



**ASIC**  
Australian Securities &  
Investments Commission

Commonwealth of Australia Gazette  
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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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**24-0161****Australian Securities and Investments Commission  
Corporations Act 2001 Section 915B****Notice of Cancellation of an Australian Financial Services Licence**

TO: Rong Liao  
ABN 91 735 975 306 ("the Licensee")  
U1 163 Waverley Road  
CHADSTONE VIC 3148

Pursuant to paragraph 915B(3)(d) of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Australian Financial Services Licence number 488568 held by the Licensee, with effect from the date on which this notice is given to the Licensee.

Dated 28 March 2024

Signed *J. Dimitropoulos*.....

James Dimitropoulos  
A delegate of the Australian Securities and Investments Commission

24-0164

**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 24-0164.

**Commencement**

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

**Declarations**

4. Chapter 5C of the Act applies to Advance Asset Management Limited ACN 002 538 329 in its capacity as responsible entity of each of the Schemes as if section 601FL were modified or varied as follows:
  - (a) in subsection (1) omit 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 (the *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.
    - (b) The notice to members must:

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- (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 or convene a meeting to vote on a resolution for the choice of the proposed responsible entity; and
  - (iii) be accompanied by a form which can be ticked to ask for a vote; and
  - (iv) state prominently a reply-paid address of the responsible entity to which the form may be sent.
- (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 or,

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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) a voting paper must be sent to each member stating a reply-paid address of the responsible entity to which the voting paper may be sent; and
  - (ii) the responsible entity must notify the 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.
- (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 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,

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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 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 Mercer Investments (Australia) Limited ACN 008 612 397 has agreed in writing to become the new responsible entity of the Schemes.

#### **Where this declaration ceases to apply**

- 6. This declaration ceases to apply on 5 July 2024.

#### **Interpretation**

- 7. In this instrument:

##### ***Schemes*** means:

- (a) Advance Cash Multi-Blend Fund ARSN 094 113 050;
- (b) Advance Australian Fixed Interest Multi-Blend Fund ARSN 087 295 234;
- (c) Advance Australian Shares Multi-Blend Fund ARSN 087 296 008;
- (d) Advance Balanced Multi-Blend Fund ARSN 087 296 375;
- (e) Advance Defensive Multi-Blend Fund ARSN 087 296 491;
- (f) Advance Growth Multi-Blend Fund ARSN 087 296 142;
- (g) Advance High Growth Multi-Blend Fund ARSN 108 946 809;
- (h) Advance International Shares Multi-Blend Fund ARSN 087 295 501;
- (i) Advance Moderate Multi-Blend Fund ARSN 108 947 011;
- (j) Advance International Fixed Interest Multi-Blend Fund ARSN 094 108 924;
- (k) Advance Property Securities Multi-Blend Fund ARSN 094 112 580;
- (l) Advance Defensive Yield Multi-Blend Fund ARSN 166 771 875;
- (m) Mercer Indexed Australian Fixed Interest Fund ARSN 086 513 760;
- (n) Mercer Indexed Australian Shares Fund ARSN 086 512 834;

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- (o) Mercer Indexed International Fixed Interest Fund ARSN 086 513 395;
- (p) Mercer Indexed International Shares Fund ARSN 086 513 564;
- (q) Mercer Indexed Australian Listed Property Fund ARSN 086 513 886;
- (r) Mercer Indexed Balanced Fund ARSN 611 896 621;
- (s) Mercer Indexed Defensive Fund ARSN 611 895 437;
- (t) Mercer Indexed Growth Fund ARSN 611 895 802;
- (u) Mercer Indexed High Growth Fund ARSN 611 896 256;
- (v) Mercer Indexed Moderate Fund ARSN 611 894 190;
- (w) Managed Portfolio Series Alternative Fund 1 ARSN 625 870 091;
- (x) Managed Portfolio Series Australian Fixed Interest Fund 1 ARSN 625 873 805;
- (y) Managed Portfolio Series Australian Fixed Interest Fund 2 ARSN 625 873 912;
- (z) Managed Portfolio Series Australian Fixed Interest Fund 3 ARSN 625 874 026;
- (aa) Managed Portfolio Series Australian Shares Fund 1 ARSN 625 870 117;
- (bb) Managed Portfolio Series Australian Shares Fund 2 ARSN 625 870 126;
- (cc) Managed Portfolio Series Australian Shares Fund 3 ARSN 625 870 144;
- (dd) Managed Portfolio Series Australian Shares Fund 4 ARSN 625 870 402;
- (ee) Managed Portfolio Series International Fixed Interest Fund 1 ARSN 625 871 061;
- (ff) Managed Portfolio Series International Fixed Interest Fund 3 ARSN 625 871 338;
- (gg) Managed Portfolio Series International Fixed Interest Fund 4 ARSN 625 871 436;
- (hh) Managed Portfolio Series International Property Securities Fund 1 ARSN 625 872 602;
- (ii) Managed Portfolio Series International Shares Fund 2 ARSN 625 870 591;
- (jj) Managed Portfolio Series International Shares Fund 3 ARSN 625 870 617;
- (kk) Managed Portfolio Series International Shares Fund 4 ARSN 625 870 948;
- (ll) Managed Portfolio Series International Shares Fund 5 ARSN 625 871 007;
- (mm) Mercer Multi-manager International Shares Fund ARSN 124 773 628;
- (nn) Multi-manager Balanced Fund ARSN 098 405 380;
- (oo) Multi-manager Conservative Fund ARSN 098 405 479;
- (pp) Multi-manager Growth Fund ARSN 098 405 308; and
- (qq) Multi-manager High Growth Fund ARSN 102 760 896.

Dated this 5<sup>th</sup> day of April 2024



Signed by Rachel Ting  
as a delegate of the Australian Securities and Investments Commission





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**24-0174**

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

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

TO: Michael John O'Shaughnessy  
A.B.N. 55 625 233 979 ("the Licensee")  
41B Callantina Road  
HAWTHORNE VIC 3122

Pursuant to paragraph 915B(3)(d) of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Australian Financial Services Licence number 489911 held by the Licensee, with effect from the date on which this notice is given to the Licensee.

Dated 3 April 2024

Signed *J Dimitropoulos* .....

James Dimitropoulos  
A delegate of the Australian Securities and Investments Commission



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and Investments Commission**

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**24-0190****Australian Securities and Investments Commission  
Corporations Act 2001 Section 915B****Notice of Cancellation of an Australian Financial Services Licence**

TO: Springwood Superannuation Pty Ltd  
ACN 153 083 099 ("the Licensee")  
Oricon House SE 5  
23 Dennis Road  
SPRINGWOOD QLD 4127

Pursuant to paragraph 915B(3)(d) of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Australian Financial Services Licence number 470096 held by the Licensee, with effect from the date on which this notice is given to the Licensee.

Dated 27 March 2024

Signed *N Vonarx* .....

Nicholas Vonarx  
A delegate of the Australian Securities and Investments Commission

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and Investments Commission**

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Melbourne VIC 3000

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**24-0191****Australian Securities and Investments Commission  
Corporations Act 2001 Section 915B****Notice of Cancellation of an Australian Financial Services Licence**

TO: Jeffrey David Cannings  
A.B.N. 61 848 665 584 ("the Licensee")  
Level 1  
1 Sydenham Road  
BROOKVALE NSW 2100

Pursuant to paragraph 915B(3)(d) of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Australian Financial Services Licence number 489125 held by the Licensee, with effect from the date on which this notice is given to the Licensee.

Dated 4 April 2024

Signed *J Dimitropoulos*.....

James Dimitropoulos  
A delegate of the Australian Securities and Investments Commission

24-0215

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

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

TO: Flowers Eddy Pty Ltd  
ACN 009 337 982 ("the Licensee")  
2/7 Augusta Street  
WILLETTON WA 6155

Pursuant to paragraph 915B(3)(d) of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Australian Financial Services Licence number 489168 held by the Licensee, with effect from the date on which this notice is given to the Licensee.

Dated 9 April 2024

Signed



Jedo Charles  
A delegate of the Australian Securities and Investments Commission



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Australian Securities &  
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**24-0232**

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

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

TO: Banksia Partners Pty Ltd  
ACN 070 192 764 ("the Licensee")  
Level 31  
367 Collins Street  
MELBOURNE VIC 3000

Pursuant to paragraph 915B(3)(d) of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Australian Financial Services Licence number 287080 held by the Licensee, with effect from the date on which this notice is given to the Licensee.

Dated 10 April 2024

Signed ..... *GP Mithen* .....

Gerard Mithen  
A delegate of the Australian Securities and Investments Commission

24-0240

**Australian Securities and Investments Commission  
Corporations Act 2001 — Paragraphs 951B(1)(a) — Exemption**

**Enabling legislation**

1. The Australian Securities and Investments Commission (*ASIC*) makes this instrument under paragraph 951B(1)(a) of the *Corporations Act 2001 (Act)*.

**Title**

2. This instrument is ASIC Instrument 24-0240.

**Commencement**

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

**Exemption**

4. First Financial Pty Ltd ACN 167 177 817 (*the providing entity*) does not have to comply with section 946A of the Act in relation to the provision of personal advice (*the further advice*), on behalf of the providing entity, by financial advisers currently employed by Akambo Pty Ltd ACN 123 078 900 (*Akambo*) to a person (*the existing client*) where all the following are satisfied:
  - (a) the existing client was previously a client of the advisers when the advisers provided advice to the existing client in their capacity as an employee of Akambo;
  - (b) the adviser provides the further advice to the existing client in circumstances where:
    - (i) the adviser had previously given the existing client a Statement of Advice that sets out the existing client's relevant personal circumstances in relation to the advice (*the previous advice*) set out in that Statement of Advice;
    - (ii) the existing client's relevant personal circumstances in relation to the further advice (determined having regard to the existing client's objectives, financial situation and needs as currently known to the adviser) are not significantly different from the existing client's relevant personal circumstances in relation to the previous advice; and
    - (iii) as far as the basis on which the advice is given relates to other matters – the basis on which the further advice is given is not significantly different from the basis on which the previous advice was given; and
  - (c) had the adviser remained an employee of Akambo, the adviser would have been able to rely on section 946B of the Act as notionally substituted by regulation 7.7.10AE of the *Corporations Regulations 2001* in respect of the further advice;

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- (d) the providing entity keeps a record of the further advice in accordance with regulation 7.7.09 of the *Corporations Regulations 2001*; and
- (e) the further advice is provided within 3 years after the date the advisers commence employment with the providing entity.

Dated this 8<sup>th</sup> day of April 2024



Signed by Kelly Fung  
as a delegate of the Australian Securities and Investments Commission

24-0247

**AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION****Corporations Act 2001 – Section 713(6) – Determination**

Under s 713(6) of the Corporations Act 2001 (the Act), the Australian Securities and Investments Commission determines that the person specified in the Schedule may not rely on s 713 of the Act from the date of this instrument until 4 April 2025.

**Schedule**

XTC Lithium Limited ACN 123 102 974

Dated this 4<sup>th</sup> day of April 2024Signed: 

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Myra Poon, as a delegate of the Australian Securities and Investments Commission



24-0256

**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 **24-0256**.

**Commencement**

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

**Exemptions**

4. Pengana Investment Management Limited ACN 063 081 612 (*PIML*) in its capacity as the responsible entity of Pengana Global Private Credit Trust (ARSN 673 024 489) (*Scheme*) does not have to comply with:
  - (a) paragraph 601FC(l)(d) 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); and
  - (c) Division 5A of Part 7.9.

**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.

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

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- (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

(b) interests that will be bought back if the proposed buy-back is made;

would exceed the 10/12 limit.

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**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 PIML 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 2024-0256.”

7. Chapter 6 of the Act applies to PIML and to registered PCX Security 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 24-0256.”

**Where this instrument applies**

8. This instrument applies where:

- (a) PIML make an invitation to all PCX Security Holders (except *Excluded Foreign Holders*) to participate in the Buy-Back at the Buy-Back Price;
- (b) PIML has given the Explanatory Statement to all members of the Scheme who are eligible to participate under the Buy-Back that:
  - (i) states all information known to PIML that is material to the decision of a member of the Scheme whether or not to participate in the Buy-Back;
  - (ii) specifies the period to elect to participate in the Buy-Back, being at least 21 days;
  - (iii) specifies the scheme assets that will be used to satisfy the liability to pay for interests to be bought back; and
  - (iv) specifies the Buy-Back Execution Rules to be applied if elections to participate in the Buy-Back exceed the Buy-Back Limit;
- (c) after the Explanatory Statement is given to members of the Scheme, the members have a reasonable opportunity to elect to participate in the Buy-Back at the Buy-Back Price; and
- (d) PIML carries out the Buy-Back in accordance with the terms as described in the Explanatory Statement under which all members of the Scheme are to be treated equally except:

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- (i) Excluded Foreign Holders and any offer from an Excluded Foreign Holder for the sale of PCX Securities received by PIML need not be accepted by PIML; and
- (ii) elections to participate in the Buy-Back will be accepted in accordance with the Buy-Back Execution Rules.

#### Interpretation

9. In this instrument:

**Buy-Back** means an acquisition of PCX Securities by PIML through an off market buy-back in accordance with this instrument.

**Buy-Back Cancellation of Units Date** means the date on which PCX Securities which are the subject of the Buy-Back are cancelled as set out in the Explanatory Statement.

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

**Buy-Back Date** means the date the PCX Securities will be bought back.

**Buy-Back Execution Rules** means if at the Buy-Back Closing Date, PIML has received elections to participate in the Buy-Back that in aggregate are:

- (a) more than the Buy-Back Limit then all PCX Securities elected by PCX Security Holders to participate in the Buy-Back are bought back subject to a reduction by the same proportion (pro rata subject to rounding of fractions); or
- (b) equal to or less than the Buy-Back Limit then all PCX Securities elected by PCX Security Holders to participate in the Buy-Back are bought back.

**Buy-Back Payment Date** means the date when payments for the Buy-Back of PCX Securities are made as set out in the Explanatory Statement.

**Buy-Back Pricing Date** means the pricing date for the Buy-Back Price as set out in the Explanatory Statement.

**Buy-Back Price** is the price at which the PCX Securities will be bought back under the Buy-Back, which is equal to the sum of the:

- (a) Net Tangible Asset Backing of each PCX Security on the Buy-Back Date; and
- (b) the sum of the amounts of distributions that the PCX Security Holder would have been entitled to if the PCX Security was not cancelled from the Buy-Back Cancellation of Units Date up to the Buy-Back Payment Date.

**Buy-Back Limit** is the maximum number of PCX Securities that may be bought back under the Buy-Back as set out in the Explanatory Statement, being up to the lower of 5% of the issued capital of PCX at the Buy-Back Price and, unless member approval is obtained in accordance with subsection 601KL(8), the 10/12 limit.

**Excluded Foreign Holders** means PCX Securityholder who PIML determines to exclude on the basis that:

24-0256

- (a) PIML would be prohibited from making a payment to pursuant to an act, rule or regulation that prohibits PIML from making payments to a person who resides in a Jurisdiction outside of Australia or New Zealand;
- (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 Buy-Back; or
- (c) the holder resides in a jurisdiction outside Australia or 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 PCX Securities 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.

*Explanatory Statement* means the explanatory statement for the Buy-Back which will be sent to PCX Security Holders in relation to the Buy-Back.

*Net Tangible Asset Backing* has the meaning given by the listing rules of the ASX in force at the date of this instrument.

*PCX Security Holder* means the holder of a PCX Security.

*PCX Security* means a unit in the Scheme.

Dated 10 April 2024



Signed by Veronique Simon

as a delegate for the Australian Securities and Investments Commission

24-0257

**Australian Securities and Investments Commission  
Corporations Act 2001 - 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 24-0257.

**Commencement**

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

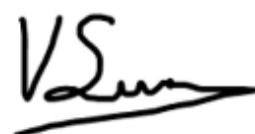
**Declaration**

4. Part 7.9 of the Act applies to Pengana Investment Management Limited ACN 063 081 612 (*PIML*) in its capacity as the responsible entity of the of Pengana Global Private Credit Trust (ARSN 673 024 489) (*Scheme*) as if section 1017E of the Act were modified or varied as follows:
  - (a) in paragraph 1017E(4)(d) of the Act, omit "one month" and substitute "60 days"; and
  - (b) in paragraph 1017E(4)(e) of the Act, omit "end of that month" and substitute "end of the period referred to in paragraph (4)(d)".

**Where this instrument applies**

5. This declaration applies in relation to the offer of interests in the Scheme under a Product Disclosure Statement (*PDS*) dated and lodged with ASIC on 17 April 2024, where the PDS includes a statement to the effect that money paid for the interests in the Scheme may be held for up to 60 days starting on the day on which the money was received before the interests in the Scheme are issued or the money is returned.

Dated 10 April 2024



Signed by Veronique Simon  
as a delegate of the Australian Securities and Investments Commission



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 twelfth day of April 2024

**Name of Scheme****ARSN**

AMP AUSTRALIAN INFLATION LINKED BOND INDEX FUND	662 681 218
BT ACTIVE BALANCED FUND	106 553 977
BT CORE HEDGED GLOBAL SHARE FUND	098 376 419
BT EXTERNAL DIVERSIFIED 2	105 250 860
BT GEARED IMPUTATION FUND	118 595 878
MACQUARIE TIMBER LAND TRUST 2011	149 549 575
PENDAL AMERICAN SHARE FUND	087 594 509
PENDAL DIVERSIFIED GLOBAL EQUITY FUND	134 214 618
PENDAL EUROPEAN SHARE FUND	087 594 429
PENDAL LIQUIDITY MANAGEMENT TRUST	090 652 083
VANGUARD HIGH YIELD AUSTRALIAN SHARES FUND	109 638 379
VANGUARD INDEX AUSTRALIAN PROPERTY SECURITIES FUND	090 995 494
VANGUARD INDEX AUSTRALIAN SHARES FUND	090 995 770
VANGUARD INDEX DIVERSIFIED BOND FUND	090 995 841
VANGUARD INDEX HEDGED INTERNATIONAL SHARES FUND	095 375 894
VANGUARD INDEX INTERNATIONAL SHARES FUND	090 995 583
VANGUARD INVESTOR SHORT TERM FIXED INTEREST FUND	090 995 887
VANGUARD LIFESTRATEGY BALANCED FUND	103 186 607
VANGUARD LIFESTRATEGY CONSERVATIVE FUND	090 996 044
VANGUARD LIFESTRATEGY GROWTH FUND	090 996 099
VANGUARD LIFESTRATEGY HIGH GROWTH FUND	090 995 967

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 twelfth day of April 2024

**Name of Company**

**ARBN**

CPX INTERACTIVE LLC

668 281 249

PIVOTAL SYSTEMS CORPORATION

626 346 325

UMS GROUP INC.

128 253 743

CORPORATIONS ACT 2001  
Section 601CL(5)

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

Dated this twelfth day of April 2024

**Name of Company**

**ARBN**

A.M. BEST ASIA-PACIFIC LIMITED	150 375 287
HONG KONG AIRLINES LIMITED	605 828 475
MOVINGIT LIMITED	651 065 584
NAVISTAR INTERNATIONAL SOUTHERN AFRICA (PTY) LTD	602 702 849
PLEX GMBH	609 611 556
PROMOTIONAL WORLD LIMITED	612 412 192
SUMMIT LIGHT VENTURES LTD	165 508 298

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.

**CMG GOLD LTD** ACN 120 124 727 will change to a proprietary company limited by shares. The new name will be CMG GOLD PTY LTD ACN 120 124 727.

**GREEN ENERGY CORPORATION LTD** ACN 628 067 309 will change to a proprietary company limited by shares. The new name will be GREEN ENERGY CORPORATION PTY LTD ACN 628 067 309.

**RESET MIND SCIENCES LIMITED** ACN 650 593 598 will change to a proprietary company limited by shares. The new name will be RESET MIND SCIENCES PTY LTD ACN 650 593 598.

**FORTITUDE SECURITY GROUP LIMITED** ACN 128 906 285 will change to a proprietary company limited by shares. The new name will be FORTITUDE SECURITY GROUP PTY LTD ACN 128 906 285.

**DEFENDER ASSET MANAGEMENT LIMITED** ACN 608 281 189 will change to a proprietary company limited by shares. The new name will be DEFENDER ASSET MANAGEMENT PTY LTD ACN 608 281 189.

**QUBE HAMMOND CORNER PTY LTD** ACN 669 007 836 will change to a public company limited by shares. The new name will be QUBE HAMMOND CORNER LTD ACN 669 007 836.

**ADVANCED SHARE REGISTRY LTD** ACN 127 175 946 will change to a proprietary company limited by shares. The new name will be ADVANCED SHARE REGISTRY PTY LTD ACN 127 175 946.

**MACKEREL METALS LIMITED** ACN 149 819 214 will change to a proprietary company limited by shares. The new name will be MACKEREL METALS PTY LTD ACN 149 819 214.