



ASIC

Australian Securities & Investments Commission

Commonwealth of Australia Gazette

No. A31/25, Tuesday 29 July 2025

Published by ASIC

ASIC Gazette

Contents

Notices under Corporations Act 2001

25-0201	25-0417	25-0457	25-0463	25-0471	25-0483
25-0485	25-0486	25-0487	25-0488	25-0491	25-0492
25-0495	25-0496	25-0497	25-0500	25-0501	

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

© Commonwealth of Australia, 2022

This work is copyright. Apart from any use permitted under the *Copyright Act 1968*, all rights are reserved. Requests for authorisation to reproduce, publish or communicate this work should be made to: Gazette Publisher, Australian Securities and Investment Commission, GPO Box 9827, Melbourne Vic 3001

NOTICE UNDER SECTION 920E OF THE CORPORATIONS ACT 2001

Notice is given under s920E 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 March 2025.

AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

IN THE MATTER OF GRANT RICHARD THOMSON

SECTIONS 920A AND 920B OF THE CORPORATIONS ACT 2001

To: Mr Grant Richard Thomson

TAKE NOTICE that under s920A and s920B of the Corporations Act 2001 the Australian Securities and Investments Commission:

- 1. prohibits Mr Grant Richard Thomson for a period of five years from:
 - (a) providing any financial services;
 - (b) controlling, whether alone or in concert with one or more other entities, an entity that carries on a financial services business; and
 - (c) performing any function involved in the carrying on of a financial services business (including as an officer, manager, employee, contractor or in some other capacity).
- 2. allows Mr Grant Richard Thomson to:
 - (a) until 31 August 2025, control, whether alone or in concert with one or more other entities, each of Balanced Life Financial Group Pty Ltd ACN 633 217 080 (BLFG) and Balanced Life Wealth Strategies Pty Ltd ACN 664 257 354 (BLWS); and
 - (b) until 30 September 2025, perform any function involved in the carrying on of a financial services business by either BLFG or BLWS.

Dated this 20th day of March 2025

Signed: Grame D. Mat

Graeme Darcy Plath

Delegate of the Australian Securities and Investments Commission

Your attention is drawn to \$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 \$920C(2) is an offence.

25-0417

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 section 926A(2)(a) of the Corporations Act 2001 (Act).

Title

2. This instrument is ASIC Instrument 25-0417.

Commencement

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

Exemption

4. ASIC exempts Brevan Howard Investment Management Limited, a limited company incorporated in the United Kingdom (registered number 15910588) and registered with the United Kingdom Financial Conduct Authority, reference number 1023447, (the body), from the requirement to hold an Australian financial services (AFS) licence in the case referred to in Schedule A, and on the conditions specified in Schedule B.

Cessation

- 5. The exemption in paragraph 4 ceases to have effect on the earlier of:
 - (a) the date specified in subsection 1(3) of Schedule 2 of the ASIC Corporations (Repeal and Transitional) Instrument 2016/396 as amended from time to time; or
 - (b) the body failing to comply 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; or
 - (c) the body being notified in writing by ASIC that it is excluded from relying on this instrument.

25-0417

Schedule A

- 1. The exemption in paragraph 4 applies where all of the following apply:
 - (a) the body has a current Part 4A Permission;
 - (aa) the body is either a body corporate incorporated in the UK or a partnership formed in the UK;
 - (b) the body:
 - i. is registered under Division 2 of Part 5B.2 of the Act; or
 - 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;
 - (c) the body's primary business is the provision of financial services;
 - (d) neither the body nor its Agent has been notified by ASIC that the body is excluded from relying on this instrument;
 - (e) 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:
 - 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
 - (f) 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:
 - (a) providing financial product advice; or
 - (b) dealing in a financial product;

in respect of any of the following financial products:

- (c) securities; and
- (d) 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:

25-0417

- (a) evidence that paragraph 1(a) of Schedule A is satisfied, and that ASIC has stated in writing is adequate;
- (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 deed provides that:
 - i. the deed is irrevocable except with the prior written consent of ASIC; and
 - 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; and
 - 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; and
 - 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 FCA or ASIC, it will give or vary written consent and take all other practicable steps to enable and assist the FCA to disclose to ASIC and ASIC to disclose to the FCA any information or document that FCA or ASIC has that relates to the body; and
- (d) written consents to the disclosure by the FCA to ASIC and ASIC to the FCA of any information or document that the FCA or ASIC has that relates to the body. The consents must be in such form (if any) as ASIC specifies in writing.

25-0417

Schedule B

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 UK regulatory requirements if the financial service were provided in the United Kingdom in like circumstances; and
- 2. 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:
 - (a) each significant change to, including the termination of, the Part 4A Permission applying to the body relevant to the financial services the body provides or intends to provide in this jurisdiction; and
 - (b) each significant particular exemption or other relief which the body obtains from the UK regulatory requirements relevant to the financial services the body provides or intends to provide in this jurisdiction; and
 - (c) each action or investigation of the following kinds taken by the FCA, PRA or other overseas regulatory authority against the body in a foreign jurisdiction in relation to financial services provided in the foreign jurisdiction:
 - i. significant enforcement action;
 - ii. significant disciplinary action;
 - iii. 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
- 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:
 - (a) the body is exempt from the requirement to hold an Australian financial services licence under the Act in respect of the financial services; and
 - (b) as applicable:
 - i. for a dual-regulated body the body is authorised by the PRA and regulated by the FCA and PRA under UK laws, which differ from Australian laws;
 - ii. otherwise the body is authorised and regulated by the FCA under the UK laws, which differ from Australian laws; and
- 4. if ASIC gives the body a written notice directing the body to lodge with ASIC, within the time specified in the notice, a written statement containing specified

25-0417

information about any financial service provided by the body in this jurisdiction – comply with the notice.

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 s659B(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;

dual-regulated body means a body whose regulated activities in the United Kingdom include a PRA-regulated activity within section 22A of the FSM Act;

FCA means the Financial Conduct Authority of the United Kingdom and, for the avoidance of doubt, includes the Financial Services Authority of the United Kingdom as it was previously known before 1 April 2013;

financial product has the meaning given by section 9 of the Act;

financial product advice has the meaning given by section 766B of the Act;

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

FSM Act means the Financial Services and Markets Act 2000 of the United Kingdom;

interest in a managed investment scheme has the meaning given by section 9 of the Act;

managed investment scheme has the meaning given by section 9 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 FCA or PRA) which regulates financial services and which is established by or for the purposes of a foreign government or legislative body;

Part 4A Permission means a permission given under Part 4A of FSM Act or having effect as if so given under that Part;

PRA means the Prudential Regulation Authority of the United Kingdom;

25-0417

securities has the meaning given by section 9 of the Act;

UK regulatory requirements means the rules that apply in relation to the financial services including any applicable legislation, instruments made under that legislation and any relevant policies or other documents (however described) issued by the FCA or PRA; and

wholesale client has the meaning given in section 761G of the Act.

Dated this 9th day July 2025.

Signed by Harrison Knowles

as a delegate of the Australian Securities and 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

25-0457

Australian Securities and Investments Commission Corporations Act 2001 Section 915B

Notice of Cancellation of an Australian Financial Services Licence

TO: Apollan Investments Pty. Limited ACN 088 141 922 ("the Licensee") Unit 2, 83A Stewart Street PADDINGTON NSW 2021

Pursuant to paragraph 915B(3)(d) of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Australian Financial Services Licence number 229820 held by the Licensee, with effect from the date on which this notice is given to the Licensee.

Dated

21 July 2025

Signed

Wesley Mercer

A delegate of the Australian Securities and Investments Commission

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

Enabling legislation

The Australian Securities and Investments Commission (ASIC) makes this
instrument under paragraph 926A(2)(a) of the Corporations Act 2001 (Act).

Title

2. This instrument is ASIC Instrument 25-0463.

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) the date specified in subitem 1(3) of Schedule 2 of the ASIC Corporations (Repeal and Transitional) Instrument 2016/396; or
 - (b) Santander US Capital Markets LLC, a limited liability company formed under the laws of the State of Delaware under file number 4677098, and registered with the US Securities and Exchange Commission under SEC#8-68282 (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; or
 - (c) the body being notified in writing by ASIC that it is excluded from relying on this instrument.

Exemption

5. ASIC exempts the body from the requirement to hold an Australian financial services (*AFS*) licence in the case referred to in Schedule A.

Schedule A

- 1. 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 Act 1970 (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;
- (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; and
- 2. Where the body provides any of the following financial services (the *financial services*) in this jurisdiction to wholesale clients:
 - (a) providing financial product advice;
 - (b) dealing in a financial product; or
 - (c) making a market for a financial product;

in respect of any of the following financial products:

- (d) securities;
- (e) debentures, stocks or bonds issued by a government;
- (f) managed investment products; or
- (g) interests in a managed investment scheme that is not required to be registered under Chapter 5C of the Act; and
- 3. Where the body has provided ASIC with:
 - (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 deed provides that:
 - (i) the deed is irrevocable except with the prior written consent of ASIC; and
 - (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; and
 - (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; and
 - (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 SEC or ASIC, it will give or vary written consent and take all other practicable steps to enable and assist SEC to disclose to ASIC and ASIC to disclose to SEC any information or document that SEC or ASIC has that relates to the body; and
 - (d) written consents to the disclosure by SEC to ASIC and ASIC to SEC of any information or document that SEC or ASIC has that relates to the body. The consents must be in such form (if any) as ASIC specifies in writing.

Page 13 of 40

25-0463

Schedule B

- 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 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 may obtain 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 SEC under US laws, which differ from Australian laws; and
 - (c) if ASIC gives the body a written notice directing the body to lodge with ASIC, within the time specified in the notice, a written statement containing specified information about any financial service provided by the body in this jurisdiction—comply with the notice.

Page 14 of 40

25-0463

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 761D 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 section 17(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 766B of the Act;

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

FINRA means the Financial Industry Regulatory Authority of the US;

interest in a managed investment scheme has the meaning given by section 9 of the Act;

managed investment product has the meaning given by section 9 of the Act;

managed investment scheme has the meaning given by section 9 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 or dealer registered under section 15(b) of the Exchange Act;

SEC means the Securities and Exchange Commission of the US;

securities has the meaning given by section 92 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 subparagraph (1)(a)(ii) of that Schedule—any applicable rules, policies or other documents (however described) of FINRA; and

wholesale client has the meaning given in section 761G of the Act.

Dated this 21st day of July 2025.



Signed by Merrick Fox

as a delegate of the Australian Securities and Investments Commission

Australian Securities and Investments Commission *Corporations Act 2001 – Subsections 926A(2)(c) and 951B(1)(c) – Declaration

Enabling legislation

1. The Australian Securities and Investments Commission (ASIC) makes this instrument under subsection 926A(2)(c) and subsection 951B(1)(c) of the Corporations Act 2001 (the Act).

Title

2. This instrument is ASIC Instrument [25-0471].

Commencement

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

Declaration

- 4. Part 7.6 (other than Divisions 4 and 8) of the Act applies in relation to Steadfast Life and Steadfast Brokers as if the following provisions were omitted, modified or varied:
 - (a) omit subsection 911B(2), substitute:
 - "(2) Paragraphs (1)(a), (b) and (c) do not apply if the provider is a financial services licensee unless one of the following applies:
 - (a) the principal is an insurer and the provider is acting under a binder given by the principal;
 - (b) the provider is acting under a written agreement of the kind mentioned in section 916EA.";
 - (b) underneath subsection 916D(1) omit Note 2, substitute:
 - "Note 2: There are exceptions to this rule in sections 916E and 916EA.";
 - (c) in subsection 916D(2B) omit "section 916E.", substitute "section 916E or 916EA.";
 - (d) after section 916E insert:

"916EA Licensees acting under authority other than binder

(1) Despite section 916D, a financial services licensee (the *authorised licensee*) may be the authorised representative of another financial services licensee (the *authorising licensee*) if the authorised licensee

- acts under a written agreement which authorises the authorised licensee to deal in, and provide general advice in relation to, life risk insurance products on behalf of the client, as an insurance broker;
- (2) This section does not apply where the licence of the authorised licensee covers the provision of any financial services in relation to life risk insurance products.
- 5. Part 7.7 of the Act applies in relation to Steadfast Life and Steadfast Brokers as if the following provisions were omitted, modified or varied:
 - (a) in section 940A omit "(see section 916E),", substitute "(see sections 916E and 916EA),"; and
 - (b) after paragraph 942C(2)(j) insert:
 - "(ja) if the providing entity acts under a written agreement of the kind specified in section 916EA in providing any of the authorised services—both of the following:
 - (i) a statement that:
 - (A) identifies the services provided under the agreement;
 - (B) states that they are provided under the agreement; and
 - (C) explains the significance of the services being provided under the agreement;
 - (ii) a statement that, in relation to those services:
 - (A) the providing entity is taken to act on behalf of the client as an insurance broker; and
 - (B) the authorising licensee is responsible, as between the authorising licensee and the client for the conduct of the providing entity; and".

Interpretation

6. In this instrument:

Steadfast Life means Steadfast Life Pty Ltd ACN 111 380 388

Steadfast Brokers means insurance brokers that hold an Australian financial services licence and have been appointed as a "Network Broker" by entering into an agreement with Steadfast Group

Steadfast Group means Steadfast Group Limited ACN 073 659 677

Dated this 24th day of July 2025

Signed by Pippa Lane

as a delegate of the Australian Securities and 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

25-0483

Australian Securities and Investments Commission Corporations Act 2001 Section 915B

Notice of Cancellation of an Australian Financial Services Licence

TO: Koda Capital Markets Pty Ltd ACN 612 656 676 ("the Licensee") Level 8, 20 Bond 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 488345 held by the Licensee, with effect from the date on which this notice is given to the Licensee.

Dated

21 July 2025

Signed

Wesley Mercer

A delegate of the Australian Securities and Investments Commission

Page 20 of 40

25-0485

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 taken the action set out in the Notice below, which action took effect on 5 July 2025

Australian Securities and Investments Commission

In the matter of Matthew Allen Beresford

Banning order under section 920A and section 920B of the Corporations Act 2001(Cth)

To: Matthew Allen Beresford

Take notice that under section 920A and section 920B of the Corporations Act 2001 (Cth) the Australian Securities and Investments Commission prohibits Matthew Allen Beresford permanently from:

- (a) providing any financial services;
- (b) controlling, whether alone or in concert with one or more other entities, an entity that carries on a financial services business; and
- (c) performing any function involved in the carrying on of a financial services business (including as an officer, manager, employee, contractor or in some other capacity).

Dated this 27th day of May 2025.

Signed:

Cameron Walter

Delegate of the Australian Securities and Investments Commission

Your attention is drawn to section 920C(2) of the *Corporations Act 2001* (Cth) 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

NOTICE UNDER SECTION 920E OF THE CORPORATIONS ACT 2001

Notice is given under s920E 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 1 July 2025.

AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

IN THE MATTER OF BARRY DAVID KING

SECTIONS 920A AND 920B OF THE CORPORATIONS ACT 2001

To: Mr Barry David King

TAKE NOTICE that under s920A and s920B of the *Corporations Act 2001* the Australian Securities and Investments Commission prohibits Mr Barry David King permanently from:

- providing any financial services;
- 2. controlling, whether alone or in concert with one or more other entities, an entity that carries on a financial services business; and
- 3. performing any function involved in the carrying on of a financial services business (including as an officer, manager, employee, contractor or in some other capacity).

Dated this 30th day of June 2025

Signed: Grame D. Math.

Graeme Darcy Plath

Delegate of the Australian Securities and Investments Commission

Your attention is drawn to s920C(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 s920C(2) is an offence.

Page 22 of 40

25-0487

NOTICE UNDER SECTION 920E OF THE CORPORATIONS ACT 2001

Notice is given under s920E 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 15 January 2025.

AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

IN THE MATTER OF MILUTIN PETROVIC

SECTIONS 920A AND 920B OF THE CORPORATIONS ACT 2001

To: Mr Milutin Petrovic

TAKE NOTICE that under s920A and s920B of the Corporations Act 2001 the Australian Securities and Investments Commission prohibits Milutin Petrovic for a period of six years from:

- providing any financial services;
- controlling, whether alone or in concert with one or more other entities, an entity that carries on a financial services business; and
- performing any function involved in the carrying on of a financial services business (including as an officer, manager, employee, contractor or in some other capacity).

Dated this 14th day of January 2025

Signed: Grame D. Mate

Graeme Darcy Plath Delegate of the Australian Securities and Investments Commission

Your attention is drawn to \$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 \$920C(2) is an offence.



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

25-0488

Australian Securities and Investments Commission Corporations Act 2001 Section 915B

Notice of Cancellation of an Australian Financial Services Licence

TO: A.C.N. 606 629 538 Pty Ltd ACN 606 629 538 ("the Licensee") Level 4 45-47 Wangaratta Street RICHMOND VIC 3121

Pursuant to paragraph 915B(3)(d) of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Australian Financial Services Licence number 481217 held by the Licensee, with effect from the date on which this notice is given to the Licensee.

Dated

25 July 2025

Signed

Sandra Holdaway

A delegate of the Australian Securities and Investments Commission



CORPORATIONS ACT SECTION 657A DECLARATION OF UNACCEPTABLE CIRCUMSTANCES

EMU NL 03

BACKGROUND

- 1. Emu NL (Emu) is an ASX-listed company (ASX code: EMU).
- 2. On 23 January 2025, Emu announced receipt of a section 249D¹ request to call a meeting (s249D Notice) to consider resolutions to:
 - (a) remove two of Emu's three directors, Mr Peter Thomas (Chairman) and Mr Roland Bartsch,² and
 - (b) appoint as Emu directors, Mr Keith Rowe and Mr John Anderson.
 - The s249D Notice was given by Emu shareholders (**Requisitioning Shareholders**) who had the previous day given a substantial holder notice disclosing an association by reason of the s249D Notice and voting power in Emu of 8.89%.
- 3. On 11 February 2025, the Emu Board convened a general meeting (EGM) to be held on 18 March 2025 in response to the s249D Notice. The Emu Board unanimously recommended that shareholders vote against all resolutions. The notice of meeting (Notice of Meeting) stated that "Pursuant to a determination under regulation 7.11.37 of the Corporations Regulations 2001 (Cth), the persons eligible to vote at the Meeting are those registered as Shareholders at 5:00 pm AWST on Sunday, 16 March 2025" (Record Date).
- 4. The Notice of Meeting contained a proxy form that did not include a personalised name, address or holder number, and did not request a holder number. However, shareholders were provided with an additional proxy form³ that was prepopulated with voting directions marked "AGAINST" the resolutions, which *did* include a personalised name, address and holder number.
- 5. On 12 March 2025, Emu issued 1,222,222 shares to a corporate advisory firm for services rendered in relation to the s249D Notice. The letter of engagement between Emu and the corporate advisory firm provided that if Emu elected to pay in shares, the shares shall be issued prior to the EGM so that they could be voted at the EGM.

¹ Unless otherwise indicated, all statutory references are to the *Corporations Act 2001* (Cth) and all terms used in Chapter 6, 6A or 6C have the meaning given in the relevant Chapter (as modified by ASIC)

 $^{^2}$ Emu's announcement also attached a notice under section 203D notice of intention to move resolutions to remove Mr Thomas and Mr Bartsch

³ For which the incremental costs of printing and distribution was paid by Mr Thomas and Mr Bartsch

Page 25 of 40

25-0491

- 6. On 18 March 2025, the Emu Board announced it had postponed the EGM to 16 April 2025 pursuant to clause 44.4 of Emu's Constitution.
- 7. On 14 April 2025, the Emu Board further postponed the EGM under clause 44.4 of Emu's Constitution to 14 May 2025 at a time and location to be advised.

CIRCUMSTANCES

- 8. On 16 April 2025, Emu announced that the EGM would be held at 5:00 pm AWST on Wednesday 14 May 2025 and stated that, pursuant to section 250B, proxy voting would be accepted up to 48 hours before that meeting, namely up to 5:00 pm AWST on Monday 12 May 2025. The Emu Board advised that postponement of the EGM was considered necessary whilst it awaited the decision of the Takeovers Panel in Emu NL.⁴ The Notice of Meeting was not otherwise updated or supplemented, no new proxy forms were provided, and the announcement made no reference to the Record Date.
- At 12:53pm (AWST) on Wednesday 14 May 2025, the day of the EGM, the Emu Board met via telephone by consent on short notice. Draft minutes of the meeting noted:

The Board resolved that applications for shares at \$0.017 (being at least 75% the 15 day VWAP) to raise up to \$300,000 be accepted and the shares be issued forthwith subject to receipt of cleared funds.

The meeting closed at 1.04pm

- 10. At 3:07pm (AWST) on the day of the EGM, Emu announced the issue on the same date of 17,647,059⁵ ordinary fully paid Emu shares (**New Shares**) in an Appendix 2A application for quotation of the securities.
- 11. At 3:12pm (AWST) on the same day, Emu stated in a Placement and Cleansing Notice released to ASX that:
 - (a) it had agreed to place the New Shares "at \$0.017 per share to sophisticated and professional investors to raise \$300,000" and
 - (b) "Funding from the placement will be applied to exploration within the Company's exploration projects and general working capital".

The announcement did not specify whether the New Shares were eligible to be voted at the EGM later that day.

⁴ [2025] ATP 11

⁵ 17,647,057 shares were issued. The release contained a typographical error

12. The New Shares were issued to four placees (Placees) as follows:

Placee	New Shares (number)	New Shares (% post dilution fully paid shares)
Horn Nominees Pty Ltd <horn a="" c="" fund="" super=""></horn>	2,941,176	1.39%
Robert Peter van der Laan	2,941,176	1.39%
Northmead Holdings Pty Ltd <the greenwell<br="">Family a/c> (Northmead)</the>	8,823,529	4.18%
Rec (WA) Pty Ltd	2,941,176	1.39%
TOTAL	17,647,057	8.35%

13. At 4:54pm (AWST) on the same day, the Emu Board met via telephone by consent on short notice. Draft minutes of the meeting noted:

Discussion ensued in relation to the point at which shares on the register are eligible to vote at the EGM being held today.

RESOLVED that shares on the register at 5:00pm AWST be eligible to be voted.

- 14. At 5:00pm (AWST) on the same day, the EGM was scheduled to start. At 5:25pm (AWST), after a delay in registering members, the EGM was declared open.
- 15. The Chairman described the proceedings at the meeting in an email to his fellow directors sent Thursday, 15 May 2025 at 7:21am (AWST), as "a disorderly process" and proceeded in that email to state:

The meeting was not opened for nearly 30 minutes after due. By then I still did not have the proxy numbers. The meeting was then held in abeyance pending the proxy numbers being provided. When they were I was confused as one set of numbers only was provided (no abstains) and I thought that the votes were not identical on all proxies. After pause I was assured by Rudolf that the numbers I was given were correct an [sic] applied to each resolution (that is the same numbers for each resolution). These numbers were disclosed as required by the law.

The vote was then referred off to a poll and the meeting closed.

Late in the evening it was disclosed to me that the numbers that had been disclosed to the meeting were wrong in any event as they included all the votes on the shares issued yesterday – obviously those shares were not be [sic] voted by proxy.

It appears to me the registrar will take a considerable time to sort the mess....

16. Later that morning, Emu entered into a trading halt to be lifted no later than 19 May 2025.

Page 27 of 40

25-0491

- 17. On 16 May 2025, the Emu Board met to discuss the EGM, among other things.
- On 19 May 2025, Emu announced the proxy votes and results of the poll at the EGM.
 The announcement also stated that:
 - ... on the day of the shareholders' meeting, EMU issued new fully paid shares by way of a placement. The need for a fund raising by way of a share placement has long been budgeted and was certainly required. For the record, each of the four resolutions would still have failed even if the votes on these new shares had not been included.
- 19. On 21 May 2025, after seeking submissions from the parties on the proposed interim orders, the President of the Panel made interim orders under which Emu was to provide to the Panel executive electronic copies of all proxy forms received in connection with the EGM, including any proxies that were disallowed and the basis for disallowance (Proxy Information) by 12pm on 22 May 2025 (Interim Orders). Under the Interim Orders, Emu was to notify all parties once it had complied with the request to provide the Proxy Information. Emu provided such confirmation on 28 May 2025.
- 20. Despite having already announced the voting results of the EGM on 19 May 2025, Emu determined an internal recount was necessary to respond to the Application, which was undertaken between 26 May 2025 and 31 May 2025. The Registry was still providing proxies that were previously uncounted (and then password protected) on a continuing but sporadic basis until 28 May 2025 at 12.09pm.
- 21. On 3 June 2025, Emu submitted to the Panel that as part of a recount, 68 proxies were disallowed⁶ (compared to 44 proxies disallowed⁷ in the original count), representing over 30% of all proxies provided for the EGM.
- 22. On 13 June 2025, Emu submitted to the Panel that as part of a further recount, 52 proxies were disallowed⁸ (compared to 34 proxies disallowed⁹ in the original count), representing over 23% of all proxies provided for the EGM.
- 23. The fact of internal recounts and the details of any internal recount have not been disclosed to the market at the time of this declaration.
- 24. On 17 June 2025, Emu announced that Mr Bartsch had resigned as a director of Emu and was replaced by Mr Oliver Douglas.

⁶ Including 27 superseded or revoked proxies

⁷ Including 21 superseded or revoked proxies

⁸ Including 12 superseded or revoked proxies

⁹ Including 12 superseded or revoked proxies

Contravention of section 671B

- 25. One of the Placees, Northmead, was previously a substantial holder with voting power of 5.58%. Northmead had not given an updated substantial holder notice at the date of the Application.¹⁰
- 26. In contravention of section 671B, Northmead failed to give the information required by subsection 671B(1)(b) within 2 business days after it become aware of the information.

Contravention of section 657E

27. Emu's delay in providing the Proxy Information under the President's Interim Orders contravened section 657E.

EFFECT

- Considering the whole of the material, and drawing appropriate inferences, the Panel considers that the Emu directors should reasonably have expected that:
 - (a) The Placees, or some of them, were likely to vote their New Shares at the EGM
 - (b) The Placees, or some of them, were likely to support the incumbent Emu directors and
 - (c) Some shareholders and market participants (other than the Placees) could assume that the Record Date for the EGM would either be:
 - (i) 16 March 2025, as disclosed in the Notice of Meeting or
 - (ii) 48 hours before the scheduled commencement of the EGM, consistent with how the Record Date was originally set in the Notice of Meeting.
- 29. By not updating or clarifying the Record Date on 16 April 2025, when Emu announced that the EGM would be held on 14 May 2025, Emu may have deterred persons (other than the Placees) from acquiring shares, or seeking to vote shares they had acquired, after 16 March 2025.
- 30. By not facilitating access to proxy forms that included the necessary shareholder identification information, other than proxy forms that were prepopulated with voting directions marked "AGAINST" the resolutions, Emu made it more difficult for shareholders to vote in favour than against.
- 31. The actions of the Emu directors in issuing the New Shares to the Placees, and the timing, manner and quantum of issue, facilitated the acquisition of a substantial interest in Emu by one or more Placees that the Emu directors could reasonably

 $^{^{10}}$ Northmead's notice of change of interests of substantial holder – disclosing an increased voting power of 8.43% and 17,823,531 votes – appeared on ASX on 28 May 2025

- expect would be voted at the EGM and would likely be voted in support of the incumbent directors.
- 32. The timing of the placement had the potential to distort voting at the EGM inconsistently with the respective domains of the Board and shareholders.
- 33. The overall manner in which the EGM was conducted, including the two postponements, the placement on the day of the EGM and the lack of clarity and disclosure with regards to Emu's recount(s) of the proxies, did not give Emu shareholders or the market a sufficient basis for confidence as to the outcome of the EGM and the subsequent composition of the Emu Board, preventing or inhibiting the acquisition of control over Emu shares taking place in an informed market.

CONCLUSION

- 34. It appears to the Panel that the circumstances are unacceptable circumstances:
 - (a) having regard to the effect that the Panel is satisfied they have had, are having, will have or are likely to have on:
 - (i) the control, or potential control, of Emu or
 - (ii) the acquisition, or proposed acquisition, by a person of a substantial interest in Emu or
 - (b) in the alternative, having regard to the purposes of Chapter 6 set out in section 602 or
 - (c) in the further alternative, because they constituted, constitute, will constitute or are likely to constitute a contravention of a provision of Chapter 6 and 6C of the *Corporations Act 2001* (Cth).
- 35. The Panel considers that it is not against the public interest to make a declaration of unacceptable circumstances. It has had regard to the matters in section 657A(3).

DECLARATION

The Panel declares that the circumstances constitute unacceptable circumstances in relation to the affairs of Emu.

Allan Bulman

Chief Executive

with authority of Stephanie Charles

Ma kulua.

President of the sitting Panel

Dated 27 June 2025



CORPORATIONS ACT SECTION 657D ORDERS

EMU NL 03

The Panel made a declaration of unacceptable circumstances on 27 June 2025.

THE PANEL ORDERS

- 1. Emu must convene and hold a further general meeting (**New Meeting**) in accordance with Orders 2 to 8 to consider the following resolutions:
 - (a) all resolutions previously put at the EGM, other than resolution 2 'Removal of Mr Roland Bartsch as a Director' and
 - (b) any additional resolution of which notice under section 203D is given before the New Meeting is called.
- 2. Emu must, in relation to the New Meeting:
 - (a) permit shareholders to vote electronically
 - (b) provide a proxy form for the New Meeting that is pre-filled with each shareholder's name, address and shareholder identification number
 - (c) ensure that no other proxy form is issued with the notice of meeting or included in the same electronic communication or, in the case of physical mail, the same envelope
 - (d) not provide any indication in the proxy form as to how shareholders should vote or make it easier to vote either for or against a resolution
 - (e) provide to the Panel for review, as soon as practicable and by no later than 18 July 2025, a draft notice of meeting and proxy form
 - (f) issue the notice of meeting and proxy form, in a form acceptable to the Panel, as soon as practicable and by no later than 25 July 2025 and
 - (g) hold the New Meeting no later than 30 calendar days after the issue of the notice of meeting.
- 3. The 17,647,057 ordinary fully paid Emu shares issued on 14 May 2025 under the placement made by Emu on that day must not be voted at the New Meeting.

- Any further shares issued by Emu from the date of these orders until, and including, the date of the New Meeting must not be voted at the New Meeting.
- 5. No later than 7 calendar days before the New Meeting, Emu must appoint an independent scrutineer from a list of names provided by the Panel (Independent Scrutineer), to oversee the treatment of proxies, validity and counting of all votes cast at the New Meeting, to the satisfaction of the Independent Scrutineer.
- 6. If the treatment of proxies, validity, and counting of all votes cast are not all to the satisfaction of the Independent Scrutineer:
 - (a) Emu must disclose in its announcement of the result of the meeting to ASX, the numbers of proxies and votes (for, against, or abstaining) that were the subject of disagreement between the Independent Scrutineer and the chair of the meeting (Disputed Votes) and
 - (b) If the Disputed Votes had the potential to affect the outcome of any resolution considered at the New Meeting, the Independent Scrutineer must provide a report to the Panel on those Disputed Votes, for the Panel to consider in connection with any application for further orders.
- 7. Emu must provide all necessary assistance to the Independent Scrutineer in relation to Orders 5 and 6.
- The directors of Emu must not exercise any powers under Rule 44 of the Constitution to cancel or postpone the holding of the New Meeting, without the consent of any member of the Panel.
- 9. The parties to these proceedings have liberty to apply for further orders, until 14 calendar days after the outcome of the New Meeting is announced on ASX, including as to who should bear:
 - (a) the costs of the parties to the proceedings and
 - (b) the costs of the New Meeting and the Independent Scrutineer.
- Interim Order 1 made by the Panel on 28 May 2025 continues with full force and
 effect until 14 calendar days after the outcome of the New Meeting is announced on
 ASX.

Interpretation

11. In these orders the following terms apply.

Disputed Votes

As defined in Order 6(a)

EGM

Extraordinary general meeting of Emu NL held on

14 May 2025

Page 32 of 40

25-0492

Emu

Emu NL

an halman.

Independent

As defined in Order 5

Scrutineer

New Meeting

As defined in Order 1

Allan Bulman

Chief Executive

with authority of Stephanie Charles

President of the sitting Panel

Dated 10 July 2025

Page 33 of 40

25-0495

NOTICE UNDER SECTION 920E OF THE CORPORATIONS ACT 2001

Notice is given under s920E 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 18 July 2025.

AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

IN THE MATTER OF ROCCO D'AMELIO

SECTIONS 920A AND 920B OF THE CORPORATIONS ACT 2001

To: Mr Rocco D'Amelio

TAKE NOTICE that under s920A and s920B of the *Corporations Act 2001* the Australian Securities and Investments Commission prohibits Mr Rocco D'Amelio for a period of seven years from:

- 1. providing any financial services;
- controlling, whether alone or in concert with one or more other entities, an entity that carries on a financial services business; and
- 3. performing any function involved in the carrying on of a financial services business (including as an officer, manager, employee, contractor or in some other capacity).

Dated this 17th day of July 2025

Signed: Grame D. Mak

Graeme Darcy Plath
Delegate of the Australian Securities and Investments Commission

Your attention is drawn to \$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 \$920C(2) is an offence.

Page 34 of 40

25-0496

NOTICE UNDER SECTION 920E OF THE CORPORATIONS ACT 2001

Notice is given under s920E 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 July 2025.

AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

IN THE MATTER OF MATTHEW SIMON BRADLEY

SECTIONS 920A AND 920B OF THE CORPORATIONS ACT 2001

To: Mr Matthew Simon Bradley

TAKE NOTICE that under s920A and s920B of the *Corporations Act 2001* the Australian Securities and Investments Commission prohibits Mr Matthew Simon Bradley for a period of eight years from:

- providing any financial services;
- 2. controlling, whether alone or in concert with one or more other entities, an entity that carries on a financial services business; and
- performing any function involved in the carrying on of a financial services business (including as an officer, manager, employee, contractor or in some other capacity).

Dated this 27th day of June 2025

Signed: Grame D. Math

Graeme Darcy Plath

Delegate of the Australian Securities and Investments Commission

Your attention is drawn to \$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 \$920C(2) is an offence.

Page 35 of 40

25-0497

NOTICE UNDER SECTION 920E OF THE CORPORATIONS ACT 2001

Notice is given under s920E 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 6 June 2025.

AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

IN THE MATTER OF GLENDA MAREE ROGAN

SECTIONS 920A AND 920B OF THE CORPORATIONS ACT 2001

To: Ms Glenda Maree Rogan

TAKE NOTICE that under \$920A and \$920B of the Corporations Act 2001 the Australian Securities and Investments Commission prohibits Ms Glenda Maree Rogan for a period of ten years from:

- 1. providing any financial services;
- controlling, whether alone or in concert with one or more other entities, an entity that carries on a financial services business; and
- performing any function involved in the carrying on of a financial services business (including as an officer, manager, employee, contractor or in some other capacity).

Dated this 5th day of June 2025

Signed: Grame D. Mat

Graeme Darcy Plath

Delegate of the Australian Securities and Investments Commission

Your attention is drawn to \$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 \$920C(2) is an offence.

Page 36 of 40

25-0500

NOTICE UNDER SECTION 920E OF THE CORPORATIONS ACT 2001

Notice is given under s920E 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 17 June 2025.

AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

IN THE MATTER OF ISAAC JACOB MCQUEEN

SECTIONS 920A AND 920B OF THE CORPORATIONS ACT 2001

To: Mr Isaac Jacob McQueen

TAKE NOTICE that under s920A and s920B of the Corporations Act 2001 the Australian Securities and Investments Commission prohibits Mr Isaac Jacob McQueen for a period of four years from:

- 1. providing any financial services;
- controlling, whether alone or in concert with one or more other entities, an entity that carries on a financial services business; and
- 3. performing any function involved in the carrying on of a financial services business (including as an officer, manager, employee, contractor or in some other capacity).

Dated this 13th day of June 2025

Signed: Grame D. Mak

Graeme Darcy Plath

Delegate of the Australian Securities and Investments Commission

Your attention is drawn to \$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 \$920C(2) is an offence.

Page 37 of 40

25-0501

NOTICE UNDER SECTION 920E OF THE CORPORATIONS ACT 2001

Notice is given under s920E 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 18 July 2025.

AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

IN THE MATTER OF ROBERT CROSSING

SECTIONS 920A AND 920B OF THE CORPORATIONS ACT 2001

To: Mr Robert Crossing

TAKE NOTICE that under s920A and s920B of the Corporations Act 2001 the Australian Securities and Investments Commission prohibits Mr Robert Crossing for a period of six years from:

- 1. providing any financial services;
- controlling, whether alone or in concert with one or more other entities, an entity that carries on a financial services business; and
- 3. performing any function involved in the carrying on of a financial services business (including as an officer, manager, employee, contractor or in some other capacity).

Dated this 17th day of July 2025

Signed: Grame D. Mak

Graeme Darcy Plath

Delegate of the Australian Securities and Investments Commission

Your attention is drawn to s920C(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 s920C(2) is an offence.

ASIC GAZETTE

Commonwealth of Australia Gazette

No. A31/25, Tuesday 29 July 2025 Company/scheme deregistrations

Page 38 of 40

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-fifth day of July 2025

Name of Scheme ARSN

VESTA MEDICAL PROPERTY FUND 683 316 038

Page 39 of 40

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-fifth day of July 2025

Name of Company	ARBN
AIR PRODUCTS AND CHEMICALS, INC.	154 299 206
ATERIA HEALTH LIMITED	651 143 761
SIRIUSPOINT INTERNATIONAL FORSAKRINGSAKTIEBOLAG (PUBL)	656 190 831

No. A31/25, Tuesday 29 July 2025

Change of company type

Page 40 of 40

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.

ENGENY HOLDINGS LTD ACN 655 741 245 will change to a proprietary company limited by shares. The new name will be ENGENY HOLDINGS PTY LTD ACN 655 741 245.

ST.GEORGE FINANCE HOLDINGS LIMITED

ACN 001 089 050 will change to a proprietary company limited by shares. The new name will be ST.GEORGE FINANCE HOLDINGS PTY LIMITED ACN 001 089 050.

ST.GEORGE MOTOR FINANCE LIMITED

ACN 007 656 555 will change to a proprietary company limited by shares. The new name will be ST.GEORGE MOTOR FINANCE PTY LIMITED ACN 007 656 555.

PIRRA LITHIUM LIMITED ACN 656 564 457 will change to a proprietary company limited by shares. The new name will be PIRRA LITHIUM PTY LTD ACN 656 564 457.

ST. GEORGE FINANCE LIMITED

ACN 001 094 471 will change to a proprietary company limited by shares. The new name will be ST. GEORGE FINANCE PTY LIMITED ACN 001 094 471.