (the *Act*).

Title

2. This instrument is ASIC Instrument 15-0639.

Commencement

3. This instrument commences on 10 July 2015.

Declaration

4. Chapter 6D of the Act applies to Medlab Clinical Ltd ACN 169 149 071 (the *issuer*) as if Part 6D.2 were modified or varied as follows:
 - (a) omit paragraph 723(3)(b), substitute:

“(b) the securities are not admitted to quotation within 3 months and 4 days after the date of the first disclosure document for the offer lodged with ASIC”; and
 - (b) omit subparagraph 724(1)(b)(ii), substitute:

“(ii) the securities are not admitted to quotation within 3 months and 4 days after the date of the first disclosure document for the offer lodged with ASIC”.

Where this instrument applies

5. This instrument applies in relation to an offer or issue of securities of the issuer under a disclosure document lodged with ASIC on 13 April 2015 (the *first disclosure document*) as initially replaced by the replacement document lodged with ASIC on 20 April 2015 supplemented by the supplementary document lodged with ASIC on 20 May 2015 and as further replaced by the replacement document lodged with ASIC on 4 June 2015.

Dated this 10th day of July 2015



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

15-0642



**Australian CS Facility Licence (LCH.Clearent Limited)
Variation Notice 2015 (No. 1)**

Corporations Act 2001

I, **BRUCE BILLSON**, Acting Assistant Treasurer, make this Variation under section 825A(2)(b) of the *Corporations Act 2001*.

Dated 9th July 2015

A handwritten signature in black ink, appearing to read 'Bruce Billson'.

Acting Assistant Treasurer

Name of variation

1. This variation is the *Australian CS Facility Licence (LCH.Clearent Limited) Variation Notice 2015 (No. 1)*.

Commencement

2. This variation commences on the day it is published in the *Gazette*.

Variation

3. The Schedule varies *Australian CS Facility Licence (LCH.Clearent Limited) 2013*.

Schedule Variation

- [1] Section 3

15 - 0642

omit

Bank of England means the Bank of England or any predecessor or successor organisation in the United Kingdom responsible for the supervision of the overseas clearing and settlement facility.

substitute

Bank of England means the Bank of England or any predecessor or successor organisation in the United Kingdom responsible for the supervision of the exchange contract facility and the SwapClear facility.

[2] **Section 3**

insert a new definition after "Financial Stability Standard"

inflation rate derivatives means derivatives where the amount of consideration or the value of the arrangement is ultimately determined, derives from or varies by reference to the value of an inflation rate.

[3] **Subsection 6(2)**

omit the subsection, substitute

(2) The classes of financial products in respect of which the SwapClear facility may provide services under this Licence are:

- (a) interest rate derivatives; and
- (b) inflation rate derivatives.

[4] **Subsection 6(4)**

omit

subsections 6(1) and 6(2)

substitute

subsection 6(1)


15-0645

Notice is given under section 920E of the Corporations Act 2001 that the Australian Securities and Investments Commission has made a banning order in the terms set out below, which order took effect on 9 July 2015.

AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION**IN THE MATTER of ABHINAV GUPTA
AND THE CORPORATIONS ACT 2001****To: ABHINAV GUPTA****BANNING ORDER PURSUANT TO SECTIONS 920A and 920B OF THE
CORPORATIONS ACT 2001**

TAKE NOTICE that the Australian Securities and Investments Commission **PROHIBITS ABHINAV GUPTA PERMANENTLY** from providing any financial services pursuant to sections 920A and 920B of the Corporations Act 2001 from the date of service of this Banning Order.

Dated this 6th day of July 2015.

Signed: 
GAI DI BARTOLOMEO
Delegate of the
Australian Securities and Investments Commission.

15-0648

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

Enabling legislation

1. The Australian Securities and Investments Commission (*ASIC*) makes this instrument under paragraph 655A(1)(b) of the *Corporations Act 2001* (the *Act*).

Title

2. This instrument is ASIC Instrument15-0648.

Commencement

3. This instrument commences on 13 July 2015.

Declaration

4. Chapter 6 of the Act applies to Pt. Cakra Minerals Tbk. (*Cakra*), a body incorporated under the laws of Indonesia, as if paragraph 631(1)(b) of the Act were modified or varied by omitting “within 2 months after the proposal” and substituting “within 3 months and 14 days after the proposal”.

Where this instrument applies

5. The declaration in paragraph 4 applies in relation to the public proposal by Cakra on 29 April 2015 to make a takeover bid for all of the ordinary shares in Cokal Limited ACN 082 541 437, where before 10am Australian Eastern Standard Time on 14 July 2015, Cakra has given a notice to ASX Limited ACN 008 624 691 (*ASX*), for release on the ASX Company Announcements Platform, that explains the need for, and effect of, this declaration.

Dated this 13th day of July 2015



Signed by Yuki Kobayashi
as a delegate of the Australian Securities and Investments Commission

In Confidence

15 - 0 6 5 0

AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

PART 9.4AA OF THE CORPORATIONS ACT
INFRINGEMENT NOTICE**To:**

Coal Fe Resources Limited
(now known as Aus Asia Minerals Ltd)
c/- Accent Accounting (WA)
125 Royal Street
EAST PERTH WA 6004

TAKE NOTICE: The Australian Securities and Investments Commission (ASIC) hereby issues an Infringement Notice Coal Fe Resources Limited ACN 121 969 819 (**Coal Fe**) under subsection 1317DAC(1) of the *Corporations Act 2001* (**the Act**). This Infringement Notice requires Coal Fe to:

- (i) pay a penalty to ASIC, on behalf of the Commonwealth, in the sum of \$33,000 (**the Penalty**).

This Infringement Notice is issued on **6 May 2015**.

DETAILS OF THE ALLEGED CONTRAVENTION**The Facts**

Coal Fe owned a coal mine called the Abadi Coal Project which was located in Indonesia. In April 2014 it became apparent to the directors that there was a difference of opinion regarding the value of the Abadi Coal Project, which according to Coal Fe's Interim Financial Report for the Half-Year ended 31 December 2013, was the only significant asset held by the company. The latter report placed a value of \$1,897,584 on the Abadi Coal Project. An independent geological consulting firm was engaged to value the Abadi Coal project.

On or about 7 May 2014, Coal Fe announced it was intending to acquire majority shareholding in two companies which owned iron ore and coal projects.

On or about 16 May 2014, one of the directors of Coal Fe engaged the Consulting Geologists to prepare a valuation report. The Consulting Geologists were instructed to prepare a report valuing the two projects that Coal Fe intended to purchase. The Consulting Geologists were also instructed to value Abadi Coal Project.

A draft report was sent and a conversation was had between a director of Coal Fe and the Consulting Geologists noting that a valuation for the Abadi Coal Project had not been included in the draft report.

On or about 15 July 2014, the Consulting Geologists emailed the second draft report to the director. In paragraph 2 of the Executive Summary in the report it was stated, *"The second coal property, the loss incurring Abadi Coal Project is NE of Balikpapan in the Samarinda District in Kalimantan. It is owned by PT Pancaran Surya Abadi ("Abadi"), in Joint Venture with PT Technventure Indocoal ("Techventure") and is considered to be of little value due to moisture contents exceeding 42%. The project is therefore not addressed in this report and it was assigned a notional value of US\$300,000 for the mining pits with their infrastructure."*

On or about 18 July 2014 a signed copy of the Consulting Geologists' report was sent by email to a director of Coal Fe. The report was titled, "Independent Technical Valuation of the Mineral Assets of Resources Ltd" and dated 18 July 2014 (**Signed Report**). Paragraph 2 of the Executive Summary of the Signed Report was the same as that stated in draft 2 of the report. This was the first signed report received by Coal Fe from the Consulting Geologists that placed a value of US\$300,000 on the Abadi Coal Project.

A copy of the Signed Report was attached to a Notice of General Meeting and lodged by Coal Fe with ASIC on or about 15 August 2014. This was the first time the Signed Report became publicly available. On or about 1 September 2014, Coal Fe released a company announcement titled, "Asset Impairment and Market Update", which stated the value of the Abadi project royalty stream was being written down to approximately \$320,000.

The Contravention

This Infringement Notice has been issued because ASIC has reasonable grounds to believe that Coal Fe contravened subsection 674(2) of the Act in the period between 18 July 2014 and 15 August 2014, in that:

- (a) Coal Fe is an entity to which s674(2) of the Act applies.
- (b) By 18 July 2014, Coal Fe was aware that the value of the Abadi Coal Project was approximately US\$300,000 (**the Information**).
- (c) The Information was information that a reasonable person would expect, if it were generally available, to have a material effect on the price or value of securities of Coal Fe because information that the Abadi Coal Project, which represented approximately 91% of the company's total assets as at 31 December 2013 was significant information which would, or would be likely to, influence persons who commonly invest in securities in deciding whether to acquire or dispose of Coal Fe shares.
- (d) ASX Listing Rule 3.1 required Coal Fe to tell ASX of the Information from on or about 18 July 2014.
- (e) ASX Listing Rule 3.1A (the exception to ASX Listing Rule 3.1) did not apply to the Information because:
 - (i) a reasonable person would have expected the Information to be disclosed to ASX or a trading halt requested;

- (ii) the Information was not confidential; and
 - (iii) none of the matters listed in ASX Listing Rule 3.1A3 applied to the Information.
- (f) Between 18 July 2014 and 15 August 2014 the Information was not generally available.

Compliance with the Infringement Notice

Coal Fe may choose to comply with this Infringement Notice by paying the Penalty within the compliance period.

The compliance period for this Infringement Notice begins on 6 May 2015 and expires on 3 June 2015: s1317DAH(1) of the Act. ASIC may extend the compliance period for this Infringement Notice once, by up to 28 days: s1317DAH(3) of the Act. If this occurs ASIC will notify Coal Fe in writing.

Effect of issue and compliance with the Infringement Notice

The issue of this Infringement Notice, and subsequent compliance with it, is not an admission of liability by Coal Fe and cannot be regarded as a finding that Coal Fe has contravened s674(2) of the Act for any other purpose: s1317DAF(4) of the Act.

ASIC cannot take civil or criminal proceedings against Coal Fe for the alleged contravention specified in this Infringement Notice, either during the compliance period or after the Infringement Notice is complied with: s1317DAF(5) of the Act. However, certain proceedings may be commenced or continued against Coal Fe by third parties or by ASIC on behalf of third parties: s1317DAF(6) of the Act.

Effect of failure to comply with the Infringement Notice

ASIC cannot enforce compliance with this Infringement Notice: s1317DAF of the Act. However, if this Infringement Notice is not withdrawn in accordance with s1317DAI of the Act, it is open to ASIC to take the following action against Coal Fe:

- (a) ASIC may begin civil penalty proceedings against the entity under Part 9.4B of the Act seeking a declaration that Coal Fe breached the provision specified in this Infringement Notice and a pecuniary penalty order. The size of the pecuniary penalty is not limited to the amount specified in the Infringement Notice. The Court may under Part 9.4B impose a maximum penalty in relation to the alleged contravention of up to \$1 million;
- (b) ASIC may (if applicable) begin proceedings under s1324B of the Act seeking an order that specified information be disclosed in the manner required by this Infringement Notice;
- (c) ASIC may (if applicable) make an order under s91 of the *Australian Securities and Investments Commission Act (the ASIC Act)* for recovery of expenses of its investigation into the breach specified in this Infringement Notice. ASIC can also bring proceedings to enforce that order; and

- (d) ASIC can make a determination under ss708A(2), 713(6), 1012DA(2) or 1013FA(3) of the Act, or accept an enforceable undertaking under s93AA of the ASIC Act and bring proceedings to enforce the undertaking: s1317DAG of the Act.

Certain other proceedings may also be commenced or continued against Coal Fe by third parties or by ASIC on behalf of third parties: s1317DAG(4) of the Act.

Withdrawal of infringement notice

ASIC may withdraw this Infringement Notice at any time prior to compliance if it considers it appropriate to do so. If this Infringement Notice is withdrawn, any enforcement action may be taken by ASIC against Coal Fe, including:

- (a) civil proceedings under Part 9.4B of the Act; or
- (b) a prosecution for an offence based on the provision specified in the notice.

Coal Fe may seek the withdrawal of this Infringement Notice by making a written representation to ASIC: s1317DAI(1) of the Act. Material provided to ASIC in such a representation is not admissible in evidence in proceedings against Coal Fe or a representative of the company: s1317DAI(2) of the Act.

Publication

If Coal Fe complies with this Infringement Notice ASIC may publish details of Coal Fe' compliance in the manner set out in s1317DAJ(2) or (3) of the Act: s1317DAJ(1) of the Act.

The provisions contained in Part 9.4AA of the Act are attached hereto as Annexure 1.



Gai DiBartolomeo
Delegate
Australian Securities and Investments Commission

ANNEXURE 1

**Part 9.4AA—Infringement notices for alleged
contraventions of continuous disclosure provisions****1317DAA Definitions**

- (1) In this Part:

compensation proceedings means:

- (a) proceedings under section 1317HA; and
- (b) proceedings under section 12GF of the ASIC Act in relation to a contravention of section 12DA of that Act; and
- (c) any other proceedings by a person for compensation for loss or damage suffered by the person.

compliance period for an infringement notice has the meaning affected by section 1317DAH.

contravention proceedings means proceedings under section 1101B by a person referred to in paragraph 1101B(1)(b) or (d).

enforcement proceedings means proceedings under section 793C by a person referred to in paragraph 793C(1)(b), (c) or (d).

infringement notice means an infringement notice issued under section 1317DAC.

penalty and disclosure proceedings means the proceedings referred to in column 3 of the table in subsection 1317DAG(2).

public interest proceedings means proceedings under section 50 of the ASIC Act.

- (2) For the purposes of applying this Part to a disclosing entity that is an undertaking to which interests in a registered scheme relate:
- (a) references to the disclosing entity are taken to be references to the responsible entity for the registered scheme; and
 - (b) references to a financial report for a financial year being lodged by a disclosing entity are taken to be references to such a report being lodged by the responsible entity in relation to the scheme; and
 - (c) references to securities of a disclosing entity are taken to be references to interests in the registered scheme; and
 - (d) references to a disclosing entity being convicted of an offence based on subsection 674(2) or 675(2) are taken to be references to the responsible entity being convicted of such an offence in relation to the registered scheme; and
 - (e) references to a civil penalty order under Part 9.4B being made against a disclosing entity in relation to a contravention of subsection 674(2) or 675(2) are taken to be references to such an order being made against the responsible entity in relation to the registered scheme; and
 - (f) references to a disclosing entity having breached an enforceable undertaking given to ASIC under section 93AA of the ASIC Act in relation to the requirements of subsection 674(2) or 675(2) are taken to be

references to the responsible entity having breached such an undertaking given in relation to the registered scheme.

1317DAB Purpose and effect of this Part

- (1) The purpose of this Part is to provide for the issue of an infringement notice to a disclosing entity for an alleged contravention of subsection 674(2) or 675(2) as an alternative to proceedings for civil penalties under Part 9.4B.
- (2) This Part does not:
 - (a) require an infringement notice to be issued to the disclosing entity for the alleged contravention of subsection 674(2) or 675(2); or
 - (b) affect the liability of the disclosing entity to civil or criminal proceedings in relation to the alleged contravention of subsection 674(2) or 675(2) if:
 - (i) an infringement notice is not issued to the disclosing entity for the alleged contravention; or
 - (ii) an infringement notice issued to the disclosing entity for the alleged contravention is withdrawn under section 1317DAI; or
 - (c) prevent a Court from imposing a higher penalty than the penalty specified in the infringement notice if the disclosing entity does not comply with the infringement notice.

1317DAC Issue of infringement notice

Issue of infringement notice

- (1) Subject to section 1317DAD, if ASIC has reasonable grounds to believe that a disclosing entity has contravened subsection 674(2) or 675(2), ASIC may issue an infringement notice to the disclosing entity.
- (2) ASIC issues the infringement notice to the disclosing entity by serving it on the disclosing entity.
- (3) ASIC must not issue more than one infringement notice to the disclosing entity for the same alleged contravention of subsection 674(2) or 675(2).

ASIC must have regard to certain matters

- (4) In determining whether to issue an infringement notice to a listed disclosing entity for an alleged contravention of subsection 674(2), ASIC must have regard to:
 - (a) any guidelines issued by the relevant market operator for the listed disclosing entity that relate to the provisions of the listing rules referred to in subsection 674(1); and
 - (b) any other relevant matter.

Infringement notice does not have effect

- (5) The infringement notice does not have any effect if the infringement notice:
 - (a) is issued more than 12 months after the day on which the contravention of subsection 674(2) or 675(2) is alleged to have occurred; or
 - (b) relates to more than one alleged contravention of subsection 674(2) or 675(2) by the disclosing entity.
-

1317DAD Statement of reasons must be given*Statement of reasons*

- (1) Before issuing the infringement notice, ASIC must:
 - (a) give the disclosing entity a written statement that sets out ASIC's reasons for believing that the disclosing entity has contravened subsection 674(2) or 675(2); and
 - (b) give a representative of the disclosing entity an opportunity to:
 - (i) appear at a private hearing before ASIC; and
 - (ii) give evidence to ASIC; and
 - (iii) make submissions to ASIC;in relation to the alleged contravention of subsection 674(2) or 675(2).
- (2) If the disclosing entity is a listed disclosing entity, ASIC must consult with the relevant market operator for the disclosing entity before giving the disclosing entity the statement under this subsection.
- (3) ASIC does not need to consult the relevant market operator under subsection (2) if:
 - (a) the disclosing entity is the relevant market operator; or
 - (b) the disclosing entity conducts a business in competition with a business conducted by the relevant market operator.

Limit on the use of evidence or information given to ASIC

- (4) Evidence or information that a representative of the disclosing entity gives ASIC under paragraph (1)(b) in relation to the alleged contravention of subsection 674(2) or 675(2) is:
 - (a) not admissible in evidence against the disclosing entity in any proceedings; and
 - (b) not admissible in evidence against a representative of the disclosing entity in any proceedings (other than proceedings for an offence based on the evidence or information given being false or misleading).

1317DAE Matters to be included in infringement notice

- (1) The infringement notice:
 - (a) must state the day on which it is issued; and
 - (b) must state the name and address of the disclosing entity to whom it is issued; and
 - (c) must state that it is being issued by ASIC; and
 - (d) must state that ASIC may publish details of the disclosing entity's compliance with the infringement notice under section 1317DAJ if the disclosing entity complies with the notice; and
 - (e) must give details of the alleged contravention by the disclosing entity, including:
 - (i) the date of the alleged contravention; and
 - (ii) the particular provision that was contravened; and
 - (f) must state the maximum pecuniary penalty that a Court could impose under Part 9.4B in relation to the alleged contravention; and
 - (g) must specify the penalty that is payable in relation to the alleged contravention; and

- (h) must state that the penalty is payable to ASIC on behalf of the Commonwealth; and
 - (i) if it is alleged that the disclosing entity contravened subsection 674(2)—may specify information that the disclosing entity must notify to the relevant market operator in accordance with the provisions of the listing rules referred to in subsection 674(1); and
 - (j) if it is alleged that the disclosing entity contravened subsection 675(2)—may require the disclosing entity to lodge a document with ASIC that contains specified information; and
 - (k) must explain the effect of sections 1317DAF, 1317DAG and 1317DAH; and
 - (l) must state that the disclosing entity may make written representations to ASIC seeking the withdrawal of the infringement notice; and
 - (m) must contain any other matters that are prescribed in the regulations.
- (2) Subject to subsection (3), the penalty specified in the infringement notice under paragraph (1)(g) for an alleged contravention of subsection 674(2) is:
 - (a) \$100,000 if the disclosing entity is a Tier 1 entity; or
 - (b) \$66,000 if the disclosing entity is a Tier 2 entity; or
 - (c) \$33,000 if the disclosing entity is a Tier 3 entity.
- (3) The penalty specified in the infringement notice under paragraph (1)(g) for an alleged contravention of subsection 674(2) is:
 - (a) \$100,000 if the disclosing entity is a Tier 2 entity; or
 - (b) \$66,000 if the disclosing entity is a Tier 3 entity;if:
 - (c) the disclosing entity has at any time been convicted of an offence based on subsection 674(2) or 675(2); or
 - (d) a civil penalty order under Part 9.4B has at any time been made against the disclosing entity in relation to a contravention of subsection 674(2) or 675(2); or
 - (e) the disclosing entity has at any time breached an enforceable undertaking given to ASIC under section 93AA of the ASIC Act in relation to the requirements of subsection 674(2) or 675(2).
- (4) Subject to subsection (5), the penalty specified in the infringement notice under paragraph (1)(g) for an alleged contravention of subsection 675(2) is \$33,000.
- (5) The penalty specified in the infringement notice under paragraph (1)(g) for an alleged contravention of subsection 675(2) is \$66,000 if:
 - (a) the disclosing entity has at any time been convicted of an offence based on subsection 674(2) or 675(2); or
 - (b) a civil penalty order under Part 9.4B has at any time been made against the disclosing entity in relation to a contravention of subsection 674(2) or 675(2); or
 - (c) the disclosing entity has at any time breached an enforceable undertaking given to ASIC under section 93AA of the ASIC Act in relation to the requirements of subsection 674(2) or 675(2).
- (6) For the purposes of this section:
 - (a) a disclosing entity is:
 - (i) a **Tier 1 entity** if its market capitalisation on the relevant day exceeds \$1,000 million; and

- (ii) a **Tier 2 entity** if its market capitalisation on the relevant day exceeds \$100 million but does not exceed \$1,000 million; and
 - (iii) a **Tier 3 entity** if its market capitalisation on the relevant day does not exceed \$100 million or it is not possible to work out its market capitalisation on the relevant day because it has not lodged a financial report with ASIC before the relevant day; and
 - (b) the **relevant day** for an infringement notice is the last day of the financial year in relation to which the latest financial report by the disclosing entity has been lodged with ASIC before the infringement notice is issued.
- (7) This is how to work out a disclosing entity's **market capitalisation** on the relevant day:
- (a) for each class of security of the disclosing entity that is a quoted security:
 - (i) work out the closing price, on the relevant day, for securities in that class on the prescribed financial market on which the securities are quoted; and
 - (ii) multiply that price by the number of securities in that class on issue on the relevant day (as shown in the financial report lodged with ASIC for the period that ends on the relevant day); and
 - (b) add up the amounts obtained under paragraph (a); the result is the disclosing entity's market capitalisation on the relevant day.
- Disregard quoted securities of the disclosing entity that are options.

1317DAF Effect of issue and compliance with infringement notice

Circumstances in which this section applies

- (1) This section applies if subsection (2) or (3) is satisfied.
- (2) This subsection is satisfied if:
 - (a) the compliance period for the infringement notice has not ended; and
 - (b) the infringement notice is not withdrawn under section 1317DAI; and
 - (c) subsection (3) has not been satisfied.
- (3) This subsection is satisfied if, within the compliance period for the infringement notice, the disclosing entity:
 - (a) pays the penalty specified in the infringement notice; and
 - (b) either:
 - (i) if it is alleged in the infringement notice that the disclosing entity contravened subsection 674(2)—notifies the relevant market operator, in accordance with the provisions of the listing rules referred to in subsection 674(1), of any information specified in the infringement notice; or
 - (ii) if it is alleged in the infringement notice that the disclosing entity contravened subsection 675(2)—lodges any required document with ASIC that contains the information specified in the infringement notice.

Note: If this subsection is satisfied, ASIC must not withdraw the infringement notice, see section 1317DAI.

No contravention etc. by the disclosing entity

- (4) The disclosing entity is not, by reason only of subsection (3) being satisfied, regarded as:

- (a) having contravened the provision specified in the infringement notice; or
- (b) having been convicted of an offence constituted by the same conduct that constituted the alleged contravention of the provision specified in the infringement notice.

No proceedings may be started etc.

- (5) Subject to subsection (6), no proceedings (whether criminal or civil) may be started or continued against the disclosing entity in relation to:
 - (a) the alleged contravention of the provision specified in the infringement notice; or
 - (b) an offence constituted by the same conduct that constituted the alleged contravention.
- (6) Subsection (5) does not apply to the following proceedings:
 - (a) compensation proceedings, contravention proceedings, enforcement proceedings and public interest proceedings that relate to the alleged contravention of the provision specified in the infringement notice;
 - (b) proceedings to enforce the following orders of a Court:
 - (i) an order made in relation to proceedings referred to in paragraph (a);
 - (ii) an order made under subsection 1335(2) in relation to proceedings referred to in paragraph (a) other than public interest proceedings;
 - (c) any other proceedings in respect of a breach of an order referred to in paragraph (b);
 - (d) an appeal to a Court against the following decisions or orders of a Court:
 - (i) a decision or order made in relation to proceedings referred to in paragraph (a);
 - (ii) a decision or order made under subsection 1335(2) in relation to the proceedings referred to in paragraph (a) other than public interest proceedings.
- (7) To avoid doubt, subsection (5) does not prevent ASIC from:
 - (a) making an order under section 91 of the ASIC Act; or
 - (b) bringing proceedings to enforce the order.

1317DAG Effect of failure to comply with infringement notice

Circumstances in which this section applies

- (1) This section applies if an infringement notice issued to a disclosing entity is not withdrawn under section 1317DAI.

Effect of failure to comply with infringement notice

- (2) If the disclosing entity fails to do a thing specified in column 2 of the following table within the compliance period for the infringement notice, the disclosing entity is liable to the proceedings specified in column 3 of the following table:

Effect of failure to comply with infringement notice		
Column 1	Column 2	Column 3
Item	If the disclosing entity fails to:	the disclosing entity is liable to:
1	pay the penalty specified in the infringement notice	proceedings under Part 9.4B for: (a) a declaration of contravention; and (b) a pecuniary penalty order; in relation to the alleged contravention of the provision specified in the infringement notice.
2	notify the relevant market operator, in accordance with the provisions of the listing rules referred to in subsection 674(1), of any information specified in the infringement notice if it is alleged in the infringement notice that the disclosing entity contravened subsection 674(2)	proceedings for an order under section 1324B in relation to the alleged contravention of the provision specified in the infringement notice.
3	lodge any required document with ASIC that contains the information specified in the infringement notice if it is alleged in the infringement notice that the disclosing entity contravened subsection 675(2)	proceedings for an order under section 1324B in relation to the alleged contravention of the provision specified in the infringement notice.

No other proceedings may be started etc.

- (3) Subject to subsection (4), no other proceedings (whether criminal or civil) may be started or continued against the disclosing entity in relation to:
- (a) the alleged contravention of the provision specified in the infringement notice; or
 - (b) an offence constituted by the same conduct that constituted the alleged contravention.
- (4) Subsection (3) does not apply to the following proceedings:
- (a) compensation proceedings, contravention proceedings, enforcement proceedings and public interest proceedings that relate to the alleged contravention of the provision specified in the infringement notice;
 - (b) proceedings to enforce the following orders of a Court:
 - (i) an order made in relation to penalty and disclosure proceedings;
 - (ii) an order made in relation to proceedings referred to in paragraph (a);
 - (iii) an order made under subsection 1335(2) in relation to penalty and disclosure proceedings;
 - (iv) an order made under subsection 1335(2) in relation to proceedings referred to in paragraph (a) other than public interest proceedings;
 - (c) any other proceedings in respect of a breach of an order referred to in paragraph (b);
 - (d) an appeal to a Court against the following decisions or orders of a Court:

- (i) a decision or order made in relation to penalty and disclosure proceedings;
 - (ii) a decision or order made in relation to proceedings referred to in paragraph (a);
 - (iii) a decision or order made under subsection 1335(2) in relation to penalty and disclosure proceedings;
 - (iv) a decision or order made under subsection 1335(2) in relation to proceedings referred to in paragraph (a) other than public interest proceedings.
- (5) To avoid doubt, subsection (3) does not prevent ASIC from:
- (a) making a determination under subsection 708AA(3), 708A(2), 713(6), 1012DAA(3), 1012DA(2) or 1013FA(3) of this Act; or
 - (b) making an order under section 91 of the ASIC Act; or
 - (c) accepting an undertaking under section 93AA of the ASIC Act; or
 - (d) bringing proceedings to enforce the determination, order or undertaking.

1317DAH Compliance period for infringement notice

- (1) Subject to this section, the compliance period for an infringement notice is a period of 28 days beginning on the day after the day on which the infringement notice is issued.
- (2) ASIC may extend, by notice in writing, the compliance period for the infringement notice if ASIC is satisfied that it is appropriate to do so.
- (3) Only one extension may be given and the extension must not be for longer than 28 days.
- (4) Notice of the extension must be given to the disclosing entity that was issued with the infringement notice.
- (5) A failure to comply with subsection (4) does not affect the validity of the extension.
- (6) If ASIC extends the compliance period for an infringement notice, a reference in this Act to the compliance period for an infringement notice is taken to be a reference to the compliance period as so extended.

1317DAI Withdrawal of infringement notice

Disclosing entity may seek withdrawal

- (1) If an infringement notice is issued to a disclosing entity, the disclosing entity may make written representations to ASIC seeking the withdrawal of the infringement notice.
- (2) Evidence or information that a representative of the disclosing entity gives ASIC in the course of making representations under subsection (1) is:
 - (a) not admissible in evidence against the disclosing entity in any proceedings; and
 - (b) not admissible in evidence against a representative of the disclosing entity in any proceedings (other than proceedings for an offence based on the evidence or information given being false or misleading).

Withdrawal

- (3) Subject to subsection (4), ASIC may withdraw the infringement notice (whether or not the disclosing entity has made representations seeking the withdrawal) if ASIC is satisfied that it is appropriate to do so.
- (4) ASIC must not withdraw the infringement notice if subsection 1317DAF(3) is satisfied.

Withdrawal notice

- (5) The withdrawal must be made by notice in writing and must be given to the disclosing entity.
- (6) The withdrawal notice must state:
 - (a) the name and address of the disclosing entity; and
 - (b) the day on which the infringement notice was issued to the disclosing entity; and
 - (c) that the infringement notice is withdrawn; and
 - (d) that civil proceedings under Part 9.4B may be brought against the disclosing entity for a contravention of the provision specified in the infringement notice; and
 - (e) that a prosecution for an offence based on the provision specified in the infringement notice may be brought against the disclosing entity.

Refund of penalty

- (7) If:
 - (a) the disclosing entity pays the penalty specified in the infringement notice; and
 - (b) the infringement notice is withdrawn after the disclosing entity pays the penalty;ASIC must refund to the disclosing entity an amount equal to the amount paid.

1317DAJ Publication in relation to infringement notices

- (1) If:
 - (a) ASIC issues an infringement notice to a disclosing entity; and
 - (b) subsection 1317DAF(3) (compliance with the infringement notice) is satisfied;ASIC may publish details of the disclosing entity's compliance with the infringement notice under subsection (2) or (3) or under both of those subsections.
- (2) ASIC publishes details of the disclosing entity's compliance with the infringement notice under this subsection if it publishes a copy of the infringement notice in the *Gazette* together with the following statements:
 - (a) a statement that the disclosing entity has complied with the infringement notice;
 - (b) a statement that compliance with the notice is not an admission of guilt or liability;
 - (c) a statement that the disclosing entity is not regarded as having contravened the provision specified in the notice.

- (3) ASIC publishes details of the disclosing entity's compliance with the infringement notice under this subsection if:
- (a) ASIC issues a statement (whether written or oral) about the disclosing entity's compliance with the infringement notice; and
 - (b) the statement is limited to an accurate summary of the infringement notice including:
 - (i) the name of the disclosing entity; and
 - (ii) the amount of the penalty payable under the notice in relation to the alleged contravention; and
 - (iii) the conduct specified in the notice as the conduct in relation to which the infringement notice was issued;together with the following statements:
 - (iv) a statement that the disclosing entity has complied with the infringement notice;
 - (v) a statement that compliance with the notice is not an admission of guilt or liability;
 - (vi) a statement that the relevant disclosing entity is not regarded as having contravened the provision specified in the notice.
- (4) ASIC must not otherwise publish details of:
- (a) an infringement notice; or
 - (b) a disclosing entity's compliance with an infringement notice.
- Failure to comply with this subsection is not an offence.

15-0652

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

Enabling legislation

1. The Australian Securities and Investments Commission (*ASIC*) makes this instrument under paragraph 741(1)(b) of the *Corporations Act 2001 (Act)*.

Title

2. This instrument is ASIC Instrument 15-0652.

Commencement

3. This instrument commences on 14 July 2015.

Declaration

4. Chapter 6D of the Act applies to an offer for sale of ordinary shares in Big Un Limited ACN 106 399 311 (the *Company*) as if paragraph 708A(5)(b) of the Act were modified by deleting the words "5 days" and substituting the words "28 days".

Where this instrument applies

5. This instrument applies to an offer for sale of ordinary shares in the Company where:
 - (a) the ordinary shares were issued on or around 16 July 2015 to sophisticated and professional investors under an offer which did not require disclosure under Part 6D.2 of the Act because of subsection 708(8) or subsection 708(11) of the Act; and
 - (b) the Company has given ASX Limited ACN 008 624 691 a notice under paragraph 708A(5)(e) of the Act which complies with subsection 708A(6) of the Act.

Dated this 14th day of July 2015



Signed by Sarah-Jane Farlow
as a delegate of the Australian Securities and Investments Commission

15-0653

Australian Securities and Investments Commission
Corporations Act 2001 — Subsection 601QA(1) — Exemption and Declaration

Enabling legislation

1. The Australian Securities and Investments Commission (*ASIC*) makes this instrument under subsection 601QA(1) of the *Corporations Act 2001* (the *Act*).

Title

2. This instrument is ASIC Instrument 15-0653.

Commencement

3. This instrument commences on the day it is signed.

Exemption

4. MPG Funds Management Limited ACN 102 843 809 (*MPG*) in its capacity as the responsible entity of MPG Property Fund ARSN 160 633 205 (the *Fund*) does not have to comply with subsection 601ED(1) of the Act in respect of a sub-fund operated under the Fund.

Declaration

5. Chapter 5C of the Act applies to MPG in its capacity as the responsible entity of the Fund as if provisions of that Chapter were modified or varied as follows:

- (a) after subsection 601KA(3) insert:

"(3AA) Subsection (3) does not apply to a withdrawal made in accordance with section 601KF."; and

- (b) after section 601KE, insert :

" 601KF Sub-fund withdrawals

- (1) Subsection 601GA(4) and Part 5C.6 applies to each separate managed investment scheme (*sub-fund*) which is operated under a registered scheme as if each

15-0653

reference to a scheme that is liquid (or not liquid) were instead a reference to the sub-fund and each reference to members of a scheme were instead a reference to members who hold interests in the sub-fund. This does not apply to references to the constitution of a scheme."

Where this instrument applies

6. This instrument applies where:

- (a) the responsible entity of the Fund holds the entire beneficial interest under a controlled sub-trust of the sub-fund as trustee of the Fund;
- (b) MPG holds all of the shares in a sub-trustee of the controlled sub-trust as responsible entity of the Fund;
- (c) the sub-fund has the same auditor as the Fund;
- (d) the deed constituting the controlled sub-trust does not authorise any investments that are not also authorised under the constitution of the Fund;
- (e) the assets of the sub-fund are held by an Australian financial services licence holder that is authorised to provide a custodial and depositary service;
- (f) its constitution provides that when the members of a sub-fund pass an extraordinary resolution to wind up the sub-fund, the sub-fund must be wound up;
- (g) its constitution provides that if members of a sub-fund pass a special resolution that an amendment to the constitution be made in respect of the sub-fund, MPG will amend the constitution under paragraph 601GC(1)(b) of the Act provided that it is satisfied:
 - (i) there is no adverse effect on the rights of members of the Fund; and
 - (ii) the amendment is not contrary to the best interests of members of the Fund;
- (h) its constitution provides that MPG must ensure that amendments specified in subparagraph 6(g) are prominently disclosed on its website at least 21 days

15-0653

before the date of the meeting of members of the sub-fund at which the amendments will be considered;

- (i) its constitution provides that if a sub-fund's term is extended, members who choose to exit the sub-fund may be replaced by new members;
- (j) its constitution sets out a statement of the timeframe within which MPG is required to accept or reject a request to withdraw interests in a sub-fund;
- (k) its constitution provides that if MPG accepts a withdrawal request, MPG must pay the withdrawal price to the member within 21 days and may replace the member leaving the sub-fund ;
- (l) its constitution provides that MPG may borrow or raise money for the purposes of the sub-fund and the specific assets of that sub-fund;
- (m) its constitution provides that members of a sub-fund are not liable for debts of MPG that were incurred for the benefit of members of another sub-fund;
- (n) the scheme property of a sub-fund is not encumbered in relation to a liability entered into for another sub-fund;
- (o) MPG is not entitled under the Fund's constitution to be indemnified out the scheme property of a sub-fund in relation to liabilities or expenses incurred for another sub-fund; and
- (p) its constitution provides that MPG must advise ASIC in writing within 7 days of a new sub-fund being established.

Interpretation

extraordinary resolution means in relation to a sub-fund, an extraordinary resolution as defined under section 9 of the Act as if a reference to a registered scheme were instead a reference to the sub-fund, and a reference to members of a registered scheme were instead a reference to members of the sub-fund.

scheme property means in relation to a sub-fund, the scheme property as defined under section 9 of the Act as if a reference to a registered scheme were instead a reference to the sub-fund.

15-0653

special resolution means in relation to a sub-fund, a special resolution as defined under section 9 of the Act as if a reference to a registered scheme were instead a reference to the sub-fund, and a reference to members of a registered scheme were instead a reference to members of the sub-fund.

sub-fund means a managed investment scheme (other than the Fund) that is established under the Fund's constitution, the only investments of which are real estate, whether held by the scheme or by a controlled sub-trust of the scheme.

Dated this 15th day of July 2015.



Signed by Junghee Ryu
as a delegate of the Australian Securities and Investments Commission

15-0656

**Australian Securities and Investments Commission
Corporations Act 2001 - Subsection 111AT(1) - Exemption**

Enabling legislation

1. The Australian Securities and Investments Commission (**ASIC**) makes this instrument under subsection 111AT(1) of the *Corporations Act 2001* (the **Act**).

Title

2. This exemption is ASIC Instrument 15-0656.

Commencement

3. This instrument commences on the day it is signed.

Exemption

4. Forest Enterprises Australia Limited (Subject to Deed of Company Arrangement) (Receivers and Managers Appointed) ACN 009 553 548 (the **Company**) does not have to comply with Part 2M.3 of the Act as it applies to disclosing entities as follows:
 - (a) report to members of the Company under section 314 within the time required by section 315;
 - (b) send reports to a member of the Company in accordance with a request under subsection 316(1) within the time required by subsection 316(2);
 - (c) lodge reports with ASIC under subsection 319(1) within the time required by subsection 319(3);
 - (d) lodge half-year reports with ASIC under subsection 320(1) within the time required by that subsection;

in relation to:

- (e) the financial years of the Company ending 30 June 2010, 30 June 2011, 30 June 2012, 30 June 2013 and 30 June 2014; and
- (f) the half-years of the Company ending 31 December 2009, 31 December 2010, 31 December 2011, 31 December 2012, 31 December 2013 and 31 December 2014; and
- (g) a financial year or half-year of the Company ending during the deferral period.

This paragraph applies until the last day of the deferral period.

15-0656

Conditions

5. The Company:

- (a) must comply with any obligation to which paragraph 4 applies by no later than the last day of the deferral period;
- (b) must have adequate arrangements in place to answer, within a reasonable period of time and without charge, any reasonable questions asked by a member of the Company about the external administration.

6. This exemption will cease to apply in relation to a half-year or financial year of the Company from the date of any failure to comply with a condition in paragraph 5 in relation to the half-year or the financial year.

Interpretation:

In this instrument:

deferral period means the period starting on the date of this instrument and ending on whichever is the earlier of:

- (a) 15 July 2017; or
- (b) the date that the Company ceases to be under external administration.

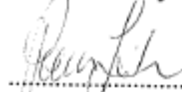
external administration means where an external administrator has been appointed to the Company.

external administrator means:

- (a) an administrator of the Company appointed under s436A, 436B or 436C of the Act;
- (b) where the Company has executed a deed of company arrangement that has not yet terminated, the administrator of the deed appointed under Part 5.3A of the Act;
- (c) a provisional liquidator of the Company; or
- (d) a managing controller appointed in relation to property of the Company.

External Administrator means Timothy Bryce Norman and Salvatore Algeri of Deloitte Touche Tohmatsu as receivers and managers appointed of the Company on 14 April 2010 and appointed as controllers of the Company on 23 June 2014.

Dated: 15 July 2015



Signed by Pamela Smith

as a delegate of the Australian Securities and Investments Commission

15-0657

**Australian Securities and Investments Commission
Corporations Act 2001 – Paragraph 741(1)(a) – Exemption**

Enabling legislation

1. The Australian Securities and Investments Commission (*ASIC*) makes this instrument under paragraph 741(1)(a) the *Corporations Act 2001* (the *Act*).

Title

2. This instrument is ASIC Instrument 15-0657.

Commencement

3. This instrument commences on 15 July 2015.

Exemption

4. Pepper Group Limited ACN 094 317 665 (*Pepper*) does not have to comply with subsection 734(2) of the Act.

Where this instrument applies

5. Subject to paragraph 6, this instrument applies to the following information communicated by Pepper to Employees:
 - (a) information about the ways in which employees may participate in the Initial Public Offer;
 - (b) information about the timetable for the Initial Public Offer, including updates to the timetable for the Initial Public Offer; and
 - (c) information alerting them to impending announcements about the Initial Public Offer.

Conditions

6. This exemption does not apply if, in communicating any of the information set out in paragraph 5 of this instrument, Pepper communicates any advantages, benefits or merits of the Initial Public Offer.

Cessation

7. This exemption shall remain effective, unless otherwise revoked, until the earlier of:
 - (a) date on which Pepper or a related body corporate lodges a prospectus for the Initial Public Offer with ASIC; or

15-0657

(b) 31 July 2015.

Interpretation

8. In this instrument:

Employees means employees of Pepper or a related body corporate; and

Initial Public Offer means the proposed initial public offer of fully paid ordinary shares in Pepper or a related body corporate.

Dated this 15th day of July 2015



Signed by Kwan Leung
as a delegate of the Australian Securities and Investments Commission



15-0662

ASIC

Australian Securities & Investments Commission

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

Notice of Suspension of an Australian Financial Services Licence

TO: Align Funds Management Limited
ACN 105 684 231("the Licensee")
Level 25, 360 Collins Street
Melbourne VIC 3000.

Pursuant to section 915B of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby suspends Licence Number 234554 with effect from the date on which this notice is given to the Licensee until 31 October 2015.

Dated this 16th day of July 2015.

Signed

Joyce Krashow, a delegate of the Australian Securities and Investments Commission

CORPORATIONS ACT 2001

Section 601CL(5)

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

Dated this seventeenth day of July 2015

Rosanne Bell

DELEGATE OF

THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

Name of Company

ARBN

FIRSTSOURCE SOLUTIONS LIMITED

146 865 821

MARINA AND JUNE BEAUTY SALON PRIVATE LIMITED

156 486 887

PA ADVANCE OPPORTUNITY IV LIMITED

169 224 355

WIRECARD SALES INTERNATIONAL GMBH

168 493 098

CORPORATIONS ACT 2001

Section 601CL(4)

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

Dated this seventeenth day of July 2015

Rosanne Bell

DELEGATE OF

THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

Name of Company

ARBN

EII CAPITAL MANAGEMENT, INC.

121 680 180

IFX MARKETS LTD

114 282 174

MAHINDRA & MAHINDRA LTD

109 356 774

MARCUS EVANS (ANZ) LIMITED

106 922 776

NATIONAL INSTRUMENTS AUSTRALIA CORPORATION

052 166 346

PACKERS PLUS ENERGY SERVICES (CYPRUS) LIMITED

603 448 095

CORPORATIONS ACT 2001

Section 601CC(3)

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

Dated this seventeenth day of July 2015

Rosanne Bell

DELEGATE OF

THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

Name of Company

ARBN

TRUSTEES OF THE CONGREGATION OF THE MARIST SISTERS

103 151 640

CORPORATIONS ACT 2001

Subsection 601PB(2)

ASIC may deregister the managed investment schemes listed below two months after the publication of this notice, unless given acceptable reason not to proceed.

Dated this seventeenth day of July 2015

Rosanne Bell

DELEGATE OF

THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

Name of Scheme

ARSN

BT GLOBAL RETURN NO. 2

111 629 086

INVESCO AUSTRALIAN ALPHA PLUS EQUITY FUND

131 765 449

IPAC SPECIALIST INVESTMENT STRATEGIES - PASSIVE GLOBAL PROPERTY

113 946 133

PROFESSIONAL CAPITAL INVESTMENTS EQUITIES TRUST

140 753 715

STOCKLAND DIRECT OFFICE TRUST NO. 2

115 017 466

CORPORATIONS ACT 2001

Subsection 601PA(3)

ASIC may deregister the managed investment scheme(s) listed below two months after the publication of this notice, unless given acceptable reason not to proceed.

Dated this seventeenth day of July 2015

Rosanne Bell

DELEGATE OF

THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

Name of Scheme

MACQUARIE PASTORAL FUND

ARSN

123 245 483

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.

AUSTRALIA GOLD CORPORATION LTD

ACN 146 769 217 will change to a proprietary company limited by shares. The new name will be AUSTRALIA GOLD CORPORATION PTY LIMITED ACN 146 769 217.

DAVENPORT RESOURCES PTY LTD

ACN 153 414 852 will change to a public company limited by shares. The new name will be DAVENPORT RESOURCES LIMITED ACN 153 414 852.

KANOWNA MINES LIMITED ACN 053 530 037 will change to a proprietary company limited by shares. The new name will be KANOWNA MINES PTY LIMITED ACN 053 530 037.

OME GROUP LIMITED ACN 100 130 890 will change to a proprietary company limited by shares. The new name will be OME GROUP PTY LTD ACN 100 130 890.

BSP ADVISORY GROUP PTY ACN 001 950 625

will change to a proprietary company limited by shares. The new name will be BSP ADVISORY GROUP PTY LTD ACN 001 950 625.

GILT-EDGED MINING NL ACN 073 565 796

will change to a proprietary company limited by shares. The new name will be GILT-EDGED MINING PTY LIMITED ACN 073 565 796.

NORTHERN STAR (KANOWNA) LIMITED

ACN 010 511 789 will change to a proprietary company limited by shares. The new name will be NORTHERN STAR (KANOWNA) PTY LIMITED ACN 010 511 789.

RECCE PTY LTD ACN 124 849 065 will change to a public company limited by shares. The new name will be RECCE LIMITED ACN 124 849 065.