



**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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ASIC

Australian Securities &amp; Investments Commission

18-1133

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

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

TO: Lloyds Bank PLC  
ARBN 142 617 605 ("the Licensee")  
c/o Travinto Nominees Pty Limited (ACN 000 309 697)  
Level 26  
181 William Street  
Melbourne VIC 3000.

Pursuant to paragraph 915B(3)(d) of the Corporations Act 2001, the Australian Securities and Investments Commission hereby cancels Australian Financial Services Licence number 350952 held by the Licensee, with effect from the date on which this notice is given to the Licensee.

Dated 13 December 2018

Signed .....

Hock Peng Lee  
A delegate of the Australian Securities and Investments Commission

**ASIC**

Australian Securities &amp; Investments Commission

**18-1135**

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

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

TO: Bank of Scotland PLC  
ARBN 126 955 557 ("the Licensee")  
c/o Travinto Nominees Pty Limited (ACN 000 309 697)  
Level 26  
181 William Street  
Melbourne VIC 3000.

Pursuant to paragraph 915B(3)(d) of the Corporations Act 2001, the Australian Securities and Investments Commission hereby cancels Australian Financial Services Licence number 289411 held by the Licensee, with effect from the date on which this notice is given to the Licensee.

Dated 13 December 2018

Signed

Hock Peng Lee  
A delegate of the Australian Securities and Investments Commission

18-1156

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

**Enabling legislation**

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

**Title**

2. This instrument is ASIC Instrument 18-1156.

**Commencement**

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

**Declaration**

4. Chapter 6D of the Act applies to the Company as if paragraph 708AA(2)(c) of the Act were modified by deleting the words "5 days" and substituting the words "7 days".
5. Chapter 6D of the Act applies to the Company and any person who makes an offer for sale of the Company's securities as if paragraph 708A(5)(b) of the Act were modified by deleting the words "5 days" and substituting the words "7 days".

**Exemption**

6. The Company does not have to comply with Part 6D.2 or 6D.3 of the Act (other than sections 736 and 738) for an offer of shares for issue under a Purchase Plan.

**Where this instrument applies**

7. The declaration in paragraph 4 of this instrument modifying paragraph 708AA(2)(c) of the Act applies to an offer of the Company's securities that occurs between the date of this instrument and 11 October 2019.
8. The declaration in paragraph 5 of this instrument modifying paragraph 708A(5)(b) of the Act applies to an offer for sale of the Company's securities that is made between the date of this instrument and 11 October 2019.
9. The exemption in paragraph 6 of this instrument applies where the Company makes an offer of shares under a Purchase Plan between the date of this instrument and 11 October 2019 and the Company:

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- (a) satisfies the requirements and conditions of the Class Order except for subparagraph 7(a)(ii); and
- (b) would satisfy the requirement in subparagraph 7(a)(ii) of the Class Order if that subparagraph were to read:

“(ii) is not suspended from trading and was not suspended from trading on that market for more than a total of 7 days during the shorter of the period during which the class was quoted, and the period of 12 months before the day on which the offer is made;”

**Interpretation**

10. In this instrument:

**Class Order** means ASIC Class Order [CO 09/425];

**Company** means Leigh Creek Energy Limited ACN 107 531 822;

**Purchase Plan** has the same meaning as in the Class Order.

Dated 12 December 2018



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



ASIC

Australian Securities &amp; Investments Commission

18-1162

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

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

TO: A.D Tunny & W.H Tunny  
A.B.N. 26 363 587 676 ("the Licensee")  
PO Box 101  
KENMORE QLD 4069

Pursuant to paragraph 915B(2)(d) of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Australian Financial Services Licence number 487359 held by the Licensee, with effect from the date on which this notice is given to the Licensee.

Dated 12 December 2018

Signed

A handwritten signature in black ink, appearing to be 'Floyd Williams'.

Floyd Williams  
a delegate of the Australian Securities and Investments Commission

18-1165

**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 (Act)*.

**Title**

2. This instrument is ASIC Instrument 18-1165.

**Commencement**

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

**Declarations**

4. Chapters 6 and 6C of the Act apply to Ausdrill Limited ACN 009 211 474 (*Ausdrill*) 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 Ausdrill 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 Ausdrill 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 Ausdrill has in securities of Ausdrill (*Escrowed Securities*) merely because Ausdrill has entered into the Side Letter (an *Escrow Arrangement*) with each *Security Holder* where that Escrow Arrangement:

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- (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; and
- (d) terminates on the date that is no later than 24 months from the date that the Escrowed Securities are issued.

**Interpretation**

8. In this instrument:

**Bremerton** means Bremerton Pty Ltd (ACN 009 141 682) in its capacity as trustee of the PM Bartlett Family Trust and in its capacity as bare trustee for Nebraska Pty Ltd as trustee of the R.G. Sayers Family Trust.

**Gresham Parties** means each of:

- (i) Perpetual Corporate Trust Limited (ACN 000 341 533) as custodian for Gresham Funds Management Limited (ACN 109 020 153) in its capacity as a responsible entity of the Gresham Private Equity Co-Investment Fund;
- (ii) Gresham Nominees 1 Pty Limited (ACN 095 975 965) in its capacity as trustee of the Gresham Private Fund No. 2a;
- (iii) Gresham Nominees 2 Pty Limited (ACN 107 377 060) in its capacity as trustee of the Gresham Private Fund No. 2b; and
- (iv) Gresham Partners Capital Limited (ACN 003 004 279) in its capacity as custodian of its wholesale investors.

**Security Holder** means Bremerton and each of the Gresham Parties and any permitted transferee of any of them pursuant to the terms of their Escrow Arrangements.

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*Side Letter* means the letter dated 31 October 2018 between the Company, the Gresham Parties and Bremerton relating to voluntary escrow arrangements which apply to approximately 2.1% of Ausdrill's total issued share capital at the date of this instrument, and as provided to ASIC on 9 November 2018 or any equivalent arrangement with any permitted transferee of Bremerton or of any of the Gresham Parties.

Dated this 13<sup>th</sup> day of December 2018



Signed by Christian David  
as a delegate of the Australian Securities and Investments Commission



Australian Government

Takeovers Panel

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**CORPORATIONS ACT  
SECTIONS 657EA AND 657D  
ORDERS**

**TRIBUNE RESOURCES LIMITED**

The Panel in Tribune Resources Limited made a declaration of unacceptable circumstances on 14 September 2018 and final orders on 26 October 2018.

The final orders made on 26 October 2018 are varied to read as follows.

**THE PANEL ORDERS**

**DIVESTMENT ORDERS**

1. The Sale Shares are vested in the Commonwealth on trust for Rand.
2. ASIC must:
  - (a) sell the Sale Shares in accordance with these orders and
  - (b) account to Rand for the proceeds of sale, net of the costs, fees and expenses of the sale and any costs, fees and expenses incurred by ASIC and the Commonwealth (if any).
3. ASIC must:
  - (a) retain an Appointed Seller to conduct the sale and
  - (b) instruct the Appointed Seller:
    - (i) to use the most appropriate sale method to secure the best available sale price for the Sale Shares that is reasonably available at that time in the context of complying with these orders, including the stipulated timeframe for the sale and the requirement that none of the Relevant Parties or their respective associates may acquire, directly or indirectly, any of the Sale Shares
    - (ii) to provide to ASIC a statutory declaration that, having made proper inquiries, the Appointed Seller is not aware of any interest, past, present, or prospective which could conflict with the proper performance of the Appointed Seller's functions in relation to the disposal of the Sale Shares
    - (iii) unless the Appointed Seller sells Sale Shares on market, that it obtain from any prospective purchaser of Sale Shares a statutory declaration including:
      - (A) a statement that the prospective purchaser is not associated with any of the Relevant Parties

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- (B) details of all historical relationships or connections (if any) between the prospective purchaser and any Relevant Party and
    - (C) details of all communications, agreements, arrangements or understandings (if any) between the prospective purchaser and any Relevant Party in the 12 months prior to the date of the statutory declaration
  - (iv) to provide ASIC with a copy of each statutory declaration obtained under paragraph 3(b)(iii) within 2 business days of receipt and not sell any Sale Shares to a prospective purchaser until 2 business days after providing ASIC with a copy of the statutory declaration from the prospective purchaser
  - (v) unless the Appointed Seller sells Sale Shares on market, not to sell any Sale Shares to a prospective purchaser:
    - (A) who is a Relevant Party
    - (B) who does not provide a statutory declaration containing the statement and information required by paragraph 3(b)(iii) or
    - (C) in circumstances where ASIC has informed the Appointed Seller that it has reason to believe or suspect, drawing inferences where necessary, that the prospective purchaser may be an associate of a Relevant Party, unless ASIC has subsequently advised the Appointed Seller that it has formed the view that, on the basis of the information available, it is not likely that the prospective purchaser is an associate of a Relevant Party and
  - (vi) to dispose of all of the Sale Shares within 6 months from the date of its engagement or a longer period approved by the Panel.
4. The Company and the Relevant Parties must do all things necessary to give effect to these orders, including:
- (a) doing whatever is necessary to ensure that the Commonwealth is registered with title to the Sale Shares in the form approved by ASIC and
  - (b) until the Commonwealth is registered, complying with any request by ASIC in relation to the Sale Shares.
5. None of the Relevant Parties or their respective associates may, directly or indirectly, acquire any of the Sale Shares (including, in the case of the Company, under a buy-back).
6. The Relevant Parties must not otherwise dispose of, transfer, charge or vote any Sale Shares.
7. Nothing in these orders obliges ASIC or the Commonwealth to:

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- (a) invest, or ensure interest accrues on, any money held in trust under these orders or
- (b) exercise any rights (including voting rights) attaching to, or arising as a result of holding, the Sale Shares.

**CORRECTIVE DISCLOSURE ORDERS**

8. Each Relevant Party must as soon as reasonably practicable and in any event within 2 months of the date of these orders:
  - (a) give the Company a substantial holder notice (**Notice**) detailing all acquisitions made, or disposals of, relevant interests in Company shares (to the extent known by the Relevant Party after making reasonable enquiries or to the extent that ASIC has otherwise indicated it is satisfied that disclosure will not be necessary having regard to the historical nature of the acquisitions and/or disposals) in a form acceptable to ASIC and containing any additional information reasonably required by ASIC within 14 days of receiving the draft required by Order 9 or
  - (b) satisfy ASIC that the market is adequately informed of the information that would otherwise be included in the Notice.
9. Each Relevant Party must as soon as practicable, and in any event within 14 days of the date of these orders, provide ASIC with a draft Notice. One Notice may be provided for multiple Relevant Parties if acceptable to ASIC.
10. The Company must publish a Notice on its ASX Announcements Platform within 2 business days of receiving the Notice.
11. If a Relevant Party does not comply with Order 8 within 2 months of the date of these orders, the Company shares held by that Relevant Party are vested in the Commonwealth on trust for the Relevant Party. Orders 2 to 7 and 14 will then apply to those shares as if they are 'Sale Shares' and Order 2(b) will then apply as if the reference to 'Rand' is replaced with the name of the Relevant Party.

**VOTING RESTRICTIONS**

12. A Relevant Party must not exercise, and the Company must disregard, any voting rights in respect of the Company shares held by that Relevant Party and must not dispose of, transfer, charge or otherwise deal with any Company shares held by that Relevant Party until the date that is 1 month after the Relevant Party has complied with Order 8 (**Initial Restriction Period**).
13. After the Initial Restriction Period, a Relevant Party (not including Rand) may only exercise, and the Company may only take into account, voting rights in respect of such number of Company shares calculated in accordance with the following formula:

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$$A = B \times \frac{C - D}{C}$$

Where:

- A is the number of Company shares in respect of which voting rights may be exercised and taken into account under this Order 13 by the Relevant Party*
- B is the number of Company shares held by the Relevant Party*
- C is the total number of Company shares on issue*
- D is the total number of Company shares that are vested in ASIC under Orders 1 and 11 and have not been sold by the Appointed Seller*

#### CREEP

14. No Relevant Party may take into account any relevant interest or voting power that they or their associates had, or have had, in:
- the Sale Shares and
  - until six months after the Relevant Party has complied with Order 8, any other Company shares,

when calculating the voting power referred to in Item 9(b) of s611 of the *Corporations Act 2001* (Cth), of a person six months before an acquisition exempted under Item 9 of s611.

#### TIMING

- Orders 1 to 4 come into effect three business days after the date of these orders.
- All other orders took effect on 26 October 2018.
- For the avoidance of doubt, Orders 5, 6 and 13 have no application to Relevant Parties once all Relevant Parties have complied with Order 8 and the Appointed Seller has sold all of the Sale Shares.

#### Interpretation

18. In these orders the following terms apply.

<b>Appointed Seller</b>	an investment bank or stock broker
<b>ASIC</b>	Australian Securities and Investments Commission, as agent of the Commonwealth
<b>Company or Tribune</b>	Tribune Resources Limited

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Company shares	Ordinary shares in the issued capital of the Company
date of the orders	26 October 2018 or in relation to a specific order, the business day after any stay of that order is lifted
Notice	the notice described in Order 8(a)
on market	in the ordinary course of trading on Australian Securities Exchange and not by crossing or special crossing
Rand	Rand Mining Limited
Relevant Parties	Company, Mr Anthony Billis, Ms Phanatchakorn Wichaikul, Ms Buasong Wichaikul, Sierra Gold Ltd, Sierra Gold Pty Ltd, Trans Global Capital Ltd, Rand, Nimby WA Pty Ltd, Lake Grace Exploration Pty Ltd and Northwest Capital Pty Ltd
Sale Shares	12,025,519 Company shares held by Rand (comprising Rand's holding in Tribune less 1,135,000 Tribune shares acquired by Rand on or about 2 and 10 January 2014) and any Company shares vested in accordance with Order 11 (for the avoidance of doubt, Sale Shares cease to be Sale Shares once sold in accordance with Orders 1 to 7)



Allan Bulman  
Director  
with authority of Ron Malek  
President of the sitting Panel  
Dated 21 November 2018

CORPORATIONS ACT 2001

Section 601CL(5)

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

Dated this fourteenth day of December 2018

Rosanne Bell

DELEGATE OF

THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

**Name of Company**

**ARBN**

SIAMET RESOURCES LIMITED

622 742 965

LA TOURAINE, INC.

604 460 308

METAGE CAPITAL LIMITED

168 676 551

MILLENNIUM CAPITAL MANAGEMENT (HONG KONG) LIMITED

158 011 897

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 fourteenth day of December 2018

Rosanne Bell

DELEGATE OF

THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

**Name of Company**

**ARBN**

DRAKE PERSONNEL LIMITED

007 504 609

PRIMERO MINING CORP.

162 120 327

TOKYO ELECTRIC POWER COMPANY, INCORPORATED

160 218 119

WATERLOO COOKS PROPERTIES LIMITED

111 529 483

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 fourteenth day of December 2018

Rosanne Bell

DELEGATE OF

THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

**Name of Company**

INTERNATIONAL SAFER INSTITUTE (AUSTRALIA) INC

**ARBN**

624 704 543

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 fourteenth day of December 2018

Rosanne Bell

DELEGATE OF

THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

**Name of Scheme**

**ARSN**

TEMPO GLOBAL BOND FUND

601 234 468

TEMPO GLOBAL CURRENCY FUND

616 320 944

TEMPO GLOBAL EQUITY FUND

601 234 511

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 fourteenth day of December 2018

Rosanne Bell

DELEGATE OF

THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

**Name of Scheme**

**ARSN**

ASIA PACIFIC DATA CENTRE TRUST

161 049 556

BLACKWALL TELSTRA HOUSE TRUST

128 288 291

DOMUS US MULTIFAMILY REAL ESTATE FUND

163 168 303

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.

**ALLORA RESOURCES LIMITED** ACN 623 666 900 will change to a proprietary company limited by shares. The new name will be ALLORA RESOURCES PTY LTD ACN 623 666 900.

**DNATA CATERING AUSTRALIA SUBSIDIARY 1 LTD** ACN 003 530 685 will change to a proprietary company limited by shares. The new name will be DNATA CATERING AUSTRALIA SUBSIDIARY 1 PTY LTD ACN 003 530 685.

**FISHER GRAHAM LIMITED** ACN 062 187 893 will change to a proprietary company limited by shares. The new name will be FISHER GRAHAM PTY LTD ACN 062 187 893.

**QUESTRA EQUITY PARTNERS LIMITED** ACN 608 513 015 will change to a proprietary company limited by shares. The new name will be QUESTRA EQUITY PARTNERS PTY LTD ACN 608 513 015.

**UBIDY PTY LTD** ACN 614 904 675 will change to a public company limited by shares. The new name will be UBIDY TECHNOLOGY GROUP LIMITED ACN 614 904 675.

**DALLHOLD INVESTMENTS LIMITED**

ACN 627 532 165 will change to a proprietary company limited by shares. The new name will be DALLHOLD INVESTMENTS PTY LTD ACN 627 532 165.

**DNATA CATERING AUSTRALIA SUBSIDIARY 2 LTD**

ACN 003 836 440 will change to a proprietary company limited by shares. The new name will be DNATA CATERING AUSTRALIA SUBSIDIARY 2 PTY LTD ACN 003 836 440.

**OPTICOMM CO PTY LTD** ACN 117 414 776 will change to a public company limited by shares. The new name will be OPTICOMM CO LTD ACN 117 414 776.

**ST. JOHN AMBULANCE AUSTRALIA (NSW TRUST) LIMITED** ACN 003 826 328 will change to a proprietary company limited by shares. The new name will be ST. JOHN AMBULANCE AUSTRALIA (NSW TRUST) PTY LIMITED ACN 003 826 328.