



**THE SECURITIES ACT (CHARITABLE AND OTHER PURPOSES)
EXEMPTION NOTICE 1989, AMENDMENT NO. 2**

PURSUANT to the Securities Act 1978, the Securities Commission gives the following notice.

NOTICE

1. Title and commencement—(1) This notice may be cited as the Securities Act (Charitable and Other Purposes) Exemption Notice 1989, Amendment No. 2, and shall be read together with and deemed part of the Securities Act (Charitable and Other Purposes) Exemption Notice 1989* (hereinafter referred to as the principal notice).

(2) This notice shall come into force on the day after the date of its notification in the *Gazette*.

2. Specified bodies exempt from certain provisions of Securities Act 1978 and Securities Regulations 1983 applying to offers and allotments of debt securities—(1) Clause 3 (1) of the principal notice is hereby amended by—

- (a) Omitting from paragraph (a) the expression “\$300,000”, and substituting the expression “\$500,000”; and
- (b) By omitting from paragraph (b) the expression “\$1,500,000”, and substituting the expression “\$2,000,000”.

(2) Clause 3 (2) of the principal notice is hereby amended by omitting the expression “\$1,500,000”, and substituting the expression “\$2,000,000”.

(3) Clause 3 (3) (b) of the principal notice is hereby amended by omitting the expression “\$1,500,000”, and substituting the expression “\$2,000,000”.

Dated at Wellington this 17th day of June 1991.

The Common Seal of the Securities Commission was hereunto affixed in the presence of:

[L.S.]

P. D. McKENZIE,
Chairman.

EXPLANATORY NOTE

This note is not part of the notice, but is intended to indicate its general effect.

This notice, which comes into force on the day after the date of its notification in the *Gazette*, amends the Securities Act (Charitable and Other Purposes) Exemption Notice 1989.

Clause 3 (1) of that notice exempts specified bodies (as that term is defined) from the prospectus requirements of the Securities Act 1978 and regulation 17 of the Securities Regulations 1983 in the case of offers of debt securities if—

- (a) The amount owing under all existing debt securities, other than excluded securities, allotted in the preceding 12 months does not exceed \$300,000; and
- (b) The amount owing under all existing debt securities, other than excluded securities, does not exceed \$1,500,000.

These amounts are increased to \$500,000 and \$2,000,000 respectively.

Clause 3 (2) exempts certain named issuers from the prospectus requirements of the Securities Act 1978 and regulation 17 of the Securities Regulations 1983 in the case of offers of debt securities if the amount owing under all existing debt securities, other than excluded securities, does not exceed \$1,500,000. That amount is increased to \$2,000,000.

Clause 3 (3) exempts specified bodies from compliance with section 53 (5) of the Securities Act 1978 (which relates to the auditing of the accounting records of the issuers of equity and debt securities). A condition of that exemption is that the amount owing under all existing debt securities, other than excluded securities, does not exceed \$1,500,000. That amount is increased to \$2,000,000.

Issued under the authority of the Acts and Regulations Publication Act 1989.
Date of notification in *Gazette*: 20 June 1991.
This notice is administered in the Securities Commission.