



**ASIC**  
Australian Securities &  
Investments Commission

Commonwealth of Australia Gazette

No. A51/23, Tuesday 5 December 2023

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](http://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](http://www.asic.gov.au)  
Email [gazette.publisher@asic.gov.au](mailto:gazette.publisher@asic.gov.au)

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23-0771

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

**Enabling legislation**

1. The Australian Securities and Investments Commission (ASIC) makes this instrument under s926A(2)(a) of the *Corporations Act 2001*.

**Title**

2. This instrument is ASIC Instrument 23-0771.

**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 Sch 2 of the *ASIC Corporations (Repeal and Transitional) Instrument 2016/396* 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) Kennedy Lewis Residential Property Income Advisors LLC, a company incorporated under the laws of the US and registered with the US Securities and Exchange Commission under the primary registration of Kennedy Lewis Management LP, file number 801-112622 (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**

1. The exemption in paragraph 5 applies where all of the following apply:
  - (a) the body is:
    - (i) a registered broker dealer that is a member of the Securities Investor Protection Corporation established under the Securities Investor Protection

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Act of 1970 of the US and that is a member of FINRA and FINRA is the body's examining authority; or

(ii) a registered broker dealer that is an OTC derivatives dealer within the meaning of Rule 3b-12 promulgated under the Exchange Act who is affiliated within the meaning of that Rule with a registered broker dealer who is a member of FINRA; or

(iii) a registered investment adviser;

(b) the body is either:

(i) a body corporate incorporated in the US or a State of the US; or

(ii) a partnership formed in the US or a State of the US;

(c) the body:

(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;

(d) the body's primary business is the provision of financial services;

(e) neither the body nor its Agent has been notified by ASIC that the body is excluded from relying on this instrument;

(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.

2. Where the body provides any of the following financial services (the **financial services**) in this jurisdiction to wholesale clients (and the body is authorised under US regulatory requirements to provide the financial service in the US):

(a) providing financial product advice; or

(b) dealing in financial product;

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in respect of any of the following financial products (that the body is authorised under US regulatory requirements to provide the financial services on in the US):

- (a) derivatives;
- (b) foreign exchange contracts;
- (c) securities;
- (d) debentures, stocks or bonds issued by a government;
- (e) managed investment products; or
- (f) interests in a managed investment scheme that is not required to be registered under Chapter 5C of the Act.

3. Where the body has provided ASIC with all of the following:

- (a) evidence and submissions that paragraph 1(a) of Schedule A is satisfied;
- (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 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;

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- (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 (being consents in such form (if any) as ASIC specifies in writing).

#### Schedule B

1. 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.
2. 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 broker dealer or 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.

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**Interpretation**

In this instrument:

*Act* means the *Corporations Act 2001*.

*address*, in relation to a company, means the address of the registered office of the company.

*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*.

*dealing* has the meaning given by section 9 of the Act.

*derivative* has the meaning given by section 9 of the Act.

*examining authority*, in relation to the body, means a self-regulatory organisation to which the body belongs which has not been relieved of the responsibility relating to the body under s17(d)(1)(A) of the Exchange Act in any respect.

*Exchange Act* means the *Securities and Exchange Act 1934* (US).

*financial product* has the meaning given by section 9 of the Act.

*financial product advice* has the meaning given by section 761A of the Act.

*financial services law* has the meaning given by section 761A of the Act.

*FINRA* means the Financial Industry Regulation Authority of the US.

*foreign exchange contract* has the meaning given by section 761A of the Act.

*managed investment product* has the meaning given by section 761A 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 broker dealer* means a broker dealer registered under s15(b) of the Exchange Act.

*registered investment adviser* means a body corporate or a partnership formed in the US or a State of the US registered under section 203(c) of the *Investment Advisers Act of 1940* (US).

*SEC* means the Securities and Exchange Commission of the US.

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*securities* has the meaning given by section 9 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:

- (a) any applicable legislation, instruments made under that legislation and any relevant policies or other documents (however described) issued by the SEC, and
- (b) if the body is covered by subparagraph 1(a)(i) of Schedule A but not subparagraphs (a)(ii) or (iii) of that Schedule – any applicable rules, policies or other documents (however described) of FINRA.

*wholesale client* has the meaning given by section 761A of the Act.

Dated this 27<sup>th</sup> day of November 2023.



Signed by Nessa Foo  
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):  
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**23-0850**

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

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

TO: Citisecurities Limited  
ACN 008 489 610 ("the Licensee")  
Level 22, 2 Park 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 238099 held by the Licensee, with effect from the date on which this notice is given to the Licensee.

Dated 20 November 2023

Signed *Gerard Mithen*.....

Gerard Mithen  
A delegate of the Australian Securities and Investments  
Commission





**ASIC**  
Australian Securities &  
Investments Commission

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and Investments Commission**

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**23-0852**

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

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

TO: C S Energy Limited  
ACN 078 848 745 ("the Licensee")  
Level 12, 31 Duncan Street  
Fortitude Valley QLD 4006

Pursuant to paragraph 915B(3)(d) of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Australian Financial Services Licence number 236777 held by the Licensee, with effect from the date on which this notice is given to the Licensee.

Dated 23 November 2023

Signed ..... *N Vonarx* .....

Nicholas Vonarx  
A delegate of the Australian Securities and Investments  
Commission



**ASIC**  
Australian Securities &  
Investments Commission

**Australian Securities  
and Investments Commission**

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**23-0853**

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

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

TO: The Fairbairn Partnership Pty Ltd  
ACN 621 141 213 ("the Licensee")  
Level 7, 2 Bligh 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 509880 held by the Licensee, with effect from the date on which this notice is given to the Licensee.

Dated 24 November 2023

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

Gerard Mithen  
A delegate of the Australian Securities and Investments  
Commission



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Investments Commission

**Australian Securities  
and Investments Commission**

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**23-0855**

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

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

TO: QB4 Capital Asset Management Pty Ltd  
ACN 605 013 803 ("the Licensee")  
167-169 Queen Street  
MELBOURNE VIC 3000

Pursuant to paragraph 915B(3)(d) of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Australian Financial Services Licence number 482248 held by the Licensee, with effect from the date on which this notice is given to the Licensee.

Dated 17 November 2023

Signed *N Vonarx* .....

Nicholas Vonarx  
A delegate of the Australian Securities and Investments  
Commission

23-0860

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

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

TO: ACM Insurance Brokers Pty Ltd  
ACN 110 840 901 ("the Licensee")  
Suite 601, Level 6, 434 St Kilda Road  
MELBOURNE VIC 3004

Pursuant to paragraph 915B(3)(d) of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Australian Financial Services Licence number 281790 held by the Licensee, with effect from the date on which this notice is given to the Licensee.

Dated 23 November 2023

Signed



Jedo Charles  
A delegate of the Australian Securities and Investments Commission



**ASIC**  
Australian Securities &  
Investments Commission

**Australian Securities  
and Investments Commission**

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

**23-0865**


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

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

TO: Vicaretti & Associates Pty Ltd  
ACN 119 633 957 ("the Licensee")  
Suite 3 Level 3  
31 Cowper Street  
PARRAMATTA NSW 2150

Pursuant to paragraph 915B(3)(d) of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Australian Financial Services Licence number 489254 held by the Licensee, with effect from the date on which this notice is given to the Licensee.

Dated 23 November 2023

Signed 

Jedo Charles  
A delegate of the Australian Securities and Investments  
Commission

23-0868

## NOTICE UNDER SECTION 920E OF THE CORPORATIONS ACT 2001

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 3 August 2021.

## AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

## IN THE MATTER OF PAMELA MARGARET ANDERSON


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

To: Pamela Margaret Anderson

Take notice that under sections 920A and 920B of the Corporations Act 2001 the Australian Securities and Investments Commission prohibits Pamela Margaret Anderson from:

- (a) providing any financial services for a period of two years; and
- (b) performing, from 30 August 2021 until expiry of the period in paragraph (a), the following specified functions involved in the carrying on of a financial services business (including as an officer, manager, employee, contractor or in some other capacity):
  - (i) managing, supervising or auditing the provision of financial services; and
  - (ii) the provision of training about financial services or financial products.

Dated this 2<sup>nd</sup> day of August 2021

Signed: 

Christine Croft  
Delegate of the Australian Securities and Investments Commission

Your attention is drawn to section 920C(2) of the Corporations Act 2001 which provides that a person must not engage in conduct which breaches a banning order that has been made against the person. Contravention of section 920C(2) is an offence.

23-0883

**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 28 November 2023.

**Australian Securities and Investments Commission****Notice of cancellation of Australian financial services licence**

To: Equititrust Limited  
ACN 061 383 944  
65-67 THOMAS DR  
SURFERS PARADISE  
QLD 4217

**TAKE NOTICE** that under s915B(3)(b) of the *Corporations Act 2001* (**Act**) the Australian Securities and Investments Commission (**ASIC**) hereby cancels Australian financial services licence number 230471 (**licence**) held by Equititrust Limited ACN 061 383 944 (**licensee**).

Under section 915H of the Act, ASIC specifies that the Licence continues in effect until 30 November 2025 as though the cancellation had not happened for the purposes of the provisions of the Act specified in Schedule B in relation to the matters specified in Schedule A.

**Schedule A**

The provision by the Licensee of financial services that are:

- a) reasonably necessary for, or incidental to, the winding up of the Equititrust Income Fund ARSN 089 079 854 and the Equititrust Priority Class Income Fund ARSN 089 079 729;
- b) reasonably necessary for, or incidental to, the orderly winding down of the unregistered managed investment scheme, the Equititrust Premium Fund.

**Schedule B**

The following provisions of the Act:

- (a) Chapter 5C of the Act; and
- (b) the provisions of Chapter 7 of the Act, other than the provisions in Parts 7.2, 7.3, 7.4 and 7.5.

Dated this 17th day of November 2023



Signed .....

Phillip Mines

Delegate of the Australian Securities and Investments Commission



23-0884

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

**Enabling legislation**

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

**Title**

2. This instrument is ASIC Instrument 23-0884.

**Commencement**

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

**Declaration**

4. Chapter 6D of the Act applies to an offer of ordinary shares in Genesis Minerals Limited ACN 124 772 041 (*Company*) (*Shares*) as if paragraph 708A(5)(b) of the Act were modified by deleting the words “5 days” and substituting the words “6 days”.
5. Chapter 6D of the Act applies to an offer of Shares in the Company as if paragraph 708AA(2)(c) of the Act were modified by deleting the words “5 days” and substituting the words “6 days”.

**Exemption**

6. The Company does not have to comply with Part 6D.2 or 6D.3 of the Act for an offer of shares for issue under a Purchase Plan.

**Where this instrument applies**

7. The modification in paragraph 4 of this instrument applies where:
  - (a) the Shares are issued in the period between the date of this instrument and 17 April 2024;
  - (b) the offer of Shares in the Company does not require disclosure under Part 6D.2 of the Act because of section 708 of the Act;
  - (c) trading in the fully paid shares of the Company on the financial market operated by ASX Limited ACN 008 624 691 (*ASX*) is not suspended for more than a total

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of 5 days during the period between the date of this instrument and the relevant issue of Shares under paragraph 7(b); and

(d) the Company has given ASX a notice under paragraph 708A(5)(e) of the Act which complies with subsection 708A(6) of the Act.

8. The modification in paragraph 5 of this instrument applies where:

(a) the offer to issue the Shares is made under a rights issue to shareholders of the Company or under a related issue;

(b) the offer occurs in the period between the date of this instrument and 17 April 2024;

(c) trading in the fully paid shares of the Company on the financial market operated by ASX is not suspended for more than a total of 5 days during the period between the date of this instrument and the relevant issue of Shares under paragraph 8(b); and

(d) the Company has given ASX Limited ACN 008 624 691 a notice under paragraph 708AA(2)(f) of the Act which complies with subsection 708AA(7) of the Act.

9. The exemption in paragraph 6 of this instrument applies where:

(a) the offer to issue the Shares is made under a Purchase Plan;

(b) the offer occurs in the period between the date of this instrument and 17 April 2024;

(c) trading in the fully paid shares of the Company on the financial market operated by ASX is not suspended for more than a total of 5 days during the period between the date of this instrument and the relevant issue of Shares under paragraph 9(b); and

(d) the Company:

i. satisfies the requirements of LI 2019/547 except for subparagraph 7(a)(ii); and

ii. would satisfy the requirement in subparagraph 7(a)(ii) of LI 2019/547 if that subparagraph were to read:

“is not suspended from trading and was not suspended from trading on the market for more than a total of 6 days during the shorter of the period during

23-0884

which the class was quoted and the period of 12 months before the day on which the offer is made”

**Interpretation**

*LI 2019/547* means *ASIC Corporations (Share and Interest Purchase Plans) Instrument 2019/547*.

*Purchase Plan* has the meaning given in *LI 2019/547*.

Dated this 28 day of November 2023



Signed by Sean Ferguson  
as a delegate of the Australian Securities and Investments Commission

23-0885

**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 27 November 2023.

**Australian Securities and Investments Commission**

**Notice of cancellation of Australian financial services licence**

To: Remi Investment Services Pty Ltd  
ACN 104 597 784

TAKE NOTICE that under s915B(3)(a) of the Corporations Act 2001, the Australian Securities and Investments Commission hereby cancels Australian financial services licence number 234703 held by Remi Investment Services Pty Ltd ACN 104 597 784.

Dated this 23<sup>rd</sup> day of November 2023.



Signed .....

Andrew Stecher  
Delegate of the Australian Securities and Investments Commission

23-0888

**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 23-0888.

**Commencement**

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

**Declaration**

4. Chapter 6 of the Act applies to a holder of ordinary shares in Nimble Money Limited ACN 128 541 542 (*Nimble*) as if Part 6.2 of the Act were modified or varied by inserting the following after item 10 of section 611:

*"Shortfall issues*

10AA An acquisition that results from an issue of securities that satisfies all of the following conditions:

- (a) a company offers to issue securities in a particular class;
- (b) offers are made on condition that the securities to which the offers relate may only be issued where an offer of the securities has first been made to, but not accepted by, a holder of securities in that class (or their assignee) under an offer referred to in item 10 (*item 10 offer*);
- (c) offers are made to every person to whom the item 10 offers are made and are not made to any other person;  
Note: the item 10 offers need not be made to every person who holds securities in the class: see section 615.
- (d) all of those persons have a reasonable opportunity to accept the offers made to them;
- (e) agreements to issue are not entered into until a specified time for acceptances of offers has closed;
- (f) the terms of all the offers are the same; and
- (g) the securities are offered at the same price per security as the securities offered under the item 10 offers."

23-0888

**Where this instrument applies**

5. This declaration applies to an acquisition of a relevant interest in ordinary shares in Nimble (*Shares*) as a result of the acceptance of an offer (*shortfall offer*) of those Shares that are not applied for under a rights issue of Shares made on or about 23 November 2023, where:
- (a) the offer period for the shortfall offers is the same as the offer period for the rights issue;
  - (b) Shares offered under the shortfall offers are issued at or about the same time as Shares offered under the rights issue; and
  - (c) Nimble will allocate Shares under the shortfall offer to persons not associated with Enares Pty Ltd ACN 001 060 359 (**Enares**) (or its associates) and/or Van Diemens Land Finance Pty Ltd ACN 605 474 155 (**VDLF**) (or its associates) in priority to Enares (and/or its associates) and VDLF (and/or its associates).
  - (d) Nimble will not allocate Shares under the shortfall offer to a related party of Nimble or an associate of a related party of Nimble.
  - (e) the shortfall offers are subject to a condition to the effect that if Nimble receives applications for Shares under the shortfall offers that in aggregate are more than the total number of Shares that have not been applied for under the rights issue (*Shortfall*), then the applications under the shortfall offers will be scaled back:
    - (i) on a pro-rata basis, according to the relative number of Shares held by each applicant under the shortfall offers on the record date for the rights issue;
    - (ii) so that the maximum number of Shares to be issued under the shortfall offers does not exceed the Shortfall; and
    - (iii) so that no person will be issued with more than the number of Shares they applied for under the shortfall offers.

Dated this 29<sup>th</sup> day of November 2023

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

23-0893

**Australian Securities and Investments Commission  
Corporations Act 2001 – Paragraph 601QA(1)(b) – Declaration**

**Enabling legislation**

1. The Australian Securities and Investments Commission (*ASIC*) makes this instrument under paragraph 601QA(1)(b) of the *Corporations Act 2001* (the *Act*).

**Title**

2. This instrument is ASIC Instrument 23-0893.

**Commencement**

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

**Declaration**

4. Chapter 5C of the Act applies to Trustees Australia Limited ACN 010 579 058 (*TAL*) in its capacity as responsible entity of the Fortlake Real-Income Fund ARSN 645 064 991 (*Fund*) as if the definition of *extraordinary resolution* in section 9 of the Act were modified or varied by omitting paragraph (b) of the definition and substituting:

“(b) that has been passed by at least 50% of the total votes that may be cast by eligible persons.

For the purposes of this definition:

*abstaining member* means a member of the scheme that:

- (a) is an operator or custodian of an IDPS, and/or is acting in its capacity as trustee of a registerable superannuation entity (and includes a trustee or custodian entity of any of the foregoing);
- (b) where the person mentioned in paragraph (a) above (including in the case of a sub-custodian that has authorised the operator or custodian of an IDPS) has a written policy of not voting their interests in relation to a resolution arising from the client's investments in the IDPS or registerable superannuation entity (as applicable) in certain circumstances; and
- (c) has abstained from voting on the resolution in respect of the relevant interests.

*custodian* in relation to an IDPS, has the meaning given in *ASIC Corporations (Investor Directed Portfolio Services) Instrument 2023/669*.

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*eligible persons* means members of the Fund (excluding abstaining members) entitled to vote on the resolution at the meeting (including members who are not present in person or by proxy).

*IDPS* has the meaning given in *ASIC Corporations (Investor Directed Portfolio Services) Instrument 2023/669*.

*operator* in relation to an IDPS, has the meaning given in *ASIC Corporations (Investor Directed Portfolio Services) Instrument 2023/669*.

*registerable superannuation entity* has the meaning given in subsection 10(1) of the *Superannuation Industry (Supervision) Act 1993*."

**Where this instrument applies**

5. This instrument applies where:
- (a) a notice of meeting has been issued to call a meeting of members of the Fund to vote on an extraordinary resolution to approve the removal of TAL as responsible entity of the Fund and the appointment of a new responsible entity of the Fund;
  - (b) the notice of meeting includes an explanation of the effect of this instrument in relation to the extraordinary resolution to be considered at the meeting, which may be by way of a supplement provided to members of the Fund or by way of an online website notice; and
  - (c) the abstaining members are:
    - (i) Bond St in its capacity as custodian and operator of an IDPS;
    - (ii) BT in its capacity as custodian and operator of an IDPS;
    - (iii) Citicorp in its capacity as custodian of the underlying units held for NMMT;
    - (iv) Netwealth in its capacity as custodian and operator of an IDPS; and
    - (v) PTAL in its capacity as custodian and operator of an IDPS.

**Interpretation**

6. In this instrument:

*Bond Street* means Bond Street Custodians Limited ACN 008 607 065 which holds units in the Fund for Macquarie in its capacity as custodian.

*BT* means BT Portfolio Services Ltd ACN 095 055 208 which holds units in the Fund in its capacity as custodian and operator of an IDPS.



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**Citicorp** means Citicorp Nominees Pty Ltd ACN 000 809 030 which holds units in the Fund for NMMT in its capacity as custodian.

**Macquarie** means Macquarie Investment Management Limited ACN 002 867 003 in its capacity as:

- (a) operator of an IDPS; and
- (b) trustee of a registerable superannuation entity.

**Netwealth** means Netwealth Investments Limited ACN 090 569 109 in its capacity:

- (a) operator of an IDPS; and
- (b) trustee of a registerable superannuation entity.

**NMMT** means NMMT Limited ACN 058 835 573 in its capacity as operator of an IDPS.

**PTAL** means The Trust Company (PTAL) Limited ACN 008 412 913 which holds units in the Fund in its capacity as custodian and operator of an IDPS.

Dated this 1 day of December 2023.



Signed by Slany Thai  
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 December 2023

**Name of Scheme**

**ARSN**

AMP CAPITAL HEDGED US PLUS PROPERTY FUND

122 762 707

AMP CAPITAL US PLUS PROPERTY FUND

122 762 798

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 first day of December 2023

**Name of Company**

ELAN VITAL INCORPORATED

**ABN**

007 505 535

CORPORATIONS ACT 2001  
Subsection 601CC(4)

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

Dated this first day of December 2023

**Name of Company**

SINGLETON SOCIAL AND SPORTING ASSOCIATION INCORPORATED

**ABN**

620 083 436

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 first day of December 2023

**Name of Company**

**ARBN**

ARRAY TECH, INC.	620 460 880
ASSOCIATION OF WORKPLACE INVESTIGATORS, INC.	610 626 143
CHIPMUNKS BUYING HOUSE NZ LIMITED	608 362 607
IAMGOLD CORPORATION	117 474 790
LMAX LIMITED	155 306 602
MCCASHIN'S BREWERY LIMITED	620 952 543
VAMED ENGINEERING GMBH	620 127 728
ZIMPROPS LIMITED	617 866 789

CORPORATIONS ACT 2001  
Section 601CL(5)

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

Dated this first day of December 2023

<b>Name of Company</b>	<b>ARBN</b>
BISQUIVA GMBH & CO KG	602 871 296
CENTRAL VACUUMS AUSTRALIA LIMITED	610 455 868
CITY CREDIT CAPITAL (CAYMAN) LIMITED	646 096 504
DOMINO'S PIZZA INTERNATIONAL PAYROLL SERVICES, INC.	616 396 117
FCI GROUP LLC	650 243 002
FISCUS CAPITAL SEYCHELLES LIMITED	645 390 656
FIXCO GLOBAL LTD	648 368 076
GULF BROKERS LTD	633 195 169
HF MARKETS (SEYCHELLES) LTD	643 154 269
HF MARKETS LTD	643 154 152
HOKU CAPITAL MARKETS LIMITED	639 678 041
INFINITY BLACKSTONE INC.	633 500 320
INTERNATIONAL GROUP LLC	645 533 106
INVESTOR (BAHAMAS) LIMITED	644 253 190
LEAR AUTOMOTIVE MANUFACTURING LLC	129 152 129
LUCIENT TECHNOLOGIES LIMITED	650 603 384
MAN AHL GOLD (AUD) LIMITED	140 066 628
MAN SERIES 7 OM-IP 220 LIMITED	098 640 683
MARKET EQUITY INC	628 889 243
MMCD RESOURCES LIMITED	650 611 662
NETX GROUP (SEYCHELLES) LIMITED	637 932 391
OFFSHORE SERVICES (BAHAMAS) LIMITED	635 366 273
OFFSHORE SERVICES GROUP LIMITED	648 359 004
OFFSHORE SERVICES LIMITED	647 833 396
PERFECTO MOBILE INC.	628 340 312
RENHE FINANCIAL SERVICES LIMITED	633 498 601
RINA CONSULTING S.P.A.	615 083 200
SCOPE MARKETS GLOBAL LTD	656 029 239

SCOPE MARKETS LTD.	657 238 956
SLEEP SYSTEMS AUSTRALIA LIMITED	633 006 603
SM CAPITAL MARKETS LTD	657 238 670
SUCCESSFUL THEORY LIMITED	638 485 186
TIGERWIT (SEYCHELLES) LIMITED	639 684 030
TIGERWIT LLC	637 856 109
UNIVERSAL EXCHANGE GROUP (VU) LIMITED	651 424 261
UNIVERSAL EXCHANGE GROUP LLC	647 251 929
VALUTRADES (SEYCHELLES) LIMITED	654 193 174
8XBUSINESS CY LTD	654 769 150

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.

**ALDERSLEY DIRECTPORTFOLIOS PTY LTD**

ACN 672 275 848 will change to a public company limited by shares. The new name will be ALDERSLEY DIRECTPORTFOLIOS LIMITED ACN 672 275 848.

**CIBC AUSTRALIA HOLDINGS LTD**

ACN 000 789 024 will change to a proprietary company limited by shares. The new name will be CIBC AUSTRALIA HOLDINGS PTY LTD ACN 000 789 024.

**KMX RESOURCES PTY LTD** ACN 625 306 274 will change to a public company limited by shares. The new name will be KMX RESOURCES LIMITED ACN 625 306 274.

**AUSTRALASIAN DRILLING LIMITED**

ACN 165 804 277 will change to a proprietary company limited by shares. The new name will be AUSTRALASIAN DRILLING PTY LTD ACN 165 804 277.

**IVECO TRUCKS AUSTRALIA LTD**

ACN 004 065 061 will change to a proprietary company limited by shares. The new name will be IVECO TRUCKS AUSTRALIA PTY LTD ACN 004 065 061.

**TALKE LTD** ACN 626 978 523 will change to a proprietary company limited by shares. The new name will be TALKE PTY LTD ACN 626 978 523.