Jessica Zhang

From: David.DeCarli@asic.gov.au
Sent: Friday, 23 August 2013 11:26 AM
To: Jennet Butler
Subject: Re: Burleigh Heads - further review (Treat as In Confidence) [DLM=Sensitive]

No problems Jennet.

David De Carli Senior Analyst
ASIC, Market & Participant Supervision
Level 5, 100 Market Street, Sydney NSW 2000
Telephone: + 61 2 9911 2143 Email: david.decarli@asic.gov.au

S 45

ASIC FOI 140-2019

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From: David DeCarli <David.DeCarli@asic.gov.au>

To: Jennet Butler <jennet.butler@rbsmorgans.com>
Cc: Brian Sheahan <brian.sheahan@rbsmorgans.com>, Hamish Dee <hamish.dee@rbsmorgans.com>, William McNickle <william.mcnickle@asic.gov.au>

Date: 12/08/2013 01:48 PM

Subject: Re: Burleigh Heads - further review (Treat as In Confidence) [DLM=Sensitive]

Thanks Jennet - timing is fine.

David De Carli Senior Analyst
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Level 5, 100 Market Street, Sydney NSW 2000
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From: David DeCarli <David.DeCarli@asic.gov.au>

To: Jennet Butler <jennet.butler@rbsmorgans.com>
Cc: Brian Sheahan <brian.sheahan@rbsmorgans.com>, Hamish Dee <hamish.dee@rbsmorgans.com>, William McNickle <william.mcnickle@asic.gov.au>

Date: 12/08/2013 10:09 AM

Subject: Re: Burleigh Heads - further review (Treat as In Confidence) [DLM=Sensitive]

Hi Jennet,

In response to your email and further documents below please note:

s 45
No further comments.

s 45
No further comments.

s 45
No further comments, subject to agreement with details of the s 45 .

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We look forward to receiving your comments in due course.

Please note that ASIC reserves all rights in relation to this matter.

Regards,

David De Carli Senior Analyst
ASIC, Market & Participant Supervision
Level 5, 100 Market Street, Sydney NSW 2000
Telephone: + 61 2 9911 2143 Email: david.decarli@asic.gov.au

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From: David DeCarli <David.DeCarli@asic.gov.au>

To: Jennet Butler <jennet.butler@rbsmorgans.com>
Cc: Brian Sheahan <brian.sheahan@rbsmorgans.com>, Hamish Dee <hamish.dee@rbsmorgans.com>, William McNickle <william.mcnickle@asic.gov.au>

Date: 02/08/2013 11:07 AM

Subject: Re: Burleigh Heads - further review (Treat as In Confidence) [DLM=Sensitive]

Hi Jennet,

Thanks for this material. Our comments follow:

s 45 [redacted]
In reference to this document we note:

- s 45 [redacted]
- s 45 [redacted]

s 45 [redacted]
ASIC considers that in circumstances where significant Corporations Act contraventions have been identified any affected clients should be provided with full & appropriate disclosure concerning same. Accordingly, we note:

- each client should be given the opportunity to obtain whatever information they require from RBSM (account details, trading statements, etc - at no cost), to enable them to assess their situation & submit a claim;
- each client should receive an advice/acknowledgement from RBSM that inappropriate advice may have been provided;
- each client should be advised of the implications of the possibly inappropriate advice (including, but not limited to possible contraventions); and
- each client should be advised of the separate options available as a result of the possibly inappropriate advice (including, but not limited to - complaint lodgement, internal & external dispute resolution, the proposed independent detriment & alternate investment assessment, compensation).

s 45 [redacted]
In reference to the draft s 45 [redacted] we note:

s 45 [redacted]

s 45 [redacted]
Whilst we acknowledge RBSM's pro-active response in relation to the ex-Burleigh Heads operation, ASIC is mindful, given the serious and likely extended level of Corporations Act contraventions identified, that a more extensive group-wide RBSM response may be required. In this regard ASIC reserves all rights.

When you have had an opportunity to consider this response we'd be happy to discuss further.

Should you have any queries please do not hesitate to contact me.

David De Carli Senior Analyst
ASIC, Market & Participant Supervision

Level 5, 100 Market Street, Sydney NSW 2000
Telephone: + 61 2 9911 2143 Email: david.decarli@asic.gov.au

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[redacted]

ASIC FOI 140-2019

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ASIC FOI 140-2019

s 45 [redacted]

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s 22 [redacted]

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