



**ASIC**  
Australian Securities &  
Investments Commission

Commonwealth of Australia Gazette  
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# 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](http://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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24-0037

**Australian Securities and Investments Commission  
Corporations Act 2001 - Paragraph 1020F(1)(c) – Declaration**

**Enabling legislation**

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

**Title**

2. This instrument is ASIC Instrument 24-0037.

**Commencement**

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

**Declaration**

4. Part 7.9 of the Act applies to Ironbark Asset Management (Fund Services) Limited ACN 116 232 154 (*Ironbark*) in its capacity as the responsible entity of the Spire Global Private Markets Portfolio (AUD) ARSN 670 712 231 (*Fund*), as if section 1017E of the Act were modified or varied as follows:
  - (a) in paragraph 1017E(4)(d) of the Act, omit "one month" and substitute "60 days"; and
  - (b) in paragraph 1017E(4)(e) of the Act, omit "end of that month" and substitute "end of the period referred to in paragraph (4)(d)".

**Where this instrument applies**

5. This instrument applies to interests in the Fund issued by Ironbark under a Product Disclosure Statement (*PDS*) for the interests where:
  - (a) the PDS includes a statement to the effect that money paid for the interests in the Fund may be held for up to 60 days starting on the day on which the money is received before the interests are issued or the money is returned; and
  - (b) the Fund holds interests in the Spire Global Private Markets Fund (AUD) established under a trust deed dated 21 August 2023.

Dated this 31st day of January 2024



Signed by Rachel Adams  
as a delegate of the Australian Securities and Investments Commission



**ASIC**  
Australian Securities &  
Investments Commission

**Australian Securities  
and Investments Commission**

Office address (inc courier deliveries):  
Level 7, 120 Collins Street,  
Melbourne VIC 3000

Mail address for Melbourne office:  
GPO Box 9827,  
Brisbane QLD 4001

Tel: +61 1300 935 075  
Fax: +61 1300 729 000

[www.asic.gov.au](http://www.asic.gov.au)

**24-0046**

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

**Notice of Cancellation of an Australian Financial Services Licence**

TO: One Energy Pty Ltd  
ACN 162 208 040 ("the Licensee")  
'A Plus Business Advisors' 7C Centro Avenue  
Subiaco WA 6008

Pursuant to paragraph 915B(3)(d) of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Australian Financial Services Licence number 438763 held by the Licensee, with effect from the date on which this notice is given to the Licensee.

Dated 14 February 2024

Signed *GP Mithen*.....

Gerard Mithen  
A delegate of the Australian Securities and Investments  
Commission



**ASIC**  
Australian Securities &  
Investments Commission

**Australian Securities  
and Investments Commission**

Office address (inc courier deliveries):  
Level 7, 120 Collins Street,  
Melbourne VIC 3000

Mail address for Melbourne office:  
GPO Box 9827,  
Brisbane QLD 4001

Tel: +61 1 300 935 075  
Fax: +61 1 300 729 000  
[www.asic.gov.au](http://www.asic.gov.au)

**24-0094**

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

**Notice of Cancellation of an Australian Financial Services Licence**

TO: Piccadilly Financial Services Pty Ltd  
ACN 096 525 914 ("the Licensee")  
Level 11  
60 Carrington Street  
SYDNEY NSW 2000

Pursuant to paragraph 915B(3)(d) of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Australian Financial Services Licence number 414417 held by the Licensee, with effect from the date on which this notice is given to the Licensee.

Dated 22 February 2024

Signed ..... *GP Mithen* .....

Gerard Mithen  
A delegate of the Australian Securities and Investments  
Commission



**ASIC**  
Australian Securities &  
Investments Commission

**Australian Securities  
and Investments Commission**

Office address (inc courier deliveries):  
Level 7, 120 Collins Street,  
Melbourne VIC 3000

Mail address for Melbourne office:  
GPO Box 9827,  
Brisbane QLD 4001

Tel: +61 1300 935 075  
Fax: +61 1300 729 000

[www.asic.gov.au](http://www.asic.gov.au)

**24-0095**

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

**Notice of Cancellation of an Australian Financial Services Licence**

TO: Aviation Insurance Brokers Australia Pty. Ltd.  
ACN 058 815 660 ("the Licensee")  
Building 221  
Qantas Avenue  
ARCHERFIELD QLD 4108

Pursuant to paragraph 915B(3)(d) of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Australian Financial Services Licence number 241 408 held by the Licensee, with effect from the date on which this notice is given to the Licensee.

Dated 22 February 2024

Signed *JP Mithen* .....

Gerard Mithen  
A delegate of the Australian Securities and Investments  
Commission



**ASIC**  
Australian Securities &  
Investments Commission

**Australian Securities  
and Investments Commission**

Office address (inc courier deliveries):  
Level 7, 120 Collins Street,  
Melbourne VIC 3000

Mail address for Melbourne office:  
GPO Box 9827,  
Brisbane QLD 4001

Tel: +61 1300 935 075  
Fax: +61 1300 729 000

[www.asic.gov.au](http://www.asic.gov.au)

**24-0096**

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

**Notice of Cancellation of an Australian Financial Services Licence**

TO: Hello Ladies Racing Syndications Pty Ltd  
ACN 657 197 503 ("the Licensee")  
16 Agasse Way  
TAPPING WA 6065

Pursuant to paragraph 915B(3)(d) of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Australian Financial Services Licence number 541031 held by the Licensee, with effect from the date on which this notice is given to the Licensee.

Dated 21 February 2024

Signed *GP Mithen* .....

Gerard Mithen  
A delegate of the Australian Securities and Investments  
Commission

24-0102

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

**Enabling legislation**

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

**Title**

2. This instrument is ASIC Instrument 24-0102.

**Commencement**

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

**Exemption**

4. Network Investment Holdings Pty Limited ACN 078 448 512 (*Bidder*) does not have to comply with subsection 654A(1) of the Act.

**Where this instrument applies**

5. This instrument applies where:
  - (a) the Bidder makes an off-market takeover bid for all of the ordinary shares in Boral Limited ACN 008 421 761 (*Target*), in respect of which a bidder's statement has been lodged with ASIC;
  - (b) Industrial Investment Holdings Pty Ltd ACN 166 596 710 (*IIH*), a subsidiary of the Bidder, holds fully paid ordinary shares in the Target (*IIH Boral Shares*);
  - (c) IIH disposes of IIH Boral Shares to Noteholders during the Bidder's bid period upon the exercise by Noteholders of their Exchange Right under the Terms of the Exchangeable Notes (*Disposed Shares*);
  - (d) the Bidder is also taken to have disposed of the Disposed Shares by operation of subsection 608(3) of the Act; and
  - (e) the Bidder's Statement contains the following statements and information:
    - (i) a summary of the Terms of the Exchangeable Notes;

## 24-0102

- (ii) the total maximum number of IHH Boral Shares that IHH may be required to dispose of under the Terms of the Exchangeable Notes (*Aggregate Disposed Shares*);
- (iii) the total maximum number of Boral Shares that the Bidder will hold in the Target after the number of Aggregate Disposed Shares is subtracted, immediately before the bidder's statement is lodged with ASIC – expressed as either:
  - (1) a number of securities; or
  - (2) a percentage of the total number of Boral Shares; and
- (iv) a statement describing the need for, and effect, of this instrument.

**Interpretation**

*Boral Shares* means fully paid ordinary shares in the Target.

*Exchangeable Notes* means the senior exchangeable notes issued by the Bidder in October 2022 (due to mature in October 2027) that are quoted on SGX and exchangeable into Boral Shares.

*Exchange Right* means the right of Noteholders to exchange their Exchangeable Notes into Boral Shares in accordance with the Terms of the Exchangeable Notes.

*Noteholders* means the registered holders of Exchangeable Notes issued by the Bidder.

*SGX* means the financial market operated by Singapore Exchange Securities Trading Limited.

*Terms of the Exchangeable Notes* means the terms and conditions of the Exchangeable Notes offer set out in the offering circular released on SGX on 7 October 2022.

Dated 19<sup>th</sup> day of February 2024



Signed by Adam Prior  
as a delegate of the Australian Securities and Investments Commission



24-0103

**Australian Securities and Investments Commission  
Corporations Act 2001 – Paragraphs 601QA(1)(a), 926A(2)(a) and 1020F(1)(a) –  
Exemptions**

**Enabling legislation**

1. The Australian Securities and Investments Commission (ASIC) makes this instrument under paragraphs 601QA(1)(a), 926A(2)(a) and 1020F(1)(a) of the *Corporations Act 2001* (the Act).

**Title**

2. This instrument is ASIC Instrument 24-0103.

**Commencement**

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

**Exemptions**

4. Atha Energy Corp., a Canadian Company incorporated in accordance with the laws of British Columbia, Canada (Atha) does not have to comply with:
  - (a) subsection 911A(1) of the Act for the provision of the following financial services:
    - (i) dealing in an interest in the Sale Facility;
    - (ii) the provision of general advice in relation to an interest in the Sale Facility; and
  - (b) subsection 601ED(5) of the Act in relation to the Sale Facility;
  - (c) Divisions 2 to 5 of Part 7.9 of the Act in relation to an interest in the Sale Facility;
  - (d) Division 5A of Part 7.9 of the Act in relation to an invitation to participate in the Sale Facility.

**Where this instrument applies**

5. The exemptions in paragraph 4 apply in relation to the Sale Facility where that facility satisfies all of the following:
  - (a) The financial products that may be disposed of through the Sale Facility are New Atha Shares that will be admitted to quotation on the CSE or TSXV (as applicable); and
  - (b) Under the terms of the Sale Facility all of the following apply:
    - (i) The New Atha Shares of participating holders to be disposed through the Sale Facility are pooled;
    - (ii) A broker disposes of the New Atha Shares in the ordinary course of trading on the CSE or TSXV (as applicable); and
    - (iii) Each participating holder is paid their proportion of the proceeds of the sale, net of expenses (to the extent, if any, that they are not met by Atha) as soon as practicable and in any event within eight weeks after the Trading Commencement Date.

**24-0103****Conditions**

6. In order to rely on the exemptions in paragraph 4, Atha must do all the following:
  - (a) use reasonable endeavours to ensure that 92 Energy gives or sends the Scheme Booklet to participating holders in accordance with the orders made by the Federal Court on 20 February 2024; and
  - (b) ensure the Sale Facility does not remain open for longer than 12 months.
7. The Scheme Booklet:
  - (a) must contain all of the following:
    - (i) a statement that the Sale Facility is open until the expiry date set out in the Scheme Booklet;
    - (ii) information about the minimum and maximum number of financial products a participating holder can sell through the Sale Facility;
    - (iii) a statement that the market price of New Atha Shares is subject to change from time to time;
    - (iv) information about how to obtain up-to-date information on the market price of the New Atha Shares;
    - (v) information about any expenses relating to the disposal of New Atha Shares that will be paid by participating holders;
    - (vi) information about how the proceeds of sale of New Atha Shares disposed of through the Sale Facility will be allocated between participating holders;
    - (vii) information as to whether the amount of money received by the participating holder for New Atha Shares disposed of through the Sale Facility may be more or less than the actual price that is received by the broker for the New Atha Shares;
    - (viii) information about any other significant characteristics or features of the Sale Facility or of the rights and obligations of participating holders who elect to participate in the facility;
    - (ix) information about any alternatives that the holder may have to participating in the Sale Facility; and
  - (b) must be presented in a clear, concise and effective manner; and
  - (c) may be made up of two or more separate documents that are given at the same time and by the same means.

**Exclusion**

8. Atha cannot rely on this instrument if ASIC has given a notice to Atha which states that Atha cannot rely on this instrument and ASIC has not withdrawn that notice.

## 24-0103

**Interpretation**

9. In this instrument:

**92 Energy** means 92 Energy Limited ACN 639 228 550.

**Atha Share** means a fully paid and non-assessable common share in the capital of Atha.

**broker** means a participant of the licensed market operated by CSE or TSXV (as applicable) together with its related body corporate with whom Atha has entered arrangements in relation to the operation of the Sale Facility.

**CSE** means the Canadian Securities Exchange.

**facility** has for the definition of Sale Facility, a meaning affected by section 762C of the Act.

**Ineligible Foreign Holder** has the meaning given in the Scheme Booklet.

**New Atha Share** means an Atha Share to be issued to a Scheme Participant under the terms of the Scheme.

**participating holder** means a person who:

- (a) is entitled to New Atha Shares should the Scheme be implemented; and
- (b) has elected to participate in the Sale Facility; or
- (c) is an Ineligible Foreign Holder.

**register of members** means the register of members required to be set up and maintained under section 168 of the Act.

**Sale Facility** means the facility operated by Atha through which a participating holder can sell their New Atha Shares in accordance with the terms set out in the Scheme Booklet.

**Scheme** means a scheme of arrangement under Part 5.1 of the Act between 92 Energy and the Scheme Participants substantially in the form annexed to the Scheme Booklet, or in such other form as Atha and 92 Energy may agree in writing.

**Scheme Booklet** means the explanatory statement under section 411 of the Act dated on or about 20 February 2024 that is:

- (a) sent to shareholders of 92 Energy in connection with the proposed acquisition, by a scheme of arrangement, of all the shares in 92 Energy by Atha; and
- (b) in substantially the same form as that provided to ASIC on 14 February 2024.

**Scheme Participant** has the meaning given to that term in the Scheme Booklet.

**Trading Commencement Date** means the day on which the New Atha Shares commence trading on the CSE or TSXV (as applicable).

**TSXV** means the TSX Venture Exchange.

**24-0103**

Dated this day 19<sup>th</sup> of February 2024.

A handwritten signature in black ink, appearing to read 'Daniel Slupek', written in a cursive style.

Signed by Daniel Slupek  
as a delegate of the Australian Securities and Investments Commission



ASIC

Australian Securities &amp; Investments Commission

24-0104

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

TO: D Dangerfield & M.E Dangerfield  
ABN 70 174 559 060 ("the Licensee")  
C/O Dangerfield Accounting  
Unit 14, 2962 Logan Road  
Underwood QLD 4119

Pursuant to paragraph 915B(2) (d) of the Corporations Act 2001 (the Act), the Australian Securities and Investments Commission hereby cancels Australian Financial Services Licence number 485822 ("Licence") held by the Licensee, with effect from the date on which this notice is given to the Licensee.

Dated 19 February 2024

Signed *N Vonarx* .....

Nicholas Vonarx  
A delegate of the Australian Securities and Investments  
Commission

24-0107

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

**Enabling legislation**

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

**Title**

2. This instrument is ASIC Instrument 24-0107.

**Commencement**

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

**Exemption**

4. Yowie Group Ltd ACN 084 370 669 (*Yowie*) does not have to comply with section 638 of the Act to the extent that subsection 638(1A) of the Act has the effect that a target's statement must contain information that is known to Mr Nicholas Bolton, non-executive director of Yowie (*Mr Bolton*) and Mr John Patton, non-executive director of Yowie (*Mr Patton*).

**Where this instrument applies**

5. The exemption in paragraph 4 applies where:
  - (a) Keybridge Capital Management Limited ACN 088 267 190 (*Keybridge*) announced publicly on 29 December 2023 that it intends to acquire all of the ordinary shares that Keybridge does not own in Yowie under an off-market takeover bid (*Offer*);
  - (b) Mr Bolton is a non-executive director of Yowie, and Managing Director and Chief Executive Officer of Keybridge;
  - (c) Mr Patton is a non-executive director of Yowie, and Non-Executive Chairman and Company Secretary of Keybridge;
  - (d) Yowie has advised ASIC that Mr Bolton and Mr Patton have not at any time been involved in making decisions in relation to, or the consideration of Yowie's response to, the Offer;
  - (e) Yowie has advised ASIC that it will include in the target's statement information about the reasons for, and effect of, this instrument.

Dated this 19th day of February 2024



Signed by Mario Brce  
as a delegate of the Australian Securities and Investments Commission

24-0108

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

**Enabling legislation**

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

**Title**

2. This instrument is ASIC Instrument 24-0108

**Commencement**

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

**Exemption**

4. Avior and its Controllers do not have to comply with section 606 of the Act.

**Where this instrument applies**

5. This instrument applies where:
  - a) Avior and its Controllers acquire a relevant interest in the Shares as a result of the transfer of the Shares to Avior on implementation of the Court Order and pursuant to the DOCA;
  - b) the Deed Administrators made available to Shareholders the following documents at the Website:
    - i. Explanatory Statement;
    - ii. Notices advertising proceeding COR 196 of 2023; and
    - iii. Independent Expert's Report;
  - c) on 21 December 2023 notice informing Shareholders of the Proceedings was:
    - i. served by post or by electronic mail;
    - ii. published on the markets announcement platform operated by ASX Limited ACN 008 624 691;
    - iii. published on the Website; and
    - iv. published in the Australian, the Australian Financial Review and the West Australian,

24-0108

with such notice advising Shareholders the documents at paragraph 5(b) would be available for download at the Website on and from 17 January 2024;

- d) on 31 January 2024, notice informing Shareholders of the Proceedings and the documents referred to in paragraph 5(b) was:
- i. served by post mail;
  - ii. published on the markets announcement platform operated by ASX Limited ACN 008 624 691;
  - iii. published on the Website; and
  - iv. published in the Australian, the Australian Financial Review and the West Australian,

with such notice advising Shareholders the documents at paragraph 5(b) were available for download at the Website.

#### Interpretation

6. In this instrument:

**Avior** means Avior Asset Management Pty Ltd ACN 653 778 431 (or its nominee, being Avior Funds Management Pty Ltd ACN 653 778 520).

**Catalano** means Catalano Seafood Limited (subject to Deed of Company Arrangement) ACN 633 353 125.

**Controllers** means entities or persons who by operation of section 608 of the Act acquire a relevant interest in the Shares as a result of Avior acquiring a relevant interest in such Shares.

**Court Order** means the order of the Supreme Court of Western Australia in the Proceedings made 15 February 2024, permitting the Deed Administrators to transfer the Shares to Avior under section 444GA of the Act.

**Deed Administrators** means Linda Methven Smith and Robert Conry Brauer in their capacity as joint and several deed administrators of Catalano pursuant to the DOCA.

**DOCA** means the deed of company arrangement between the Deed Companies, Avior and the Deed Administrators dated 22 November 2023.

**Explanatory Statement** means the Explanatory Statement dated 17 January 2024 prepared by the Deed Administrators.

**Independent Expert's Report** means the independent expert's report dated 17 January 2024 prepared by RSM Corporate Australia Pty Ltd AFSL 255847 (ABN 82 050 508 024).

**Originating Process** means the application filed with the Supreme Court of Western Australia on 14 December 2023.

**Proceedings** means the proceedings in the Supreme Court of Western Australia in proceeding number COR 196 of 2023.

**Shares** means all of the issued shares in Catalano.



**24-0108**

*Shareholders* means all of the shareholders of Catalano registered in the company's share register as at 26 October 2023.

*Website* means <https://www.mcgrathnicol.com/creditors/catalano-seafood-ltd/>

Dated this 21<sup>th</sup> day of February 2024



Signed by Caitlin Chau  
as a delegate of the Australian Securities and Investments Commission



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Australian Securities &  
Investments Commission

**Australian Securities  
and Investments Commission**

Office address (inc courier deliveries):  
Level 7, 120 Collins Street,  
Melbourne VIC 3000

Mail address for Melbourne office:  
GPO Box 9827,  
Brisbane QLD 4001

Tel: +61 1300 935 075  
Fax: +61 1300 729 000

[www.asic.gov.au](http://www.asic.gov.au)

**24-0111**

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

**Notice of Cancellation of an Australian Financial Services Licence**

TO: Westpac RE Limited  
ACN 000 742 478 ("the Licensee")  
C/- Westpac Group Secretariat  
Westpac Place  
Level 18 275 Kent Street  
SYDNEY NSW 2000

Pursuant to paragraph 915B(3)(d) of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Australian Financial Services Licence number 233717 held by the Licensee, with effect from the date on which this notice is given to the Licensee.

Dated 20 February 2024

Signed *Gerard Mithen*.....

Gerard Mithen  
A delegate of the Australian Securities and Investments  
Commission

24-0119

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 13 February 2024.

**AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION****NOTICE OF CANCELLATION OF AUSTRALIAN FINANCIAL SERVICES LICENCE**

To: **Mutual Care Pty Ltd ACN 121 556 205**

Under section 915C (1) of the Corporations Act 2001, the Australian Securities and Investments Commission cancels Australian Financial Services Licence number 318116 held by Mutual Care Pty Ltd.

Dated: 2nd of February 2024.

Signed:



Melanie Baxter  
Delegate of the Australian Securities and Investments Commission

CORPORATIONS ACT 2001  
Section 601CL(5)

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

Dated this twenty-third day of February 2024

**Name of Company****ARBN**

HINE LIMITED

641 249 774

KEPCO PLANT SERVICE &amp; ENGINEERING CO., LTD.

089 965 873

KON-VERT (HK) LIMITED

653 464 745

PARIS GEORGIA LIMITED

664 914 069

SINGPAC FINANCE AND EQUITY CORPORATION LIMITED

609 759 784

THORNTON TOMASETTI WARRINGTON LIMITED

134 260 834

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.

**CDI RESOURCES LIMITED** ACN 654 999 210 will change to a proprietary company limited by shares. The new name will be CDI RESOURCES PTY LTD ACN 654 999 210.

**ONE FRONTIER HEALTH LIMITED** ACN 668 191 544 will change to a proprietary company limited by shares. The new name will be ONE FRONTIER HEALTH PTY LTD ACN 668 191 544.

**VBX LIMITED** ACN 163 215 914 will change to a proprietary company limited by shares. The new name will be VBX PTY LTD ACN 163 215 914.

**HOOZU HOLDINGS LTD** ACN 616 314 464 will change to a proprietary company limited by shares. The new name will be HOOZU HOLDINGS PTY LTD ACN 616 314 464.

**PENRITH LAKES DEVELOPMENT CORPORATION LTD** ACN 000 133 951 will change to a proprietary company limited by shares. The new name will be PENRITH LAKES DEVELOPMENT CORPORATION PTY LTD ACN 000 133 951.