



Commonwealth of Australia Gazette

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# **ASIC Gazette**

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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.

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## ASIC

Australian Securities & Investments Commission

## Australian Securities and Investments Commission Corporations Act 2001 - Subsection 601QA(1) – Exemption, Declaration and Revocation

## **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 09-00847.

## Exemption

- 3. ASIC exempts Australian Unity Funds Management Limited ACN 071 497 115 (the *Responsible Entity*) in its capacity as the responsible entity of:
  - (a) the Australian Unity Wholesale Mortgage Income Trust ARSN 102 713 824
  - (b) the Australian Unity Wholesale High Yield Mortgage Trust ARSN 113 151 947
  - (c) the Australian Unity Mortgage Income Trust ARSN 090 082 803
  - (d) the Australian Unity High Yield Mortgage Trust ARSN 113 151 705

(each, a *Scheme*) from paragraph 601FC(1)(d) of the Act in relation to allowing a member of a Scheme to withdraw in accordance with section 601KEA of the Act as inserted by this instrument.

## **Declaration**

- 4. ASIC declares that Chapter 5C of the Act applies to the Responsible Entity in its capacity as the responsible entity of a Scheme in the case specified in the Schedule as if Part 5C.6 of the Act were modified or varied as follows:
  - (a) after subsection 601KA(3) insert:
    - "(3AA) Subsection (3) does not apply to a withdrawal in accordance with section 601KEA."; and

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(b) after subsection 601KE insert:

### "601KEA Hardship withdrawals

Power to allow withdrawal in case of member hardship

- (1) Subject to this section, the responsible entity of a registered scheme may allow a member to withdraw (*hardship withdrawal*) from the scheme in accordance with a provision of the scheme's constitution that provides for the member to have a right to withdraw when the responsible entity is satisfied that:
  - (a) the member has experienced hardship or is likely to experience hardship if the member is not allowed to withdraw; or
  - (b) where the member is an operator—a person (*instructor*) who has asked the operator to exercise a right to withdraw has experienced hardship or is likely to experience hardship if the operator is not allowed to withdraw; or
  - (c) where the member is dead—a beneficiary of the estate has experienced hardship or is likely to experience hardship if the executor or administrator of the estate is not allowed to withdraw.
- (1A) In this section, an *operator* means a person who is a member of the scheme in its capacity as responsible entity or custodian of a registered scheme, trustee of a trust, trustee or custodian of a superannuation entity within the meaning of the *Superannuation Industry (Supervision) Act 1993*, trustee of a self-managed superannuation fund within the meaning of the *Superannuation Industry (Supervision) Act 1993* or provider or acquirer in relation to a custodial arrangement as defined in section 1012IA.
- (2) The responsible entity must not allow a hardship withdrawal unless the responsible entity is satisfied that:
  - (a) following that withdrawal the scheme property would include sufficient liquid assets for the day to day operation of the scheme; and
  - (b) satisfying the hardship withdrawal request:
    - (i) would not result in more than 4 hardship withdrawals for any member, instructor or beneficiary (as applicable) in any calendar year; and
    - (ii) would not result in the total amount of withdrawals for any member, instructor or beneficiary (as applicable) in any calendar year exceeding \$100,000; and

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- (c) any amount paid would not exceed the specific amount the subject of a hardship withdrawal request in respect of the hardship of the member, instructor or beneficiary (as applicable); and
- (d) where paragraph (1)(b) applies—any amount paid on withdrawal to an operator will be paid to the instructor after deduction of any fees and charges payable to the operator; and

Note: In making any payment to an instructor, an operator must comply with any obligations under the terms of the relevant trust or arrangement under which it acts and other applicable laws. For example, the responsible entity of a registered scheme must comply with Part 5C.6 as modified by any relief applicable to that scheme and the trustee of a superannuation entity or self managed superannuation fund must comply with requirements under the Superannuation Industry (Supervision) Act 1993.

- (e) where paragraph (1)(c) applies—any amount paid on withdrawal to an executor or administrator of the estate will be paid to the beneficiary after deduction of any fees and charges payable to the executor or administrator.
- (3) If a constitution includes a provision permitting the responsible entity to exercise a discretion in relation to a hardship withdrawal the responsible entity must comply with subsections (4) to (6).

Exercise of discretion must be reasonable

(4) The responsible entity or its nominee must act reasonably in exercising a discretion covered by subsection (3).

Note: The responsible entity is also subject to its general duties under section 60IFC including the duty to act in the best interests of the members of the scheme.

Documentation of exercise of discretion

(5) The responsible entity must ensure that the records which it keeps under section 988A document how and why a decision to permit or refuse a hardship withdrawal was made.

Access to and retention of documents

(6) The responsible entity must retain the documents covered by subsection (5) for 7 years after they cease to be current.".

## Revocation

5. ASIC Instruments 08-00911 and 09-00168 are revoked.

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## Schedule

Where a decision by the Responsible Entity to allow withdrawal from a Scheme is based on the following criteria and conditions:

	Hardship Withdrawal	Condition
1	Severe Financial Hardship	The amount requested is needed to enable the person to meet reasonable and immediate living expenses for themselves and/or their dependants.
2	Unemployment	For the avoidance of doubt, where the person has not been in gainful employment for a period of at least 3 months and has no other means of financial support (except government assistance, such as unemployment benefits).
3	Compassionate Grounds	The amount requested is needed by the person (and/or the person's dependant):
		(a) to help pay for medical costs (and transport costs) required to treat a life-threatening illness or injury, to alleviate acute or chronic pain, or to alleviate an acute or chronic mental disturbance where 2 registered medical practitioners (at least one of whom must be a specialist) have provided certified statements confirming the medical condition to this effect;
		(b) to fund specific modifications (to a principal place of residence or vehicle) that are necessary to accommodate special needs arising from a severe disability;
		(c) to assist with funeral and other expenses related to the death of the person's dependants;
		(d) to enable the person to provide care for another person who is dying from a terminal illness, including home care;
		(e) to prevent the person's mortgagee (lender) from selling the person's principal place of residence;
		(f) to meet a binding financial obligation entered into by the person prior to the responsible entity

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		determining the registered scheme is non-liquid or otherwise determining that withdrawals should be suspended; or
		(g) to meet expenses in other cases consistent with grounds mentioned in paragraphs (a) to (f),
		where the person does not otherwise have the financial capacity to meet the expense.
4	Permanent Incapacity	Where the person has ceased gainful employment by reason of mental or physical ill-health and the responsible entity is satisfied that the person is unlikely ever again to engage in gainful employment of the type for which the person is reasonably qualified by education, training or experience.

## Interpretation

For the purposes of this Schedule:

- (a) **another person**, when used in paragraph (d) of item 3, means any natural person.
- (b) operator means a person who is a member of a Scheme in its capacity as responsible entity or custodian of a registered scheme, trustee of a trust, trustee or custodian of a superannuation entity within the meaning of the Superannuation Industry (Supervision) Act 1993, trustee of a self-managed superannuation fund within the meaning of the Superannuation Industry (Supervision) Act 1993 or provider or acquirer in relation to a custodial arrangement as defined in section 1012IA of the Act.
- (c) the *person* means:
  - (a) a member of a Scheme;
  - (b) where the member of a Scheme is an operator—a person who has asked the operator to exercise a right to withdraw; and
  - (c) where the member of a Scheme is dead—a person who is a beneficiary of the estate of the member.

Dated 4 November 2009

Signed Jenniter Neoh

## Australian Securities and Investments Commission Corporations Act 2001 — Paragraph 911A(2)(I) — Exemption

Under paragraph 911A(2)(1) of the *Corporations Act 2001* (the *Act*) the Australian Securities and Investments Commission (*ASIC*) exempts the person referred to in Schedule A from the requirement to hold an Australian financial services licence in the case referred to in Schedule B.

#### Schedule A

- M. J. Whitman LLC (the *body*) where all of the following apply:
- (a) the body is a registered broker dealer that is a member of the Securities Investor Protection Corporation established under the Securities Investor Protection Act of 1970 of the US, and
  - (i) is a member of the Financial Industry Regulatory Authority (FINRA); and
  - (ii) the FINRA is the body's examining authority; and
- (aa) the body is a body corporate incorporated in the State of Delaware in the US; and
- (b) the body:
  - (i) is registered under Division 2 of Part 5B.2 of the Act; or
  - (ii) has not failed for more than the last 10 business days to have an Agent; and
- (c) the body's primary business is the provision of financial services; and
- (d) neither the body nor its Agent has been notified by ASIC that the body is excluded from relying on this instrument; and
- (e) if the body becomes aware or should reasonably have become aware of matters that give it reason to believe that it has failed, other than in an immaterial respect, to comply with a requirement set out in Schedule C:
  - (i) 15 business days have not passed since the body became so aware or should reasonably have become so aware without the body providing full particulars of the failure to ASIC (to the extent that the body knows those particulars or would have known them if it had undertaken reasonable enquiries); and

- (ii) 30 business days have not passed from ASIC receiving those particulars from the body without ASIC notifying the body that it may continue to rely on this instrument; and
- (f) the body has not notified ASIC that it will not rely on this instrument.

#### Schedule B

#### Where:

- 1. The body provides any of the following financial services (the *financial services*) in this jurisdiction to wholesale clients:
  - (a) providing financial product advice;
  - (b) dealing in a financial product;
  - (c) making a market for a financial product; or
  - (d) providing a custodial or depository service;

in respect of any of the following financial products:

- (e) derivatives;
- (f) foreign exchange contracts;
- (g) securities;
- (h) debentures, stocks or bonds issued by a government; or
- (i) interests in a managed investment scheme that is not required to be registered under Chapter 5C of the Act; and
- 2 the body has provided ASIC with:
  - (a) evidence that paragraph (a) of Schedule A is satisfied that ASIC has stated in writing is adequate; and
  - (b) a notice that it will provide financial services in this jurisdiction in reliance on this instrument; and
  - (c) a deed of the body for the benefit of and enforceable by ASIC and other persons referred to in subsection 659B(1) of the Act that applies notwithstanding that the body may have ceased to rely, or never have relied, on this instrument, which deed provides that:
    - (i) the deed is irrevocable except with the prior written consent of ASIC; and

- (ii) the body submits to the non-exclusive jurisdiction of the Australian courts in legal proceedings conducted by ASIC (including under section 50 of the Australian Securities and Investments Commission Act 2001 (the ASIC Act)) and, in relation to proceedings relating to a financial services law, by any person referred to in subsection 659B(1) of the Act and whether brought in the name of ASIC or the Crown or otherwise; and
- (iii) the body covenants to comply with any order of an Australian court in respect of any matter relating to the provision of the financial services; and
- (iv) if the body is not registered under Division 2 of Part 5B.2 of the Act, service of process on the body in relation to legal proceedings conducted by ASIC (including under section 50 of the ASIC Act) and, in relation to proceedings relating to a financial services law, by any person referred to in subsection 659B(1) of the Act and whether brought in the name of ASIC or the Crown or otherwise can be effected by service on the Agent; and
- (v) the body covenants that, on written request of either the SEC or ASIC, it will give or vary written consent and take all other practicable steps to enable and assist the SEC to disclose to ASIC and ASIC to disclose to the SEC any information or document that the SEC or ASIC has that relates to the body; and
- (d) written consents to the disclosure by the SEC to ASIC and ASIC to the SEC of any information or document that the SEC or ASIC has that relates to the body. The consents must be in such form (if any) as ASIC specifies in writing.

#### Schedule C

- 1. The body must provide each of the financial services in this jurisdiction in a manner which would comply, so far as is possible, with the US regulatory requirements if the financial service were provided in the US in like circumstances.
- 2. The body must:
  - (a) notify ASIC, as soon as practicable and in such form if any as ASIC may from time to time specify in writing, of the details of:
    - (i) each significant change to, including the termination of, the registration as a registered broker dealer applying to the body relevant to the financial services the body provides or intends to provide in this jurisdiction; and
    - (ii) each significant particular exemption or other relief which the body obtains from the US regulatory requirements relevant to the

financial services the body provides or intends to provide in this jurisdiction; and

- (b) notify ASIC by 31 March and 30 September of each year in such form if any as ASIC may from time to time specify in writing:
  - (i) either:
    - (A) of the details of each significant change (a *notifiable regulatory change*) to the US regulatory requirements (including in the power or authority of the SEC to supervise, monitor or procure compliance by the body with the US regulatory requirements with respect to the provision of the financial services) in the 6 months (the *notification period*) ending on the 15th day of the month by the end of which the notification is required that is relevant to the financial services the body provides or intends to provide in this jurisdiction and is not a change that ASIC has stated in writing is not required to be notified for the purpose of this instrument; or
    - (B) where there have been no notifiable regulatory changes that there have been no notifiable regulatory changes; and
  - (ii) either
    - (A) of the details of each enforcement or disciplinary action (a *notifiable regulatory action*) taken by the SEC or any other overseas regulatory authority against the body during the notification period; or
    - (B) where there have been no notifiable regulatory actions that there have been no notifiable regulatory actions; and
- (c) provide written disclosure to all persons to whom the financial services are provided in this jurisdiction (before the financial services are provided) containing prominent statements to the following effect:
  - (i) the body is exempt from the requirement to hold an Australian financial services licence under the Act in respect of the financial services; and
  - (ii) the body is regulated by the SEC under US laws, which differ from Australian laws.

## Interpretation

In this instrument:

address, in relation to a company, means the address of the registered office of the company;

**Agent** means a natural person resident in this jurisdiction or a company, whose name and address were last notified to ASIC by the body for the purposes of this instrument, and who is authorised to accept on the body"s behalf, service of process from ASIC and, in relation to proceedings relating to a financial services law, from any person referred to in subsection 659B(1) of the Act;

custodial or depository service has the meaning given by section 766E of the Act;

derivative has the meaning given by section 761D of the Act;

examining authority, in relation to a body, means a self-regulatory organisation to which the body belongs which has not been relieved of responsibility relating to the body under section 17(d)(1)(A) of the Exchange Act in any respect.

Exchange Act means the Securities and Exchange Act of 1934 of the US;

financial product advice has the meaning given by section 766B of the Act:

financial services law has the meaning given by section 761A of the Act;

**FINRA** means the Financial Industry Regulatory Authority of the US, which is a self-regulatory authority under the Exchange Act.

foreign exchange contract has the meaning given by section 761A of the Act;

making a market has the meaning given by section 766D of the Act;

notice and notified mean, respectively, written notice and notified in writing;

*overseas regulatory authority* means a foreign regulatory authority (other than the SEC) which regulates financial services and which is established by or for the purposes of a foreign government or legislative body;

registered broker dealer means a broker or dealer registered under section 15(b) of the Exchange Act;

SEC means the Securities and Exchange Commission of the US;

securities has the meaning given by section 761A of the Act:

US means the United States of America;

*US regulatory requirements* means the rules that apply in relation to the financial services including any applicable legislation, instruments made under that legislation and any relevant policies or other documents (however described) issued by the SEC; and any applicable rules, policies or other documents of the FINRA;

wholesale client has the meaning given in section 761G of the Act.

## Commencement

This instrument takes effect on gazettal.

Dated this 4<sup>th</sup> day of November 2009

igned by Ian Domecillo

## Australian Securities and Investments Commission Corporations Act 2001 – Paragraph 601QA(1)(b) – Declaration

Under paragraph 601QA(1)(b) of the *Corporations Act 2001* (the *Act*), the Australian Securities and Investments Commission declares that Chapter 5C of the Act applies to the person specified in the Schedule as if the provisions of that Chapter as modified or varied by ASIC Class Order [CO 05/26] were modified or varied as follows:

1. after subsection 601GAB(2) insert:

"(2A) If there is more than one class of interests in the scheme, a formula or method that is to be used to set the issue price is taken to comply with subsection (2) for interests in a class of interests that are not quoted on a financial market if the formula or method is based on the assets, liabilities, revenues and expenses properly attributable to the class and number of interests in the class."

2. after subsection 601GAC(2) insert:

"(2A) If there is more than one class of interests in the scheme, a formula or method that is to be used to set the withdrawal amount is taken to comply with subsection (2) if the formula or method is based on the assets, liabilities, revenues and expenses properly attributable to the class and number of interests in the class."

#### **Schedule**

Kinsmen Securities Limited ACN 100 139 820 in its capacity as responsible entity of the Kinsmen Paired Development Fund No. 1 ARSN 140 037 476 and Kinsmen Paired Investment Fund ARSN 140 037 583.

Dated this 30<sup>th</sup> day of October 2009

Signed by Nisha Kaneyson

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

## Notice of Cancellation of an Australian Financial Services Licence

TO: Strategic Options (Australia) Pty Ltd ACN 104 283 918 ("the Licensee") P O Box 727 Balwyn Vic 3103

Pursuant to section 915B of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Licence Number 240676 held by the Licensee with effect from the date on which this notice is given to the Licensee.

Dated this 30 October 2009

Signed





# ASIC

Australian Securities & Investments Commission

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

## Notice of Cancellation of an Australian Financial Services Licence

**TO:** JT Pty Ltd

ACN 003 172 343 ("the Licensee")

98 Reeves Street Narara NSW 2250

Pursuant to section 915B of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Licence Number 244374 held by the Licensee with effect from the date on which this notice is given to the Licensee.

Dated this 30 October 2009

Signed

## Australian Securities and Investments Commission Corporations Act 2001 – Paragraphs 601QA(1)(a), 911A(2)(l), 992B(1)(a) and 1020F(1)(a) – Exemption

- 1. Under paragraphs 1020F(1)(a) of the *Corporations Act 2001 (the Act*), the Australian Securities and Investments Commission (*ASIC*) exempts the following persons:
  - (a) the Issuer; and
  - (b) the Plan Trustee.

from Part 7.9 of the Act where the person:

- (c) makes an eligible offer; or
- (d) offers to arrange for the issue of financial products under an eligible offer; or
- (e) issues a financial product under an eligible offer,

on the conditions set out in the Schedule and for so long as the conditions are met.

- 2. Under paragraph 1020F(1)(b) of the Act, ASIC exempts a financial product that is the subject of an eligible offer from Part 7.9 of the Act where:
  - (a) a recommendation is made (by a person other than the Issuer or the Plan Trustee) that a person to whom an eligible offer has been made acquire the financial product as a retail client; and
  - (b) the person who made the recommendation is not aware, and ought not reasonable to be aware, that any of the conditions set out in the Schedule have not been met.
- 3. Under paragraph 911A(2)(l) of the Act, ASIC exempts the Issuer from the requirement to hold an Australian financial services licence for the provision of a financial service consisting of general advice reasonably given in connection with an eligible offer covered by paragraph 1 of this instrument (including any general advice given in the offer document) where the offer document for the offer includes a statement to the effect that any advice given by the Issuer in connection with the offer is general advice only, and that employees should consider obtaining their own financial product advice from an independent person who is licensed by ASIC to give such advice.
- 4. Under paragraph 911(A)(2)(l) of the Act, ASIC exempts:

- (a) the Issuer; and
- (b) an associated body corporate of the Issuer

from the requirement to hold an financial services licence for the provision of the following financial services:

- (c) the provision of a custodial or depository service in connection with an eligible offer covered by paragraph 1 of this instrument where the provider of the service performs their duties in good faith and has sufficient resources to perform those duties; and
- (d) dealing in a final product in the course of providing a custodial or depositor service covered by paragraph (c); and
- (e) dealing in a financial product in connection with an eligible offer covered by paragraph 1 of this instrument where any acquisition by purchase or disposal of the product (by the Issuer or an associated body corporate) occurs either;
  - (i) through a person who holds an Australian financial services licence authorising the holder to deal in financial products; or
  - (ii) outside this jurisdiction and through a person who is licensed or otherwise authorised to deal in financial products in the relevant place.
- 5. Under paragraphs 992B(1)(a) of the Act, ASIC exempts the Issuer from sections 992A and 992AA of the Act in relation to eligible offers covered by paragraph 1 of this instrument made in the course of, or because of, unsolicited meetings or telephone calls reasonable held or made in connection with the offer.
- 6. Under paragraph 601QA(1)(a) of the Act, ASIC exempts a person who operates a managed investment scheme relating to an eligible offer from section 601ED of the Act in relation to the operation of that managed investment scheme.

#### Schedule

The following conditions apply:

- 1. the Issuer must ensure that the eligible offer is substantially on the terms set out in the draft terms of the Plan, provided to ASIC as an attachment to an electronic mail dated 26 October 2009; and
- 2. the Issuer must:
  - (a) include the offer in an offer document; and

- (b) take reasonable steps to ensure that any eligible employee to whom the offer is made is given a copy of the offer document; and
- (c) provide to ASIC a copy of the offer document (which need not contain details of the offer particular to the employee such as the identity or entitlement of the employee) and of each accompanying document not later than 7 days after the first provision of that material to an employee; and
- 3. the Issuer must comply (or, in the case of an issuer which does not have a registered office in this jurisdiction, cause an associated body corporate which does have a registered office to comply) with any undertaking required to be made in the offer document by reason of this instrument; and
- 4. the Issuer must take reasonable steps to ensure that the number of securities to be issued when aggregated with:
  - (a) the number of securities in the same class which would be issued where:
    - each outstanding offer with respect to securities, units of securities and options to acquire unissued securities under any other employee incentive scheme to be accepted or exercised; and
    - (ii) each outstanding offer with respect to securities, units of securities and options to acquire unissued securities under any other employee incentive scheme to be accepted or exercised; and.
  - (b) the number of securities in the same class issued during the previous 5 years under any other employee incentive scheme extended only to eligible employees;

but disregarding any offer made, or option acquired or security issued by way of or as a result of:

- (c) an offer to a person situated at the time of receipt of the offer outside this jurisdiction; or
- (d) an offer that was an excluded offer or invitation within the meaning of the Corporations Law as in force before the commencement of Schedule 1 to the *Corporate Law Economic Reform Program Act* 1999; or
- (e) an offer that did not require the giving of a Product Disclosure Statement because of section 1012D of the Act; or

(f) an offer made under a disclosure document or Product Disclosure Statement,

does not exceed 5% of the total number of issued securities in that class as at the time of the offer; and

- 5. in the case where an offer of securities is made through a trust:
  - (a) the Plan Trustee must hold the securities on trust for each person (a *beneficiary*) who acquires equitable interests in securities under an eligible offer; and
  - (b) the Plan Trustee must cause proper written financial records to be maintained in respect of the activities of the trust and cause those records to be audited annually and made available for inspection by the beneficiaries at an office of the Plan Trustee or a place of business of the Issuer during normal business hours or such other time as is agreed with beneficiaries; and
  - (c) the Plan Trustee must ensure that each security in relation to which a beneficiary holds an equitable interest is identified in the written financial records as being held on account of that beneficiary; and
  - (d) the Plan Trustee must not levy any fees or charges for operating and administering the trust, either payable directly by the beneficiaries or out of the assets of the trust; and
  - (e) except as expressly provided by the trust deed, a beneficiary must have the capacity to authorise the Plan Trustee to sell at or above the current market price the securities to which he or she is entitled to under the deed; and
  - (f) the Plan Trustee must provide a copy of the trust deed to ASIC at the same time as a copy of the offer document is provided to ASIC in accordance with this instrument; and
  - (g) the Issuer must ensure that the trust deed contains covenants binding the Plan Trustee and their agents, if any, to the effect that a beneficiary possesses substantially the same rights in respect of the securities in which they hold an equitable interest as if they were the legal owner of the securities, including the right to:
    - direct the Plan Trustees how the voting rights attaching to the securities shall be exercised, either generally or in any particular case; and

(ii) receive the income deriving from the securities, including dividends and distributions declared by the Issuer in respect of those securities.

*Note*: where a document must be provided in writing it may be provided by electronic means. See s5C of the Act and s25 of the Acts Interpretation Act 1901.

## Interpretation

#### In this instrument:

- 1. except where otherwise stated, references to provisions are to provisions of the Act; and
- 2. the Plan or any other employee incentive scheme shall not be regarded as extended to a person other than an eligible employee only because such an employee may renounce an offer of financial products made to them under the scheme in favour of their nominee; and
- 3. associated body corporate of the Issuer means:
  - (a) a body corporate that is a related body corporate of the Issuer; or
  - (b) a body corporate that has voting power in the Issuer of not less than 20%; or
  - (c) a body corporate in which the Issuer has voting power of not less than 20%; and
- 4. Australian dollar equivalent in relation to a price, means a price calculated by reference to the relevant exchange rate published by an Australian bank no earlier than the business day before the day to which the price relates; and
- 5. **current market price** means, in relation to a security, the price published by the operator of the principal financial market on which the security is quoted as the final price for the previous day on which the security was traded on that financial market; and
- 6. *eligible employee* means a person who is, at the time of an eligible offer, a full or part-time employee or director of the Issuer or of an associated body corporate of the Issuer; and
- 7. *eligible offer* means an offer for issue of units of securities in the same class as securities which have been quoted on the Toronto Stock Exchange throughout the 12 month period immediately before the offer without suspension for more than a total of 2 trading days during that period made under the Plan extended only to eligible employees;

- 8. *financial product advice* has the meaning given by section 766B of the Act; and
- 9. general advice has the meaning given by section 766B of the Act; and
- 10. *Issuer* means the Altus Group Income Fund being an unincorporated, open-ended, limited purpose trust established under the laws of the province of Ontario, Canada; and
- 11. offer has a meaning affected by section 1010C of the Act; and
- 12. *offer document* means a document setting out an offer under the Plan that:
  - (a) includes or is accompanied by a copy, or a summary, of the rules of the Plan; and
  - (b) if a summary (rather than a copy) of the rules of the Plan is given includes an undertaking that during the period (the *offer period*) during which an eligible employee may acquire the financial products offered under the Plan, the Issuer will, within a reasonable period of the employee so requesting, provide the employee without charge with a copy of the rules of the Plan; and
  - (c) specifies in respect of the securities:
    - (i) the acquisition price in Australian dollars; or
    - (ii) where the acquisition price is specified in a foreign currency, the Australian dollar equivalent of that price at the date of the offer; or
    - (iii) where the acquisition price is to be worked out in the future under a formula, the Australian dollar or Australian dollar equivalent of that price were that formula applied at the date of the offer; and
  - (d) includes an undertaking, and an explanation of the way in which, the Issuer will (or in the case of an issuer which does not have a registered office in this jurisdiction, an associated body corporate of the issuer which does so have a registered office) will, during the offer period, within a reasonable period of the employee requesting, make available to the employee:
    - (i) the current market price (or, where that price is denominated in a foreign currency, the Australian dollar equivalent of that price) of securities in the same class as those to which the units relate; and

- (ii) where subparagraph (c)(ii) or (iii) applies, the information referred to in that paragraph as updated to that date; and
- (e) discloses the conditions, obligations and risks associated with any loan or financial assistance offered by the Issuer or any associated body corporate of the Issuer for the purpose of acquiring financial products under the Plan; and
- 13. *Plan* means an employee share scheme that is known as at the date of this instrument as the Altus Asia Pacific Executive Plan where:
  - (a) the scheme is extended only to eligible employees; and
  - (b) the terms of the scheme are substantially on the terms set out in the draft terms of the Plan, provided to ASIC as an attachment to an electronic mail dated 26 October 2009; and
- 14. **Plan Trustee** means the trustee of the trust established for the purposes of the Plan as defined in the rules of the Plan, initially to be Altus Group Asia Pacific Pty Limited ACN 138 541 278; and
- 15. *rules of the Plan* means the written terms of the Plan as at the date of this instrument that are substantially on the terms set out in the draft terms of the Plan, provided to ASIC as an attachment to an electronic mail dated 26 October 2009; and
- 16. security means an interest in the Issuer; and
- 17. *unit* means a legal or equitable right or interest in the security.

#### Commencement

This instrument takes effect on gazettal.

Dated this 30th day of October 2009

Signed by Daniel Collard





Australian Securities & Investments Commission

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

## Notice of Cancellation of an Australian Financial Services Licence

TO: Clive Strickland Pty Ltd ACN 010 757 472 ("the Licensee") P O Box 860 Innisfail Qld 4860

Pursuant to section 915B of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Licence Number 245516 held by the Licensee with effect from the date on which this notice is given to the Licensee.

Dated this 30 October 2009

Signed

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

## Notice of Cancellation of an Australian Financial Services Licence

TO: Graeme Haley Insurance Consultants Pty Ltd ACN 010 959 172 ("the Licensee") P O Box 6926 Gold Coast Mail Centre Qld 9726

Pursuant to section 915B of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Licence Number 238992 held by the Licensee with effect from the date on which this notice is given to the Licensee.

Dated this 30 October 2009

Signed

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

Notice is given under s 920E 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 26 October 2009.

## AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

IN THE MATTER OF MICHAEL ANDREW CRAWLEY AND THE CORPORATIONS ACT 2001

To: Mr Michael Andrew Crawley
73 Benbow Street
YARRAVILLE VIC 3013

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 MICHAEL ANDREW CRAWLEY from providing any financial services PERMANENTLY.

Dated this 21st day of October 2009.

Signed: GAI DI BARTOLOMEO

GAI DI BARTOLOME

Delegate of the

Australian Securities and Investments Commission.

## Australian Securities and Investments Commission Corporations Act 2001 - Paragraph 601QA(1)(a) - Exemption

Under paragraph 601QA(1)(a) of the Corporations Act 2001 (Act), the Australian Securities and Investments Commission (ASIC) exempts the person referred to in Schedule A from paragraph 601FC(1)(d) of the Act, to the extent that it requires the responsible entity of a registered scheme to treat members of the same class equally, in the case specified in Schedule B.

#### Schedule A

Babcock & Brown Japan Property Management Limited (ACN 111 874 563) (*RE*) as responsible entity of the Astro Japan Property Trust (ARSN 112 799 854) (*Trust*).

#### Schedule B

## Where:

- 1. at a meeting of members of the Trust convened in accordance with a notice of meeting in substantially the form of the notice lodged with ASIC on 9 October 2009 (*Meeting*), the members of the Trust approve the Stapling Proposal;
- 2. the Stapling Proposal is implemented on terms that allow the RE to determine that a Foreign Unitholder is not eligible to receive Stapled Securities under the Stapling Proposal;
- 3. the RE has determined that a Foreign Unitholder is not eligible to receive Stapled Securities under the Stapling Proposal on the basis that:
  - a. interests held by the Foreign Unitholders will be transferred to the Sale Bank in accordance with the Cash Sale Facility; and
  - b. the Sale Bank sells the Stapled Securities on ASX; and
  - c. the RE remits the proceeds of sale to the Foreign Unitholder within five business days of the end of the Sale Period;
- 4. the notice of meeting and Explanatory Memorandum distributed to members of the Trust sets out the matters described in paragraphs 2 and 3;
- 5. prior to the Meeting, the RE has documented in writing that it reasonably concludes that having regard to the rights and interests of all members of the Trust it would be in the best interests of all members of the Trust, and not unfair to Foreign Unitholders, to treat Foreign Unitholders as set out in paragraph 3;
- 6. as at the close of trading on the last Trading Day before the date of the Explanatory Memorandum the interests of the Foreign Ineligible Unitholders comprise no more than 1.2% of all interests on issue in the Trust.



09-00930

## Interpretation

In this instrument:

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

*Cash Sale Facility* means the cash sale facility described in section 8.4 of the Explanatory Memorandum.

Company means Astro Japan Property Group Limited ACN 135 381 663.

*Explanatory Memorandum* means the Explanatory Memorandum in relation to the Stapling Proposal that was lodged with ASIC on 9 October 2009.

*Foreign Unitholder* means a Unitholder of the Trust who has a registered address outside of Australia and New Zealand.

**Foreign Ineligible Unitholder** means a member who is not eligible to receive Stapled Securities under the Stapling Proposal, as described in section 8.2 of the Explanatory Memorandum.

Sale Bank means UBS AG, Australia Branch or its related entities.

*Sale Period* means the period during which the sale of Stapled Securities through the Cash Sale Facility must be completed, being 12 November 2009 to 25 November 2009.

**Stapling Proposal** means the stapling of shares in the Company to interests in the Trust to be quoted on ASX as a single stapled security as described in the Explanatory Memorandum.

Stapled Security means an interest in the Trust and a share in the Company.

Trading Day means a day on which securities are traded on the ASX.

Dated this 2<sup>nd</sup> day of November 2009

Signed by Wen Leung

## Australian Securities and Investments Commission Corporations Act 2001 - Paragraph 741(1) - Exemption

Under paragraph 741(1)(a) of the Corporations Act 2001 (*Act*), the Australian Securities and Investments Commission exempts the person referred to in Schedule A from subsection 723(1) of the Act in the case referred to in Schedule B.

#### Schedule A

Astro Japan Property Group Limited (ACN 135 381 663) (AJPG)

#### Schedule B

#### Where:

- (a) an offer and issue of shares in AJPG (*AJPG Shares*) is made to all holders of interests in Astro Japan Property Trust (ARSN 112 799 854) (*AJPT*) whose address on the unit register as at the Record Date is in either Australia or New Zealand;
- (b) a prospectus for the offer of the AJPG Shares is lodged with ASIC on or about 9 October 2009; and
- (c) under the terms upon which an AJPG Share is to be transferred, an AJPG Share and an interest in AJPT must be transferred together.

## Interpretation

In this instrument:

Record Date means 11 November 2009.

Dated this 2<sup>nd</sup> day of November 2009

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





ASIC

Australian Securities & Investments Commission

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

# Notice of Cancellation of an Australian Financial Services Licence

TO: Robert John Evans ABN 36 619 802 148 ("the Licensee") P O Box 44 Ballarat Vic 3353

Pursuant to section 915B of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Licence Number 243523 held by the Licensee with effect from the date on which this notice is given to the Licensee.

Dated this 05 November 2009

Signed





ASIC

Australian Securities & Investments Commission

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

# Notice of Cancellation of an Australian Financial Services Licence

TO: Bryan K Metcalfe ABN 43 751 916 150 ("the Licensee") P O Box 44 Ballarat Vic 3353

Pursuant to section 915B of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Licence Number 245479 held by the Licensee with effect from the date on which this notice is given to the Licensee.

Dated this 05 November 2009

Signed





## ASIC

Australian Securities & Investments Commission

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

# Notice of Cancellation of an Australian Financial Services Licence

TO: Rabo Corporate Finance & Securities Pty Ltd ACN 084 923 124 ("the Licensee") GPO Box 4577 Sydney NSW 2001

Pursuant to section 915B of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Licence Number 222523 held by the Licensee with effect from the date on which this notice is given to the Licensee.

Dated this 04 November 2009

Signed

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09-00936

ASIC

Australian Securities & Investments Commission

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

# Notice of Cancellation of an Australian Financial Services Licence

TO: Corval Advice Pty Ltd ACN 130 586 579 ("the Licensee") L 32 60 Margaret Street Sydney NSW 2000

Pursuant to section 915B of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Licence Number 326124 held by the Licensee with effect from the date on which this notice is given to the Licensee.

Dated this 04 November 2009

Signed





## ASIC

Australian Securities & Investments Commission

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

# Notice of Cancellation of an Australian Financial Services Licence

TO: Macquarie Property Investment Management 2 Limited ACN 105 453 736 ("the Licensee")
GPO Box 4294
Sydney NSW 1164

Pursuant to section 915B of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Licence Number 276684 held by the Licensee with effect from the date on which this notice is given to the Licensee.

Dated this 04 November 2009

Signed

### Australian Securities and Investments Commission Corporations Act 2001 — Section 951B (1)(a) — Exemption

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

#### Exemption

JBWere Pty Ltd ACN 137 978 360 (*JBWere*) or an authorised representative of JBWere, each a *providing entity*, does not have to comply with section 946C of the Act to the extent that it requires the providing entity to give a person (the *client*) a Statement of Advice any earlier than 21 business days after providing personal advice (the *further advice*) to the client relating to securities admitted to quotation on a financial market operated by ASX Limited ACN 008 624 691.

## Where relief applies

- The exemption in paragraph 2 may only be relied on where:
  - (a) the client was a client of Goldman Sachs JBWere Pty Ltd ACN 006 797 897 (*GSJBW*), or of a authorised representative of GSJBW, on 29 October 2009; and
  - (b) the further advice is provided on or before 31 December 2009; and
  - (c) where either of the following apply:
    - (i) where:
      - (A) GSJBW, or an authorised representative of GSJBW, has on or before 29 October 2009, given the client a Statement of Advice that set out the client's relevant personal circumstances in relation to the advice (the *previous advice*) set out in that Statement of Advice; and
      - (B) the client's relevant personal circumstances in relation to the further advice (determined having regard to the client's objectives, financial situation and needs as known to the providing entity at the time of providing the further advice) are not significantly different from the client's personal circumstances in relation to the previous advice; and
      - so far as the basis on which advice is given relates to other matters
         the basis on which the further advice is given is not significantly different from the basis on which the earlier advice was given;
    - (ii) where:

- (A) the client had a relationship with GSJBW or a person acting on behalf of GSJBW, before 10 March 2004; and
- (B) GSJBW, or a person acting on behalf of GSJBW, gave the client advice (the *earlier advice*) of a kind that if it were given after 10 March 2004 would be considered to be personal advice; and
- (C) the client's relevant personal circumstances in relation to the further advice are not significantly different from the client's investment objectives, financial situation and particular needs that were determined for the earlier advice; and
- (D) so far as the basis on which advice is given relates to other matters
   the basis on which the further advice is given is not significantly different from the basis on which the earlier advice is given.

#### **Condition**

The providing entity must take all reasonable steps to give the client a Statement of Advice in relation to the further advice as soon as practicable after the further advice is given.

## Interpretation

- 5 In this instrument:
  - (a) authorised representative has the same meaning given by section 761A of the Act.
  - (b) *personal advice* has the same meaning given by paragraph 766B(3) of the Act.
  - (c) relevant personal circumstances has the same meaning as in section 761A of the Act.
  - (d) **Statement of Advice** has the same meaning as in section 761A of the Act.

Dated this 5th day of November 2009

Signed by Annette Musolino

## CORPORATIONS ACT 2001 SECTION 601AH(1)& 601AH(2)

Notice is hereby given that the registration of the companies mentioned below have been reinstated.

Dated this fourth day of November 2009

Rosanne Bell DELEGATE OF THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

Name of Company	ACN
A.J.G ENGINEERING PTY LTD	114 063 348
ABROBAT PTY. LIMITED	003 595 266
ACORN COVE PTY. LTD.	010 499 224
ALPHA CENTAURI ENTERPRISES PTY LIMITED	052 158 255
AMALEX PTY LTD	000 792 736
ANNTON BUILDING SERVICES PTY LTD	106 519 180
AUSTRALIAN DISCOUNT PHARMACY PTY LTD	125 314 650
AUSTRALIAN STAINLESS STEEL PTY LTD	124 836 817
B.C.E. DEVELOPMENTS PTY. LTD.	006 966 196
BABCOCK & BROWN NSW GENERATION SERVICES PTY LTD	120 381 679
BAIRNSDALE BEACH PTY. LTD.	108 916 525
BAZNAIR PTY LTD	125 478 319
BEECHAM SMALLWOOD FINANCIAL SERVICES PTY. LTD.	057 701 407
BERNARD DONALD TRANSPORT PTY LTD	114 615 593
BLOOM LANDSCAPES PTY LTD	120 560 170
BORDO PTY. LTD.	051 542 735
BOWRIEN PTY LTD	123 412 368
BP POSTALS PTY LTD	111 245 302
BRISTOWE HOLDINGS PTY LIMITED	123 537 922
BROADBASE CONSTRUCTIONS PTY. LIMITED	055 690 661
CABLECOM TECHNOLOGIES PTY. LTD.	110 967 327
CAMERON MANAGEMENT PTY. LTD.	071 131 649
CEDAR CENTRAL PTY LTD	073 805 768
CENTURY WORLD INVESTMENT PTY. LTD.	106 936 565
CHALMWAY PTY. LTD.	069 360 112
COLEY'S MAILS PTY. LTD.	120 352 052

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Name of Company	ACN
COMPLETE MARKETING PTY LTD	085 989 715
CON'S CAR CARE CENTRE & WASH PTY LTD	002 589 595
CORPORATE IMAGE SECURITY SPECIALISTS PTY LTD	101 111 219
CRAIG & SEELEY LTD	000 406 842
D.A.R.E OPERATIONS PTY LTD	108 345 446
D.R. PIPER NOMINEES PTY. LTD.	005 420 075
DAVINRO AMORE PTY LTD	120 152 829
DD CORPORATION PTY LTD	113 267 664
DEED HOLDINGS PTY LTD	077 581 205
DELTA WOODSIDE INVESTMENTS PTY LTD	003 758 254
DEVLAND CONSOLIDATED PTY LTD	125 481 156
DINING OUT ENTERTAINMENT GUIDE PTY LTD	113 239 562
DJJ'S CONCRETE PTY LIMITED	104 393 697
DOWD HOMES PTY LTD	080 262 031
DRB SHEET METAL PTY LTD	078 609 604
DYNAMIC AUTOMOTIVE ENHANCEMENTS PTY. LTD.	066 566 836
E BUCHANAN PTY. LTD.	064 053 416
EDGEWORTH PETROL PLUS PTY. LIMITED	107 729 000
ENCOMPASS INVESTMENTS PTY LIMITED	115 193 327
ENCOMPASS PROPERTIES PTY LIMITED	115 193 318
ERT PTY LTD	114 202 792
EVETTON PTY LTD	087 622 580
EXTRAGOLD PTY. LTD.	006 625 065
EZI FIT CABINETS PTY LTD	097 501 516
FASTTRAKIT PTY LTD	090 782 497
FLASH TRASH AUSTRALIA PTY LTD	104 579 946
FLYING FIGHTERS MAINTENANCE & RESTORATION PTY LTD	087 084 197
G.D. & J.P. CAIN & ASSOCIATES PTY. LTD.	075 418 558
GARNDAV PTY. LTD.	125 646 031
GENESIS RIDING WEAR PTY LTD	120 076 726
GLEMAK PTY LIMITED	114 968 375
GLOBAL DISPUTE RESOLUTIONS PTY LTD	123 496 060
GONZALEZ STEEL ADMINISTRATION PTY LIMITED	116 549 289
GRACE PROPERTY CLEANING PTY LTD	106 233 121
GRENRICK PTY LTD	125 698 375
GRIMWADE CASTINGS PROPRIETARY LIMITED	004 231 305
G R LUCAS MECHANICAL REPAIRS PTY LTD	075 280 894
GRONKCORP PTY LIMITED	118 948 048

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Name of Company	ACN
G STORM GROUP PTY LTD	115 486 265
HABIBI HEALTH RESOURCES PTY LTD	006 842 020
HARDIMANS HOTEL PTY LTD	119 181 743
HARGOL PROPRIETARY LIMITED	004 425 996
HELOU & ENEZI PTY LTD	081 838 646
HERMES MERCANTILE PTY LTD	101 349 571
HIGHLANDER GROUP PTY. LTD.	106 216 380
HOBART PORTS CORPORATION PROPRIETARY LIMITED	078 720 180
HOME DESIGN (AUSTRALIA) PTY LTD	113 866 621
HULLS RECRUITING SERVICES PTY. LTD.	060 935 211
INTERNATIONAL INSTITUTE OF TORAH PSYCHOLOGY LTD	119 058 258
INTREPID INVESTMENT GROUP PTY LIMITED	115 193 283
ISAIAH VICTORIA PTY LTD	091 115 632
J.G EBDON PTY LTD	110 796 971
JAANAL PTY LIMITED	115 193 185
JAFARI SOLID PLASTERING PTY. LTD.	120 550 263
JESARAH PTY LTD	087 216 528
JK CORPORATION AUSTRALIA PTY LTD	086 641 849
JOHN LANG'S PAINTING SERVICE PTY LTD	118 906 031
K & H CONWAY TOWING PTY LTD	112 753 465
KA-POW AUSTRALIA PTY LTD	081 575 948
KARACORP NOMINEES PTY LTD	086 641 812
KARRICOVE PTY LTD	080 561 995
KELLY FARM EDUCATIONAL PTY LTD	105 093 294
KING & SVENSON PTY LTD	123 095 429
KOUKOUTOU PTY LTD	123 435 129
KRUGER VENTURES PTY LTD	104 678 864
L.Y. LUO'S INTERNATIONAL TRADING PTY LTD	108 502 692
L'OREAL AUSTRALIA PTY LTD	004 191 673
LAKEBEACH PTY LTD	081 314 418
LAMKIN DEVELOPMENT PTY LTD	125 439 090
LANCASTER & CO PTY LTD	120 652 459
LANMAR PTY. LIMITED	097 953 887
LAVERTON TRANSPORT PROPERTY HOLDINGS PTY. LTD.	104 278 551
LEADING EDGE FINANCE PTY LTD	099 600 987
LEE ENTERPRISES PTY. LTD.	010 177 312
LEMA DRAFTING & QUANTITY SURVEYING SERVICE PTY LTD	134 198 379
LEN INN PTY. LIMITED	010 225 322

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Name of Company	ACN
LIBERTY NOMINEES PTY. LTD.	010 376 557
LMB CIVIL PTY LTD	103 213 672
LOCKHAUL PTY LIMITED	086 205 898
LOYALTY MANAGERS INTERNATIONAL PTY. LTD.	096 334 315
M. & S. HOLDINGS PTY. LTD.	009 549 339
M. G. HUTCHINSON PTY. LTD.	119 413 268
M & L JLAILATY PTY LTD	108 170 949
MADI INVESTMENTS (QLD) PTY LTD	117 585 387
MAK CORPORATION PTY LTD	120 907 208
MARTIAL ARTS SOFTWARE PTY LTD	061 826 908
MCKENNA HOLDINGS (AUST) PTY LTD	124 851 994
MICHAEL LYNCH PARCEL SERVICES PTY LTD	104 365 826
MITCH PROPERTIES PTY LTD	087 591 991
MONEY ONLINE PTY LTD	113 179 856
MURRAY BULK TRANSPORT PTY. LTD.	087 283 770
MYROVER PTY. LTD.	010 652 632
NATIONAL RESELLER GROUP PTY LTD	113 133 921
NERD ENTERPRISES PTY LTD	108 700 143
NJT PTY LIMITED	109 355 268
NOBLE LIFE PTY LTD	123 849 132
OCEAN COUNTRY FINANCE PTY. LTD.	116 944 113
OCEANIC PROPERTY GROUP PTY LTD	115 339 136
ONE MORE STEP INTERNATIONAL PTY LTD	108 427 827
ORIENT EXPRESS TRANSPORT PTY LTD	113 642 050
ORMSTON HOLDINGS PTY LTD	078 512 651
OZZIEBUY PTY LTD	121 883 412
PAGRAL PTY. LTD.	085 948 358
P B J K INVESTMENT CO. PTY. LTD.	007 790 365
PE DELIVERY SERVICES PTY LTD	101 538 925
PELAGICUS PTY. LTD.	108 701 766
PERFECT ALUMINIUM PTY LTD	115 702 611
PHILLIP G. ADAMS & CO PTY LTD	104 989 951
PIZZA BOSS PTY LTD	124 228 655
PROTECTOR CARE PTY LTD	115 558 775
RANDY INVESTMENTS PTY LTD	110 272 798
REMOTE RECORDERS PTY. LIMITED	106 666 488
RETIREMENT COUNSELLING SERVICES PTY. LTD.	006 895 987
RIMCAL PTY. LIMITED	088 022 940

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Name of Company	ACN
RIP-TIE PROTECTIVE SERVICE PTY. LTD.	102 802 504
ROLGA PTY LTD	010 894 050
ROSECELL PTY. LIMITED	092 676 625
ROYAL MAROON PTY LTD	074 655 431
RUMBAI INVESTMENTS PTY LTD	112 798 295
SALUTAY PTY LTD	083 634 217
SAVANNAH CARPETS PTY LTD	107 234 122
SEPRA PTY. LTD.	009 276 895
S E WIRING PTY LIMITED	096 338 135
SEXCESS PTY LTD	123 534 056
SHARPE DEVELOPMENT GROUP PTY. LTD.	082 861 658
SOUTH COAST PROPERTY DEVELOPMENT INVESTMENTS PTY LTD	104 949 760
SOUTHERN BEACHES PLUMBING & CONTRACTING PTY LTD	117 615 666
SSUMO PTY LTD	102 474 260
ST. GEORGE INVESTMENTS NOMINEES PTY LTD	117 215 531
STANSYL PTY LTD	112 888 025
STARLIGHT CLOSE PTY LTD	098 350 960
STELLA ALEXANDER PTY LTD	003 202 588
STEPHANESSA PTY LTD	123 608 506
STEWART DOIG ENGINEERING PTY. LTD.	062 192 616
STREAMLINE CERAMIC TILING PTY LTD	092 514 504
SULEYMAN NOMINEES PTY. LTD.	057 210 330
SW MAGAZINE PTY LTD	118 144 406
T. SHEPHERD INVESTMENTS PTY LTD	073 323 056
T & T TRANSPORT NSW PTY LTD	110 053 113
TACMOR PTY. LTD.	006 696 840
TALEB BROS PROPERTY DEVELOPMENTS PTY LTD	120 181 946
TALFAIN PTY. LTD.	066 221 190
TDA QUANTITY SURVEYING PTY. LTD.	128 323 026
TELFORD CORPORATION PTY. LTD.	100 954 818
THE CSI INSTITUTE OF TECHNOLOGY PTY LIMITED	125 662 928
THE TAX PLANNING PROFESSIONALS PTY LTD	003 189 222
THE WIREY GUY PTY LTD	119 975 370
TOUMA PTY LTD	124 195 366
TRAFIN INSURANCE BROKERS PTY LTD.	080 074 282
TUBE TIME PTY. LTD.	009 993 239
UNIVERSAL WEALTH EVENTS PTY LTD	124 373 002
VALERIE MAY PTY LTD	121 030 037

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Name of Company	ACN
VALLEY RICH PTY. LTD.	087 626 300
WALLBAR NOMINEES PTY LTD	086 481 487
WARWICK WERNER ARCHITECT PTY. LIMITED	077 722 779
WAZLON PTY LTD	120 123 533
WELLERS AUSTRALIA PTY LTD	107 112 569
WIDCOX PTY LTD	002 292 300
WIN INVESTMENTS AUSTRALIA PTY LTD	086 641 803

CORPORATIONS ACT 2001 SECTION 601AH(1)& 601AH(2)

Notice is hereby given that the registration of the companies mentioned below have been reinstated.

Dated this sixth day of November 2009

Name of Company	ACN
ANA TECHNOLOGY PTY. LTD.	091 810 454
AVIATION SPARES PTY. LIMITED	008 464 319
E. & A.B. PTY LTD	008 777 428
PRESTIGE PROPERTY CONSULTANTS PTY LTD	114 267 677
SUNRAYSIA INTERNATIONAL PTY LTD	119 420 638
SVJ CONSULTING PTY LTD	121 235 961

CORPORATIONS ACT 2001 Subsection 601AA(4)

Notice is hereby given that the companies mentioned below will be deregistered when two months have passed since the publication of this notice.

Dated this sixth day of November 2009

Name of Company	ACN
A. & D. SECURITIES PTY. LTD.	008 052 195
A.C.N. 114 031 659 PTY LTD	114 031 659
ABROPO PTY. LIMITED	003 638 640
ACCUCENTRIC SOLUTIONS PTY LTD	100 906 509
ACN 108 786 876 PTY LIMITED	108 786 876
ADVANCED LPG CONVERSIONS PTY. LTD.	132 420 841
ALLCO LEASE MANAGEMENT LTD	001 717 666
AN CONSTRUCTION PTY LTD	108 110 729
ANY TECH GLOBAL PTY LTD	129 361 815
APJ BUILDING & CONSTRUCTION PTY LTD	123 108 725
APR CABINETMAKING PTY LTD	102 435 567
AQUAVIEW NOMINEES PTY LTD	080 467 036
AQUTAU PTY. LTD.	081 740 150
ASTUTE IT PTY LTD	095 555 463
ATS CORPORATE PTY LIMITED	133 615 522
AUSTRALIAN SECURITISATION CORPORATION HOLDINGS LIMITED	069 580 392
AVANZA SEARCH PERFORMANCE PTY. LTD.	131 765 056
AVENTURA OUTFITTERS PTY. LTD.	133 339 090
B.M. AUTO CLINIC PTY. LTD	062 054 915
B.W. & J.D. ENTERPRISES PTY. LTD.	111 326 624
BABCOCK & CO (AUST) PTY LTD	062 190 345
BAJA BENNY'S PTY LTD	091 115 178
BANKSTOWN G. P. MEDICAL SERVICE PTY LIMITED	073 590 584
BASSJAG PTY. LIMITED	084 703 284
BAWA NO.2 PTY LTD	091 049 517

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Name of Company	ACN
BENCOR (AUST) PTY LTD	086 885 627
BERMUDA TOWER PTY. LTD.	062 169 760
BIZFACT PTY. LTD.	050 021 068
BLUECROFT PTY. LTD.	050 402 447
BOND FINANCE PTY LTD	091 998 408
BURRANEER TRANSPORT PTY LTD	000 772 887
BUSINESS WOMEN'S REVIEW (BWR) PTY. LTD.	063 854 704
CACKLEBERRY FARM (AUST) PTY LTD	102 334 823
CAMPBELLFIELD ROLLER SPORTS CENTRE PTY LTD	103 160 014
CARBON BALANCE PTY LTD	124 925 499
CAREW DEVELOPMENTS QLD PTY LTD	111 511 776
CFTD AUSTRALIA PTY. LTD.	135 973 929
CHAUKOSKY PTY LTD	123 232 253
CHISHOLM COURT PTY. LTD.	010 387 489
C M P REFRIGERATION PTY LTD	105 873 603
COASTWALK HOLDINGS PTY LTD	075 681 006
COMIX PTY LTD	122 519 671
CONCORD EQUITIES (S.A.) PTY. LTD.	081 652 664
CONCORD SUPERANNUATION SERVICES PTY LTD	007 301 153
CURRICULUM MANAGEMENT AUSTRALIA PTY LTD	114 031 677
CUSTOMIZED SOFTWARE PTY. LIMITED	008 298 280
C02 INVESTMENTS PTY. LTD.	124 615 194
D.B. & D.M. PRICE PTY. LTD.	005 594 007
D & M THOMAS PTY LTD	058 828 121
DABAS SOFTWARE SOLUTIONS PTY LTD	123 145 719
DEARSON PTY. LTD.	061 886 262
DEMUCO PTY. LTD.	061 935 519
DFG PTY LTD	127 652 484
DIGICOR (N.S.W.) PTY. LTD.	089 923 900
DIGICOR (QLD) PTY. LTD.	110 973 085
DIGICOR (W.A.) PTY. LTD.	106 417 850
DOMAIN ENGINEERING INTERNATIONAL PTY LTD	127 765 575
DRS JOB DOT COM PTY LTD	127 033 434
EEC INVESTMENT PTY LTD	113 325 858
EMSDA PTY LTD	000 680 875
ENTERPRISE INFORMATION MANAGEMENT PACIFIC PTY LTD	084 848 484
EREALM PTY LTD	109 944 854
EVOLVE SA PTY LTD	113 294 750

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Name of Company	ACN
EZY SELF STORAGE GROUP PTY. LTD.	109 258 184
FINANCE CONSULTANCY GROUP PTY LTD	133 357 650
FJMN PTY. LTD.	104 923 551
F J MORGAN PTY LTD	132 230 669
FORRESTDALE PROPERTIES PTY LTD	127 892 371
FREED TECHNOLOGIES PTY LTD	112 229 035
FREEGOLD INVESTMENTS PTY LTD	094 437 331
FRONT DESK SOLUTIONS PTY. LTD.	133 445 100
GIKB PTY LTD	114 303 892
GOH DEVELOPMENTS PTY LTD	122 189 833
GRANT MCRAE PTY LTD	125 531 839
GRAPH X NOW PTY. LTD.	080 651 476
GREENDUCK PTY LTD	126 622 973
HANDS ON HOLDINGS PTY LTD	080 449 378
HFC FINANCIAL PTY. LTD.	116 493 988
HMFC PTY LTD	119 456 183
HONEYWELL SUPERANNUATION PTY LTD	064 601 403
I AND R DESIGN PTY LTD	113 920 595
IAN WOOLF PTY. LTD.	006 590 254
INDUSTRIAL CLASSIC PTY LTD	133 362 071
INGE BROS PROPERTIES (AUST.) PTY. LIMITED	004 936 323
JGM TRANSPORT PTY LTD	137 746 822
JNL MAINTENANCE QLD PTY LTD	132 239 224
JOE KOCH LAND & MINING SERVICES PTY LTD	134 851 791
JULES & DEVO PTY LTD	102 631 381
KARAJAN PTY. LTD.	010 502 744
KENMISS PTY LTD	008 274 020
KERMIT"S PASTORAL CO PTY. LTD.	008 000 226
KIRKS GUYRA PTY LTD	002 609 707
KLARINT CORPORATION PTY LTD	094 663 662
LANGFORD SERVO PTY. LTD.	103 165 117
LEETON DALE PTY. LTD.	007 154 878
LIA CONSTRUCTIONS PTY. LTD.	010 979 521
LIFESTYLERE HOLDINGS PTY LTD	107 807 269
LOONGMAR PTY. LTD.	080 535 619
M & K MCKENZIE PTY LIMITED	061 719 524
MANANA EXPORTS PTY LTD	087 834 768
MAREANDEN PTY LTD	100 408 375

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Name of Company	ACN
MARILYN HARVEY INVESTMENTS PTY LTD	082 813 223
MARITIME CONSULTANTS PTY LTD	122 060 333
MARKS DELIVERIES PTY. LTD.	126 960 763
MBE BUSINESS SERVICE CENTRE BENDIGO PTY LTD	109 211 261
MCAUSLAND CLARK PTY LTD	094 842 734
MORPLOY PTY. LIMITED	070 041 002
MURDEN NOMINEES PTY LIMITED	133 794 859
NATIONWIDE CORPORATION (QLD) PTY LTD	133 769 132
NAVX SYSTEMS PTY LTD	061 589 339
NEPHROGENIX PTY LTD	103 230 931
NERENKA PTY LTD	080 577 457
NORTHERN LEASING COMPANY PTY LTD	095 227 713
NOVAFLAME PTY LTD	094 663 368
OKTAPUS DESIGNS PTY LTD	106 338 434
ONLY KIDS AUSTRALIA PTY. LTD.	084 846 408
OSTVIC PTY LTD	002 398 834
OUTFRONT CONTRACTORS PTY LTD	105 715 973
P. & R. WEBB INVESTMENTS PTY LTD	000 342 861
P & GV HOLDINGS PTY LTD	116 930 271
P & L STUART PTY LTD	082 912 347
PAAD ENTERPRISES PTY. LTD.	007 930 010
PACIFIC SPRINGWOOD DISTRIBUTORS PTY LTD	079 112 904
PALATE WINE MARKETING PTY LTD	115 662 854
PANI PTY LTD	105 438 088
PANORAMA GROUP PTY LTD	010 764 495
PAN PTY LTD	120 180 903
PARKINSONS CONFECTIONERY PTY. LIMITED	061 910 432
PATCHFIELD NOMINEES PTY. LTD.	005 394 329
PENDLETON BAY PTY. LTD.	050 032 294
PIJA PTY LTD	001 513 506
PITORPAN PTY. LTD.	112 360 657
PJA ELECTRICAL PTY LTD	099 870 729
POCKETWAVE PTY LTD	092 275 824
PREMIER DESIGN & CONSTRUCTION PTY LTD	099 302 413
PRESCRAFT (AUST.) PTY. LIMITED	003 207 118
PROJECT ENGINEERING CONSULTANTS PTY LTD	102 913 986
R. & G. ACHKAR NOMINEES PTY. LTD.	007 993 722
R. BENNETT & ASSOC. PTY. LTD.	050 137 561

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Name of Company	ACN
R & M DRAIN EARTHMOVING PTY LIMITED	106 875 978
RADIO RIO PTY LTD	066 730 238
RED INVESTMENTS PTY LTD	115 984 560
RGE PTY LIMITED	088 288 279
RJ. & AF. GALE PTY. LTD.	121 650 128
RRC COMPANY PTY LTD	107 450 411
SALAYUK PTY LIMITED	093 699 873
SEOUL NURSERY PTY. LIMITED	050 329 970
SHIMSIDE PTY LTD	003 355 182
SHOREFATE PTY. LIMITED	080 358 694
SILVERDALE UNITS PTY LTD	000 853 047
SKINMEN PTY LIMITED	104 338 570
SKY SUNNY PLASTER PTY LTD	128 521 997
SMILE TILING PTY LTD	124 720 083
SOLV-RISQ PTY LTD	133 669 619
SPON CONSULTANTS PTY LTD	094 171 892
SPORT TIMING PTY. LTD.	123 823 638
SPRINT ENTERPRISES NOMINEES PTY LTD	008 999 522
STANNARD SOFTWARE PTY LTD	121 694 077
STANSBURY DEVELOPMENTS PTY LTD	116 993 698
STICKYPEAK PTY LTD	102 779 617
STOKES SERVICES PTY LTD	120 557 726
STOP HIRE PTY LTD	122 127 940
T.G. TOMLIN PTY LTD	000 273 638
TECSIDE (QUEENSLAND) PTY LTD	134 962 351
TECSIDE (VICTORIA) PTY LTD	133 180 346
THE COMPANY HISTORY PTY. LIMITED	054 748 159
THE CONSULTANCY COMPANY PTY LTD	114 549 674
THE MAELSTROM TRADING GROUP PTY LTD	111 976 366
TOTALLY ACTIVE SERVICES LTD	115 923 254
TRAINTREE PTY. LTD.	006 845 825
TRENTLAKE PTY. LTD.	068 147 053
T S EARLAM PTY LTD	003 177 679
TUMUT BUSINESS SERVICES PTY LTD	066 612 842
U F A Q PTY LTD	002 247 912
VICTORIAN CAMPUS MANAGEMENT PTY LTD	127 895 452
VIDELLI CARD SYSTEMS (AUST) LTD	067 383 242
VIDELLI TELECOMMUNICATIONS PTY LTD	009 120 316

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Name of Company	ACN
VITA FRESH PTY. LIMITED	066 308 307
VORISEK ENGINEERING PTY LTD	107 658 364
WEBB HOLDINGS PTY LTD	000 453 047
WELCOME VILLAS PTY LTD	000 639 985
WEST END DEVELOPMENT COMPANY PTY. LTD.	009 890 751
WHITSTRONG WHOLESALERS PTY LTD	109 699 390
WILD BUDDHA PTY LTD	122 020 759
WISE ALLERTON PTY. LTD.	115 090 009
WOODPECKER NURSERY PTY LTD	119 692 465
YAP GLOBAL CONSULTING AUSTRALIA PTY LTD	120 929 946
Y B A L PTY LTD	002 248 044
YUAN LIN PTY. LTD.	133 310 559
ZANDEIRA HOLDINGS PTY LTD	110 550 439
4BS2 PTY LIMITED	122 668 651

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CORPORATIONS ACT 2001 Subsection 601AB(3) & 601PB(3)

Notice is hereby given that the organisations mentioned below will be deregistered when two months have passed since the publication of this notice.

Dated this sixth day of November 2009

Rosanne Bell DELEGATE OF THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

Name of Company

DESIGN INTERNATIONAL (AUSTRALIA) PTY LTD

109 688 931

GRESHAM AUSTRALIA LTD

126 264 355

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CORPORATIONS ACT 2001 Section 601CL(5)

Notice is hereby given that the names of the foreign companies mentioned below have been struck off the register.

Dated this sixth day of November 2009

Name of Company	ARBN
ANE A/S	052 005 651
DESIGNLINE CITIBUS LIMITED	120 092 819

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CORPORATIONS ACT 2001 Section 601CL(4)

Notice is hereby given that at the end of three months from the date hereof, the names of the foreign companies mentioned below will, unless cause is shown to the contrary, be struck off the register.

Dated this sixth day of November 2009

Name of Company	ARBN
CARTER HOLT HARVEY FOREST GENETICS LIMITED	136 183 312
LUMBERMENS MUTUAL CASUALTY COMPANY	091 966 951
OVERSEAS OILFIELD SERVICES SA	009 474 024

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CORPORATIONS ACT 2001 Subsection 601AB(3)

Notice is hereby given that the companies mentioned below will be deregistered when 2 months have passed since the publication of this notice.

Dated this sixth day of November 2009

## Rosanne Bell

Name of Company	ACN
ACT ONE TOURING PTY LTD	125 836 866
AFFINITY CARE PTY LTD	128 060 980
AMCM PTY LTD	101 850 024
A TEAM SCAFFOLDING PTY LIMITED	112 911 412
AUSTRALIAN HOLIDAYS GROUP PTY LIMITED	098 016 409
AUSTRALIAN INTERNATIONAL ENGLISH LANGUAGE COLLEGE PTY LTD	121 942 407
AVA MINA INTERNATIONAL PTY LTD	101 775 080
BERNEM PTY. LTD.	006 529 951
BJ LOGISTICS PTY LTD	125 243 316
BMC COMMUNICATIONS PTY LTD	082 028 126
BRUCE NELSON TRANSPORT SERVICES PTY. LTD.	088 941 315
BUSSELTON RESORT PTY LTD	109 872 353
CARRINGTON FIREARMS PTY LIMITED	096 189 810
CHIP AND CHOMP PTY LTD	130 149 941
CLASSIC HOME CONSTRUCTIONS (VIC) PTY LTD	055 457 219
COASTLINE ROOFING PTY LTD	119 301 138
CRYSTAL ICON PTY LTD	106 367 775
DYNAMIC COMMODITIES PTY LTD	112 023 560
EAGLES MULTI-CORP PTY LTD	103 863 752
EDGTTON SCAFFOLDING PTY LTD	115 323 361
ELIAS HEAVY HAULAGE PTY LTD	118 918 460
EMERALD GLEN HOLDINGS PTY. LTD.	087 134 674
ENSHORE PROPERTY PROMOTIONS PTY LTD	092 571 189
ESSAGOLD PTY. LTD.	085 993 102
EXACT CORE DRILLING & CONCRETE SAWING PTY. LTD.	007 001 194

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Name of Company	ACN
FERNESS CONCRETING PTY LTD	105 145 953
FUTURE TECH SERVICES PTY LIMITED	115 784 604
GOLDPAL PTY. LTD.	056 307 576
G Q INDUSTRY AUSTRALIA PTY LTD	120 951 797
HALLENE PTY. LTD.	068 029 934
HAWK-EYE BRICKLAYING PTY LTD	112 961 243
HK RESOURCES PTY LTD	112 030 930
ICON BEVERAGES PTY LTD	101 788 452
INSIGHT MEDICAL (AUSTRALASIA) PTY LTD	069 528 178
ITANI BROS PTY LTD	097 620 570
JALENIA PTY LIMITED	083 124 725
JELD INVESTMENTS (NSW) PTY LTD	108 782 323
JELUKA HOLDINGS PTY. LTD.	084 265 814
KATABATIC PTY LTD	093 200 572
LOEBEE PTY LTD	083 321 715
M. FRAVAL PTY. LTD.	006 719 142
MICROSTREAM PTY LTD	102 725 413
MILLENNIUM PROJECT AUSTRALIA GROUP PTY LTD	083 238 742
MYCORP INVESTMENTS PTY LTD	110 689 524
MYM ENTERPRISES PTY LIMITED	129 421 101
M1 LOGISTICS PTY LTD	126 390 243
NEWTEC BUILDING PTY LTD	120 551 948
PERTH GAS SERVICES PTY LTD	126 418 317
QUEZ REMOVALS PTY LIMITED	101 222 253
RAHUGH CONSTRUCTIONS PTY. LTD.	002 864 182
STEEL ROOFING PTY LTD	103 766 178
TATMARON PTY LTD	002 213 443
THE WIZARD (INTERNATIONAL) GROUP PTY LTD	052 505 816
TOORALLIE KNITTING MILL PTY LTD	100 104 989
TOP GUARD SECURITY SERVICES PTY LTD	121 743 539
TOP SEAS GROUP PTY. LTD.	113 056 643
TUBIG HOLDINGS PTY LTD	120 311 088
UNANDERRA PTY LTD	077 781 965
VETOB PTY LTD	071 392 633
VINDELEY HOLDINGS PTY. LTD.	003 907 766
WILLS EXCAVATIONS PTY. LTD.	086 643 567

Corporations Act 2001 Subsection 164(3)

Company change of type

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.

AGFAB MANUFACTURING PTY LTD ACN 133 091 424 will change to a public company limited by shares. The new name will be AGFAB MANUFACTURING LTD ACN 133 091 424.

**BUYMYHOME PTY LTD** ACN 126 563 746 will change to a public company limited by shares. The new name will be BUYMYHOME LIMITED ACN 126 563 746.

**COMMUNITIES RESPONSIBLE ENTITY LIMITED** ACN 133 279 919 will change to a proprietary company limited by shares. The new name will be LEND LEASE PRIMELIFE REALTY (SA) PTY LTD ACN 133 279 919.

**JOBX LIMITED** ACN 120 877 287 will change to a proprietary company limited by shares. The new name will be JXT CONSULTING PTY LTD ACN 120 877 287.

**RUNDLE CAPITAL PARTNERS LIMITED** ACN 107 603 878 will change to a proprietary company limited by shares. The new name will be RUNDLE CAPITAL PARTNERS PTY LTD ACN 107 603 878.

VISION ASSET MANAGEMENT LIMITED ACN 094 104 971 will change to a proprietary company limited by shares. The new name will be VISION ASSET MANAGEMENT PTY LTD ACN 094 104 971.

WONGI SAWMILL PTY. ACN 083 102 925 will change to a proprietary company limited by shares. The new name will be WONGI SAWMILL PTY LTD ACN 083 102 925.

BIOPLANT PTY. LTD. ACN 133 339 134 will change to a public company limited by shares. The new name will be BIOPLANT LIMITED ACN 133 339 134.

CLICK BOOKING SYSTEMS PTY LTD ACN 139 421 908 will change to a public company limited by shares. The new name will be CLICK BOOKING SYSTEMS LTD ACN 139 421 908.

**HYDROAUDITING LIMITED** ACN 103 155 371 will change to a proprietary company limited by shares. The new name will be HYDROAUDITING PTY LTD ACN 103 155 371.

MATRIX GOLD PTY LTD ACN 116 500 308 will change to a public company limited by shares. The new name will be MATRIX GOLD LIMITED ACN 116 500 308.

SLM CORPORATE LTD ACN 088 664 680 will change to a proprietary company limited by shares. The new name will be SLM CORPORATE PTY LTD ACN 088 664 680.

WHAT EYE DO LTD ACN 126 735 500 will change to a proprietary company limited by shares. The new name will be WHAT EYE DO PTY LTD ACN 126 735 500.