



ASIC
Australian Securities &
Investments Commission

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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.

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21-0063

**Australian Securities and Investments Commission
Corporations Act 2001– Subsection 111AT(1) – Exemption**

Enabling legislation

1. The Australian Securities and Investments Commission (*ASIC*) makes this instrument under subsection 111AT(1) of the *Corporations Act 2001* (the *Act*).

Title

2. This instrument is ASIC Instrument 21-0063.

Commencement

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

Exemption

4. 360 Capital FM Limited ACN 090 664 396 (the *Responsible Entity*) in its capacity as the Responsible Entity of the Global Data Centre Securities Fund (Managed Fund) (ARSN 644 718 927) (the *Scheme*) does not have to comply with Part 2M.3 of the Act in relation to the scheme's first half-year ended 13 April 2021.

Conditions

5. The Responsible Entity must:
 - (a) comply with Part 2M.3 of the Act as if the first half-year of the Scheme is from 29 September 2020 to 31 December 2020; and
 - (b) include in the first half-year report of the Scheme a summary of the effect of this instrument.
6. The exemption ceases to apply where the Responsible Entity fails to comply with the conditions specified in paragraph 5 of this instrument by 20 April 2021.

Dated 29th day of January 2021



Signed by Joshua Bradbury

As a delegate of the Australian Securities and Investments Commission

21-0067

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

Enabling legislation

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

Title

2. This instrument is ASIC Instrument 21-0067.

Commencement

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

Exemption

Obligation to give a Product Disclosure Statement and receive an eligible application

4. REST, as trustee of the Fund, does not have to comply with subsections 1012B(3) or 1016A(2) of the Act in relation to the issue of a superannuation product in the Fund to a former member for the purpose of paying for the benefit of the former member any compensation owed by REST to the former member for a loss caused by a rollover request delay.

Conditions

5. REST must:
 - (a) take reasonable steps to contact the former member about the compensation owed to them and seek payment instructions from the former member including sending a letter to their last known postal or email address held by REST, adopting a multi-channel approach to contacting the former member and follow up communications;
 - (b) publish and maintain an accessible and prominent notice on the REST website (www.rest.com.au) providing details of the compensation process for 6 weeks from Tuesday 23 February 2021; and
 - (c) have arrangements in place to ensure that if REST opens an account for the former member to receive compensation due to the former member failing to provide valid payment instructions:
 - (i) the former member is reimbursed for an amount of the calculated estimate of the fees that must be levied on the superannuation product as a consequence of it being a MySuper product before any amount in the superannuation product is

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transferred to the Australian Taxation Office (*ATO*) under sub-subparagraph (ii); and

- (ii) subject to any instructions or direction to the contrary given to REST by the former member which REST is lawfully able to give effect to and to the extent permitted by law, a former member's withdrawal benefit (as that term is defined in Regulation 1.03 of the *Superannuation Industry (Supervision) Regulations 1994*) is to be transferred to the ATO at the earliest opportunity, either in accordance with powers under the Treasury Laws Amendment (Reuniting More Superannuation) Bill 2020 following royal assent or under the *Superannuation (Unclaimed Money and Lost Members) Act 1999*.

6. The relief in paragraph 4 of this instrument expires three months after this instrument commences if REST has not, in that three month period, published the accessible and prominent notice on the REST website (www.rest.com.au) described in subparagraph 5(b).

Interpretation

7. In this instrument:

calculated estimate, in relation to the fees mentioned in sub-subparagraph 5(c)(i), means an estimate of the fees assuming a 16 month period calculated in accordance with the following formulas:

- (a) for compensation less than and equal to \$3,438, the formula:

$$((\text{compensation} \times 3\% \text{ p.a.}) \times (1 + 5\%)) \times (1 + 6\% \text{ p.a.})$$

- (b) for compensation greater than \$3,438, the formula:

$$(((\text{compensation} \times 0.73\% \text{ p.a.}) + \$103.93) \times (1 + 5\%)) \times (1 + 6\% \text{ p.a.})$$

former member means a person who was a member of the Fund and incurred a loss (being a diminution in the value of their superannuation interest in the Fund and their withdrawal benefit) due to a rollover request delay.

Fund means Retail Employees Superannuation Trust ABN 62 653 671 394.

MySuper product has the same meaning as in subsection 10(1) of the *Superannuation Industry (Supervision) Act 1993*.

REST means Retail Employees Superannuation Pty Limited ABN 39 001 987 739.

rollover request delay means a failure by REST to process a rollover request from a member who was covered by a Workplace determination or Enterprise agreement between 1 January 2014 and 2 May 2018 in accordance with the prescribed period in regulation 6.34A of the *Superannuation Industry (Supervision) Regulations 1994* in circumstances where REST

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applied a business requirement for members to provide an employment termination date or separation certificate before a request to rollover to another superannuation fund was processed.

Dated this 25 day of January 2021.



Signed by Jane Eccleston
as a delegate of the Australia 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 twenty-ninth day of January 2021

Rosanne Bell
DELEGATE OF
THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

Name of Company	ARBN
EBURY PARTNERS MARKETS LTD	627 033 685
ODYSSEY LABS LTD	618 026 127
PWNT B.V.	603 187 337
REGUS PLC	141 571 342
TRG MANAGEMENT SINGAPORE PTE. LTD.	165 276 326

CORPORATIONS ACT 2001
Section 601CC(3)

ASIC will strike the companies listed below off the register three months after the publication of this notice, unless given acceptable reason not to proceed.

Dated this twenty-ninth day of January 2021

Rosanne Bell
DELEGATE OF
THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

Name of Company

ARBN

HILLROSS ADVISERS ASSOCIATION INC.

102 309 339

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.

MITRE MINING CORPORATION PTY LTD

ACN 645 578 454 will change to a public company limited by shares. The new name will be MITRE MINING CORPORATION LIMITED ACN 645 578 454.

PURIPHYRE LIMITED ACN 644 749 020 will change to a proprietary company limited by shares. The new name will be PURIPHYRE PTY LTD ACN 644 749 020.