



**ASIC**  
Australian Securities &  
Investments Commission

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# ASIC Gazette

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### RIGHTS OF REVIEW

Persons affected by certain decisions made by ASIC under the *Corporations Act 2001* and the other legislation administered by ASIC may have rights of review. ASIC has published Regulatory Guide 57 *Notification of rights of review (RG57)* and Information Sheet *ASIC decisions – your rights (INFO 9)* to assist you to determine whether you have a right of review. You can obtain a copy of these documents from the ASIC Digest, the ASIC website at [www.asic.gov.au](http://www.asic.gov.au) or from the Administrative Law Co-ordinator in the ASIC office with which you have been dealing.

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22-0031

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

**Notice of Cancellation of an Australian financial services licence**

TO: AON Hewitt Financial Advice Limited  
ACN 091 225 642 ("the Licensee")  
Level 32, 201 Kent Street  
Sydney NSW 2000

1. Pursuant to paragraph 915B(3)(d) of the **Corporations Act 2001** (the Act), the Australian Securities and Investments Commission (ASIC) hereby cancels Australian financial services (AFS) licence number 239183 held by the Licensee, with effect from the date on which this notice is given to the Licensee.
2. Pursuant to section 915H of the Act, the AFS licence continues in effect while cancelled, as though the cancellation had not happened for the purposes of:
  - a. paragraph 912A(2)(c) of the Act, which requires the Licensee to maintain membership of the Australian Financial Complaints Authority scheme for no less than twelve months from the date the notice of cancellation of the AFS licence is given to the Licensee; and
  - b. section 912B of the Act, which requires the Licensee to maintain compensation arrangements for no less than twelve months from the date the notice of cancellation of the AFS licence is given to the Licensee. The arrangements must satisfy the requirements set out in regulation 7.6.02AAA of the Corporations Regulations 2001.

Dated 21/01/2022

Signed *N Vonarx*  
.....

Nicholas Vonarx  
a delegate of the Australian Securities and Investments Commission

22-0037

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

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

TO: Heasman & Associates Pty Ltd  
ACN 296 997 474 ("the Licensee")  
Suite 4 Dempster Centre  
98 Dempster Street  
ESPERANCE WA 6450

Pursuant to paragraph 915B(3)(d) of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Australian Financial Services Licence number 485970 held by the Licensee, with effect from the date on which this notice is given to the Licensee.

Dated 27 January 2022



Signed .....

Chun Kei Marco Lam  
A delegate of the Australian Securities and Investments Commission

22-0038

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

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

TO: DT Corporate Accountants Pty Ltd  
ACN 137 318 239 ("the Licensee")  
24 Hogans Road  
HOPPERS CROSSING VIC 3029

Pursuant to paragraph 915B(3)(d) of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Australian Financial Services Licence number 485987 held by the Licensee, with effect from the date on which this notice is given to the Licensee.

Dated 27 January 2022



Signed .....

Chun Kei Marco Lam  
A delegate of the Australian Securities and Investments Commission

22-0039

**Australian Securities and Investments Commission  
Corporations Act 2001 — Subsection 601QA(1) — Declaration**

**Enabling legislation**

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

**Title**

2. This instrument is ASIC Instrument 22-0039.

**Commencement**

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

**Declaration**

4. Chapter 5C of the Act applies to National Mutual Funds Management Limited (ACN 006 787 720) as responsible entity of the Australian Property Fund ARSN 096 853 619 (*scheme*) as if section 601FL were modified or varied as follows:
  - (a) in subsection (1) omitting all the text after the word “it”, substitute:

“must either:

    - (a) call a members’ meeting to explain its reason for wanting to retire and to enable the members to vote on a resolution (which must be an extraordinary resolution if the scheme is not listed) to choose a company to be the new responsible entity; or
    - (b) propose a related body corporate of the responsible entity to be the new responsible entity in accordance with subsection (1A).”;
  - (b) after subsection (1), inserting:

“(1A) The requirements for proposing a related body corporate (proposed responsible entity) to be the new responsible entity are as follows:

    - (a) The responsible entity must give members of the scheme notice of a proposal to choose the proposed responsible entity, to be the scheme’s new responsible entity. The notice of proposal to

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members may be given using one or more technologies to communicate to those entitled to receive notice to members:

- (i) the contents of the notice; or
  - (ii) details of an online location where the items covered by subparagraph (i) can be viewed or from where they can be downloaded.
- (b) The notice to members must:
- (i) set out the following information:
    - (A) the responsible entity's reasons for wanting to retire;
    - (B) such information as can reasonably be expected to be material to a member in forming a view as to the choice of the proposed responsible entity;
    - (C) information about the proposed timing of the retirement of the responsible entity and the manner in which that retirement will occur;
    - (D) how members can access on the responsible entity's website current information about the proposed timing of the retirement of the responsible entity and the manner in which that retirement will occur;
  - (ii) state prominently that if:
    - (A) members who together hold at least 5% of the total value of the interests held by members; or
    - (B) 100 members,

who would be entitled to vote if the proposal were put as a proposed resolution to a meeting of members under paragraph (1)(a), ask for a vote on the choice of the proposed responsible entity by giving written notice received by the responsible entity within 21 days from the date the notice is sent, the responsible entity will either arrange a postal vote (including a voting process using one or more technologies (**electronic postal vote**)) or convene a meeting to vote on a resolution for the choice of the proposed responsible entity; and

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- (iii) be accompanied by:
  - (A) a form which can be ticked to ask for a vote; or
  - (B) details of a process using one or more technologies to ask for a vote; and
- (iv) state prominently:
  - (A) a reply-paid address of the responsible entity to which the form pursuant to paragraph (1A)(b)(iii)(A) may be sent; or
  - (B) details of how to ask for a vote pursuant to paragraph (1A)(b)(iii)(B).
- (c) The responsible entity must prominently disclose on its website current information about the proposed timing of the retirement of the responsible entity and the manner in which that retirement will occur.
- (d) If sufficient members ask for a vote in accordance with the notice, the responsible entity must arrange for a postal vote (including an electronic postal vote) or, if the responsible entity chooses, convene a meeting in accordance with Part 2G.4 to vote on the choice of the proposed responsible entity as soon as possible.
- (e) If there is a postal vote:
  - (i) each member must be given or sent:
    - (A) if a voting form was accompanied in the notice to members pursuant to paragraph (1A)(b)(iii)(A), a voting paper stating a reply-paid address of the responsible entity to which the voting paper may be sent; or
    - (B) if a process using one or more technologies was accompanied in the notice to members pursuant to paragraph (1A)(b)(iii)(B), details of how to access and cast an electronic postal vote; and
  - (ii) where a voting paper is sent pursuant to paragraph (1A)(e)(i)(A), the responsible entity must notify the

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members in, or in a document accompanying, the voting paper that:

- (A) the proposed responsible entity will be chosen as the new responsible entity if at least 50% of the total votes that may be cast by members that would be eligible to vote at a meeting under paragraph (1)(a) are cast in favour of the choice; and
  - (B) only votes received by the responsible entity within 28 days after the issue of the voting paper will be counted; and
- (iii) where an electronic postal vote used pursuant to paragraph (1A)(e)(i)(B), the responsible entity must notify the members, through the use of those technologies, before they are able to submit their vote:
- (A) how they can submit their vote using the relevant technologies;
  - (B) that the proposed responsible entity will be chosen as the new responsible entity if at least 50% of the total votes that may be cast by members that would be eligible to vote at a meeting under paragraph (1)(a) are cast in favour of the choice;
  - (C) only votes received by the responsible entity within 28 days after the notification of the electronic postal vote will be counted; and
  - (D) the technologies used for the purposes of a meeting under paragraph (1)(a) will remain available for 28 days; and
- (iv) where both a voting paper is sent pursuant to paragraph (1A)(e)(i)(A) and where an electronic postal vote is used pursuant to paragraph (1A)(e)(i)(B), the responsible entity must notify the members that:
- (A) they are only entitled to vote using one method; and



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- (B) if multiple votes are received from a member, only the vote that is first received will be counted.
- (f) If a meeting is convened the resolution to choose the new responsible entity must be an extraordinary resolution if the scheme is not listed.”;
- (c) after subsection (2) insert:
  - “(2A) If a postal vote (including an electronic postal vote) is arranged under paragraph (1A)(d) and at least 50% of the total votes that may be cast by members that would be eligible to vote at a meeting under paragraph (1)(a) are cast in favour of the proposed responsible entity, that entity is taken for the purposes of subsection (2) to have been chosen by a resolution of members on the last day on which postal votes may be received in order to be counted.
  - (2B) If:
    - (a) a related body corporate is proposed to be the new responsible entity in accordance with subsection (1A); and
    - (b) sufficient members do not ask for a vote to choose the entity in accordance with the notice referred to in paragraph (1A)(b); and
    - (c) the entity has consented in writing to becoming the scheme’s responsible entity,then:
    - (d) as soon as practicable and in any event within 2 business days after the end of the period in which a member may ask for such a vote, the current responsible entity must lodge a notice with ASIC asking it to alter the record of the scheme’s registration to name the proposed responsible entity as the scheme’s responsible entity; and
    - (e) the notice must be accompanied by a certificate from the current responsible entity that it reasonably considers that the appointment of the proposed responsible entity would be in the best interests of members with a summary of the responsible entity’s reasons as to why this is the case; and
    - (f) unless ASIC reasonably believes that the appointment of the proposed responsible entity would not be in the best interests of

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members, ASIC must comply with the notice as soon as practicable after the notice and summary are lodged.”.

**Where this declaration applies**

5. This declaration applies where AMP Capital Funds Management Limited ACN 159 557 721 has agreed in writing to become the new responsible entity of the Scheme.

**Where this declaration ceases to apply**

6. This declaration ceases to apply on 11 May 2022.

Dated this 24th day of January 2022



.....  
Signed by Giles Emery  
as a delegate of the Australian Securities and Investments Commission

22-0040

Notice is given under section 920E of the Corporations Act 2001 that the Australian Securities and Investments Commission has made a banning order in the terms set out below, which order took effect on 20 January 2022.

**Australian Securities and Investments Commission In the matter of Ananda Kathiravelu  
Banning order under sections 920A and 920B of the Corporations Act 2001**

To: Ananda Kathiravelu

**Take notice** that under 920A(1)(d), s 920A(1)(e) and s 920A(1)(g) and s920B of the *Corporations Act 2001* the Australian Securities and Investments Commission prohibits Ananda Kathiravelu for a period of three 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).

Dated this 19<sup>th</sup> of January 2022.

  
Signed:  
Ingrid McCormick  
Delegate of the Australian Securities and Investments Commission

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

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**Australian Securities and Investments Commission  
Corporations Act 2001 — Subsection 601QA(1) — Declaration**

**Enabling legislation**

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

**Title**

2. This instrument is ASIC Instrument 22-0041.

**Commencement**

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

**Declaration**

4. Chapter 5C of the Act applies to National Mutual Funds Management Limited (ACN 006 787 720) in its capacity as responsible entity of Wholesale Australian Property Fund (A-REIT) ARSN 120 102 534 (*Scheme*) as if section 601FL were modified or varied as follows:
  - (a) in subsection (1) omitting all the text after the word “it”, substitute:

“must either:

    - (a) call a members’ meeting to explain its reason for wanting to retire and to enable the members to vote on a resolution (which must be an extraordinary resolution if the scheme is not listed) to choose a company to be the new responsible entity; or
    - (b) propose a related body corporate of the responsible entity to be the new responsible entity in accordance with subsection (1A).”;
  - (b) after subsection (1), inserting:

“(1A) The responsible entity can retire and the proposed responsible entity can become the new responsible entity if all of the following requirements are met:

    - (a) the proposed responsible entity must provide its consent in writing to become the scheme’s responsible entity;

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- (b) the responsible entity must provide each member with:
    - (i) a notice of proposal to choose the proposed responsible entity to be the scheme's new responsible entity; and
    - (ii) sufficient information to explain its reason for wanting to retire and to enable each member to decide whether to consent to the appointment of the proposed responsible entity as the new responsible entity; and
  - (c) all members must consent in writing to the retirement of the responsible entity and the appointment of the proposed responsible entity as the new responsible entity;
  - (d) as soon as practicable and in any event within 2 business days after the last member has given its written consent, the responsible entity must lodge a notice with ASIC asking it to alter the record of the scheme's registration to name the proposed responsible entity as the scheme's responsible entity;
  - (e) if the current responsible entity does not lodge the notice required by paragraph (d), the proposed responsible entity may lodge that notice; and
  - (f) ASIC must comply with the notice when it is lodged.
- (1B) The responsible entity must arrange for a vote within a reasonable time under paragraph (1)(A) on the choice of the proposed responsible entity, unless all members give their prior consent in writing to choose the proposed responsible entity without a meeting being held under paragraph (1)(A)."

**Where this declaration applies**

5. This declaration applies where AMP Capital Funds Management Limited ACN 159 557 721 has agreed in writing to become the new responsible entity of the Scheme.

**Where this declaration ceases to apply**

6. This declaration ceases to apply on 11 May 2022.

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Dated this 24th day of January 2022



.....  
Signed by Giles Emery  
as a delegate of the Australian Securities and Investments Commission

22-0044



Australian Government  
Takeovers Panel

CORPORATIONS ACT  
SECTION 657D  
VARIATION OF ORDERS

NEX METALS EXPLORATIONS LTD 02

Pursuant to section 657D(3) of the *Corporations Act 2001* (Cth)

THE PANEL ORDERS

The orders made on 17 December 2021 are varied by:

1. Replacing "14 January 2022" with "21 January 2022" and deleting "(unless extended with the Panel's consent)" in Order 3.
2. Including new Order 3A as follows:

"If Nex Metals does not prepare and lodge with ASIC and ASX a Replacement Target's Statement which complies with the Panel's final orders in *Nex Metals Explorations Ltd 02* dated 30 November 2021 by 21 January 2022:

- (a) Nex Metals' Replacement Target's Statement is no longer required to be accompanied by the Nex Metals IER (as required by Order 2(c) of the Panel's final orders in *Nex Metals Explorations Ltd 02* dated 30 November 2021) and
- (b) Nex Metals is no longer required to provide weekly updates on the status and progress of the Nex Metals IER under Order 2 of these orders."

A handwritten signature in blue ink, appearing to read "Allan Bulman".

Allan Bulman  
Chief Executive  
with authority of Karen Phin  
President of the sitting Panel  
Dated 21 January 2022

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**Australian Securities and Investments Commission  
Corporations Act 2001 – Subsections 741(1), 926A(2)  
and 1020F(1) – Exemptions**

**Enabling legislation**

1. The Australian Securities and Investments Commission (*ASIC*) makes this instrument under subsections 741(1), 926A(2) and 1020F(1) of the *Corporations Act 2001* (the *Act*).

**Title**

2. This instrument is ASIC Instrument 22-0045.

**Commencement**

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

**Nature of this instrument**

4. This instrument is an individual relief instrument, as referred to in paragraph 28 of ASIC Class Order [CO 14/1000].

**Disclosure relief***Offers made under an employee incentive scheme*

5. The Company or a related body corporate that makes an offer under an employee incentive scheme covered by this instrument does not have to comply with Part 6D.2, 6D.3 or Part 7.9 of the Act in relation to the offer.

*Subsequent sale offers*

6. A person that makes a sale offer of an underlying eligible product within 12 months after the issue of the product does not have to comply with Part 6D.2, 6D.3 or Part 7.9 of the Act in relation to the sale offer where:
  - (a) the product was issued or otherwise granted:
    - (i) to an eligible participant under an employee incentive scheme; or
    - (ii) to a trustee in connection with an employee incentive scheme; and
  - (b) the person has no reason to believe the employee incentive scheme is not covered by this instrument.



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7. A person that makes a sale offer of a financial product within 12 months after the issue of the product does not have to comply with Part 6D.2, 6D.3 or Part 7.9 of the Act in relation to the sale offer where:
- (a) the product was issued by reason of the exercise or vesting of an eligible product issued or otherwise granted to:
    - (i) an eligible participant under an employee incentive scheme; or
    - (ii) to a trustee in connection with an employee incentive scheme; and
  - (b) the person has no reason to believe the employee incentive scheme is not covered by this instrument.

**Licensing and other incidental relief***General advice*

8. The Company or a related body corporate that makes an offer under an employee incentive scheme covered by this instrument and, in relation to the offer, provides a financial service consisting of general advice in connection with the offer, does not have to comply with subsection 911A(1) of the Act in relation to the advice.

*Dealing*

9. The Company or a related body corporate that provides any of the following financial services in relation to an offer in connection with an employee incentive scheme covered by this instrument does not have to comply with subsection 911A(1) of the Act in relation to the financial service:
- (a) issuing the eligible product;
  - (b) dealing in the eligible product where any acquisition by purchase or disposal of the eligible product by the Company or a related body corporate occurs either:
    - (i) through a financial services licensee; or
    - (ii) outside this jurisdiction and through a person which is licensed or otherwise authorised to deal in financial products of that kind in the relevant place;

*Custodial or depository services*

10. The Company or a related body corporate that provides any of the following

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financial services in connection with an employee incentive scheme covered by this instrument does not have to comply with subsection 911A(1) of the Act in relation to the financial service:

- (a) a custodial or depository service in relation to the eligible product where the body performs their duties in good faith and has sufficient resources to perform those duties;
- (b) dealing in the eligible product in the course of providing a custodial or depository service covered by paragraph (a).

*Advertising*

12. The Company or a related body corporate that advertises, or publishes a statement that is reasonably likely to induce eligible participants to acquire, an eligible product under an employee incentive scheme covered by this instrument does not have to comply with section 1018A of the Act in relation to the advertisement or publication.

**Conditions***Notice of reliance*

13. The Company or a related body corporate making an offer in connection with a particular employee incentive scheme must give ASIC a notice of reliance.

Note: A notice of reliance can cover a particular employee incentive scheme that is intended to operate for many years. A new notice of reliance will be required to be given to ASIC if the Company or a related body corporate establishes a new employee incentive scheme.

14. The Company or a related body corporate may give ASIC the notice of reliance at any time before the body first relies on this instrument in relation to the particular employee incentive scheme but, in any event, must give ASIC the notice of reliance no later than 1 month after the day the body first relies on this instrument in relation to the particular employee incentive scheme.

*Disclosure*

15. The Company or a related body corporate that makes an offer under an employee incentive scheme must ensure that the offer is made in, or is accompanied by, an offer document.

*Offers of overlying eligible products*

16. If the Company, a related body corporate or a trustee makes an offer of an overlying eligible product under an employee incentive scheme, the Company or the related

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body corporate must ensure that, if the overlying eligible product is not able to be traded on an eligible financial market, the offer is for no more than nominal monetary consideration.

Note: This paragraph 16 does not prohibit an offer for more than nominal monetary consideration of an underlying eligible product held or to be held by a trustee under a trust in relation to which the eligible participant acquires or will acquire a unit in the underlying eligible product because it is or will be held by the trustee under the trust.

*5% issue limit*

17. The Company or a related body corporate that makes an offer covered by this instrument must, at the time of making the offer, have reasonable grounds to believe that the number of underlying eligible products in a class of underlying eligible products that form part of the issued capital of the Company that have been or may be issued in any of the circumstances covered by the following paragraphs will not exceed 5% of the total number of underlying eligible products in that class on issue:
- (a) underlying eligible products that may be issued under the offer;
  - (b) underlying eligible products issued or that may be issued as a result of offers made at any time during the previous 3 year period under:
    - (i) an employee incentive scheme or like scheme of the Company or a related body corporate, where offers were covered by this instrument or an individual instrument made by ASIC in terms similar to this instrument; or
    - (ii) an employee incentive scheme or employee share scheme of the Company or a related body corporate, where the offers were covered by ASIC Class Order [CO 14/1000] or an individual instrument made by ASIC in terms similar to that class order.

*Trusts*

18. The Company or a related body corporate that makes an offer of an underlying eligible product under an employee incentive scheme in relation to which a trustee holds or will hold the underlying eligible products must ensure:
- (a) the activities of the trustee of the trust in that capacity are limited to employee incentive schemes of the Company or the related body corporate (whether or not the other employee incentive schemes are covered by this instrument);
  - (b) the trustee maintains written records on the administration of the trust including, in the case of underlying eligible products being held for a specified eligible participant on an allocated basis, written records that

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identify the underlying eligible products held on an allocated basis for the specified eligible participant;

Note: The written records in relation to underlying eligible products held on an allocated basis may take the form of a sub-register administered by or on behalf of the trustee.

- (c) the trustee does not levy any fees or charges for administering the trust that are payable directly by any eligible participant or out of the assets of the trust, other than reasonable disbursements including brokerage and tax levied or incurred in connection with the trust;
- (d) if the trustee is the Company or an associate of the Company —the trustee does not, at its own discretion, exercise any voting rights attaching to any of the underlying eligible products that it holds on trust; and
- (e) the trustee, either alone or together with one or more other trustees, does not hold more than 5% of the voting shares or voting interests in the Company calculated by reference to all employee incentive schemes or like schemes of the Company or a related body corporate in relation to which offers were covered by this instrument, ASIC Class Order [CO 14/1000] or an individual instrument made, on or after the commencement of this instrument, by ASIC in terms similar to this instrument.

**ASIC power to request documents**

19. The Company or a related body corporate must, if requested by ASIC and in accordance with the request, make available to ASIC the offer document and all other accompanying information or documents given to eligible participants in connection with the offer made in reliance on this instrument.

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**Interpretation**

20. In this instrument:

- (1) *able to be traded* has the meaning given by section 761A of the Act;

*associate* has the meaning given by Division 2 of Part 1.2 of the Act (except sections 12 and 16);

*casual employee*, in relation to the Company or a related body corporate, means an individual who is, or might reasonably be expected to be, engaged to work the number of hours that are the pro-rata equivalent of 40% or more of a comparable full-time position with the body;

*Company* means Sinch AB (publ), a company incorporated in Stockholm, Sweden;

*contractor*, in relation to the Company or a related body corporate, means:

- (a) an individual with whom the body has entered into a contract for the provision of services under which the individual performs work for the body; or
- (b) a company with whom the body has entered into a contract for the provision of services under which an individual, who is a director of the company or their spouse, performs work for the body;

where the individual who performs the work under or in relation to the contract is, or might reasonably be expected to be, engaged to work the number of hours that are the pro-rata equivalent of 40% or more of a comparable full-time position with the body;

*contribution*, in relation to a contribution plan, does not include:

- (a) nominal monetary consideration; or
- (b) a monetary contribution as consideration for an issue, transfer or grant of an eligible product to the eligible participant without undue delay (including a monetary contribution made to exercise an eligible product or cause an eligible product to vest);

*contribution plan* means a plan under which an eligible participant may make monetary contributions to acquire eligible products, whether made before or after the acquisition, from one or more of the following:

- (a) gross (before-tax) wages or salary;

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(b) net (after-tax) wages or salary;

(c) other monies;

*eligible financial market* means Nasdaq Stockholm.

*eligible participant*, in relation to the Company or a related body corporate, means a person specified in column 3 of Table A;

*eligible product*, in relation to the Company, means a financial product specified in column 2 of Table A;

*employee incentive scheme* means an arrangement under which eligible products of the Company are offered to eligible participants;

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

*general advice* has the meaning given by section 766B of the Act;

*incentive right* means a conditional right:

- (a) to acquire underlying eligible products;
- (b) to be paid a cash amount that is ultimately determined by reference to (wholly or in part):
  - (i) the price or value at a given time of the underlying eligible product to which the right relates;
  - (ii) a change in the price or value over a given period of the underlying eligible product to which the right relates;
  - (iii) the amount or value of dividends or distributions paid or payable in relation to the underlying eligible product to which the right relates; or
  - (iv) a change in the amount or value over a given period of time of dividends or distributions paid or payable in relation to the underlying eligible product to which the right relates; or
- (c) to acquire or to be paid a combination of underlying eligible products and a cash amount as determined in accordance with paragraph (b);

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*nominal monetary consideration* means monetary consideration of a token or trivial amount;

*notice of reliance*, in relation to a particular employee incentive scheme, means a written notice in a form approved in writing by ASIC for the purposes of ASIC Class Order CO 14/1000;

*offer*, in relation to an eligible product, has a meaning affected by sections 700, 702 and 1010C of the Act and includes:

- (a) an offer to issue the eligible product;
- (b) an issue or grant of the eligible product;
- (c) an offer to transfer the eligible product;
- (d) a transfer of the eligible product;
- (e) an offer to arrange for the issue or transfer of the eligible product;

but does not include an issue, grant or transfer of an underlying eligible product made by reason of the exercise or vesting of an overlying eligible product in circumstances where an offer to issue or transfer the overlying eligible product had been previously made.

*offer document*, in relation to an offer of eligible products under an employee incentive scheme, means a document which includes, or is accompanied by, the following information, statements and explanations worded and presented in a clear, concise and effective manner:

- (a) prominent statements to the effect that:
  - (i) any advice given by the Company in relation to eligible products offered under the employee incentive scheme does not take into account an eligible participant's objectives, financial situation and needs; and
  - (ii) eligible participants should consider obtaining their own financial product advice from a person who is licensed by ASIC to give such advice;
- (b) either:
  - (i) a copy of the terms of the employee incentive scheme; or

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- (ii) a summary of the terms of the scheme together with a statement that, on request and at no charge and within a reasonable time, the Company will provide an eligible participant with a copy of the terms of the scheme;
- (c) general information about the risks of acquiring and holding an eligible product being offered under the employee incentive scheme;
- (d) if a trustee will hold underlying eligible products for specified eligible participants on an allocated basis in connection with the employee incentive scheme and those eligible participants will have the right to:
  - (i) exercise, or direct the trustee to exercise on their behalf, any rights (including voting rights) attaching to the underlying eligible products; or
  - (ii) receive income deriving from the underlying eligible products, including dividends or distributions,then either — a copy of the trust deed or a summary of the terms of the trust deed together with a statement that, on request and at no charge and within a reasonable time, the Company will provide an eligible participant with a copy of the trust deed;
- (e) if the employee incentive scheme involves a contribution plan—either:
  - (i) a copy of the contribution plan; or
  - (ii) a summary of the terms of the contribution plan together with a statement that, on request and at no charge and within a reasonable time, the Company will provide an eligible participant with a copy of the terms of the contribution plan;
- (f) if the employee incentive scheme involves a loan from the Company or a related body corporate to an eligible participant to acquire the product—a copy of the terms of the loan;
- (g) the acquisition price of the eligible products in Australian dollars or, where the acquisition price is to be worked out in the future under a formula, an explanation of how an eligible participant could calculate the acquisition price of the eligible products in Australian dollars were that formula applied at the date of the offer;
- (h) an explanation of how an eligible participant could, from time to time, ascertain the market price of the underlying eligible products in



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Australian dollars;

*overlying eligible product* means an eligible product specified in any of paragraphs (g) to (i) in column 2 of Table A;

*prospective participant*, in relation to an offer of an eligible product under an employee incentive scheme, means a person to whom the offer is made but who can only accept the offer if an arrangement has been entered into that will result in the person becoming covered by one of the paragraphs (a) to (d) of column 3 of Table A;

*related body corporate* has the meaning given in section 50 of the Act;

*stapled security* means two or more eligible products which, under the terms on which each is traded, must be transferred together;

*trustee* means a body that holds or will hold underlying eligible products on trust for the following persons in connection with an employee incentive scheme:

- (a) eligible participants generally on an unallocated basis; or
- (b) one or more specified eligible participants on an allocated basis;

*underlying eligible product* means an eligible product specified in any of paragraphs (a) to (f) in column 2 of Table A;

- (2) if the Company is a registered scheme:
  - (i) the conferral of relief on the Company is taken to be the conferral of relief on the responsible entity of the scheme;
  - (ii) a requirement imposed on the Company is taken to be a requirement imposed on the responsible entity of the scheme;
  - (iii) a reference to occupying a position or role with the Company is taken to be a reference to occupying a position or role with the responsible entity of the scheme;
- (3) an offer of eligible products to an eligible participant under an employee incentive scheme on terms that the eligible participant may renounce the offer in favour of a person covered by one of the following sub-subparagraphs is to be treated as an offer of eligible products to the eligible participant:
  - (i) an immediate family member of the eligible participant;

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- (ii) a company whose members comprise no persons other than the eligible participant or immediate family members of the participant;
- (iii) a corporate trustee of a self-managed superannuation fund (within the meaning of the *Superannuation Industry (Supervision) Act 1993*) where the eligible participant is a director of the trustee;
- (4) an employee incentive scheme, employee share scheme, or like scheme, is **covered by** an instrument to the extent that offers are made, or other conduct is carried out, in reliance on the instrument;
- (5) unless specified to the contrary, a document or other writing to be given in connection with this instrument may be given by electronic means (including, in the case of a document or other writing to be given by the Company or a related body corporate in reliance on this instrument, by way of making it available on a website and notifying the intended recipient that it is available on the website).

Dated this 27<sup>th</sup> day of January 2022



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

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Table A

Column 2 Eligible product	Column 3 Eligible participant
(a) a fully paid share of the Company that is in a class of shares able to be traded on an eligible financial market;	(a) a full-time or part-time employee (including an executive director);
(b) a beneficial interest in a fully paid share of the Company where the interest is in a class of interests that is able to be traded on an eligible financial market;	(b) a non-executive director;
(c) a fully paid share of the Company in relation to which both of the following apply:	(c) a contractor;
(i) a beneficial interest in a share of that class are in a class of interests that is able to be traded on an eligible financial market;	(d) a casual employee;
(ii) the share is convertible into the beneficial interest without charge or for a nominal fee;	(e) a prospective participant.
(d) a beneficial interest in a fully paid share of the Company in relation to which both of the following apply:	
(i) the fully paid share is in a class of shares that is able to be traded on an eligible financial market;	
(ii) the beneficial interest is convertible into the share without charge or for a nominal fee;	
(e) a fully paid stapled security of the Company that is in a class of	

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Column 2 <b>Eligible product</b>	Column 3 <b>Eligible participant</b>
<p>scheme—an interest in the Company that is in a class of interests that is able to be traded on ASX;</p> <p>(g) a unit in a financial product mentioned in paragraphs (a) to (f);</p> <p>(h) an option to acquire, by way of issue or transfer, a financial product mentioned in paragraphs (a) to (f);</p> <p>(i) an incentive right granted in relation to a financial product mentioned in paragraphs (a) to (f).</p>	

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-eighth day of January 2022

**Name of Company**

**ARBN**

POSCO PERTH

158 994 604

CORPORATIONS ACT 2001  
Section 601CL(5)

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

Dated this twenty-eighth day of January 2022

**Name of Company**

**ARBN**

ANTHONY HODGES CONSULTING LIMITED

132 321 227

GEA BISCHOFF GMBH

625 926 972

VOESTALPINE KREMS FINALTECHNIK GMBH

610 056 892

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.

**GLOBAL ELECTRIC TRANSPORT PTY LTD**

ACN 630 143 743 will change to a public company limited by shares. The new name will be GLOBAL ELECTRIC TRANSPORT LIMITED ACN 630 143 743.

**NGU HOLDINGS LIMITED** ACN 653 447 315

will change to a proprietary company limited by shares. The new name will be NGU HOLDINGS PTY LTD ACN 653 447 315.

**TG METALS PTY LTD** ACN 644 621 830 will change to a public company limited by shares. The new name will be TG METALS LIMITED ACN 644 621 830.

**NETSTREAM DATA LTD** ACN 637 951 547 will change to a proprietary company limited by shares. The new name will be NETSTREAM DATA PTY LTD ACN 637 951 547.

**TDM PROJECT SERVICES LTD.**

ACN 649 523 553 will change to a proprietary company limited by shares. The new name will be TDM PROJECT SERVICES PTY LTD ACN 649 523 553.

**WALTERS WALTERS CAPITAL LIMITED**

ACN 651 734 575 will change to a proprietary company limited by shares. The new name will be WALTERS WALTERS CAPITAL PTY LTD ACN 651 734 575.