



ASIC
Australian Securities &
Investments Commission

Commonwealth of Australia Gazette
No. A26/25, Tuesday 24 June 2025

Published by ASIC

ASIC Gazette

Contents

25-0269	25-0350	25-0363	25-0364	25-0365	25-0366
25-0369					

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

25-0269

**Australian Securities and Investments Commission
Corporations Act 2001 — s926A(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* (the **Act**).

Title

2. This instrument is ASIC Instrument 25-0269.

Commencement

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

Exemption

4. ASIC exempts 22NW, LP, a limited partnership incorporated in the United States, and registered with the US Securities and Exchange Commission under file number 801-110797 (the *body*), and its representatives, from the requirement to hold an Australian financial services (*AFS*) licence, in the case specified in Schedule A, on the conditions specified in Schedule B.

Cessation

5. The exemption in paragraph 4 ceases to have effect on the earlier of:
 - (a) Subparagraph 1(1) of Schedule 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 services providers*; or
 - (b) 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.

25-0269

Schedule A

1. The exemption in paragraph 4 of this instrument 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 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; 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 Div 2 of Pt 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

25-0269

- (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;
 - (b) dealing in a financial product;in respect of any of the following financial products (and in respect of which the body is authorised under US regulatory requirements to provide financial services in the US):
 - (a) securities;
 - (b) interests in a managed investment scheme that is not required to be registered under Ch 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 s659B(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 s50 of the ASIC Act) and, in relation to proceedings relating to a financial services law, by any person referred to in s659B(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 s50 of the ASIC Act) and, in relation to proceedings relating to a financial services law, by any person referred

25-0269

to in s659B(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; and

- (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
The consents must be 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 a 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);

25-0269

- (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 AFS 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; 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.

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 s9 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 s9 of the Act;

financial product advice has the meaning given by s766B of the Act;

financial services law has the meaning given by s761A of the Act;

FINRA means the Financial Industry Regulatory Authority of the US;

interest in a managed investment scheme has the meaning given by s9 of the Act;

25-0269

managed investment scheme has the meaning given by s9 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 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 s203(c) of the *Investment Advisers Act 1940* (US);

representative has the meaning given by s9 of the Act;

SEC means the Securities and Exchange Commission of the US;

securities has the meaning given by s9 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 (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; and

wholesale client has the meaning given in s761G of the Act.

Dated this 18th day of June 2025



Signed by Laura Haracic
as a delegate of the Australian Securities and Investments Commission



ASIC
Australian Securities &
Investments Commission

Australian Securities
and Investments Commission

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

Mail address for Melbourne
office:
GPO Box 9827,
Melbourne VIC 3001

Tel: +61 1300 935 075
www.asic.gov.au

25 - 0350

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

Notice of Suspension of an Australian Financial Services Licence

TO: Castlereagh Capital Pty Ltd
Australia Square
Level 30
264 – 278 George St
SYDNEY NSW 2000

1. Pursuant to paragraph 915B(3)(d) of the **Corporations Act 2001** (the Act), the Australian Securities and Investments Commission hereby suspends Australian Financial Services Licence number 356926 held by the Licensee until 31 August 2025, with effect from the date on which this notice is given to the Licensee.
2. Pursuant to section 915H of the Act, the Australian Financial Services Licence continues in effect while suspended, as though the suspension had not happened for the purposes of:
 - a. paragraph 912A(1)(g) of the Act, to the extent that it requires the Licensee to have a dispute resolution system consisting of membership of one or more external dispute resolution schemes in compliance with 912A(2)(b); and
 - b. section 912B of the Act, which requires the Licensee to have compensation arrangements in place for retail clients. The arrangements must satisfy the requirements set out in regulation 7.6.02AAA of the Corporations Regulations 2001.

Dated 13/06/2025

Signed *Julia Tomaskovic*
.....

Julia Tomaskovic
A delegate of the Australian Securities and Investments Commission

25-0363

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 25-0363.

Commencement

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

Declaration

4. Chapter 5C of the Act applies to Equity Trustees Limited (ACN 004 031 298) in its capacity as responsible entity of each of the GemLife Trusts as if the following provisions of that Chapter were modified or varied as follows:

- (a) after section 601FE insert:

“601FEA Modification of duties: stapled securities

(1) This section applies to a registered scheme (the scheme) where the interests in the scheme and shares in a company (the company) are components of stapled securities.

(2) For the purposes of paragraphs 601FC(1) and 601FD(1), an obligation to act in the best interests of the members of the scheme is an obligation to act in the best interests of the members of the scheme having regard to their interests as members of scheme and the company.

(3) For the purposes of paragraphs 601FC(1), 601FD(1)(d) and 601FD(1), and subsection 601FE(1), an obligation to not make use of information, or not make improper use of position, in order to cause detriment to the members of the scheme is an obligation not to do those things in order to cause detriment to the members of the scheme having regard to their membership of both the scheme and the company.”;

- (b) insert after subsection 208(2) of the Act as notionally inserted by section 601LC:

“(2A) Member approval is not required for the giving of a financial benefit and the benefit need not be given within 15 months if all of the following conditions are satisfied:

- (a) the benefit either:

- (i) is given out of the scheme property of a registered scheme (the *Scheme*); or

- (ii) could endanger the Scheme property; and

25-0363

(b) all of the interests in the Scheme, together with all of the shares in the company (each a *stapled entity*), are component parts of stapled securities; and

(c) the benefit is given by:

- (i) the responsible entity of the Scheme; or
- (ii) an entity that the responsible entity controls; or
- (iii) an agent of, or person engaged by, the responsible entity; and

(d) the benefit is given to:

- (i) an entity wholly owned, whether directly or indirectly, by the Scheme; or
- (ii) a stapled entity or an entity wholly owned, whether directly or indirectly, by a stapled entity; or
- (iii) an entity wholly owned, whether directly or indirectly, jointly by the Scheme and a stapled entity.

(2B) For the purposes of this section:

(a) an entity is wholly owned by another entity if all of the shares or interests (as applicable) in the first-mentioned entity are held by, or held by a nominee for (in the case of the second-mentioned entity being a company), or form part of the trust property of (in the case of the second-mentioned entity being a trust), the second-mentioned entity or a wholly owned entity of it; and

(b) a reference to the giving of a benefit to an entity which is a trust is a reference to the giving of a benefit to the trustee of the trust so as to form part of the trust property of the trust or for the benefit of the trust beneficiaries.”; and

(c) insert after section 601PC:

“601PD Stapled Securities

For the purposes of this Chapter:

stapled securities means two or more financial products, including at least one interest in a registered scheme where:

- (a) under the terms on which each of the financial products or securities are to be traded, they must be transferred together; and
- (b) there are no financial products or securities in the same class as those financial products or securities which may be transferred separately.”.

Where this declaration applies

5. This declaration applies where under the terms on which interest in each of the GemLife Trusts and shares in GTH Project No 4 Ltd ACN 607 629 149 (GTH Project No 4) are to be traded, they must only be transferred together.

25-0363

Where this declaration ceases to apply

6. This declaration ceases to apply if:
- (a) a component of a stapled security is issued which on the terms on which it is issued can be transferred separately without also transferring any other component; or
 - (b) interests in any class, other than the class of interests in each of the GemLife Trusts and the shares in GTH Project No 4 that are already on issue as at the date of this instrument, are issued.

Interpretation

7. *GemLife Trusts* means each of the following registered schemes, together:

- (a) GemLife Trust (ARSN 687 162 198);
- (b) GTH Resorts No 2 Trust (ARSN 687 162 394);
- (c) GTH Resorts No 3 Trust (ARSN 687 162 698);
- (d) GTH Resorts No 4 Trust (ARSN 687 163 408);
- (e) GTH Resorts No 6 Trust (ARSN 687 163 453);
- (f) GTH Resorts No 8 Trust (ARSN 687 163 659);
- (g) GTH Resorts No 11 Trust (ARSN 687 163 720);
- (h) GTH Resorts No 12 Trust (ARSN 687 163 962);
- (i) GTH Resorts No 15 Trust (ARSN 687 163 944); and
- (j) GTH Resorts No 19 Trust (ARSN 687 164 209).

Dated this 16 day of June 2025.



Signed by Denise Dawson

as a delegate of the Australian Securities and Investments Commission

25-0364

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

Enabling Legislation

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

Title

2. This instrument is ASIC Instrument 25-0364.

Commencement

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

Declaration

4. Part 7.9 of the Act applies to Equity Trustees Limited ACN 004 031 298 (the *Responsible Entity*) in its capacity as responsible entity of each of the GemLife Trusts and GTH Project No 4 Ltd ACN 607 629 149 (*GTH Project No 4*) as if subsection 1017E(2) as notionally inserted by subregulation 7.9.08(4) of the *Corporations Regulations 2001* were modified or varied as follows:

(a) at the beginning of paragraph 1017E(2)(b) insert “subject to paragraph (ba),”; and

(b) after paragraph 1017E(2)(b) insert:

“(ba) any money may be paid into the account, provided that:

(i) money paid to acquire the financial product together with any securities or financial products that must, under the terms on which the securities or financial product is to be traded, be transferred with the financial product; and

(ii) any other money to which this section applies; and

(iii) interest on the amount from time to time standing to the credit of the account,

is identified and held in accordance with all other provisions of this section; and”.

Where this declaration applies

5. This declaration applies where:
 - (a) each ordinary share in GTH Project No 4 and each ordinary unit in each of the GemLife Trusts must, under the terms on which each is to be traded, only be transferred together (together, *Stapled Security*); and

25-0364

- (b) the Responsible Entity and GTH Project No 4 receive money paid to acquire Stapled Securities.

Interpretation**6. In this instrument:**

GemLife Trusts means each of the following registered schemes, together:

- (a) GemLife Trust (ARSN 687 162 198);
- (b) GTH Resorts No 2 Trust (ARSN 687 162 394);
- (c) GTH Resorts No 3 Trust (ARSN 687 162 698);
- (d) GTH Resorts No 4 Trust (ARSN 687 163 408);
- (e) GTH Resorts No 6 Trust (ARSN 687 163 453);
- (f) GTH Resorts No 8 Trust (ARSN 687 163 659);
- (g) GTH Resorts No 11 Trust (ARSN 687 163 720);
- (h) GTH Resorts No 12 Trust (ARSN 687 163 962);
- (i) GTH Resorts No 15 Trust (ARSN 687 163 944); and
- (j) GTH Resorts No 19 Trust (ARSN 687 164 209).

Dated this 16 day of June 2025.



Signed by Denise Dawson
as a delegate of the Australian Securities and Investments Commission

25-0365

Australian Securities and Investments Commission
Corporations Act 2001 – Paragraph 741(1)(b) and 1020F(1)(c) – Declaration

Enabling legislation

1. The Australian Securities and Investments Commission (*ASIC*) makes this instrument under paragraphs 741(1)(b) and 1020F(1)(c) of the Corporations Act 2001 (the *Act*).

Title

2. This instrument is ASIC Instrument 25-0365.

Commencement

3. This instrument commences on the date it is signed

Declaration

4. Chapter 6D of the Act applies to GTH Project No 4 Ltd (*GTH Project No 4*) ACN 607 629 149 as if subsection 708(13A) were inserted after subsection 708(13) as follows:

“An offer of fully paid shares in one or more bodies to one or more existing holders of shares is made under a reinvestment plan where, under the terms on which the shares in the bodies and interests in one or more registered schemes are offered under the reinvestment plan may be traded, those shares and interests must only be transferred together.”

5. Part 7.9 of the Act applies to Equity Trustees Limited ACN 004 031 298 (the *responsible entity*) in its capacity as responsible entity of each of the GemLife Trusts as if subsection 1012D(3) were modified or varied as follows:

(a) omit “either” at the beginning of paragraph 1012D(3)(b) and substitute “one or more of the following applies”;

(b) omit “or” at the end of subparagraph 1012D(3)(b)(i);

(c) omit “.” at the end of subparagraph 1012D(3)(b)(ii) and substitute “;”;

(d) insert after subparagraph 1012D(3)(b)(ii):

“(iii) in a recommendation situation – the advice that constitutes the relevant conduct relates to an offer of interests in one or more registered managed investment schemes, under a plan for the reinvestment of any or all of:

(A) dividends in respect of shares in a body or bodies;

(B) distributions in respect of interests in one or more registered managed investment schemes,

25-0365

where under the terms on which the shares in the body or bodies, and the interests in the registered managed investment schemes, may be traded, those shares and interests must only be transferred together;

(iv) in an issue situation – the offer or issue that constitutes the relevant conduct is an offer or issue of interests in one or more registered managed investment schemes, under a plan for the reinvestment of any or all of:

(A) dividends in respect of shares in a body or bodies; or

(B) distributions in respect of interests in one or more registered schemes, where, under the terms on which the interests in the registered schemes and shares in one or more bodies may be traded, those interests and shares must only be transferred together.”

Where this instrument applies

6. This instrument applies in relation to offers, or recommendations to acquire GemLife Communities Securities under the GemLife Distribution Reinvestment Plan (the *Plan*) where, under the terms on which the shares in GTH Project No 4 and the interests in each of the GemLife Trusts may be traded, they must only be transferred together and where:
 - (a) the terms of the Plan permit the dividends and distributions to be pooled prior to the offer or issue of stapled securities under the Plan;
 - (b) each participant of the Plan has agreed in writing to the terms of the Plan upon election to participate and is given notice of any subsequent amendments to the Plan; and
 - (c) participation in the Plan is not compulsory.

Interpretation

7. In this instrument:

GemLife Communities Security means a share in GTH Project No 4 and an interest in each of the GemLife Trusts which, under the terms on which each is to be traded, must only be traded together.

GemLife Trusts means each of the following registered schemes, together:

- (a) GemLife Trust (ARSN 687 162 198);
- (b) GTH Resorts No 2 Trust (ARSN 687 162 394);
- (c) GTH Resorts No 3 Trust (ARSN 687 162 698);
- (d) GTH Resorts No 4 Trust (ARSN 687 163 408);
- (e) GTH Resorts No 6 Trust (ARSN 687 163 453);

25-0365

- (f) GTH Resorts No 8 Trust (ARSN 687 163 659);
- (g) GTH Resorts No 11 Trust (ARSN 687 163 720);
- (h) GTH Resorts No 12 Trust (ARSN 687 163 962);
- (i) GTH Resorts No 15 Trust (ARSN 687 163 944); and
- (j) GTH Resorts No 19 Trust (ARSN 687 164 209).

Dated this 16 day of June 2025.



Signed by Denise Dawson
as a delegate of the Australian Securities and Investments Commission

25-0366

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

Enabling legislation

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

Title

2. This instrument is ASIC Instrument 25-0366.

Commencement

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

Declaration

4. Chapter 6 of the Act applies to Dragon Mining Limited ACN 009 450 051 (the *Target*) as if items 11 and 12 of the table in subsection 633(1) (as notionally modified by ASIC Corporations (Replacement Bidder's and Target's Statements) Instrument 2023/688) were modified or varied by omitting the words "*15 days*" and substituting the words "*21 days*".

Where this instrument applies

5. The declaration in paragraph 4 applies to the off-market takeover bid (the *Bid*) by Wah Cheong Development (B.V.I.) Limited (the *Bidder*) to acquire all of the ordinary shares in the Target where:
 - (a) a bidder's statement in relation to the Bid was lodged with ASIC on 2 June 2025 (the **Bidder's Statement**);
 - (b) the Bidder gave notice under item 7 of s633(1) of the Act to the Target on 2 June 2025;
 - (c) the Target arranges for an announcement to be released on the Stock Exchange of Hong Kong (**HKEx**) by no later than 5:00pm (AWST) on 17 June 2025:
 - i. explaining the effect of, and reasons for, this declaration;
 - ii. recommending that shareholders in the Target take no action in relation to the Bid until they have considered the target's statement; and

25-0366

- iii. stating that the Target's Statement will be sent to shareholders on or before 23 June 2025 being the date that is 21 days after the Bidder gave notice that all offers under the Bid have been sent.

Dated this 16th day of June 2025



Signed by Mahsa Taiebi
as a delegate of the Australian Securities and Investments Commission

25-0369

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

Enabling legislation

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

Title

2. This instrument is ASIC Instrument 25-0369.

Commencement

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

Declaration

4. Chapter 6 of the Act applies to the bidder as if subsection 619(3) (as notionally modified by ASIC Class Order [CO 13/521]) were modified or varied by:
 - (a) omitting the words “, if under the terms of the bid:”; and
 - (b) omitting subsections (a)-(c).

Where this declaration applies

5. This declaration applies to the bidder in respect of its offer to acquire the entire issued securities of the target on the terms of the Takeover Bid in circumstances where foreign holders who accept the offer and are not eligible to receive the scrip consideration are deemed to have elected to receive the cash consideration.

Interpretation

6. In this instrument:

bidder means Rhinomed Health Corporation of c/o Sprott Asset Management USA, Inc. 320 Post Road, Suite 230 Darien, CT 06820 USA (incorporated in Delaware, USA).

cash consideration means \$0.04 cash for each fully paid share in the target.

scrip consideration means one fully paid share in the bidder for each fully paid share in the target.

25-0369

Takeover Bid means the takeover bid for all of the issued shares in the target made on the terms of the Bidder's Statement dated 2 June 2025.

target means Rhinomed Limited ACN 107 903 159

Dated this 18 day of June 2025



Signed by Stefan Curcio
as a delegate of the Australian Securities and Investments Commission

25-0269

**Australian Securities and Investments Commission
Corporations Act 2001 — s926A(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* (the **Act**).

Title

2. This instrument is ASIC Instrument 25-0269.

Commencement

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

Exemption

4. ASIC exempts 22NW, LP, a limited partnership incorporated in the United States, and registered with the US Securities and Exchange Commission under file number 801-110797 (the *body*), and its representatives, from the requirement to hold an Australian financial services (*AFS*) licence, in the case specified in Schedule A, on the conditions specified in Schedule B.

Cessation

5. The exemption in paragraph 4 ceases to have effect on the earlier of:
 - (a) Subparagraph 1(1) of Schedule 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 services providers*; or
 - (b) 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.

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 twentieth day of June 2025

Name of Scheme**ARSN**

DEALT TRUST

646 156 005

HF INDEX FIXED INTEREST FUND

114 249 508

HF INDEX INTERNATIONAL SHARES FUND

099 180 588

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 twentieth day of June 2025

Name of Scheme**ARSN**

LAZARD GLOBAL DIGITAL HEALTH FUND

647 504 952

VERVE MONEY FUND

662 622 899

CORPORATIONS ACT 2001
Subsection 601CC(4)

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

Dated this twentieth day of June 2025

Name of Company

ARBN

ART CAR BOOT FAIR INCORPORATED

647 757 382

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 twentieth day of June 2025

Name of Company**ARBN**

BUILDING SUPPLIES GROUP HOLDINGS LIMITED	658 731 312
ENEL GREEN POWER S.P.A.	638 239 004
M&G ALTERNATIVES INVESTMENT MANAGEMENT LIMITED	620 555 428
RANK COMMERCIAL LIMITED	658 730 584

CORPORATIONS ACT 2001
Section 601CL(5)

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

Dated this twentieth day of June 2025

Name of Company**ARBN**

ECR MINERALS PLC

129 493 714

LIPSCO INVESTMENTS PTY LIMITED

126 413 447

NIGHTINGALE INTELLIGENT SYSTEMS, INC

659 369 221

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.

BLACK HORSE MINING PTY LTD

ACN 683 066 613 will change to a public company limited by shares. The new name will be BLACK HORSE MINING LIMITED ACN 683 066 613.

DROPSUITE LIMITED ACN 008 021 118 will change to a proprietary company limited by shares. The new name will be DROPSUITE PTY LIMITED ACN 008 021 118.

HARVEST PUB OPERATIONS 2 LIMITED

ACN 652 748 242 will change to a proprietary company limited by shares. The new name will be HARVEST PUB OPERATIONS 2 PTY LTD ACN 652 748 242.

DRONE FORGE PTY LTD ACN 677 242 527 will change to a public company limited by shares. The new name will be DRONE FORGE LIMITED ACN 677 242 527.

FOOTHILLS RARE EARTHS LIMITED

ACN 645 424 979 will change to a proprietary company limited by shares. The new name will be FOOTHILLS RARE EARTHS PTY LTD ACN 645 424 979.