

Australian Securities and Investments Commission
Corporations Act 2001 – Subsections 350(1), 601QA(1), 655A(1), 669(1), 673(1), 741(1)
and 1020F(1) – Revocations and Variation

Enabling legislation

1. The Australian Securities and Investments Commission (*ASIC*) makes this instrument under subsections 350(1), 601QA(1), 655A(1), 669(1), 673(1), 741(1) and 1020F(1) of the *Corporations Act 2001*.

Title

2. This instrument is ASIC Class Order [CO 13/518].

Commencement

3. This instrument commences on the date it is registered under the *Legislative Instruments Act 2003*.

Note: An instrument is registered when it is recorded on the Federal Register of Legislative Instruments (*FRLI*) in electronic form: see *Legislative Instruments Act 2003*, section 4 (definition of *register*). The FRLI may be accessed at <http://www.frli.gov.au/>.

Revocations

4. ASIC revokes the following class orders:
 - (a) ASIC Class Order [CO 00/193];
 - (b) ASIC Class Order [CO 00/343];
 - (c) ASIC Class Order [CO 00/344];
 - (d) ASIC Class Order [CO 01/1541];
 - (e) ASIC Class Order [CO 01/1542];
 - (f) ASIC Class Order [CO 01/1543];
 - (g) ASIC Class Order [CO 01/1544];
 - (h) ASIC Class Order [CO 01/1599];
 - (i) ASIC Class Order [CO 02/924];
 - (j) ASIC Class Order [CO 02/925];
 - (k) ASIC Class Order [CO 02/926];
 - (l) ASIC Class Order [CO 02/927];
 - (m) ASIC Class Order [CO 03/633];

- (n) ASIC Class Order [CO 03/634];
- (o) ASIC Class Order [CO 03/635];
- (p) ASIC Class Order [CO 03/636];
- (q) ASIC Class Order [CO 04/631];
- (r) ASIC Class Order [CO 04/653];
- (s) ASIC Class Order [CO 04/1413].

Variation

5. ASIC Class Order [CO 00/2338] is varied by omitting the following:

“And pursuant to subsection 655A(1) of the Law ASIC hereby varies class order [CO 00/344] by replacing condition 3(a) of Schedule D with the following:

- “(a) where the bid is an off-market bid — no earlier than 14 days and no later than 28 days after condition 1 is satisfied unless:
- (i) the directors of the target agree in writing; or
 - (ii) ASIC agrees in writing; or
 - (iii) all changes to the original bidder’s statement reflect a change in the valuation of securities offered as bid consideration since the day that the bidder lodged the original bidder’s statement,
- in any of which cases condition 2 may be satisfied less than 14 days after condition 1 is satisfied.””.

Dated this 17th day of June 2013

Signed by Grant Moodie
as a delegate of the Australian Securities and Investments Commission