



**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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18-0252

**Australian Securities and Investments Commission  
Corporations Act 2001 - Paragraphs 601QA(1)(a), 926A(2), 992B(1) and 1020F(1)(a) -  
Declaration**

**Enabling legislation**

1. The Australian Securities and Investments Commission (*ASIC*) makes this instrument under paragraphs 601QA(1)(a), 926A(2), 992B(1) and 1020F(1)(a) of the *Corporations Act 2001* (*the Act*).

**Title**

2. This instrument is ASIC Instrument 18-0252.

**Commencement**

3. This instrument commences on 6 July 2018.

**Exemption**

4. N.S.W. Fishermen's Company Pty Limited ACN 065 745 664 (*the Company*) is exempt from:
  - (a) subsection 601ED of the Act in relation to the operation of the Scheme;
  - (b) the requirement to hold an Australian financial services licence for the provision of financial services in relation to interests in the Scheme; and
  - (c) sections 992A, 992AA and Part 7.9 of the Act in relation to an offer, issue or recommendation to acquire an interest in the Scheme.

**Where this instrument applies**

5. The exemptions in paragraph 4 apply provided that any offer made by the Company to another person (*the Offeree*) for an interest in the Scheme is made, and interests are issued:
  - (a) only to a person who is:
    - (i) the holder of any of the following under the Fisheries Act:
      - (A) a commercial fishing licence;
      - (B) a fishing boat licence including a boat licensed under a law of the Commonwealth if deemed to be licensed under the Fisheries Act provided the boat owner is resident in New South Wales but excluding any other deemed licence under Section 107(2) of the Fisheries Act;
      - (C) a share in a share management fishery;

18-0252

- (ii) the holder of any similar licence, permit or authority under the Fisheries and Oyster Act;
  - (iii) an Aquaculture Permit Catcher; or
  - (iv) a fisherman approved by the Company being of a type approved by special resolution in accordance with the Trust Deed;
- (b) where no money is paid by the Offeree to acquire an interest in the Scheme either to the Company or to any associate of the Company (including SFM) unless the payment is a fee for services rendered or a reimbursement of incidental expenses or any other fee, cost or commission related to the Fish sold through SFM;
- (c) where the interest does not relate to any other managed investment scheme; and
- (d) in circumstances where the Offeree does not already hold an interest in the Scheme.

**Interpretation**

6. In this instrument:

*Aquaculture Permit Catcher* means a person who is the holder of an aquaculture permit under the Fisheries Act or the equivalent under the Fisheries and Oyster Act;

*Fish* has the meaning given in section 5 of the Fisheries Act;

*Fisheries Act* means the *Fisheries Management Act 1994* (NSW);

*Fisheries and Oyster Act* means the *Fisheries and Oyster Farms Act 1935* (NSW);

*fisherman* means a person engaged in the business of catching, farming or cultivating and selling fish;

*offer* includes an invitation to make an offer;

*Scheme* means the trust known as the Catchers Trust established by the Trust Deed for which the Company is the trustee;

*SFM* means Sydney Fish Market Pty Ltd ACN 064 254 306; and

*Trust Deed* means the trust deed establishing the Scheme dated 27 September 1994 (as amended).

Dated the 6<sup>th</sup> day of July 2018



Signed by Madeline Morris

as a delegate of the Australian Securities and Investments Commission



18-0566

ASIC

Australian Securities &amp; Investments Commission

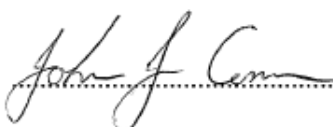
**Australian Securities & Investments Commission  
Corporations Act 2001 Section 915B**

**Notice of Cancellation of an Australian Financial Services Licence**

**TO:** Kinetic Superannuation Ltd  
ACN 056 917 303 ("The Licensee")  
Level 5  
575 Bourke Street  
Melbourne VIC 3000

Pursuant to section 915B(3)(d) of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Licence Number 222590 held by the Licensee with effect from the date on which this notice is given to the Licensee.

Dated: 10 July 2018

Signed  .....

John Connor,  
A delegate of the Australian Securities and Investments Commission



ASIC

Australian Securities &amp; Investments Commission

18-0572

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

**Notice of Cancellation of an Australian Financial Services Licence**

TO: Cheryle A Symons  
Level 1, 30 Riverview Street  
North Richmond NSW 2754

Pursuant to paragraph 915B(3)(d) of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Australian Financial Services Licence number 449283 held by the Licensee, with effect from the date on which this notice is given to the Licensee.

Dated 28 June 2018

Signed   
John Connor  
A delegate of the Australian Securities and Investments Commission



18-0582



ASIC

Australian Securities &amp; Investments Commission

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

**Notice of Suspension of an Australian Financial Services Licence**

TO: Westcourt General Insurance Brokers Pty Ltd  
ACN 009 401 772 ("the Licensee")  
Level 26, NRMA Centre  
388 George Street  
SYDNEY NSW 2000

1. Pursuant to paragraph 915B(3)(a) of the **Corporations Act 2001** (the Act), the Australian Securities and Investments Commission hereby suspends Australian Financial Services Licence number 238447 held by the Licensee, with effect from the date on which this notice is given to the Licensee until 29 June 2019.
2. Pursuant to section 915H of the Act, the Australian Financial Services Licence continues in effect while suspended, as though the suspension had not happened for the purposes of:
  - a. paragraph 912A(1)(g) of the Act, to the extent that it requires the Licensee to have a dispute resolution system consisting of membership of one or more external dispute resolution schemes in compliance with 912A(2)(b);
  - b. section 912B of the Act, which requires the Licensee to have compensation arrangements in place for retail clients. The arrangements must satisfy the requirements set out in regulation 7.6.02AAA of the Corporations Regulations 2001.
  - c. subdivision C of Division 6 of Part 7.8 of the Act.

Dated 29 June 2018

Signed

John Connor  
a delegate of the Australian Securities and Investments Commission

18-0595

**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 18-0595.

**Commencement**

3. This instrument commences on 6 July 2018.

**Declarations**

4. Chapters 6 and 6C of the Act apply to Calix Ltd (ACN 117 372 540) (*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 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 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]), inserting:

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

**Where this 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



18-0595

has entered into one or more escrow agreements or deeds (each an *Escrow Arrangement*) with 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) 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 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 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 is no later than 24 months from the date on which the Security Holder enters into the Escrow Arrangement; and
- (e) is substantially in the same form as the draft agreement provided to ASIC on 3 May 2018, except in the case of Sculptor Finance (AS) Ireland Designated Activity Company (an entity incorporated in the Republic of Ireland), Sculptor Finance (SI) Ireland Designated Activity Company (an entity incorporated in the Republic of Ireland) and Sculptor Finance (MD) Ireland Designated Activity Company (an entity incorporated in the Republic of Ireland), for whom each Escrow Arrangement is substantially in the same form as the draft agreement provided to ASIC on 24 June 2018.

#### Interpretation

8. In this instrument *Security Holder* means any of the following persons who hold shares in the Company:
- i. Sculptor Finance (AS) Ireland Designated Activity Company (an entity incorporated in the Republic of Ireland);
  - ii. Sculptor Finance (SI) Ireland Designated Activity Company (an entity incorporated in the Republic of Ireland);
  - iii. Sculptor Finance (MD) Ireland Designated Activity Company (an entity incorporated in the Republic of Ireland);
  - iv. Nicholas Merriman;



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- v. Sebastian Merriman;
- vi. Helena Merriman;
- vii. Rosalind Merriman;
- viii. Olivia Merriman;
- ix. Saskia Restorick;
- x. Washington H. Soul Pattinson and Company Limited ACN 000 002 728;
- xi. Mark Geoffrey Sceats;
- xii. Mark Geoffrey Sceats as trustee for the Sceats Superannuation Fund ABN 61 286 169 972;
- xiii. Anthony Sceats;
- xiv. Elizabeth Elenius;
- xv. Pigeons Super Pty Ltd ACN 166 865 078 as trustee for the Hodgson Family Super Fund;
- xvi. Pigeons Investments Pty Ltd ACN 137 484 505 as trustee for the Pigeons Discretionary Trust;
- xvii. Philip Hargraves Hodgson;
- xviii. John Andrew Hamilton;
- xix. Jackjen Pty Ltd ACN 153 949 501 as trustee for the J Hamilton Super Fund;
- xx. Jennifer Hamilton;
- xxi. John Andrew Hamilton and Jennifer E Hamilton as trustee for the Hamilton Unit Account;
- xxii. Peter John Turnbull and Sarah Turnbull as trustee for the Turnbull Super Fund;
- xxiii. DFB (Australia) Pty. Limited ACN 054 105 994;
- xxiv. Gillian O'Neill;
- xxv. Julian O'Neill;

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- xxvi. Yvonne O'Neill;
- xxvii. Paul Crowther;
- xxviii. BNP Paribas Nominees Pty Limited ACN 084 150 023 as trustee for the  
DRP Account;
- xxix. Richard Thwaite;
- xxx. Jacob S Ulrich;
- xxxi. Brian N C Sweeney;
- xxxii. Neil Jagger and Jennifer Jagger as trustee for the Jeniel Super Fund  
Account;
- xxxiii. Adam Vincent;
- xxxiv. Oliver Gillie;
- xxxv. Susan Gillie;
- xxxvi. Stoeptsitters Pty. Ltd. ACN 140 105 997 as trustee of the Trope Super  
Fund;
- xxxvii. Okwell Investments Pty Limited ACN 114 970 160 as trustee of the Okely  
Family Super Fund;
- xxxviii. Darren Charles and Elisa Charles as trustee of the Genesis Investments  
Super Fund;
- xxxix. Susan Heather Byrne;
- xl. Bradley Watson and Rachael Watson as trustee of the B&R Watson  
Super Fund Account;
- xli. Darren Charles;
- xlii. Michael Altendorf;
- xliii. Amanda Altendorf;
- xliv. Andrew Okely;
- xl. Thomas Mitchell Pty Ltd ACN 167 019 810 as trustee for the Phipps  
Super Fund Account;

18-0595

- xlvi. John Phipps;
- xlvi. Kirsten Vincent;
- xlvi. Helen Bakewell; and
- xlix. Jonathan Trope.

Dated this 6th day of July 2018

*Nicky Tran*

Signed by Nicky Tran  
as a delegate of the Australian Securities and Investments Commission

18-0596

**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 Instrument 18-0596.

**Commencement**

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

**Declaration**

4. Chapter 6 of the Act applies to Charter Hall WALE Limited ACN 610 772 202 (*CHW*) in its capacity as the responsible entity of Charter Hall Direct Industrial Fund ARSN 144 613 641 (*DIF*) as if item 7 of section 611 of the Act were modified or varied by omitting paragraph (a) and substituting:

"(a) *no votes are cast in favour of the resolution by the person proposing to make the acquisition and their associates (unless the associate is a custodian, nominee, trustee, responsible entity or other fiduciary which has received a specific instruction from a third party beneficiary, who is not an associate of the person, directing the associate how to vote); and*"

**Where this instrument applies**

5. This instrument applies to an acquisition by CHW as responsible entity of DIF of a relevant interest in all of the voting interests in Franklin Street Property Trust ARSN 614 714 206 where that acquisition is the subject of a resolution under item 7 of section 611 of the Act to be voted on at a meeting of the members of Charter Hall Long WALE REIT (*CLW*), convened by the notice of meeting of members of CLW dated on or around 9 July 2018.

Dated this 9<sup>th</sup> day of July 2018



Signed by Henry Brunskill  
as a delegate of the Australian Securities and Investments Commission

18-0597

**Australian Securities and Investments Commission  
Corporations Act 2001- Paragraph 951B(1)(a) - Exemption**

**Enabling legislation**

1. The Australian Securities and Investments Commission (*ASIC*) makes this instrument under paragraph 951B(1)(a) of the *Corporations Act 2001 (Act)*.

**Title**

2. This instrument is ASIC instrument 18-0597.

**Commencement**

3. This instrument commences on 9 July 2018.

**Exemption**

4. Charter Hall WALE Limited ACN 610 772 202 (*CHW*) in its capacity as the responsible entity of Franklin Street Property Trust ARSN 614 714 206 (*FSPT*) does not have to comply with Division 2 of Part 7.7 of the Act.

**Where this instrument applies**

5. This instrument applies where CHW provides or gives financial product advice to a holder of an interest in FSPT that is:
  - (a) General Advice;
  - (b) provided in connection with the Simplification Trust Scheme; and
  - (c) that advice is contained in the Explanatory Materials.

**Interpretation**

6. In this instrument:

*ASX* means ASX Limited ACN 008 624 691 or the financial market operated by ASX Limited known as the Australian Securities Exchange.

*Charter Hall Long WALE* means Charter Hall Long WALE REIT, the stapled vehicle listed on the ASX comprising DIF, FSPT and LWR FT.

*DIF* means Charter Hall Direct Industrial Fund ARSN 144 613 641.

*Explanatory Materials* means the explanatory memorandum and notice of meeting dated 9 July 2018 sent to holders of Charter Hall Long WALE in relation to the Simplification Trust Scheme which is substantially in the same form as that provided to ASIC on or about 29 June 2018.

*FSPT* means Franklin Street Property Trust ARSN 614 714 206.

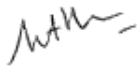
18-0597

*LWR FT* means LWR Finance Trust ARSN 614 713 138.

*Simplification Trust Scheme* means the proposed arrangement under which CHW in its capacity as the responsible entity of DIF will acquire all the interests in FSPT in exchange for the issue of units in DIF, where the acquisition is approved by a resolution passed at a meeting of members of the Charter Hall Long WALE under item 7 of section 611 of the Act.

*General Advice* has the meaning given by subsection 766B(4) of the Act.

Dated this 9<sup>th</sup> day of July 2018



Signed by Sonia Moss  
as a delegate of the Australian Securities and Investments Commission

18-0598

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

**Enabling legislation**

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

**Title**

2. This instrument is ASIC Instrument 18-0598.

**Commencement**

3. This instrument commences on 9 July 2018.

**Exemption**

4. Charter Hall WALE Limited ACN 610 772 202 (*CHW*) in its capacity as the responsible entity of Charter Hall Direct Industrial Fund ARSN 144 613 641 (*DIF*) does not have to comply with section 1012B of the Act.
5. Any person who holds interests in DIF that were issued in connection with the Simplification Trust Scheme as described in the Explanatory Materials does not have to comply with subsections 1012C(3) and (4) of the Act to the extent those subsections require a Product Disclosure Statement to be given because the offer would take place in the circumstances covered by subsection 1012C(6) of the Act.
6. CHW in its capacity as the responsible entity of DIF is exempt from complying with Division 5A of Part 7.9 of the Act.

**Where this instrument applies**

7. Paragraph 4 applies where CHW as responsible entity of DIF issues interests in DIF to holders of interests in FSPT as consideration for the transfer of interests in FSPT to CHW as responsible entity of DIF under the Simplification Trust Scheme as described in the Explanatory Materials.
8. Paragraph 5 applies in relation to any offer to sell interests in DIF that were issued in connection with the Simplification Trust Scheme as described in the Explanatory Materials where that offer is made within 12 months after the issue of the interests.
9. Paragraph 6 applies where the unsolicited offer or invitation is made to holders of interests in FSPT as consideration for the transfer of interests in FSPT to CHW as responsible entity of DIF under the Simplification Trust Scheme as described in the Explanatory Materials.



18-0598

**Interpretation**

10. In this instrument:

**ASX** means ASX Limited ACN 008 624 691 or the financial market operated by ASX Limited known as the Australian Securities Exchange.

**Charter Hall Long WALE** means Charter Hall Long WALE REIT, the stapled vehicle listed on the ASX comprising DIF, FSPT and LWR FT.

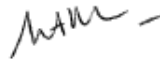
**Explanatory Materials** means the explanatory memorandum and notice of meeting dated 9 July 2018 sent to holders of Charter Hall Long WALE in relation to the Simplification Trust Scheme which is substantially in the same form as that provided to ASIC on or about 29 June 2018.

**FSPT** means Franklin Street Property Trust ARSN 614 714 206.

**LWR FT** means LWR Finance Trust ARSN 614 713 138.

**Simplification Trust Scheme** means the proposed arrangement under which CHW in its capacity as the responsible entity of DIF will acquire all the interests in FSPT in exchange for the issue of units in DIF, where the acquisition is approved by a resolution passed at a meeting of members of the Charter Hall Long WALE under item 7 of section 611 of the Act.

Dated this 9th day of July 2018.



Signed by Sonia Moss  
as delegate of the Australian Securities and Investments Commission

18-0600

**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 18-0600.

**Commencement**

3. This instrument commences on 10 July 2018.

**Revocation**

4. ASIC Instrument 18-0588 dated 4 July 2018 is revoked.

**Declaration**

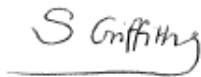
5. Chapter 6D of the Act applies to an offer for sale of ordinary shares in Birimian Limited ACN 113 931 105 (the **Company**) as if paragraph 708A(5)(b) of the Act was modified by deleting the words “5 days” and substituting the words “34 days”.

**Where this instrument applies**

6. This instrument applies to an offer for sale of ordinary shares in the Company (**Shares**) where:
  - (a) the Shares are issued between the date of this instrument and 24 August 2018 on the exercise of options issued on or about 30 June 2016, 2 December 2016 or 20 October 2017;
  - (b) trading in the fully paid shares of the Company on the financial market operated by ASX Limited ACN 008 624 691 (**ASX**) is not suspended at any time during the period between the date of this instrument and the relevant issue of Shares under paragraph 6(a); and
  - (c) in relation to each relevant issue of Shares, the Company has given ASX a notice under paragraph 708A(5)(e) of the Act that complies with subsection 708A(6) of the Act.

18-0600

Dated this 10<sup>th</sup> day of July 2018

A handwritten signature in black ink, appearing to read 'S Griffiths', with a horizontal line underneath.

Signed by Samantha Griffiths  
as a delegate for the Australian Securities and Investments Commission

18-0607

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 10th July 2018

**AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION****IN THE MATTER OF JAMES ANTHONY CRIBB  
AND THE CORPORATIONS ACT 2001**

**To: Mr James Anthony CRIBB**

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

**TAKE NOTICE** that under sections 920A and 920B of the Corporations Act 2001 the Australian Securities and Investments Commission prohibits James Anthony CRIBB from providing any financial services for 5 years.

Dated this 10 July 2018.

Signed:

Melanie Baxter  
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.

18-0608

**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 declaration under paragraph 655A(1)(b) of the *Corporations Act 2001* (the **Act**).

**Title**

2. This instrument is ASIC Instrument 18-0608.

**Commencement**

3. This instrument commences on 11 July 2018.

**Declaration**

4. Chapter 6 of the Act applies to Atlas Iron Limited ACN 110 396 168 (**Atlas**) as if item 12 of the table in subsection 633(1) of the Act was modified or varied by omitting the words “15 days” and substituting the words “17 days”.

**Where this instrument applies**

5. The declaration in paragraph 4 applies to the off-market takeover bid by Redstone Corporation Pty Ltd ACN 625 680 159 for all the fully paid ordinary shares in Atlas (**Bid**) where:
  - (a) a bidder’s statement in relation to the Bid was lodged with ASIC on 18 June 2018;
  - (b) a supplementary bidder’s statement in relation to the Bid was lodged with ASIC on 26 June 2018;
  - (c) a supplementary bidder’s statement and a replacement bidder’s statement in relation to the Bid were lodged with ASIC on 29 June 2018; and
  - (d) Atlas makes an announcement to ASX Limited ACN 008 624 691 (**ASX**) by 10.00am (AWST) on the next trading day following the date of this declaration:
    - (i) explaining the effect of this declaration; and
    - (ii) recommending that shareholders in Atlas take no action in relation to the Bid until they have considered the target’s statement.

18-0608

Dated this 11<sup>th</sup> day of July 2018

A handwritten signature in black ink, appearing to read 'S Griffiths', with a horizontal line underneath.

Signed by Samantha Griffiths  
as a delegate of the Australian Securities and Investments Commission

## 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 10 July 2018.

## AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

NOTICE OF SUSPENSION OF  
AUSTRALIAN FINANCIAL SERVICES LICENCE

To: Mode AFSL Pty Ltd

Under s915C(1)(a) and s915C (1) (aa) of the *Corporations Act 2001* (**Act**), the Australian Securities and Investments Commission (**ASIC**) suspends Australian financial services licence number **491411 (Licence)** held by Mode AFSL Pty Ltd (ACN) **608 984 078** for a period of ten weeks.

Under s915H of the Act, ASIC specifies that the Licence continues in effect, while suspended, as though the suspension had not happened for the purposes of:

- (a) Paragraphs 912A(1)(g) of the Act to the extent that it requires Mode to have a disputes resolution system complying with s912A(2)(b) of the Act (which requires Mode to be a member of one or more external dispute resolution schemes).
- (b) Section 912B of the Act and regulations 7.6.02AAA and 7.6.02AA of the Corporations Regulations 2001 (which require Mode to have arrangements for compensating retail clients including the holding of professional indemnity insurance cover).

Dated this 10th day of July 2018.

Signed:



.....  
Melanie Baxter  
Delegate of the Australian Securities and  
Investments Commission

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Your attention is drawn to s911A(1) of the Corporations Act 2001 which provides that subject to this section, a person who carries on a financial services business in this jurisdiction must hold an Australian financial services licence covering the provision of the financial services and that a failure to comply with this subsection is an offence (see s1311(1) of the Corporations Act 2001).



18-0611

**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 18-0611.

**Commencement**

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

**Declaration**

4. Part 7.9 of the Act applies in relation to Charter Hall WALE Limited ACN 610 772 202 in its capacity as responsible entity of LWR Finance Trust ARSN 614 713 138 (the *scheme*) and Charter Hall Direct Industrial Fund ARSN 144 613 641 (the *other scheme*) as if paragraph 1012D(3)(b) were modified or varied as follows:
  - (a) omit “either:”, and substitute “one or more of the following applies.”;
  - (b) in subparagraph (i) omit “or” (second occurring);
  - (c) in subparagraph (ii) omit “facility.”, and substitute “facility.”;
  - (d) after subparagraph (ii) insert:
    - “(iii) in a recommendation situation – the advice that constitutes the relevant conduct relates to an offer of managed investment products, under a plan for the reinvestment of at least one of the following:
      - (A) distributions in respect of the managed investment products;
      - (B) distributions in respect of other managed investment product which, under the terms on which they may be traded, must only be transferred together with the managed investment products;
    - (iv) in an issue situation – the offer or issue that constitutes the relevant conduct is an offer or issue of managed investment products, under a plan for the reinvestment of at least one of the following:
      - (A) distributions in respect of the managed investment products;

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- (B) distributions in respect of other managed investment product which, under the terms on which they may be traded, must only be transferred together with the managed investment products.”.

**Where this declaration applies**

5. This declaration applies to offers or issues of, and recommendations to acquire, managed investment products in relation to the scheme or managed investment products in relation to the other scheme, under a plan for the reinvestment of distributions in respect of the scheme, where under the terms on which the managed investment products in relation to the scheme and the managed investment products in relation to the other scheme are to be traded, they must only be transferred together.

Dated this 12th day of July 2018



Signed by Sonia Moss  
as a delegate of the Australian Securities and Investments Commission

18-0613

**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 18-0613.

**Commencement**

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

**Exemption**

4. 1414 Degrees Limited ACN 138 803 620 (the *Company*) does not have to comply with subsection 723(1) of the Act in relation to the Loyalty Option Offer:
  - (a) to the extent the Loyalty Option Offer is made to a person who applied for ordinary shares in the Company under the Share Offer prior to the date of the Second Supplementary Prospectus; and
  - (b) to the extent that subsection only permits an issue of the options in response to an application form included in or accompanied by a disclosure document

**Where this instrument applies**

5. The exemption in paragraph 4 applies to the Loyalty Option Offer made in the Second Supplementary Prospectus.

**Interpretation**

6. In this instrument:

*Loyalty Option Offer* means the offer by the Company to issue 1 option for nil consideration for every 4 shares issued to successful applicants under the Share Offer (whether or not a successful applicant applied under the Share Offer prior to the date of the Second Supplementary Prospectus), made on the terms set out in the Second Supplementary Prospectus

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*Share Offer* means the offer of ordinary shares in the Company made in the prospectus dated 30 April 2018, as subsequently supplemented and replaced by the replacement prospectus dated 28 May 2018, the supplementary prospectus dated 14 June 2018 and the Second Supplementary Prospectus

*Second Supplementary Prospectus* means the supplementary prospectus:  
(a) dated on or about 12 July 2018;

(b) which is in substantially the same form as the draft provided to ASIC on 11 July 2018; and

(c) which is lodged and given in accordance with subsection 724(3G) as notionally inserted by ASIC Corporations (Minimum Subscription and Quotation Conditions) Instrument 2016/70.

Dated this 12<sup>th</sup> day of July 2018



Signed by Lydia Sia  
as a delegate of the Australian Securities and Investments Commission

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 thirteenth day of July 2018

Rosanne Bell

DELEGATE OF

THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

**Name of Scheme**

**ARSN**

LAZARD GLOBAL EQUITY ADVANTAGE PLUS FUND

130 074 350

MACQUARIE HIGH CONVICTION NO. 1 FUND

605 860 624

CORPORATIONS ACT 2001  
Section 601CL(5)

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

Dated this thirteenth day of July 2018

Rosanne Bell  
DELEGATE OF  
THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

<b>Name of Company</b>	<b>ARBN</b>
ETOUCH SYSTEMS (INDIA) PRIVATE LIMITED	164 790 050
FAGIOLI - S.P.A.	140 936 107
RETAIL MEDIA DIRECT PTY LIMITED	601 713 455
WMS GAMING INTERNATIONAL, S.L.	163 074 146

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 thirteenth day of July 2018

Rosanne Bell  
DELEGATE OF  
THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

**Name of Company**

MARTIN AIRCRAFT COMPANY LIMITED

VITAL FOOD PROCESSORS LIMITED

**ARBN**

601 582 638

154 512 295



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 thirteenth day of July 2018

Rosanne Bell  
DELEGATE OF  
THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

**Name of Scheme**

VALENSWORTH FUND

**ARSN**

600 622 080

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.

**AQAFRESH LIMITED** ACN 621 851 803 will change to a proprietary company limited by shares. The new name will be AQAFRESH PTY LIMITED ACN 621 851 803.

**HERAMED PTY LTD** ACN 626 295 314 will change to a public company limited by shares. The new name will be HERAMED LIMITED ACN 626 295 314.

**RESILIENCE MINING AUSTRALIA LIMITED** ACN 162 886 660 will change to a proprietary company limited by shares. The new name will be RESILIENCE MINING AUSTRALIA PTY LTD ACN 162 886 660.

**VIY LIMITED** ACN 611 245 875 will change to a proprietary company limited by shares. The new name will be VIY PTY LTD ACN 611 245 875.

**GOLD CROWN CHINESE RESTAURANT PTY. LTD.** ACN 164 186 038 will change to a public company limited by shares. The new name will be PACIFIC MERCHANTS GROUP LIMITED ACN 164 186 038.

**IMPLEMENTED PORTFOLIOS PTY LTD** ACN 141 881 147 will change to a public company limited by shares. The new name will be IMPLEMENTED PORTFOLIOS LIMITED ACN 141 881 147.

**SEYMOUR WHYTE LIMITED** ACN 105 493 203 will change to a proprietary company limited by shares. The new name will be SEYMOUR WHYTE PTY LTD ACN 105 493 203.