



**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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26-0298

**Australian Securities and Investments Commission  
Corporations Act 2001- Subsections 601QA(l), 655A(1)(b) and 1020F(l)(a)  
Declaration and Exemption**

**Enabling legislation**

1. The Australian Securities and Investments Commission (ASIC) makes this instrument under subsections 601QA(l), 655A(1)(b) and 1020F(l)(a) of the *Corporations Act 2001 (Act)*.

**Title**

2. This instrument is ASIC Instrument 26-0298.

**Commencement**

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

**Exemptions**

4. 360 Capital FM Limited ACN 090 664 396 (*360 Capital FM*) in its capacity as the responsible entity of 360 Capital Mortgage REIT ARSN 115 632 990 (*Scheme*) does not have to comply with:
  - (a) paragraph 601FC(l)(d) of the Act to the extent that it requires the responsible entity of a registered scheme to treat members who hold interests in the same class equally;
  - (b) paragraph 601FG(l)(a) of the Act; and
  - (c) Division 5A of Part 7.9 of the Act.

**Declaration**

5. Chapter 5C of the Act applies to a responsible entity as if Part 5C were modified or varied by, after Part 5C.6, inserting:

"Part 5C.6B - Buy-backs by listed schemes

**Division 1- Preliminary****601KJ Application of this Part**

This Part applies to the purchase of interests in a listed managed investment scheme by the responsible entity of the scheme where the purchase is off-market and does not take place in the ordinary course of trading on the financial market of ASX Limited (*ASX*), and the purchase price is paid from scheme property. For the purposes of this Part, such a purchase is referred to as a *buy-back*.

**Division 2 – Requirements for buy-backs****601KK Constitutional provisions about buy-backs**

If the responsible entity of the scheme is to have the power to buy back interests in the scheme, the power must be specified in the scheme's constitution.

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**601KL Procedural requirements for buy-backs**

- (1) A responsible entity must not buy back an interest in the scheme otherwise than in accordance with the scheme's constitution and this section.
- (2) A responsible entity may buy back an interest if it does not materially prejudice the responsible entity's ability to pay its creditors in relation to liabilities incurred or acquired by it as responsible entity of the scheme.
- (3) A responsible entity that buys back an interest in the scheme:
  - (a) must only buy the interest if:
    - (i) the buy-back is done off-market; and
    - (ii) the buy-back is covered by subsection (5) to (7) or subsection (8); and
  - (b) if it reasonably believes that it complies with the listing rules of the ASX that apply to buy-backs as if:
    - (i) the scheme were a company included in the official list of the financial market of the ASX; and
    - (ii) interests in the scheme were shares in the company; and

Note: The listing rules of ASX that apply to off-market buy-backs include:

Listing Rule 3.8A (company making a buy-back), including Appendix 3C: Announcement of buy-back; Appendix 3D: Change relating to buy-back; Appendix 3E: Daily notification; and Appendix 3F: Final notice; and

- (c) must not dispose of the interests it buys back.
- (4) Immediately after registration of the transfer to the responsible entity of the interests bought back, the interests are cancelled.

*Buy-backs within the 10/12 limit*

- (5) If the responsible entity proposes to buy back an interest in the scheme within the 10/12 limit, the responsible entity must give a notice to ASX which:
  - (a) discloses the responsible entity's intention to buy back interests in the scheme within the 10/12 limit; and
  - (b) sets out:
    - (i) the number of interests in the scheme held by the responsible entity and any associate of the responsible entity; and

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(ii) the source of funds to pay for any interests bought back.

(6) The responsible entity:

(a) must not buy back an interest for at least 14 days after giving the notice; and

(b) must start buying back interests:

(i) if a date is specified in the notice by which the responsible entity will start to buy back interests—by that date; or

(ii) otherwise—within 2 months of the date of the notice; and

Note: If the responsible entity does not start buying back interests within the period referred to in paragraph (b) but the responsible entity wishes to proceed with the buy-back, it will need to give another notice to ASX in accordance with subsection (5).

(c) must not buy back an interest which would exceed the 10/12 limit except in accordance with subsection (8).

(7) The responsible entity may buy back an interest in the scheme for a period of 12 months from the date of the giving of the notice. If the responsible entity proposes to buy back an interest in the scheme beyond that period it must give ASX a further notice:

(a) disclosing the responsible entity's intention to continue to buy back interests; and

(b) setting out the matters referred to in paragraph (5)(b).

Each notice extends the period in which the responsible entity may continue to buy back interests in the scheme by 12 months provided it is given to ASX before the expiry of the period covered by the previous notice.

*Buy-backs which would exceed the 10/12 limit*

(8) If the responsible entity proposes to buy back an interest in the scheme which would exceed the 10/12 limit it must have:

(a) obtained, by resolution at a meeting of members of the scheme in the last 12 months, the approval of members of the terms of the proposed buy-back arrangement; and

(b) included with the notice of meeting a statement setting out all information known to the responsible entity that was material to the decision how to vote on the resolution other than information that it would be unreasonable to require the responsible entity to disclose because it had previously disclosed the information to the scheme's members.

*Interpretation*

(9) The **10/12 limit** for a responsible entity of a scheme proposing to make a buy-back is 10% of the smallest number, at any time during the last 12 months, of interests in the scheme.

(10) A proposed buy-back would exceed the 10/12 limit if the number of:

(a) interests in the scheme that have been bought back during the last 12 months; and

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(b) interests that will be bought back if the proposed buy-back is made;  
would exceed the 10/12 limit.

#### 601KM Interaction with other provisions of this Chapter

For the avoidance of doubt subsection 601GA(4) and Part 5C.6 do not apply to a buy-back under this Part."

#### Takeovers

6. Chapter 6 of the Act applies to 360 Capital FM in its capacity as responsible entity of the Scheme as if section 609 of the Act was modified or varied by inserting after subsection (4):

“(4A) A person does not have a relevant interest in interests of a managed investment scheme if the relevant interest would arise merely because the responsible entity of the scheme has entered into an agreement to buy-back interests in the scheme in accordance with Part 5C.6B as declared by ASIC Instrument 26-0298.”

7. Chapter 6 of the Act applies to 360 Capital FM and to TCF Unit Holders as if the table in section 611 of the Act, as modified or varied by *ASIC Corporations (ASX-listed Schemes On-market Buy-backs) Instrument 2016/1159 (ASIC Instrument 2016/1159)*, were further modified or varied by inserting after item 19A:

“19B An acquisition that results from the responsible entity of a registered scheme buying interests in the scheme in accordance with Part 5C.6B as declared by ASIC Instrument 26-0298.”

#### Where this instrument applies

8. This instrument applies where:

- (a) 360 Capital FM invites TCF Unit Holders (except *Excluded Foreign Holders*) to participate in the Off-Market Buy-Back at the Off-Market Buy-Back Price; and
- (b) TCF Unit Holders (other than Excluded Foreign Holders) have a reasonable opportunity to elect to participate in the Off-Market Buy-Back at the Off-Market Buy-Back Price and in accordance with the Off-Market Buy-Back Execution Rules.

#### Interpretation

9. In this instrument:

*Excluded Foreign Holders* means TCF Unit Holders who 360 Capital FM determines to exclude from the Off-Market Buy-Back on the basis that:

- (a) 360 Capital FM would be prohibited from making a payment to pursuant to an act, rule or regulation that prohibits 360 Capital FM from making payments to a person who resides in a jurisdiction outside of Australia and New Zealand;

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- (b) the holder resides in a jurisdiction where it would be illegal under the laws of that jurisdiction to make an invitation to the holder or for the holder to participate in the Off-Market Buy-Back; or
- (c) the holder resides in a jurisdiction outside Australia and New Zealand and it would be unreasonable to make an invitation to the holder having regard to each of the following:
  - (i) the number of holders in that jurisdiction;
  - (ii) the number and the value of TCF Units held by holders in that jurisdiction; and
  - (iii) the cost of complying with legal requirements and the requirements of any relevant regulatory authority applicable to make the invitation in that jurisdiction.

**Off-Market Buy-Back** means an equal access off-market buy-back of TCF Units conducted by 360 Capital FM in its capacity as responsible entity of the Scheme in accordance with this instrument.

**Off-Market Buy-Back Cancellation of Units Date** means the relevant date on which TCF Units which are the subject of an Off-Market Buy-Back are cancelled.

**Off-Market Buy-Back Closing Date** means the closing date of the relevant Off-Market Buy-Back.

**Off-Market Buy-Back Date** means the date the relevant TCF Units will be bought back.

**Off-Market Buy-Back Execution Rules** means if at the relevant Off-Market Buy-Back Closing Date, 360 Capital FM has received elections to participate in the relevant Off-Market Buy-Back that in aggregate are:

- (a) more than the Off-Market Buy-Back Limit, then all TCF Units elected by TCF Unit Holders to participate in the Off-Market Buy-Back are bought back subject to:
  - a. a reduction by the same proportion (pro rata subject to rounding of fractions); or
  - b. small parcel or tender scale-back relief so that the maximum value of a small parcel of TCF Units is:
    - i. \$2,000 for TCF Units to be bought back from each participating TCF Unit Holder, including the entire holding of participating TCF Unit Holders whose holding is less than \$2,000 (threshold parcel); and
    - ii. \$500 where a participating TCF Unit Holder's remaining TCF Units are worth less than \$500 after the threshold parcel is bought back (residual parcel); or
- (b) equal to or less than the relevant Off-Market Buy-Back Limit, then all TCF Units elected by TCF Unit Holders to participate in that Off-Market Buy-Back are bought back.

**Off-Market Buy-Back Limit** means, in respect of an Off-Market Buy-Back, the maximum number of TCF Units that may be bought back under that Off-Market Buy-Back, being:

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- (a) up to 5% of the total number of TCF Units on issue as at the relevant Off-Market Buy-Back Record Date; and
- (b) subject to the requirement that the aggregate of:
  - a. all TCF Units bought back during the preceding 12 months (including under any prior off-market buy-back or any on-market buy-back); and
  - b. the TCF Units proposed to be bought back under that Off-Market Buy-Back,does not exceed 10% of the smallest number of TCF Units on issue at any time during that 12-month period.

**Off-Market Buy-Back Payment Date** means the relevant date that payments in respect of that Off-Market Buy-Back are made.

**Off-Market Buy-Back Pricing Date** means the pricing date for the relevant Off-Market Buy-Back Price.

**Off-Market Buy-Back Price** means, in respect of an Off-Market Buy-Back, the price per TCF Unit at which TCF Units will be bought back, which is equal to the sum of:

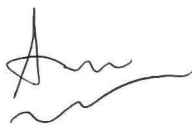
- (a) the net asset value per TCF Unit as determined by 360 Capital FM; and
- (b) any income entitlement not reflected in that net asset value up to the date of payment for the relevant TCF Units.

**Off-Market Buy-Back Record Date** means the relevant date determined by 360 Capital FM for determining entitlements of TCF Unit Holders to participate in an Off-Market Buy-Back

**TCF Unit Holder** means the holder of a TCF Unit.

**TCF Unit** means a unit in the Scheme.

Dated this 29 day of April 2026



Signed by Avinash Rao

as a delegate for the Australian Securities and Investments Commission

[26-0324]

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

**Enabling legislation**

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

**Title**

2. This instrument is ASIC Instrument **26-0324**

**Commencement**

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

**Exemption**

4. ASIC exempts Warburg Pincus LLC (the body), a body corporate formed in New York, US and registered with the US SEC as a registered investment adviser, from the requirement to hold an Australian financial services (AFS) licence in the case specified in Schedule A.

**Cessation**

5. The exemption in paragraph 4 ceases to have effect on the earlier of:
  - (a) *ASIC Corporations (Foreign Financial Services Providers) Instrument 2025/798* 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 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.

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**Schedule A**

1. The exemption in paragraph 4 applies where all of the following apply:
  - (a) the body is:
    - (i) a registered investment adviser;
  - (b) the body is a body corporate incorporated in the US or a State of the US;
  - (c) the body has an Agent at the time the body first purports to rely on this instrument and, from that time, has not failed to have an Agent for any consecutive period of 10 business days;
  - (d) the body's primary business is the provision of financial services;
  - (e) neither the body nor its Agent has been notified by ASIC that the body is excluded from relying on this instrument;
  - (f) if the body becomes aware or should reasonably have become aware of matters that give it reason to believe that it has failed, other than in an immaterial respect, to comply with a requirement set out in Schedule B:
    - (i) 15 business days have not passed since the body became so aware or should reasonably have become so aware without the body providing full particulars of the failure to ASIC (to the extent that the body knows those particulars or would have known them if it had undertaken reasonable enquiries); and
    - (ii) 30 business days have not passed from ASIC receiving those particulars from the body without ASIC notifying the body that it may continue to rely on this instrument; and
  - (g) the body has not notified ASIC that it will not rely on this instrument.
2. Where the body provides any of the following financial services (the *financial services*) in this jurisdiction to wholesale clients:
  - (a) providing financial product advice; or
  - (b) dealing in a financial product;in respect of any of the following financial products:
  - (c) derivatives;
  - (d) foreign exchange contracts;
  - (e) securities;
  - (f) debentures, stocks or bonds issued by a government;
  - (g) managed investment products; or

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(h) interests in a managed investment scheme that is not required to be registered under Chapter 5C of the Act.

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

(a) evidence that paragraph 1(a) of Schedule A is satisfied 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

(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 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.

[26-0324]

**Schedule B**

The body must:

1. 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; 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, its registration as a registered investment adviser 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 US 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 SEC 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
3. 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 AFS licence under the Act in respect of the financial services; and
  - (b) the body is regulated by the SEC under US 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 information about any financial service provided by the body in this jurisdiction—comply with the notice.

[26-0324]

**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;

*derivatives* has the meaning given by s9 of the Act;

*financial product* has the meaning given by s9 of the Act;

*financial product advice* has the meaning given by s9 of the Act;

*financial services law* has the meaning given by s9 of the Act;

*foreign exchange contract* has the meaning given by s9 of the Act;

*managed investment product* has the meaning given by s9 of the Act;

*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 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);

*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;

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*US 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 SEC; and

*wholesale client* has the meaning given in s9 of the Act.

Dated this 21<sup>st</sup> day of April 2026

A handwritten signature in blue ink, appearing to be 'T. O'Neill', written over a horizontal line.

Signed by Timothy O'Neill  
as a delegate of the Australian Securities and Investments Commission

26-0326

**Australian Securities and Investments Commission  
Corporations Act 2001 (Cth) – Paragraph 655A(1)(a) – Exemption**

**Enabling Legislation**

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

**Title**

2. This instrument is ASIC Instrument 26-0326.

**Commencement**

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

**Exemption**

4. Argo and its Controllers do not have to comply with section 606 of the Act.

**Where this instrument applies**

5. This instrument applies where:
  - (a) Argo and its Controllers acquire a relevant interest in the Shares as a result of the transfer of the Shares to Argo on implementation of the Court Order and pursuant to the DOCA;
  - (b) the Deed Administrators made available to Shareholders the following documents at the Website:
    - (i) Independent Expert's Report;
    - (ii) Explanatory Statement;
    - (iii) the Interlocutory Process, and
  - (c) on or around 7 April 2026, a notice informing all Shareholders of the Interlocutory Process was served by post or by electronic mail to all Shareholders by the Deed Administrators, with such notice advising Shareholders that the documents in paragraph 5(b) would be available for download from the Website.

**Interpretation**

6. In this instrument:

*Argo* means Argo Bowen 2 Pty Ltd ACN 695 023 619.

*BCC* means Bowen Coking Coal Limited (Subject to Deed of Company Arrangement) (Receivers and Managers Appointed) ACN 064 874 620.

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**Controllers** means entities or persons who by operation of section 608 of the Act acquire a relevant interest in the Shares as a result of Argo acquiring a relevant interest in such Shares.

**Court Order** means the order of the Supreme Court of New South Wales in the Proceedings made on 23 April 2026, permitting the Deed Administrators to transfer the Shares to Argo under section 444GA of the Act.

**Deed Administrators** means Shaun Fraser and Mark Holland of McGrathNicol in their capacity as joint and several deed administrators of the Deed Companies.

**Deed Companies** means:

- (a) BCC;
- (b) New Lenton Coal Pty Ltd (Subject to Deed of Company Arrangement) (Receivers and Managers Appointed) ACN 095 390 079;
- (c) Bowen Coking Coal Marketing Pty Ltd (Subject to Deed of Company Arrangement) ACN 642 022 437;
- (d) Coking Coal One Pty Ltd (Subject to Deed of Company Arrangement) (Receivers and Managers Appointed) ACN 615 317 907; and
- (e) Lenton Management and Marketing Pty Ltd (Subject to Deed of Company Arrangement) ACN 149 524 809.

**DOCA** means the deed of company arrangement between the Deed Companies, Argo and the Deed Administrators, among others, dated 11 March 2026.

**Explanatory Statement** means the explanatory statement dated 7 April 2026 prepared by the Deed Administrators.

**Independent Expert's Report** means the independent expert's report dated 20 March 2026 prepared by Jennifer Nettleton of KordaMentha Advisory Pty Ltd ACN 163 147 680.

**Interlocutory Process** means the application filed in the Proceedings dated 20 March 2026.

**Proceedings** means Supreme Court of New South Wales proceeding number 327077 of 2025.

**Shares** means all of the issued shares in BCC.

**Shareholders** means all of the shareholders of BCC registered in BCC's share register as at 7 April 2026.

**Website** means <https://www.mcgrathnicol.com/creditors/bcb-group/>.

Dated this 30<sup>th</sup> day of April 2026



Signed by Emily Quan

as a delegate of the Australian Securities and Investments Commission

26-0333

## NOTICE UNDER SECTION 915F OF THE CORPORATIONS ACT 2001

Notice is given under section 915F of the *Corporations Act 2001* that the Australian Securities and Investments Commission has taken the action set out in the Notice below, which action took effect on 23 April 2026.

**Australian Securities and Investments Commission  
Corporations Act 2001 section 915C**

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

To: ABL Funds Management Pty Ltd (ACN 167 377 577)

Under s915C of the *Corporations Act 2001 (Act)*, the Australian Securities and Investments Commission (**ASIC**) hereby cancels Australian financial services licence number 457446 held by ABL Funds Management Pty Ltd (ACN 167 377 577).

Dated this 21st day of April 2026



Signed .....  
Philip Peck, delegate of the Australian Securities and Investments Commission

26-0334

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

**Enabling legislation**

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

**Title**

2. This instrument is ASIC Instrument 26-0334.

**Commencement**

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

**Cessation**

4. This instrument ceases to have effect 6 months from the end of the bid period for the Bid.

**Exemption**

5. Each of the Listed Equities Funds, IFM Investors and IFM Nominees is exempt from complying with section 606 of the Act.

**Where this instrument applies**

6. The exemption in paragraph 5 applies in relation to the Bid, and where:
  - (a) immediately prior to lodgement of the bidder's statement for the Bid, Diamond Infracore has a relevant interest in approximately 34.48% of Atlas Arteria Securities, and the Listed Equities Funds have a relevant interest in approximately 1.14% of Atlas Arteria Securities;
  - (b) any acquisition of interests in Atlas Arteria Securities by a Listed Equities Fund in reliance on this instrument is made by IFM Investors or IFM Nominees in their capacity as manager or trustee of the Listed Equities Fund, where that investment management agreement requires IFM Investors to track the relevant ASX Index (subject to error tracking and mandate customisations and exclusions), limit investments in line with ASX Index weightings (subject to error tracking and mandate customisations and exclusions) or benchmark the performance of IFM Investors against the relevant ASX Index;
  - (c) any acquisition of interests in Atlas Arteria Securities by a Listed Equities Fund, where the acquisition is made by IFM Investors or IFM Nominees in their capacity as manager or trustee of the Listed Equities Fund, is made on behalf of, or for the

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benefit of, external investors, unitholders, policy holders or beneficiaries of the Listed Equities Fund;

- (d) IFM Investors or IFM Nominees, in acting as manager or trustee of the Listed Equities Funds, are obliged to act in the interests of the investors in the Listed Equities Funds;
- (e) IFM Investors or IFM Nominees, in acting as manager or trustee of the Listed Equities Funds, are not acting in concert with any IFM GIF Group Entity in relation to the Bid;
- (f) no IFM Group Entity or IFM GIF Group Entity has a beneficial interest in any Atlas Arteria Security held by, or for the benefit of, the Listed Equities Funds;
- (g) any acquisition of interests in Atlas Arteria Securities by a Listed Equities Fund, where the acquisition is made by IFM Investors or IFM Nominees in their capacity as manager or trustee of the Listed Equities Fund, is not made in connection with a relevant agreement entered into, or proposed to be entered into, for the purpose of controlling or influencing the composition of Atlas Arteria's board, or in connection with the Listed Equities Funds proposing to act in concert in relation to the affairs of Atlas Arteria;
- (h) any acquisitions of interests in Atlas Arteria Securities by the Listed Equities Funds, where the acquisitions are made by IFM Investors or IFM Nominees in their capacity as manager or trustee of the Listed Equities Funds, do not result in the Listed Equities Funds' voting power in Atlas Arteria Securities arising from any acquisitions made by IFM Investors or IFM Nominees in their capacity as manager or trustee of the Listed Equities Funds exceeding 3% more than the Listed Equities Funds held immediately after lodgement of the bidder's statement in connection with the Bid;
- (i) Diamond Infraco, IFM Investors and IFM Nominees comply with the requirements of section 671B of the Act (where applicable), and any notice made in accordance with section 671B of the Act:
  - (i) separates the interests of Diamond Infraco and the Listed Equities Funds; and
  - (ii) explains the effect of the exemption; and
- (j) the bidder's statement in respect of the Bid:
  - (i) includes a statement explaining the effect of the exemption; and
  - (ii) includes a statement to the effect that the fact that ASIC has granted this relief in connection with the Bid should not be taken as a reflection of ASIC's views on any other aspect of the Bid.

26-0334

**Interpretation**

7. In this instrument:

*Atlas Arteria* means Atlas Arteria Limited ACN 141 075 201 and Atlas Arteria International Limited (an exempted mutual fund company registered in Bermuda, Registration Number 43828), the shares of which are stapled and cannot be transferred separately.

*Atlas Arteria Securities* means Atlas Arteria stapled shares.

*ASX* means ASX Limited ACN 008 624 691.

*ASX Index* means a weighted portfolio of securities maintained and published by a reputable third-party entity which seeks to replicate a broad market or industry sector and includes securities traded on the ASX.

*Bid* means the off-market takeover offer by Diamond Infraco for all Atlas Arteria Securities in which Diamond Infraco does not have an interest, in respect of which a bidder's statement was lodged by the Bidder with ASIC on or around 27 April 2026.

*bid period* has the meaning in section 9 of the Act.

*Diamond Infraco* means Diamond Infraco 1 Pty Ltd ACN 657 874 363.

*IFM GIF Group Entities* means IFM Global Infrastructure Fund (including Conyers Trust Company (Cayman) Limited as trustee of the IFM Global Infrastructure Fund) and its controlled entities (including Diamond Infraco).

*IFM Group Entities* means Industry Super Holdings Pty Ltd ACN 119 748 060 and its controlled entities, including IFM Investors and IFM Nominees.

*IFM Investors* means IFM Investors Pty Ltd ACN 107 247 727.

*IFM Nominees* means IFM Investors (Nominees) Limited ACN 003 969 891.

*Listed Equities Fund* means an entity or fund which holds, directly or through a custodian, a portfolio of listed securities which is managed by IFM Investors under an investment management agreement between that entity or fund and IFM Investors.

Dated this 27<sup>th</sup> day of April 2026



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

26-0350

**Australian Securities and Investments Commission***Corporations Act 2001* — Paragraph 926A(2)(a)**Exemption****Enabling legislation**

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

**Title**

2. This instrument is ASIC Instrument 26-0350

**Commencement**

3. This instrument commences on the date of its gazettal.

**Exemption**

4. The Local Government Association of South Australia (ABN 83 058 386 353) (*LGASA*) does not have to comply with:
  - (a) subsection 911A(1) of the Act in relation to the Local Government Association Mutual Liability Scheme and the Local Government Association Workers' Compensation Scheme (each a mutual risk scheme) for the provision of the following financial services:
    - (i) providing a custodial or depository service by holding a general insurance product on trust for, or on behalf of, any member (*covered person*) of any mutual risk scheme; and
    - (ii) dealing in a general insurance product on behalf of the covered person.

**Where exemption applies**

5. The exemption in paragraph 4 applies where each of the following is satisfied:
  - (a) LGASA only issues interests in a mutual risk scheme in accordance with an arrangement with a financial services licensee that entitles LGASA to rely on paragraph 911A(2)(b) of the Act;
  - (b) Each person (*covered person*) whose risks are covered under the mutual risk scheme is a wholesale client and:
    - (i) an entity constituted or continued in existence under the *Local Government Act 1999* (SA) that is a member of LGASA;
    - (ii) a subsidiary of an entity owned or controlled by an entity referred to in subparagraph (i);
    - (iii) The Local Government Finance Authority constituted under the *Local Government Finance Authority Act 1983* (Cth); or
    - (iv) Local Government Professionals South Australia Incorporated A21647.
  - (c) LGASA and each mutual risk scheme is subject to an annual audit of accounting records and internal controls by an external registered company auditor;

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- (d) Any monies received from or on behalf of a covered person, are:
- (i) held on trust for covered persons;
  - (ii) held in a basic deposit product;
  - (iii) used to acquire general insurance products; or
  - (iv) otherwise, only used to:
    - (A) pay claims by covered persons and other amounts payable in connection with a claim by a covered person; and
    - (B) pay any remuneration to LGASA or the financial services licensee referred to in subparagraph (a); and
    - (C) pay expenses incurred in connection with the operation of a mutual risk scheme; and
    - (D) make distributions of surplus funds remaining in a mutual risk scheme in a particular year, after all claims and other liabilities of the mutual risk scheme falling due in that year have been paid or reserved, in the following ways:
      - (I) as a general reserve;
      - (II) towards meeting liabilities, other than those in sub-sub-subparagraphs (A) to (C), of the fund for any future year;
      - (III) by way of refund to individual members of the mutual risk scheme proportionately to, and no more than, the amount in contributions each member has made to the mutual risk scheme for that particular year; or
      - (IV) by way of transfer or loan to LGASA for a scheme purpose, other than for the purpose of making any of the payments in sub-sub-subparagraphs (A) to (C),but only where the determination of the existence and amount of the surplus funds is based on actuarial advice about sufficiency of funds to meet future claims;
- (e) The PDS for the mutual risk scheme includes all of the following information:
- (i) a statement that LGASA is neither authorised under, nor subject to the provisions of, the *Insurance Act 1973*;
  - (ii) a statement that the mutual risk scheme is not a product regulated by the Australian Prudential Regulation Authority;
  - (iii) a statement that LGASA does not hold an Australian financial services licence;
  - (iv) a statement that LGASA has a discretion whether to pay a valid claim by a covered person; and
  - (v) information about the steps that LGASA will take to:
    - (A) estimate the future liabilities of, or future payments by, LGASA to covered persons; and
    - (B) ensure that LGASA has adequate financial resources to discharge future liabilities or make future payments to covered persons.

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**Conditions on the exemption**

6. LGASA must:
- (a) if:
    - (i) it is not reasonable to expect that cover under the general insurance product will apply for the period represented to covered persons; or
    - (ii) the general insurance product is, or is likely to be, cancelled or not renewed,  
take reasonable steps to promptly bring those circumstances to the attention of covered persons unless substantially similar cover applies or will apply for the period (or remainder of the period) represented to covered persons;
  - (b) establish a facility through which covered persons can verify that the general insurance product has been issued and remains current;
  - (c) take reasonable steps to ensure that the annual audit by a registered company auditor takes into account the conditions and limitations of this instrument;
  - (d) meet the base level financial requirements specified in subparagraphs 13(a) and (b) of ASIC Pro Forma 209 *Australian financial services licence conditions* as at the date of this instrument as if it were a financial services licensee;
  - (e) meet the cash needs requirement specified in subsection 912AC(3) of the Act (as notionally inserted by *ASIC Corporations (Financial Requirements for Custodial or Depository Service Providers) Instrument 2023/648*) as at the date of this instrument), other than subparagraph (3)(e)(i), as if it were a financial services licensee; and
  - (f) hold at all times minimum net tangible assets of \$50,000, of which:
    - (i) at least 50% is held in cash or cash equivalents; and
    - (ii) 100% is held in liquid assets.

**Interpretation**

In this instrument:

**cash or cash equivalents** has the meaning given in subsection 912AC(12) of the Act (as notionally inserted by *ASIC Corporations (Financial Requirements for Custodial or Depository Service Providers) Instrument 2023/648*) as at the date of this instrument) applied as if LGASA were a financial services licensee.

**liquid assets** has the meaning given in subsection 912AC(12) of the Act (as notionally inserted by *ASIC Corporations (Financial Requirements for Custodial or Depository Service Providers) Instrument 2023/648*) as at the date of this instrument) applied as if LGASA were a financial services licensee.

**Local Government Association Mutual Liability Scheme** means a scheme to manage liability, professional indemnity and other financial risks of covered persons that may arise in connection with the exercise by the covered persons of any of their powers, duties or functions, which has the following features:

- (a) Covered persons make monetary contributions, as consideration to acquire interests in the scheme; and
- (b) LGASA pools the contributions and makes use of those contributions in one or more of the ways described in subparagraph 5(d); and

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- (c) A covered person may make a claim upon the occurrence of an event that is uncertain either as to whether it will occur or as to the time at which it will occur; and
- (d) LGASA has a discretion whether to pay benefits to the covered person of the scheme in relation to the claim.

**Local Government Association Workers' Compensation Scheme** means a scheme to manage workers' compensation risks of covered persons, which has features as set out in paragraphs (a) to (d) of the definition of Local Government Association Mutual Liability Scheme.

**net tangible assets** has the meaning given in the definition of NTA in subsection 912AC(12) of the Act (as notionally inserted by *ASIC Corporations (Financial Requirements for Custodial or Depository Service Providers) Instrument 2023/648*) as at the date of this instrument) applied as if LGASA were a financial services licensee.

Dated this 1<sup>st</sup> of May 2026



Signed by Tony Tong  
as a delegate of the Australian Securities and Investments Commission

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 first day of May 2026

**Name of Scheme**

**ARSN**

B. ETHICAL INVESTMENT FUND

631 506 673

CORPORATIONS ACT 2001  
Section 601CC(3)

ASIC will strike the companies listed below off the register three months after the publication of this notice, unless given acceptable reason not to proceed.

Dated this first day of May 2026

**Name of Company**

**ARBN**

RAINBOW CLUB POINT COOK INC.

629 295 487

CORPORATIONS ACT 2001  
Section 601CL(4)

ASIC will strike the foreign companies listed below off the register three months after the publication of this notice, unless given acceptable reason not to proceed.

Dated this first day of May 2026

<b>Name of Company</b>	<b>ARBN</b>
PENDANT ALERT SYSTEMS LTD	683 298 142
POPSOCKETS PTE. LTD.	674 569 683
SCHULER PRESSEN GMBH	655 133 387
THE MEDICAL MEDIATION FOUNDATION	671 899 531
TODD PETROLEUM AUSTRALIA LIMITED	071 261 679
WILLIAM BLAIR & COMPANY, L.L.C.	159 088 516

CORPORATIONS ACT 2001  
Section 601CL(5)

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

Dated this first day of May 2026

**Name of Company**

**ARBN**

ETHOCA TECHNOLOGIES INC.

626 428 304

ROCKET LAB GLOBAL SERVICES, LLC

630 894 978

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.

**AEROVATION TECHNOLOGIES PTY LTD**

ACN 638 938 897 will change to a public company limited by shares. The new name will be INNOVAERO TECHNOLOGIES LIMITED ACN 638 938 897.

**EAGLE EXPLORATION PTY LTD**

ACN 690 604 445 will change to a public company limited by shares. The new name will be EAGLE EXPLORATION LIMITED ACN 690 604 445.

**EILDON CAPITAL LIMITED** ACN 059 092 198 will change to a proprietary company limited by shares. The new name will be EILDON CAPITAL PTY LTD ACN 059 092 198.

**GLOBAL URANIUM AND ENRICHMENT LTD**

ACN 619 387 085 will change to a proprietary company limited by shares. The new name will be GLOBAL URANIUM AND ENRICHMENT PTY LTD ACN 619 387 085.

**POWER TRADING CAPITAL LTD**

ACN 159 623 873 will change to a proprietary company limited by shares. The new name will be POWER TRADING CAPITAL PTY LTD ACN 159 623 873.

**TEIA LTD.** ACN 090 622 610 will change to a proprietary company limited by shares. The new name will be TEIA PTY LTD ACN 090 622 610.

**APIAM ANIMAL HEALTH LIMITED**

ACN 604 961 024 will change to a proprietary company limited by shares. The new name will be APIAM ANIMAL HEALTH PTY LTD ACN 604 961 024.

**EASTERN GAS LTD** ACN 679 469 508 will change to a proprietary company limited by shares. The new name will be AUSTRALIAN VEHICLE MANUFACTURING PTY LTD ACN 679 469 508.

**ENTERTAINMENT REWARDS LTD**

ACN 167 603 992 will change to a proprietary company limited by shares. The new name will be ENTERTAINMENT REWARDS PTY LTD ACN 167 603 992.

**KI CARBON LIMITED** ACN 660 072 042 will change to a proprietary company limited by shares. The new name will be KI CARBON PTY LIMITED ACN 660 072 042.

**RPMGLOBAL HOLDINGS LIMITED**

ACN 010 672 321 will change to a proprietary company limited by shares. The new name will be RPMGLOBAL HOLDINGS PTY LTD ACN 010 672 321.

**VSPRY INTERNATIONAL LIMITED**

ACN 631 026 027 will change to a proprietary company limited by shares. The new name will be VSPRY INTERNATIONAL PTY LIMITED ACN 631 026 027.