



**ASIC**

Australian Securities &  
Investments Commission

Commonwealth of Australia Gazette

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# ASIC Gazette

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### 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](http://www.asic.gov.au) or from the Administrative Law Co-ordinator in the ASIC office with which you have been dealing.

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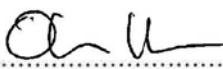


## Australian Market Licence (Bloomberg Tradebook Australia Pty Ltd) Variation Notice 2017 (No.1)

### *Corporations Act 2001*

I, Oliver Harvey, Senior Executive Leader, Australian Securities and Investments Commission, make this Variation under paragraph 796A(1)(b) of the *Corporations Act 2001*.

Dated 21 August 2017

Signed 

as a delegate of the Minister under s1101J of the Act

### 1. Name of Variation

This Variation is the Australian Market Licence (Bloomberg Tradebook Australia Pty Ltd) Variation Notice 2017 (No. 1).

### 2. Commencement

This Variation commences on 21 August 2017.

### 3. Variation

The Australian Market Licence (Bloomberg Tradebook Australia Pty Ltd) 2006 (as varied by Australian Market Licence (Bloomberg Tradebook Australia Pty Ltd) Variation Notice 2010 (No. 1)) is varied as described in the Schedule.

### SCHEDULE

### Variation (Section 3)

#### [1] Section 4

omit item 5 from the table and substitute with the following insert  
5 omitted with effect from 21 August 2017.

17-0699

**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 17-0699.

**Commencement**

3. This instrument commences on 28 July 2017.

**Declarations**

4. Chapters 6 and 6C of the Act apply to Windlab Limited ACN 104 461 958 (the *Company*) 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 person does not have a relevant interest in securities merely because, under an escrow agreement entered into by the person, the person applies restrictions on the disposal of the securities by the holder.”.
5. Chapters 6 and 6C of the Act apply to the Company 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 the Company as if section 671B were modified or varied by omitting “.” in paragraph (7)(c) (as notionally inserted by ASIC Class Order [CO 13/520]), and inserting:  

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

**Where the instrument applies**

7. This instrument applies in relation to relevant interests the Company has in securities of the Company (*Escrowed Securities*) merely because the Company has entered into one or more escrow deeds (each an *Escrow Arrangement*) with

17-0699

each Security Holder in connection with the proposed admission of the Company's securities to the official list of the Australian Securities Exchange (*ASX*) where each Escrow Arrangement:

- (a) restricts disposal of, but not the exercise of voting rights attaching to, the Escrowed Securities;
- (b) in the case of a full or proportional takeover bid:
  - (i) allows each Security Holder to accept into the takeover bid where holders of at least half of the bid class securities that are not subject to escrow 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; and
- (d) terminates no later than 24 months after the date the Company and the Security Holders entered into the Escrow Arrangement.

### Interpretation

8. In this instrument, *Security Holder* means any of the following persons who hold shares in the Company:
- (a) Aqualand Capital Pty Ltd ACN 613 750 682 ATF Aqualand Venture Trust;
  - (b) Roger Price;
  - (c) RSBAM Management Pty Ltd ACN 132 882 869 ATF Price Family Trust;
  - (d) Roger Price and Sonja Price ATF RSBAM Price Super Fund;
  - (e) Robert Fisher;
  - (f) Nathan Steggel;
  - (g) Keith Ayotte;
  - (h) Peter Venn;
  - (i) Epicorp Seed Fun Pty Limited ACN 094 600 512 ATF Epicorp Seed Fund;

17-0699

- (j) Epicorp Seed Fund Pty Limited ACN 094 600 512 ATF Epicorp Seed Fund 3;
- (k) UDB Pty Limited ACN 079 631 931 ATF the Boettcher Superfund;
- (l) UDB Pty Limited ACN 079 631 931 ATF the Boettcher Family Trust;
- (m) Nicholas McNaughton;
- (n) Nicholas McNaughton and Marion Jean Thomson;
- (o) Roman Empire Pty Ltd ACN 118 227 893;
- (p) Innovation Capital Fund II, L.P., a limited partnership established under the laws of New South Wales with NSW Registration Number: ILP0000013;
- (q) Lend Lease Ventures Pty Ltd ACN 128 840 058; and
- (r) Blue Cove Investment Partnership, L.P., a limited partnership established under the laws of Japan.

Dated this 28<sup>th</sup> day of July 2017



Signed by Shaw Nomura  
as a delegate of the Australian Securities and Investments Commission

17-0762

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

**Enabling legislation**

1. The Australian Securities and Investments Commission (*ASIC*) makes this instrument under paragraph 1020F(1)(c) of the *Corporations Act 2001* (the *Act*).

**Title**

2. This instrument is ASIC Instrument 17-0762.

**Commencement**

3. This instrument commences on 21 August 2017.

**Declaration**

4. Part 7.9 of the Act applies to Magellan Asset Management Limited ACN 120 593 946 (*Magellan*) in its capacity as the responsible entity of the Magellan Global Trust ARSN 620 753 728 (the *Trust*) as if the following provisions were modified or varied:
  - (a) at the end of subsection 1013H(c), omit "." and substitute "; or";
  - (b) after subsection 1013H(c), insert:

"(d) an application of a kind referred to in paragraph (b) will be made to the operator of that market no later than 7 days after the date of the issue of the product.";
  - (c) at the end of paragraph 1016D(1)(b), omit "." and substitute "; or";
  - (d) after paragraph 1016D(1)(b), insert:

"(c) an application has, no later than 7 days after the date of the issue of the product been made to the operator of that market for the taking of such action as is necessary to enable financial products of that kind to be traded on that market.";
  - (e) omit paragraphs 1016D(2)(a) and (b) and substitute:

"(a) an application has not, within 7 days of the date of issue of the product, been made to the operator of that market for the taking of such action as is necessary to enable financial products of that kind to be traded on that market; or



17-0762

- (b) the product is not able to be traded on that market at the end of 3 months after the date of issue of the product";
- (f) after the words "(see subsection (4))" in subparagraph 1016E(1)(b)(i), insert "or no later than 7 days after the date of the issue of the product"; and
- (g) after the words "the relevant date" in subparagraph 1016E(1)(b)(ii), insert "or the date of issue of the product".

**Where this declaration applies**

5. This declaration applies where:

- (a) Magellan offers interests in the Trust under a Product Disclosure Statement dated and lodged with ASIC on 21 August 2017 (**PDS**) that discloses the full particulars of the issue of the financial product including:
  - (i) the timing arrangements in relation to the application for interests (**Ordinary Units**) in the Trust to be admitted to quotation on the financial market operated by ASX Limited ACN 008 624 691 (**ASX**); and
  - (ii) the timing arrangements in relation to the quotation of Ordinary Units in the Trust on the financial market operated by ASX; and
- (b) Magellan offers interests in the Trust under the PDS on terms which:
  - (i) provide that certain subscribers will be eligible to receive additional interests (**Loyalty Units**) based on the number of interests held as determined in accordance with the Trust's constitution dated 11 August 2017; and
  - (ii) require that the Loyalty Units will not be issued and quoted on the financial market operated by ASX until on or around 15 January 2018; and
- (c) the Trust remains admitted to the official list of ASX and Ordinary Units in the Trust remain quoted on the financial market operated by ASX at the time Magellan makes an application for Loyalty Units to be admitted to quotation on the financial market operated by ASX.

17-0762

Dated this 21<sup>st</sup> day of August 2017

A handwritten signature in black ink, reading "Hassan Salem". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Signed by Hassan Salem  
as a delegate of the Australian Securities and Investments Commission



17-0763

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

**Enabling legislation**

1. The Australian Securities and Investments Commission (**ASIC**) makes this instrument under paragraph 1020F(1)(c) of the *Corporations Act 2001* (the *Act*).

**Title**

2. This instrument is ASIC Instrument 17-0763.

**Commencement**

3. This instrument commences on 21 August 2017.

**Declaration**

4. Part 7.9 of the Act applies to Magellan Asset Management Limited ACN 120 593 946 in its capacity as the responsible entity of the Magellan Global Trust ARSN 620 753 728 (the **Trust**) as if section 1017E of the Act were modified or varied as follows:
  - (a) in paragraph 1017E(4)(d) of the Act, omit "one month" and substitute "60 days"; and
  - (b) in paragraph 1017E(4)(e) of the Act, omit "end of that month" and substitute "end of the period referred to in paragraph (4)(d)".

**Where this declaration applies**

5. This declaration applies in relation to the offer of interests in the Trust under a Product Disclosure Statement (the **PDS**) dated and lodged with ASIC on 21 August 2017, where the PDS includes a statement to the effect that money paid for the interests in the Trust may be held for up to 60 days starting on the day on which the money was received before the interests in the Trust are issued or the money is returned.

Dated this 21<sup>st</sup> day of August 2017



Signed by Hassan Salem

as a delegate of the Australian Securities and Investments Commission

17-0765

**NOTICE UNDER SECTION 920E OF THE CORPORATIONS ACT 2001**

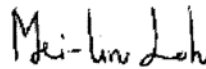
Notice is given under section 920E of the Corporations Act 2001 that the Australian Securities and Investments Commission has made a banning order in the terms set out below, which order took effect on 18th August 2017.

**AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION****IN THE MATTER OF NEIL BRUCE TROWER****BANNING ORDER UNDER SECTIONS 920A AND 920B  
OF THE CORPORATIONS ACT 2001**

To: Mr Neil Bruce Trower

**TAKE NOTICE** that under sections 920A(1) and 920B(2) of the Corporations Act 2001 the Australian Securities and Investments Commission prohibits **Neil Bruce Trower** from providing any financial services permanently.

Dated this 16th day of August 2017.



Signed:

Mei-lin Loh

Delegate of the Australian Securities and Investments  
Commission

Your attention is drawn to subsection 920C(2) of the Corporations Act 2001 which provides that a person must not engage in conduct which breaches a banning order that has been made against the person. Contravention of subsection 920C(2) is an offence.

17-0766

## NOTICE UNDER SECTION 920E OF THE CORPORATIONS ACT 2001

Notice is given under s920E of the Corporations Act 2001 that the Australian Securities & Investments Commission has made an order in the terms set out below, which order took effect on the date on which it was served on the person to whom it relates, being 15 August 2017.

## AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

## IN THE MATTER OF DANIEL JOSEPH NOONAN

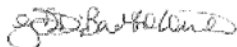
BANNING ORDER UNDER SECTIONS 920A AND 920B  
OF THE CORPORATIONS ACT 2001

To: Daniel Joseph Noonan

**TAKE NOTICE** that under sections 920A(1) and 920B(2) of the *Corporations Act 2001* the Australian Securities & Investments Commission prohibits **DANIEL JOSEPH NOONAN** from providing any financial services permanently.

Dated this 3<sup>rd</sup> day of August 2017.

Signed:



Gai Di Bartolomeo  
as a delegate of the Australian Securities and Investments Commission

Your attention is drawn to subsection 920C(2) of the *Corporations Act 2001* which provides that a person must not engage in conduct which breaches a banning order that has been made against the person. Contravention of subsection 920C(2) is an offence.

17-0768

## NOTICE UNDER SECTION 920E OF THE CORPORATIONS ACT 2001

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 15 August 2017.

## AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

## IN THE MATTER OF GAVIN KEITH HYLAND


SECTIONS 920A AND 920B  
OF THE CORPORATIONS ACT 2001

To: Gavin Keith Hyland

BANNING ORDER UNDER SECTIONS 920A AND 920B  
OF THE CORPORATIONS ACT 2001

**TAKE NOTICE** that under sections 920A(1) and 920B(2) of the *Corporations Act 2001* the Australian Securities and Investments Commission prohibits **GAVIN KEITH HYLAND** from providing any financial services permanently.

Dated this 7<sup>th</sup> day of August 2017

Signed:  .....

Christine Croft  
Delegate of the Australian Securities and Investments Commission

Your attention is drawn to section 920C(2) of the *Corporations Act 2001* which provides that a person must not engage in conduct which breaches a banning order that has been made against the person. Contravention of section 920C(2) is an offence.

17 - 0771

**NOTICE UNDER SECTION 920E OF THE CORPORATIONS ACT 2001**

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 1 August 2017.

**AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION****IN THE MATTER OF LUKAS JAMES KAMAY****BANNING ORDER UNDER SECTIONS 920A AND 920B  
OF THE CORPORATIONS ACT 2001**

To: Lukas James Kamay

**TAKE NOTICE** that under sections 920A(1) and 920B(2) of the *Corporations Act 2001* the Australian Securities & Investments Commission prohibits **LUKAS JAMES KAMAY** from providing any financial services permanently.

Dated this 27<sup>th</sup> day of July 2017.

Signed:



Kate Dluzniak  
as a delegate of the Australian Securities and Investments Commission

Your attention is drawn to subsection 920C(2) of the *Corporations Act 2001* which provides that a person must not engage in conduct which breaches a banning order that has been made against the person. Contravention of subsection 920C(2) is an offence.

CORPORATIONS ACT 2001  
Section 601CL(5)

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

Dated this twenty-fifth day of August 2017

Rosanne Bell  
DELEGATE OF  
THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

**Name of Company**

HENTIQ 2885 (PROPRIETARY) LIMITED

**ARBN**

121 387 559

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 twenty-fifth day of August 2017

Rosanne Bell  
DELEGATE OF  
THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

**Name of Company**

**ARBN**

TEACHERS ADVISORS, LLC

145 408 966

TRIUMPHANT SKY INVESTMENTS LIMITED

605 668 380



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 twenty-fifth day of August 2017

Rosanne Bell  
DELEGATE OF  
THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

<b>Name of Scheme</b>	<b>ARSN</b>
ADVANCE AUSTRALIAN SMALLER COMPANIES FUND	098 112 415
ARP GROWTH FUND	112 315 036
ASTARRA OVERSEAS EQUITIES POOL	092 296 850
ASTARRA STRATEGIC FUND	115 962 368
ASTTAR PORTFOLIO SERVICE	092 297 311
ASTTAR WHOLESALE PORTFOLIO SERVICE	092 297 526

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.

**MOMENTUM CAPITAL LIMITED** ACN 102 683 901 will change to a proprietary company limited by shares. The new name will be MOMENTUM CAPITAL PTY LTD ACN 102 683 901.

**SPEQS PTY LTD** ACN 612 021 351 will change to a public company limited by shares. The new name will be SPEQS LIMITED ACN 612 021 351.

**TRIMANTIUM GROWTHOPS PTY LTD** ACN 621 067 678 will change to a public company limited by shares. The new name will be TRIMANTIUM GROWTHOPS LIMITED ACN 621 067 678.

**ZIP HOLDINGS LIMITED** ACN 166 966 561 will change to a proprietary company limited by shares. The new name will be ZIP HOLDINGS PTY LTD ACN 166 966 561.