



ASIC
Australian Securities &
Investments Commission

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Contents

Notices under Corporations Act 2001

19-0093	19-0094	19-0099	19-0070	19-0100	19-0109
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Company/scheme deregistrations

Change of company type

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.

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19-0093

Australian Securities and Investments Commission
Corporations Act 2001 – Paragraph 926A(2)(a) – Exemption

Enabling legislation

1. The Australian Securities and Investments Commission (*ASIC*) makes this instrument under paragraph 926A(2)(a) of the *Corporations Act 2001* (the *Act*).

Title

2. This instrument is ASIC Instrument 19-0093.

Commencement

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

Cessation

4. The exemption in paragraph 5 ceases to have effect on the earlier of:
 - (a) sub-paragraph 1(1) of Schedule 2 of the *ASIC Corporations (Repeal and Transitional) Instrument 2016/396* as amended by paragraph 1 of Schedule 1 of the *ASIC Corporations (Amendment) Instrument 2018/807*, ceasing to have effect in relation to the relief that was provided under ASIC Class Order [CO 03/1100] *US SEC regulated financial service providers*; or
 - (b) Foyston, Gordon and Payne Inc, a body incorporated in Canada (the *body*), not complying with any written notice given by ASIC directing the body to give to ASIC, within the time specified in the notice, a written statement containing specified information about the financial service business operated by the body in this jurisdiction.

Exemption

5. ASIC exempts the body from the requirement to hold an Australian financial services licence in the case referred to in Schedule A.

Schedule A

6. Where all of the following apply:
 - (a) the body is a current registered investment adviser in the US; and
 - (b) the body is a body corporate incorporated in the Province of Ontario, Canada; and
 - (c) the body:

19-0093

- (i) is registered under Division 2 of Part 5B.2 of the Act; or
 - (ii) has an Agent at the time the body first purports to rely on this instrument and, from that time, has not failed to have an Agent for any consecutive period of 10 business days; and
- (d) the body's primary business is the provision of financial services; and
- (e) neither the body nor its Agent has been notified by ASIC that the body is excluded from relying on this instrument; and
- (f) 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 B:
- (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
- (g) the body has not notified ASIC that it will not rely on this instrument.
7. Where 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) managed investment products; or

19-0093

(j) interests in a managed investment scheme that is not required to be registered under Chapter 5C of the Act; and

8. Where the body has provided ASIC with the following:

- (a) evidence that paragraph 6(a) of Schedule A is satisfied that ASIC has stated in writing is adequate;
- (b) a notice that it will provide financial services in this jurisdiction in reliance on this instrument;
- (c) a deed of the body for the benefit of and enforceable by ASIC and the 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;
 - (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 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;
 - (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;
 - (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 B

19-0093

9. 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.
10. The body must:
- (a) notify ASIC, as soon as practicable and in any event within 15 business days after the body became aware or should reasonably have become aware, 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 investment adviser 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
 - (iii) each action or investigation of the following kinds taken by the SEC or other overseas regulatory authority against the body in a foreign jurisdiction in relation to financial services provided in the foreign jurisdiction:
 - (A) significant enforcement action;
 - (B) significant disciplinary action;
 - (C) significant investigation (unless, after having taken reasonable steps to enable notification to be given to ASIC, the body is prohibited by law from giving such notification but only to the extent of the prohibition); and
 - (b) 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; and
 - (c) if ASIC gives the body a written notice directing the body to lodge with ASIC, within the time specified in the notice, a written statement containing specified information about any financial service provided by the body in this jurisdiction—comply with the notice.

Interpretation

19-0093

In this instrument:

Act means the *Corporations Act 2001*;

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

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;

ASIC Act means the *Australian Securities and Investments Commission Act 2001 (Cth)*;

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;

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;

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;

managed investment products has the meaning given by section 764A(1)(b) 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 investment adviser means a body corporate registered under section 203(c) of the Investment Advisers Act of 1940 of the US;

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;

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

19-0093

Dated 12th February 2019

A handwritten signature in black ink, appearing to read 'Samet Sieu', written over a horizontal line.

Signed by Samet Sieu

as a delegate of the Australian Securities and Investments Commission



ASIC

Australian Securities & Investments Commission

19-0094

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

Notice of Cancellation of an Australian Financial Services Licence

TO: Nicolette Smit Pty Ltd
ACN 159 168 939
11 Jadchalm Street
West Pennant Hills
NSW 2125

Pursuant to paragraph 915B(3)(d) of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Australian Financial Services Licence number 474411 held by the Licensee, with effect from the date on which this notice is given to the Licensee.

Dated 12 February 2019

Signed *John Connor*

John Connor
A delegate of the Australian Securities and Investments Commission

19-0099

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

Enabling legislation

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

Title

2. This instrument is ASIC Instrument 19-0099.

Commencement

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

Declaration

4. Chapter 6 of the Act applies to Property Connect Holdings Limited ACN 091 320 464 (the *Company*) as if item 10(b) of section 611 of the Act were modified by inserting after the words “offers are made to every person who holds securities” the words “and who has a registered address in Australia or New Zealand”.

Where this instrument applies

5. This instrument applies where the Company makes an offer:
 - (a) of new Shares pursuant to a non-renounceable rights issue to Eligible Shareholders of 1 new share for every 2 existing shares held by that Eligible Shareholder at the record date of the offer, at an issue price of \$0.002 per Share (the *Offer*);
 - (b) on terms substantially the same as the ASX announcement on 19 November 2018;
 - (c) to every Eligible Shareholder;
 - (d) which does not need disclosure to investors under Part 6D.2 of the Act because of section 708AA of the Act; and
 - (e) pursuant to an offer document dated on or about 14 February 2019.

Interpretation

6. In this instrument:
ASX means ASX Limited ACN 008 624 691 or the market it operates;

19-0099

Eligible Shareholders means shareholders other than the Ineligible Shareholders;

Ineligible Shareholders means the approximately 26 Shareholders with registered addresses as at the record date of the Offer other than in Australia or New Zealand holding, in aggregate, approximately 2.28% of all Shares;

Share means a fully paid ordinary share in the issued capital of the Company;
and

Shareholder means a person who is the registered holder of a Share as at the record date of the Offer.

Dated this 13th day of February 2019



Signed by Tian Gu
as a delegate of the Australian Securities and Investments Commission

19-0100

**Australian Securities and Investments Commission
Corporations Act 2001 - Subsection 250PAB(4) – Exemption**

Enabling legislation

1. The Australian Securities and Investments Commission (*ASIC*) makes this instrument under subsection 250PAB(4) of the *Corporations Act 2001* (the *Act*).

Title

2. This instrument is ASIC Instrument 19-0100.

Commencement

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

Order

4. ASIC exempts Eastern Goldfields Limited (Administrators Appointed) ACN 100 038 266 (the *Company*) from the obligation to hold an Annual General Meeting (*AGM*) in accordance with section 250N of the Act for the 2018 calendar year.

Where this instrument applies

5. This instrument applies where the Administrators were appointed on 29 November 2018.

Conditions

6. The Company must:
 - a. take reasonable steps to maintain arrangements for answering, free of charge, reasonable enquiries from the Company's members about the consequences of the external administration;
 - b. arrange for a notice explaining the relief granted by this instrument in relation to the Company to be published on the ASX announcements platform; and
 - c. at the Company's next AGM held after the date of this instrument, being an AGM held for a calendar year after 2018, provide the following documents for consideration:
 - i. the Company's 2018 annual financial report, the content requirements of which must comply with s295 of the Act; and
 - ii. the Company's 2018 auditor's report, the contents requirements of which must comply with s308 of the Act.

- 2 -

Interpretation:

In this instrument:

Administrators means Martin Jones and Andrew Smith appointed as Joint and Several Voluntary Administrators of the Company on 29 November 2018 pursuant to Section 436A.

ASX means ASX Limited ACN 008 624 691.

Dated: 14 February 2019



Signed by Kyle Wright
As a delegate of the Australian Securities and Investments Commission

Instrument 19-0109**NOTICE UNDER SECTION 915F OF THE CORPORATIONS ACT 2001**

Notice is given under section 915F of the Corporations Act 2001 that the Australian Securities and Investments Commission has taken the action set out in the Notice below, which action took effect on 12 February 2019.

**Australian Securities and Investments Commission
Corporations Act 2001 section 915B****Notice of Cancellation of Australian Financial Services Licence**

To: Dampier Finance Australia Limited ACN 126 098 404

Under section 915B of the *Corporations Act 2001*, the Australian Securities and Investments Commission hereby cancels Australian financial services licence number 319331 held by Dampier Finance Australia Limited ACN 126 098 404.

Dated this 5th day of February 2019.

Signed:



Lisa Lu, a delegate of the Australian Securities and Investments Commission

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 fifteenth day of February 2019

Rosanne Bell
DELEGATE OF
THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

Name of Company	ARBN
BLUE EXPORT GROUP, LLC	614 977 249
GETVALUE LIMITED	112 456 372
HAYNES MANUALS, INC.	079 052 485
IMRITEC LIMITED	139 588 926
J CAPITAL RESEARCH LIMITED	162 071 463
MAIKII LIMITED	614 294 807
METEOGROUP IRELAND LIMITED	603 968 529
OCEAN SPEED LIMITED	112 006 854
PENDULUM PRODUCTIONS LTD	605 934 825
SQS INDIA BFSI LIMITED	126 335 617
STYBARROW MV 16 B.V.	117 620 354
THE INNOVATION UNIT LIMITED	616 838 281

CORPORATIONS ACT 2001
Subsection 601CC(4)

ASIC has struck the registered Australian bodies listed below off the register.

Dated this fifteenth day of February 2019

Rosanne Bell
DELEGATE OF
THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

Name of Company

ARBN

BROTHERS SPORTS CLUB BUNDABERG INCORPORATED

107 410 444

CORPORATIONS ACT 2001
Section 601CL(5)

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

Dated this fifteenth day of February 2019

Rosanne Bell
DELEGATE OF
THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

Name of Company

ARBN

FTI CONSULTING TECHNOLOGY LLC

113 069 506

TRUEEX LLC

618 554 064

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 fifteenth day of February 2019

Rosanne Bell
DELEGATE OF
THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

Name of Company

ARSN

BLACKROCK WHOLESALE PLUS AUSTRALIAN EQUITY
OPPORTUNITIES FUND

602 190 581

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.

CAPILANO HONEY LIMITED ACN 009 686 435 will change to a proprietary company limited by shares. The new name will be HIVE & WELLNESS AUSTRALIA PTY LTD ACN 009 686 435.

HELIOS GOLD LIMITED ACN 625 881 692 will change to a proprietary company limited by shares. The new name will be HELIOS GOLD PTY LTD ACN 625 881 692.

DIVERSE TECHNOLOGY INVESTMENTS PTY LTD ACN 626 544 796 will change to a public company limited by shares. The new name will be APPSVILLAGE AUSTRALIA LIMITED ACN 626 544 796.

RUBICON FINANCIAL SERVICES LIMITED ACN 078 265 264 will change to a proprietary company limited by shares. The new name will be RUBICON FINANCIAL SERVICES PTY LTD ACN 078 265 264.