



ASIC
Australian Securities &
Investments Commission

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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 or from the Administrative Law Co-ordinator in the ASIC office with which you have been dealing.

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23-0192



**Corporations (Canvas Digital Pty Ltd) Australian Market Licence
Exemption Notice 2023**

Corporations Act 2001

I, Greg Yanco, delegate of the Minister, make this notice under section 791C of the *Corporations Act 2001* (the **Act**).

Dated...3 April 2023

Signed

Executive Director, Australian Securities and Investments Commission

23-0192

2

Name of exemption

1. This exemption is the *Corporations (Canvas Digital Pty Ltd) Australian Market Licence Exemption Notice 2023*.

Commencement

2. This exemption commences on the day it is signed.

Exemption

3. The use case platform operated by Canvas in the CBDC Pilot is exempt from the operation of Part 7.2 of the Act.

Cessation

4. This exemption ceases to have effect at the end of 31 May 2023.

Where this exemption applies

5. This exemption applies where all of the following matters are satisfied:

Information to be given to new users

- (a) Before allowing a participant to access the use case platform for the first time, Canvas must notify the participant in writing of the following:
 - (i) the use case platform operated by Canvas is covered by an exemption under section 791C of the Act;
 - (ii) the use case platform operated by Canvas is not licensed under Part 7.2 of the Act; and
 - (iii) the use case platform operated by Canvas is not subject to the legal obligations that apply to the operator of a licensed financial market, including the requirement, to the extent that it is reasonably practicable to do so, to do all things necessary to ensure that the market is a fair, orderly and transparent market.

ASIC to be informed of changes to use case platform

- (b) Canvas must inform ASIC, by notice in writing, of any material change to the operation of the use case platform at least 5 business days before the change occurs.

Notifying ASIC about non-compliance with conditions

- (c) Canvas must notify ASIC in writing if Canvas fails to comply with any of the conditions in this instrument. Canvas must notify ASIC as soon as practicable after Canvas becomes aware of the failure.

Assistance to ASIC

- (d) Canvas must comply with section 792D of the Act in relation to the use case platform as if Canvas held an Australian market licence that authorised Canvas to operate the use case platform in this jurisdiction.

Limit on number and value of transactions

- (e) Canvas must ensure that the transactions entered into through the use case platform as part of, and for the duration of, the CBDC Pilot:
 - (i) do not exceed more than 60 transactions; and
 - (ii) the value of the transactions entered into does not exceed \$60,000.

Participants

- (f) Canvas must ensure that a person carrying on business in this jurisdiction does not directly participate in the use case platform unless the person:
 - (i) is a wholesale client, or is a branch or office of an entity that is a wholesale client; and
 - (ii) only deals on the use case platform on their own behalf or on behalf of a wholesale client.

Interpretation

- 6. In this exemption:
 - (a) italicised headings do not form part of this exemption;
 - (b) *Act* means the *Corporations Act 2001*.

Canvas means Canvas Digital Pty Ltd (ABN 776 487 077 06).

CBDC Pilot means the central bank digital currency pilot project administered by the RBA and the Digital Finance Cooperative Research Centre.

CBDC Pilot Participation Agreement means, in relation to Canvas, an agreement between Canvas and the RBA that covers the terms and conditions of the Canvas' participation in the CBDC Pilot in relation to a use case platform.

RBA means the Reserve Bank of Australia.

use case platform means, in relation to Canvas, the facility operated by Canvas in the CBDC Pilot and that involves the operation of a financial market.

23-0211

**Australian Securities and Investments Commission
Corporations Act 2001 — s926A(2)(a) — Exemption**

Enabling legislation

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

Title

2. This instrument is ASIC Instrument 23-0211.

Commencement

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

Cessation

4. The exemption in paragraph 5 ceases to have effect on the earlier of:
 - (a) sub-paragraph 1(1) of Sch 2 of the *ASIC Corporations (Repeal and Transitional) Instrument 2016/396* ceasing to have effect in relation to the relief that was provided under ASIC Class Order [CO 03/1100] *US SEC regulated financial service providers*; or
 - (b) Vista Equity Partners Management LLC, a limited liability company formed under the laws of the state of Delaware and registered with the US Securities and Exchange Commission under number 801-73726 (the *body*), not complying with any written notice given by ASIC directing the body to give to ASIC, within the time specified in the notice, a written statement containing specified information about the financial service business operated by the body in this jurisdiction.

Exemption

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

23-0211

Schedule A

1. Where all of the following apply:
 - (a) the body is:
 - (i) a registered broker dealer that is a member of the Securities Investor Protection Corporation established under the *Securities Investor Protection Act 1970* (US) and that is a member of FINRA and FINRA is the body's examining authority; or
 - (ii) a registered broker dealer that is an OTC derivatives dealer within the meaning of Rule 3b-12 promulgated under the Exchange Act who is affiliated within the meaning of that Rule with a registered broker dealer who is a member of FINRA; or
 - (iii) a registered investment adviser;
 - (b) the body is either:
 - (i) a body corporate incorporated in the US or a State of the US; or
 - (ii) a partnership formed in the US or a State of the US;
 - (c) the body:
 - (i) is registered under Div 2 of Pt 5B.2 of the Act; or
 - (ii) has an agent at the time the body first purports to rely on this instrument and, from that time, has not failed to have an agent for any consecutive period of 10 business days;
 - (d) the body's primary business is the provision of financial services;
 - (e) neither the body nor its agent has been notified by ASIC that the body is excluded from relying on this instrument;
 - (f) if the body becomes aware or should reasonably have become aware of matters that give it reason to believe that it has failed, other than in an immaterial respect, to comply with a requirement set out in Schedule B;
 - (i) 15 business days have not passed since the body became so aware or should reasonably have become so aware without the body providing full particulars of the failure to ASIC (to the extent that the body knows those particulars or would have known them if it had undertaken reasonable enquiries); and

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- (ii) 30 business days have not passed from ASIC receiving those particulars from the body without ASIC notifying the body that it may continue to rely on this instrument; and
 - (g) the body has not notified ASIC that it will not rely on this instrument.
- 2. Where the body provides any of the following financial services (the *financial services*) in this jurisdiction to wholesale clients (and the body is authorised under US regulatory requirements to provide the financial service in the US):
 - (a) providing financial product advice;
 - (b) dealing in a financial product;in respect of any of the following financial products (that the body is authorised under US regulatory requirements to provide the financial services on in the US):
 - (c) securities;
 - (d) interests in a managed investment scheme that is not required to be registered under Ch 5C of the Act.
- 3. Where the body has provided ASIC with all of the following:
 - (a) evidence and submissions that paragraph 1(a) of Schedule A is satisfied;
 - (b) a notice that it will provide financial services in this jurisdiction in reliance on this instrument;
 - (c) a deed of the body for the benefit of and enforceable by ASIC and the other persons referred to in s659B(1) of the Act that applies notwithstanding that the body may have ceased to rely, or never have relied, on this instrument, which provides that:
 - (i) the deed is irrevocable except with the prior written consent of ASIC; and
 - (ii) the body submits to the non-exclusive jurisdiction of the Australian courts in legal proceedings conducted by ASIC (including under s50 of the ASIC Act) and, in relation to proceedings relating to a financial services law, by any person referred to in s659B(1) of the Act and whether brought in the name of ASIC or the Crown or otherwise; and
 - (iii) the body covenants to comply with any order of an Australian court in respect of any matter relating to the provision of the financial services; and
 - (iv) if the body is not registered under Div 2 of Pt 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

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proceedings relating to a financial services law, by any person referred to in s659B(1) of the Act and whether brought in the name of ASIC or the Crown or otherwise 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;
- (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 (being consents in such form (if any) as ASIC specifies in writing).

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Schedule B

1. The body must provide each of the financial services in this jurisdiction in a manner which would comply, so far as is possible, with the US regulatory requirements if the financial service were provided in the US in like circumstances.
2. The body must:
 - (a) notify ASIC, as soon as practicable and in any event within 15 business days after the body became aware or should reasonably have become aware, and in such form if any as ASIC may from time to time specify in writing, of the details of:
 - (i) each significant change to, including the termination of, the registration as a registered broker dealer or a registered investment adviser applying to the body relevant to the financial services the body provides or intends to provide in this jurisdiction; and
 - (ii) each significant particular exemption or other relief which the body obtains from the US regulatory requirements relevant to the financial services the body provides or intends to provide in this jurisdiction; and
 - (iii) each action or investigation of the following kinds taken by the SEC or other overseas regulatory authority against the body in a foreign jurisdiction in relation to financial services provided in the foreign jurisdiction:
 - (A) significant enforcement action;
 - (B) significant disciplinary action;
 - (C) significant investigation (unless, after having taken reasonable steps to enable notification to be given to ASIC, the body is prohibited by law from giving such notification but only to the extent of the prohibition); and
 - (b) provide written disclosure to all persons to whom the financial services are provided in this jurisdiction (before the financial services are provided) containing prominent statements to the following effect:
 - (i) the body is exempt from the requirement to hold an AFS licence under the Act in respect of the financial services; and
 - (ii) the body is regulated by the SEC under US laws, which differ from Australian laws.

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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 s766C of the Act;

examining authority, in relation to the body, means a self-regulatory organisation to which the body belongs which has not been relieved of the responsibility relating to the body under s17(d)(1)(A) of the Exchange Act in any respect;

Exchange Act means the *Securities and Exchange Act 1934 (US)*;

financial product has the meaning given by s764A of the Act

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

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

FINRA means the Financial Industry Regulation Authority of the US;

foreign exchange contract has the meaning given by s761A of the Act;

notice and *notified* mean, respectively, written notice and notified in writing;

overseas regulatory authority means a foreign regulatory authority (other than the SEC) which regulates financial services and which is established by or for the purposes of a foreign government or legislative body;

registered broker dealer means a broker dealer registered under s15(b) of the Exchange Act;

registered investment adviser means a body corporate or a partnership formed in the US or a State of the US registered under s203(c) of the *Investment Advisers Act 1940 (US)*;

SEC means the Securities and Exchange Commission of the US;

securities has the meaning given by s761A of the Act;

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US means the United States of America;

US regulatory requirements means the rules that apply in relation to the financial services including:

- (a) any applicable legislation, instruments made under that legislation and any relevant policies or other documents (however described) issued by the SEC; and
- (b) if the body is covered by subparagraph (a)(i) of Schedule A but not subparagraphs (a)(ii) or (iii) of that Schedule—any applicable rules, policies or other documents (however described) of FINRA; and

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

Dated this 4th day of April 2023



Signed by Natasha Gomez
as a delegate of the Australian Securities and Investments Commission

23-0229

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

Notice of Cancellation of an Australian Financial Services Licence

TO: Mingshi Investment Management (Australia) Pty Ltd
ACN 646 457 267 ("the Licensee")
Level 21
207 Kent Street
SYDNEY NSW 2000

Pursuant to paragraph 915B(3)(d) of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Australian Financial Services Licence number 536159 held by the Licensee, with effect from the date on which this notice is given to the Licensee.

Dated 4 April 2023

Signed



Jedo Charles
a delegate of the Australian Securities and Investments Commission

23-0234

**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* (the *Act*).

Title

2. This instrument is ASIC Instrument 23-0234.

Commencement

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

Exemption

4. ASIC exempts Angelo, Gordon Hong Kong Limited (the *body*), a body corporate incorporated in Hong Kong and registered with the SFC under Central entity number BNS940 and registered as an Australian foreign company under ARBN 666 016 593, 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) sub-paragraph 1(3) of Schedule 2 of the *ASIC Corporations (Repeal and Transitional) Instrument 2016/396* ceasing to have effect in relation to the relief that was provided under ASIC Class Order [CO 03/1103] *Hong Kong SFC regulated financial service 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.

23-0234

Schedule A

1. The exemption in paragraph 4 of this instrument applies where all the following apply:
 - (a) the body has:
 - (i) a current licence granted under section 116 of the SFO or deemed to be granted under sections 22 or 25(b) of the Schedule 10 to the SFO; or
 - (ii) a current certificate of registration granted under section 119 of the SFO or deemed to be granted under sections 25(a) or 32 of Schedule 10 to the SFO;
 - (aa) the body is a body corporate incorporated in Hong Kong;
 - (b) the body:
 - (i) is registered under Division 2 of Part 5B.2 of the Act; or
 - (ii) has an Agent at the time the body first purports to rely on this instrument and, from that time, has not failed to have an Agent for any consecutive period of 10 business days;
 - (c) the body's primary business is the provision of financial services;
 - (d) neither the body nor its Agent has been notified by ASIC that the body is excluded from relying on this instrument;
 - (e) if the body becomes aware or should reasonably have become aware of matters that give it reason to believe that it has failed, other than in an immaterial respect, to comply with a requirement set out in Schedule B:
 - (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
 - (f) the body has not notified ASIC that it will not rely on this instrument.
 - (g) the body provides any of the following financial services (the *financial services*) in this jurisdiction to wholesale clients (and the body is authorised and regulated under Hong Kong regulatory requirements to provide the financial service in Hong Kong):
 - (i) providing financial product advice; or
 - (ii) dealing in a financial product;

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in respect of any of the following financial products (that the body is authorised under Hong Kong regulatory requirements to provide the financial services on in Hong Kong):

- (iii) managed investment products;
- (iv) interests in a managed investment scheme that is not required to be registered under Chapter 5C of the Act; or
- (v) securities;

2. Where the body has provided ASIC with:

- (a) evidence and submissions that paragraph 1(a) of Schedule A is satisfied;
- (b) a notice that it will provide financial services in this jurisdiction in reliance on this instrument;
- (c) a deed of the body for the benefit of and enforceable by ASIC and the other persons referred to in subsection 659B(1) of the Act that applies notwithstanding that the body may have ceased to rely, or never have relied, on this instrument, which deed provides that:
 - (i) the deed is irrevocable except with the prior written consent of ASIC;
 - (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;
 - (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;
 - (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 SFC or ASIC, it will give or vary written consent and take all other practicable steps to enable and assist the SFC to disclose to ASIC and ASIC to disclose to the SFC any information or document that the SFC or ASIC has that relates to the body; and
- (d) written consents to the disclosure by the SFC to ASIC and ASIC to the SFC of any information or document that the SFC or ASIC has that relates to the body. The consents must be in such form (if any) as ASIC specifies in writing.

23-0234

Schedule B

1. The body must:
 - (a) provide each of the financial services in this jurisdiction in a manner which would comply, so far as is possible, with the Hong Kong regulatory requirements if the financial service were provided in Hong Kong in like circumstances;
 - (b) notify ASIC, as soon as practicable and in any event within 15 business days after the body became aware or should reasonably have become aware, and in such form if any as ASIC may from time to time specify in writing, of the details of:
 - (i) each significant change to, including the termination of, the licence or registration applying to the body relevant to the financial services the body provides or intends to provide in this jurisdiction; and
 - (ii) each significant particular exemption or other relief which the body may obtain from the Hong Kong regulatory requirements relevant to the financial services the body provides or intends to provide in this jurisdiction; and
 - (iii) each action or investigation of the following kinds taken by the SFC or other overseas regulatory authority against the body in a foreign jurisdiction in relation to financial services provided in the foreign jurisdiction:
 - (A) significant enforcement action;
 - (B) significant disciplinary action;
 - (C) significant investigation (unless, after having taken reasonable steps to enable notification to be given to ASIC, the body is prohibited by law from giving such notification but only to the extent of the prohibition); and
 - (c) provide written disclosure to all persons to whom the financial services are provided in this jurisdiction (before the financial services are provided) containing prominent statements to the following effect:
 - (i) the body is exempt from the requirement to hold an Australian financial services licence under the Act in respect of the financial services; and
 - (ii) the body is authorised and regulated by the SFC under Hong Kong laws, which differ from Australian laws; and
 - (d) 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.

23-0234

Interpretation

In this instrument:

Act means the *Corporations Act 2001*;

address, in relation to a company, means the address of the registered office of the company;

Agent means a natural person resident in this jurisdiction or a company, whose name and address were last notified to ASIC by the body for the purposes of this instrument, and who is authorised to accept on the body's behalf, service of process from ASIC and, in relation to proceedings relating to a financial services law, from any person referred to in subsection 659B(1) of the Act;

ARBN means Australian registered body number;

ASIC Act means the *Australian Securities and Investments Commission Act 2001*;

certificate of registration means the certificate of registration granted to authorised financial institutions under section 119 of the SFO;

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

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

Hong Kong 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 SFC;

licence means a licence granted under section 116 of the SFO or deemed to be granted under sections 22 or 25(b) of Schedule 10 to the SFO;

managed investment product has the meaning given in section 761A 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 SFC) which regulates financial services and which is established by or for the purposes of a foreign government or legislative body;

registration means registration granted under section 119 of the SFO or deemed to be granted under sections 25(a) or 32 of Schedule 10 to the SFO;

securities has the meaning given by section 761A of the Act;

SFC means the Securities and Futures Commission of Hong Kong;

SFO means the Securities and Futures Ordinance 2002 of Hong Kong, as amended from time to time; and

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

23-0234

Dated this 4th day of April 2023



Signed by Sarah Stenner
as a delegate of the Australian Securities and Investments Commission.

23-0245

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

Notice of Cancellation of an Australian Financial Services Licence

TO: Jonathan Charles Hooper
ABN 78 076 453 505 ("the Licensee")
930 Port Road
Woodville West SA 5011

Pursuant to paragraph 915B(1)(e) if person of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Australian Financial Services Licence number 489116 held by the Licensee, with effect from the date on which this notice is given to the Licensee.

Dated 4 April 2023

Signed



Jedo Charles
A delegate of the Australian Securities and Investments Commission

23-0247

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

Notice of Cancellation of an Australian Financial Services Licence

TO: Briqwise Australia Pty Ltd
ACN 163 344 812 ("the Licensee")
Level 5, 20 Bond Street
Sydney NSW 2000

Pursuant to paragraph 915B(3)(d) of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Australian Financial Services Licence number 437927 held by the Licensee, with effect from the date on which this notice is given to the Licensee.

Dated 4 April 2023

Signed



Jedo Charles
A delegate of the Australian Securities and Investments Commission

23-0248

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

Notice of Cancellation of an Australian Financial Services Licence

TO: Essential Capital Pty Ltd
ACN 647 463 312
Level 38, 71 Eagle Street,
Brisbane QLD 4000

Pursuant to paragraph 915B(3)(d) of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Australian Financial Services Licence number 529315 held by the Licensee, with effect from the date on which this notice is given to the Licensee.

Dated 4 April 2023

Signed



Jedo Charles
A delegate of the Australian Securities and Investments Commission

23-0250

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

Enabling legislation

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

Title

2. This instrument is ASIC Instrument 23-0250.

Commencement

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

Declaration

4. Chapter 6 of the Act applies to Healius Limited ACN 064 530 516 (the *Target*) as if items 11 and 12 of the table in subsection 633(1) of the Act were modified or varied by omitting the words “15 days” and substituting the words “29 days”.

Where this instrument applies

5. The declaration in paragraph 4 applies to the off-market takeover bid (the *Bid*) by Australian Clinical Labs Limited ACN 645 711 128 (the *Bidder*) to acquire all of the ordinary shares in the Target where:
 - (a) a bidder’s statement in relation to the Bid was lodged with ASIC on 20 March 2023 (the **Bidder’s Statement**);
 - (b) the Bidder gives notice under item 7 of s633(1) of the Act to the Target between 5 April 2023 and 18 April 2023 (inclusive) that all offers under the Bid have been sent; and
 - (c) the Target makes an announcement on ASX Limited ACN 008 624 691 (**ASX**) by 10:00am (AEST) on 19 April 2023:
 - i. explaining the effect of, and reasons for, this declaration;
 - ii. recommending that shareholders in the Target take no action in relation to the Bid until they have considered the target’s statement; and

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- iii. stating that the Target's Statement will be sent to shareholders on or before the later of 2 May 2023 and the date that is 15 days after the Bidder gives notice that all offers under the Bid have been sent.

Dated this 5th day of April 2023



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

23-0252

**Australian Securities and Investments Commission
Corporations Act 2001 – Subsection 257D(4) – Exemption**

Enabling legislation

1. The Australian Securities and Investments Commission (*ASIC*) makes this instrument under subsection 257D(4) of the *Corporations Act 2001 (Act)*.

Title

2. This instrument is ASIC Instrument 23-0252.

Commencement

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

Exemption

4. VGW Holdings Limited ACN 147 193 511 (*the Company*) does not have to comply with subsections 257D(1) of the Act.

Where this instrument applies

5. This instrument applies in relation to the off-market buy-back scheme to be made available to all Shareholders (other than Ineligible Shareholders) commencing on or around 5 April 2023 (Buy-Back), which complies with the conditions in subsection 257B(2) of the Act, subject to s257B(3) of the Act, except that:
 - (a) the Company does not comply with subsection 257B(2)(b) of the Act but rather offers are made to all Eligible Shareholders for the Company to buy-back their Shares in accordance with the terms and conditions of the Buy-Back;
 - (b) the Company does not comply with subsection 257B(2)(c) of the Act but rather all Eligible Shareholders have a reasonable opportunity to accept the offer to buy-back their Shares in accordance with the terms and conditions of the Buy-Back; and
 - (c) the Company does not comply with subsection 257B(2)(c) of the Act but rather the Buy-Back offer need not be made to Ineligible Shareholders, and any proposed acceptance of the Buy-Back offer by an Ineligible Shareholder need not be accepted by the Company.

Conditions of the relief

6. The number of Shares that the Company buys-back as a result of the Buy-Back must not exceed the Buy-Back Limit.
7. The Company must comply with the lodgement requirements set out in sections 257E and 257F of the Act.

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8. The Company makes it a term of the Buy-Back offer that if, at the Closing Date, the Company has received acceptances that in aggregate are more than the Buy-Back Limit:
- (a) the Company will buy back shares at a fixed price of \$6.50 per Share up to the Buy-Back Limit; and
 - (b) the number of Shares accepted under the Buy-Back offer by each Eligible Shareholder will be reduced by the same proportion (pro rata) to ensure that the number of Shares to be bought back does not exceed the Buy-Back Limit.
5. For the purpose of the condition in paragraph 8 the Company may disregard, in determining whether the proportion by which the number of each offeror's Shares is reduced is the same, any difference in proportion arising from the rounding down of fractions for the purpose of ensuring that only whole numbers of Shares are bought back, and disregard any difference in proportion arising from an adjustment to ensure that only whole numbers of Shares are bought back.

Interpretation

9. In this instrument:

Buy-Back Booklet means the document being substantially the same as that provided to ASIC on 4 April 2023.

Buy-Back Limit means the maximum number of Shares the Company chooses to buy back, up to a maximum of 38,673,938.

Closing Date means Thursday, 11 May 2023, unless the Company announces a later date (in which case it is that later date).

Eligible Shareholder means a Shareholder whose Shares are registered in their name on the Record Date and who is not an Ineligible Shareholder.

Ineligible Shareholder means anyone who falls within any of the following exclusions:

- (a) holds Shares and to whom the Company would be prohibited from paying money pursuant to any act, rule or regulation of Australia which prohibits the Company from making payments to foreign persons;
- (b) does not have a registered address in Australia, New Zealand, Singapore, Canada, Malaysia, United Kingdom, Ireland and Sweden and holds Shares and resides in a jurisdiction where it would be illegal under the laws of that jurisdiction to permit shareholders residing in that jurisdiction to participate in the Buy-Back (or which has laws which the Company determines would be impractical for it to comply with in order to permit Shareholders residing in that jurisdiction to participate in the Buy-Back); or
- (c) is acting on behalf of or for the account of a person who holds Shares and resides in a jurisdiction outside Australia, New Zealand, Singapore, Canada, Malaysia, United Kingdom, Ireland and Sweden where it would be illegal

23-0252

under the laws of that jurisdiction to permit such person residing in that jurisdiction to participate in the Buy-Back, for a Shareholder (or which has laws which the Company determines would be impractical for it to comply with in order to permit shareholders residing in that jurisdiction to participate in the Buy-Back, for a Shareholder)

Record Date means 5:00pm AWST on 6 April 2023.

Shareholder means a holder of a Share.

Share means a fully paid ordinary share in the capital of the Company.

Dated this 5th day of April 2023.

A handwritten signature in blue ink, appearing to read 'B. Dillon', is positioned above the printed name and title.

Signed by Baldev Dillon
as a delegate of the Australian Securities and Investments Commission

23-0253

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

Notice of Cancellation of an Australian Financial Services Licence

TO: WOODSFORD AUSTRALIA LIMITED
ACN 644 961 446 ("the Licensee")
Level 6 340 Adelaide Street
Brisbane QLD 4000

Pursuant to paragraph 915B(3)(d) of the **Corporations Act 2001**, the Australian Securities and Investments Commission hereby cancels Australian Financial Services Licence number 527367 held by the Licensee, with effect from the date on which this notice is given to the Licensee.

Dated 6 April 2023

Signed



Jedo Charles
a delegate of the Australian Securities and Investments Commission

CORPORATIONS ACT 2001
Section 601CL(5)

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

Dated this eighth day of April 2023

Name of Company

ARBN

ADVENT INTERMODAL SOLUTIONS, LLC	614 891 486
COLORID, LLC	619 495 500
EGIS RAIL	639 225 013
SDM HOUSING SOFTWARE LIMITED	155 176 784

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 eighth day of April 2023

Name of Company

ARBN

BOXLIGHT LIMITED

163 013 090

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 eighth day of April 2023

Name of Company

ARBN

VICKI'S PRIDE DRAGONBOAT ASSOCIATION

110 956 922

INCORPORATED

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 eighth day of April 2023

Name of Scheme	ARSN
IPAC SPECIALIST INVESTMENT STRATEGIES - GLOBAL	090 776 293
EMERGING MARKETS STRATEGY NO.1	
PATHWAYS INTERNATIONAL SHARES - HEDGED	105 022 526
PATHWAYS INTERNATIONAL SHARES-UNHEDGED	105 022 562
PROFILE AUSTRALIAN SHARES	124 731 915
PROFILE DIVERSIFIED FIXED INTEREST	124 731 933
PROFILE INTERNATIONAL SHARES	124 731 960
PROFILE INTERNATIONAL SHARES HEDGED	124 732 047
PROFILE 45	124 731 488
PROFILE 55	124 731 442
PROFILE 65	124 731 531
PROFILE 75	124 731 595
PROFILE 85	124 731 684
PROFILE 95	124 731 826

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.

ARCHIX HOLDINGS PTY LTD ACN 154 297 444 will change to a public company limited by shares. The new name will be ARCHIX HOLDINGS LIMITED ACN 154 297 444.

NC PTY LTD ACN 118 108 384 will change to a public company limited by shares. The new name will be NC LIMITED ACN 118 108 384.

TIB HOLDINGS LIMITED ACN 657 370 360 will change to a proprietary company limited by shares. The new name will be TIB HOLDINGS PTY LTD ACN 657 370 360.

E.L. & C. BAILLIEU LIMITED ACN 006 519 393 will change to a proprietary company limited by shares. The new name will be E.L. & C. BAILLIEU PTY LIMITED ACN 006 519 393.

NILWASTE ENERGY LIMITED ACN 616 859 968 will change to a proprietary company limited by shares. The new name will be NILWASTE ENERGY PTY. LTD. ACN 616 859 968.