



ASIC
Australian Securities &
Investments Commission

Commonwealth of Australia Gazette

No. A05/19, Tuesday 5 February 2019

Published by ASIC

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 or from the Administrative Law Co-ordinator in the ASIC office with which you have been dealing.

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

Available from www.asic.gov.au
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18-1012

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

Enabling legislation

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

Title

2. This instrument is ASIC Instrument 18-1012.

Commencement

3. This instrument commences on 1 February 2019, being the date that is three months after HGH first listed on the financial market operated by NZX Limited.

Declaration

4. Chapter 6D of the Act applies in relation to HGH as if the following provisions were modified or varied:

(a) in section 708A:

- (i) in paragraph (1)(a) omit “(12A) or (12C),” and substitute “(12A), (12C) or (12G),”;

Note: ASIC Corporations (Non-Traditional Rights Issues) 2016/84 notionally inserted section 708A(12A) of the Act and ASIC Corporations (Sale Offers: Securities Issued on Conversion of Convertible Notes) 2016/82 notionally inserted section 708A(12C) of the Act.

- (ii) in paragraph (1A)(a) omit “(5),” and substitute “(5) or (12G),”;

(iii) in subsection (12A) omit paragraph “(b)”; and

(iv) after subsection (12F) insert:

“Sale offers of quoted securities: NZ foreign exempt listed body—case 6

(12G) The sale offer of securities in a New Zealand foreign exempt listed body does not need disclosure to investors under this Part if:

- (a) trading in that class of securities on a prescribed financial market on which they were quoted was not suspended for more than a total of five days during:

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- (i) if this section applies because of subsection (1)—the shorter of the period during which the class of securities were quoted, and the period of 12 months before the day on which the relevant securities were issued; or
 - (ii) if this section applies because of subsection (1A)—the shorter of the period during which the class of securities were quoted, and the period of 12 months before the day on which the relevant securities were sold by the controller; and
- (b) either:
- (i) if this section applies because of subsection (1)—the body gives the relevant market operator for the body a notice that the body reasonably believes complies with clause 20 of Schedule 8 of the *Financial Markets Conduct Regulations 2014* of New Zealand before the sale offer is made; or
 - (ii) if this section applies because of subsection (1A)—both the body, and the controller, gives the relevant market operator for the body a notice that the body and the controller reasonably believe complies with clause 20 of Schedule 8 of the *Financial Markets Conduct Regulations 2014* of New Zealand before the sale offer is made; and
- (c) the notice given under paragraph (b) states, in addition to any requirements of the *Financial Markets Conduct Regulations 2014* of New Zealand at the time the notice is given, that:
- (i) if this section applies because of subsection (1) – the body issued the relevant securities without disclosure to investors under this Part; or
 - (ii) if this section applies because of subsection (1A) – the controller sold the securities without disclosure to investors under this Part; and
 - (iii) the notice is being given under paragraph 708A(12G) as notionally inserted by instrument 18-1012;
 - (iv) as at the date of the notice, the body has complied with its obligations under rule 1.15.2 of the listing rules of ASX Limited.

18-1012

In this subsection:

New Zealand foreign exempt listed body means a body that is:

- (a) listed on the financial market operated by NZX Limited; and
- (b) listed on the financial market operated by ASX Limited as a foreign exempt listing.

relevant market operator means both ASX Limited and NZX Limited.”.

- (b) in section 708AA after paragraph (2)(f) insert:

“(2A) In this section, relevant market operator means both ASX Limited and NZX Limited”.

- (c) omit subsections 708AA(7) to (11), and substitute:

“(7) For a New Zealand foreign exempt listed body, a notice complies with this subsection if:

- (a) the body reasonably believes the notice complies with clause 20 of Schedule 8 of the *Financial Markets Conduct Regulations 2014* of New Zealand; and
- (b) the notice states, in addition to any requirements of the *Financial Markets Conduction Regulations 2014* of New Zealand at the time the notice is given, that
 - (i) the body will offer the relevant securities for issue without disclosure under this Part;
 - (ii) the notice is being given under paragraph (2)(f); and
 - (iii) as at the date of the notice, the body has complied with its obligations under rule 1.15.2 of the listing rules of ASX Limited.

In this subsection:

New Zealand foreign exempt listed body means a body that is:

- (a) listed on the financial market operated by NZX Limited; and

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- (b) listed on the financial market operated by ASX Limited as a foreign exempt listing.”
- (d) in subsection 708AA(12) as notionally inserted by ASIC Corporations (Non-Traditional Rights Issues) 2016/84 omit subsection (a) and substitute:
- “(a) any information that would be excluded information under clause 20(5) of Schedule 8 of the *Financial Markets Conduct Regulations 2014* of New Zealand (as that clause exists on the date the notice is given) and that would need to be included in the notice if the notice had been given at that time and that has not been included in the notice or otherwise provided to the relevant market operator; or”

Interpretation

5. In this instrument:

HGH means Heartland Group Holdings Limited ARBN 627849576 (New Zealand company number 6937955), a body incorporated under the *Companies Act 1993* of New Zealand.

Dated this 1st day of November 2018



Signed by Remziye Hussein
as a delegate of the Australian Securities and Investments Commission



ASIC

Australian Securities & Investments Commission

19-0056

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

Notice of Cancellation of an Australian Financial Services Licence

TO: Professional Womens Investment Service Pty Ltd
ACN 104 610 308 ("the Licensee")
PO Box 587
CAMBERWELL VIC 3124

Pursuant to paragraph 915B(3)(d) of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Australian Financial Services Licence number 356466 held by the Licensee, with effect from the date on which this notice is given to the Licensee.

Dated 29 January 2019

Signed John J Connor

John Connor
A delegate of the Australian Securities and Investments Commission

19-0065

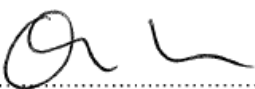


Corporations (LMAX Limited) Exemption Revocation Notice 2019

Corporations Act 2001

I, Oliver Harvey, Chief Supervisory Officer, Australian Securities and Investments Commission, make this exemption revocation notice under section 791C of the *Corporations Act 2001* (the Act).

Dated 25 January 2019

Signed 

as a delegate of the Minister under section 1101J of the Act

Name of Notice

1. This Notice is the *Corporations (LMAX Limited) Exemption Revocation Notice 2019*.

Commencement

2. This Notice commences on the date of execution.

Revocation of Exemption

3. The *Corporations (LMAX Limited) Exemption Notice 2016* is revoked.

19-0072

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

Enabling Legislation

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

Title

2. This instrument is ASIC Instrument 19-0072.

Commencement

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

Declaration

4. Chapter 6 of the Act applies to Intrepid Mines Limited ACN 060 156 452 (the *Bidder*) as if section 650C were modified or varied by inserting after subsection 650C(2):

“(3) Notwithstanding subsection (2), if the bid is subject to a defeating condition and the bidder has published a notice required under subsection 630(3), the bidder may extend the offer period after the publication of that notice if the bidder has not previously extended the offer period under this subsection.”

Where this declaration applies

5. This declaration applies where:
 - (a) The Bidder made an off-market takeover bid (*Bid*) for all of the ordinary shares in AIC Resources Limited ACN 619 035 737 (the *Target*) on 3 October 2018;
 - (b) The Bidder gave notice of an extension of offer period on 15 November 2018, extending the offer period from 7.00pm (Sydney time) on 30 November 2018 to 7.00pm (Sydney time) on 16 January 2019. In accordance with subsection 630(2) of the Act, the new date for giving notice of the status of defeating conditions was 9 January 2019.
 - (c) On 9 January 2019, the Bidder gave notice of the status of defeating conditions as required under section 630(3) of the Act.
 - (d) In accordance with subsection 624(2) of the Act, as modified by ASIC Class Order [CO 13/521], the Bidder gave notice on 15 January 2019 that its voting power in the Target had increased to more than 50% and that the offer period for the Bid had automatically been extended by 14 days until 7.00pm (Sydney

time) on 28 January 2019. The Bidder also gave notice that the new date for giving notice of the status of defeating conditions was 21 January 2019.

- (e) On 21 January 2019, the Bidder gave notice in relation to the status of defeating conditions.
- (f) The Bidder has:
 - (i) prepared a notice:
 - (A) extending the offer period of the Bid to 4 February 2019;
 - (B) stating that the new date for giving notice of the status of conditions to which the offer is subject is 28 January 2019;
 - (C) explaining the circumstances which led to, and the effect of, this instrument of relief; and
 - (D) informing any person who has accepted an offer made under the Bid of their right to withdraw their acceptance of the offer prior to the close of the offer period,
 - (Notice);
 - (ii) lodged the Notice with ASIC; and
 - (iii) given the Notice to:
 - (A) the Target;
 - (B) ASX Limited ACN 008 624 691; and
 - (C) everyone to whom offers were made under the Bid.

Dated this 25th day of January 2019



Signed by Lucy Thwaites
as a delegate of the Australian Securities and Investments Commission

19-0078

**Australian Securities and Investments Commission
Corporations Act 2001 – Subsection 601QA(1) – Variation**

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 19-0078.

Commencement

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

Variation

4. ASIC Instrument 16-0672 dated 6 July 2016 is varied by omitting "Theta Asset Management Ltd ACN 071 807 684" in paragraph 4 and substituting "BrickX Financial Services Limited ACN 616 118 088".

Dated this 31st day of January 2019



Signed by Charles Rann
as a delegate of the Australian Securities and Investments Commission

CORPORATIONS ACT 2001
Subsection 601PB(2)

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

Dated this first day of February 2019

Rosanne Bell
DELEGATE OF
THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

Name of Scheme

EG US RESI PLUS FUND NO.2

ARSN

603 143 460

CORPORATIONS ACT 2001
Section 601CL(5)

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

Dated this first day of February 2019

Rosanne Bell
DELEGATE OF
THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

Name of Company	ARBN
CAYAS	622 979 524
GEOMEMBRANE TECHNOLOGIES INC.	616 372 859
J-POWER SYSTEMS CORPORATION	153 214 254
NZX HOLDING NO. 4 LIMITED	142 590 412
RYEBRIDGE AIR INC.	169 403 810

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.

AUSTRALIAN TIMBERS LIMITED ACN 007 873 707 will change to a proprietary company limited by shares. The new name will be AUSTRALIAN TIMBERS PTY LTD ACN 007 873 707.

TETRAMED PTY LTD ACN 624 099 038 will change to a public company limited by shares. The new name will be TETRAMED LIMITED ACN 624 099 038.