



ASIC
Australian Securities &
Investments Commission

Commonwealth of Australia Gazette
No. A09/21, Tuesday 2 March 2021

Published by ASIC

ASIC Gazette

Contents

Notices under Corporations Act 2001

| | | | | |
|---------|---------|---------|---------|---------|
| 21-0104 | 21-0105 | 21-0133 | 21-0145 | 21-0148 |
|---------|---------|---------|---------|---------|

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.

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

Available from www.asic.gov.au
Email gazette.publisher@asic.gov.au

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21-0104

**Australian Securities and Investments Commission
Corporations Act 2001- Paragraph 951B(1)(a) - Exemption**

Enabling legislation

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

Title

2. This instrument is ASIC instrument 21-0104.

Commencement

3. This instrument commences on 5 February 2021.

Exemption

4. The Trust Company (RE Services) Limited ACN 003 278 831 (*VTH RE*) in its capacity as the responsible entity of Vitalharvest Freehold Trust (ARSN 626 537 362) (*VTH*), Macquarie Agricultural Funds Management Limited (ACN 122 169 368) as trustee of Macquarie Agriculture Fund – Crop Australia 2 (*MAFM*), and Macquarie Agricultural Funds Management No. 2 Pty Limited (ACN 611 566 217) as trustee of M2 Acquisition Trust (ABN 52 712 569 900) (*MAFML2*) do not have to comply with Division 2 of Part 7.7 of the Act.

Where this instrument applies

5. The exemption in paragraph 4 applies where *VTH RE*, *MAFM* or *MAFML2* provides or gives financial product advice to a *VTH* Unitholder that is:
 - (a) General Advice;
 - (b) provided in connection with the Scheme; and
 - (c) contained in the Scheme Booklet.

Interpretation

6. In this instrument:

General Advice has the meaning given by subsection 766B(4) of the Act.

Scheme means the trust scheme described in the Scheme Booklet under which *MAFML2* proposes to acquire 100% of the issued units in *VTH* for an all cash consideration of \$1.00 per unit, where the trust scheme is approved by resolutions passed at a meeting of *VTH* Unitholders:

- (a) to approve amendments to the constitution of *VTH* under section 601GC of the Act; and

21-0104

(b) to approve the acquisition under item 7 of section 611 of the Act.

Scheme Booklet means the explanatory statement and notice of meeting dated on or around 8 February 2021 sent by VTH RE as responsible entity of VTH to VTH unitholders in relation to the Scheme.

VTH Unitholder means a person who holds an interest in the units in VTH.

Dated this 5th day of February 2021

A handwritten signature in blue ink that reads "James Drew Efimov". The signature is written in a cursive style with a large initial 'J'.

Signed by Drew Efimov
as a delegate of the Australian Securities and Investments Commission

21-0105

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

Enabling legislation

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

Title

2. This instrument is ASIC Instrument 21-0105.

Commencement

3. This instrument commences on 5 February 2021.

Exemption

4. Macquarie Agricultural Funds Management No. 2 Pty Limited (ACN 611 566 217) as trustee of M2 Acquisition Trust (ABN 52 712 569 900) (*MAFML2*) does not have to comply with Division 5A of Part 7.9 of the Act.

Where this instrument applies

5. The exemption in paragraph 4 applies to any unsolicited offer or invitation made to VTH Unitholders as consideration for the transfer of interests in VTH to MAFML2 under the Scheme and as described in the Scheme Booklet.

Interpretation

6. In this instrument:

Scheme means the trust scheme described in the Scheme Booklet under which MAFML2 proposes to acquire 100% of the issued units in VTH for an all cash consideration of \$1.00 per unit, where the trust scheme is approved by resolutions passed at a meeting of the VTH Unitholders:

- (a) to approve amendments to the constitution of VTH under section 601GC of the Act; and
- (b) to approve the acquisition under item 7 of section 611 of the Act.

Scheme Booklet means the explanatory statement and notice of meeting dated on or around 8 February 2021 sent by VTH RE as responsible entity of VTH to VTH unitholders in relation to the Scheme.

VTH means the Vitalharvest Freehold Trust (ARSN 626 537 362).

21-0105

VTH RE means The Trust Company (RE Services) Limited (ACN 003 278 831).

VTH Unitholder means a person who holds an interest in the units in VTH.

Dated this 5th day of February 2021

A handwritten signature in blue ink that reads "James Drew Efmov". The signature is written in a cursive style with a large initial 'J'.

Signed by Drew Efmov
as a delegate of the Australian Securities and Investments Commission

21-0133

**Australian Securities and Investments Commission Corporations Act 2001 —
Subsection 741(1) — Variation**

Enabling legislation

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

Title

2. This instrument is ASIC Instrument 21-0133.


Commencement

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

Amendment

4. ASIC Instrument 20-0797 is varied as follows:
 - a) in subparagraph 5(a) omit “31 December 2020” and substitute “31 May 2021”; and
 - b) in subparagraph 5(c) omit “31 July 2020” and substitute “20 January 2021”.

Dated this 22nd day of February 2021



Signed by Roxton Narcis
as a delegate of the Australian Securities and Investments Commission

21 - 0145

Notice is given under section 920E of the Corporations Act 2001 that the Australian Securities and Investments Commission has made a banning order in the terms set out below, which order took effect on 24 February 2021.

AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION
IN THE MATTER OF ANDY HUI MIN HOANG
SECTIONS 920A AND 920B OF THE CORPORATIONS ACT 2001

To: Andy Hui Min Hoang

**ORDER UNDER SECTIONS 920A AND 920B OF THE
CORPORATIONS ACT 2001**

TAKE NOTICE that, under s920A(1)(d)(i), s920A(1)(da)(i), s920A(1)(e), s920A(1)(f) and s920B of the Corporations Act 2001, the Australian Securities and Investments Commission prohibits Andy Hui Min Hoang for a period of five years from providing any financial services.

Dated this 25th day of January 2021

Signed:

Graeme Darcy Plath

Delegate of the Australian Securities and Investments Commission

Your attention is drawn to s920C and s1311 of the Corporations Act 2001 that provide that a person commits an offence if they engage in conduct that breaches a banning order that has been made against them (Penalty: 600 penalty units or imprisonment for 5 years or both).

21-0148

**Australian Securities and Investments Commission
Corporations Act 2001 — Subsection 601CK(7) —Declaration**

Enabling legislation

1. The Australian Securities and Investments Commission (*ASIC*) makes this declaration under subsection 601CK(7) of the *Corporations Act 2001* (the *Act*).

Title

2. This instrument is ASIC Instrument 21-0148.

Commencement

3. This instrument commences on gazettal.

Declaration

4. Section 601CK does not apply to Cboe Futures Exchange, LLC ARBN 645 390 343 (*Company*) a foreign company incorporated in the State of Delaware in the United States of America in relation to a financial year ending on or after 31 December 2019 (*a relevant financial year*).

Where this instrument applies

5. This instrument applies where:
 - (a) The Company is registered under Division 2 of Part 5B.2 of the Act.
 - (b) The Company is not required by the law of the place of its incorporation or formation to prepare on an annual basis:
 - (i) a balance sheet at the end of the relevant financial year;
 - (ii) a profit and loss statement for the relevant financial year; or
 - (iii) a cash flow statement for the relevant financial year;
 - (c) The Company has not engaged in any activities in Australia other than in connection with the operation of an all-electronic futures market during the relevant financial year.
 - (d) The Company has not been a disclosing entity, a borrower in relation to a debenture or a guarantor of such a borrower in Australia at any time during the period commencing at the start of the relevant financial year

21-0148

and ending on the day on which the Company lodges a return under s601CK(9) of the Act following the end of the relevant financial year.

- (e) The Company's ultimate holding company is Cboe Global Markets, Inc., a company incorporated in the State of Delaware in the United States of America.
- (f) Cboe Global Markets, Inc. has lodged with the United States Securities and Exchange Commission an annual report (**Form 10-K**) which includes in relation to Cboe Global Markets, Inc. and its subsidiaries (including the Company), the following:
 - (i) Consolidated Balance Sheets;
 - (ii) Consolidated Statements of Income;
 - (iii) Consolidated Statements of Comprehensive Income;
 - (iv) Consolidated Statements of Equity; and
 - (v) Consolidated Statements of Cash Flows,

(collectively, *the consolidated financial statements*) for the relevant financial year within 4 months after the end of the relevant financial year.

- (g) In respect of the relevant financial year ending 30 December 2019, the Company has lodged a return in the form prescribed for the purposes of s601CK(9) of the Act with ASIC on or about the date of this instrument, with a copy of the most recent Form 10-K and most recent consolidated financial statements for Cboe Global Markets, Inc. attached.
- (h) In relation to relevant financial years ending on or after 30 December 2020, the Company lodges a return in the form prescribed for the purposes of s601CK(9) of the Act with ASIC within 4 months after the end of that relevant financial year, with a copy of the most recent Form 10-K and most recent consolidated financial statements for Cboe Global Markets, Inc. attached.

Dated this 26th day of February 2021



Signed by Priti Joshi
as 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 twenty-sixth day of February 2021

Rosanne Bell
DELEGATE OF
THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

| Name of Company | ARBN |
|----------------------------|-------------|
| IPT EDUCATION LIMITED | 161 820 793 |
| THE ADVISORY BOARD COMPANY | 140 233 209 |

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 twenty-sixth day of February 2021

Rosanne Bell
DELEGATE OF
THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

| Name of Scheme | ARSN |
|--|-------------|
| ANTARES DIRECT SEPARATELY MANAGED ACCOUNTS | 147 194 983 |
| APN COBURG NORTH RETAIL FUND | 601 833 363 |
| SCA UNLISTED RETAIL FUND 1 | 606 126 934 |

CORPORATIONS ACT 2001
Subsection 601PA(3)

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

Dated this twenty-sixth day of February 2021

Rosanne Bell
DELEGATE OF
THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

Name of Scheme

ARSN

PASSIVE INCOME (AUSTRALIAN PROPERTY) FUND

617 095 253

CORPORATIONS ACT 2001
Section 601CL(5)

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

Dated this twenty-sixth day of February 2021

Rosanne Bell
DELEGATE OF
THE AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

| Name of Company | ARBN |
|------------------------------------|-------------|
| GOODIES FOREX LIMITED | 163 614 515 |
| HONEYCOMB.TV LIMITED | 633 447 088 |
| WATTS ASIA PACIFIC SALES PTE. LTD. | 161 042 262 |

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.

GRAPHENE MANUFACTURING GROUP PTY LTD ACN 614 164 877 will change to a public company limited by shares. The new name will be GRAPHENE MANUFACTURING GROUP LTD ACN 614 164 877.

HIGHGATE PROPERTY GROUP PTY LIMITED ACN 601 613 656 will change to a public company limited by shares. The new name will be HIGHGATE PROPERTY GROUP LIMITED ACN 601 613 656.

KONEKT LIMITED ACN 009 155 971 will change to a proprietary company limited by shares. The new name will be KONEKT PTY LIMITED ACN 009 155 971.

PINDAN CAPITAL LTD ACN 139 599 652 will change to a proprietary company limited by shares. The new name will be PINDAN CAPITAL PTY LIMITED ACN 139 599 652.

THE CITADEL GROUP LIMITED ACN 127 151 026 will change to a proprietary company limited by shares. The new name will be THE CITADEL GROUP PTY LIMITED ACN 127 151 026.

HEALTH FOOD SYMMETRY PTY LTD ACN 639 091 240 will change to a public company limited by shares. The new name will be HEALTH FOOD SYMMETRY LIMITED ACN 639 091 240.

IRON ORE AND COKING LIMITED ACN 621 612 619 will change to a proprietary company limited by shares. The new name will be IRON ORE AND COKING PTY LTD ACN 621 612 619.

PANTHER METALS PTY LTD ACN 614 676 578 will change to a public company limited by shares. The new name will be PANTHER METALS LTD ACN 614 676 578.

POCKO HOLDINGS PTY LTD ACN 646 023 430 will change to a public company limited by shares. The new name will be BOOZEBUD HOLDINGS LTD ACN 646 023 430.