



Securities Act (AngloGold Limited) Exemption Notice 2001

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

Contents

1	Title	4	Interpretation
2	Commencement	5	Exemption
3	Expiry	6	Conditions

Notice

1 Title

This notice is the Securities Act (AngloGold Limited) Exemption Notice 2001.

2 Commencement

This notice comes into force on the day after the date of its notification in the *Gazette*.

3 Expiry

This notice expires on the close of 14 December 2002.

4 Interpretation

(1) In this notice, unless the context otherwise requires,—

Act means the Securities Act 1978

company means AngloGold Limited, a company incorporated in South Africa and listed on various overseas stock exchanges

bidder's statement means the bidder's statement (within the meaning of the Corporations Act 2001 of the Commonwealth of Australia) prepared by the company and dated 16 October

2001 for the proposed takeover offer of Normandy Mining by the company

Normandy Mining means Normandy Mining Limited, a company incorporated in Australia and listed on the Australian Stock Exchange

Normandy Mining shareholder means a person in New Zealand—

- (a) whose name appears on the share register of Normandy Mining; and
- (b) who is offered shares in the company in accordance with the bidder's statement

Regulations means the Securities Regulations 1983

specified security means a share in the capital of the company.

- (2) Any term or expression that is defined in the Act or the Regulations and used, but not defined, in this notice has the same meaning as in the Act or the Regulations.

5 Exemption

The company and every person acting on its behalf are exempted, in respect of any specified securities offered or allotted to any Normandy Mining shareholder, from—

- (a) sections 37, 37A, 38A, and 51 to 54B of the Act; and
- (b) the Regulations (except regulation 8).

6 Conditions

The exemptions are subject to the following conditions:

- (a) that, before any Normandy Mining shareholder subscribes for the specified securities, the company has delivered to that person a copy of—
 - (i) the bidder's statement; and
 - (ii) any other document that, under the law of the Commonwealth of Australia, must accompany any copy of the bidder's statement sent to any person to whom an offer of the specified securities is made in Australia:
- (b) that the only members of the public to whom the specified securities are offered in New Zealand are—
 - (i) persons who, at the time of the offer, are holders of shares in Normandy Mining (whether or not

- the offer is renounceable in favour of any other person); or
- (ii) persons in whose favour an offer to which subparagraph (i) applies has been renounced:
- (c) that the offer of the specified securities to the public in New Zealand is made in compliance with—
 - (i) the law of the Commonwealth of Australia; and
 - (ii) any code, rules, or other requirements relating to the offer of such securities applying in that country.

Dated at Wellington this 29th day of October 2001.

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

[L.S.]

J. Diplock,
Chairperson.

Explanatory note

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

This notice comes into force on the day after the date of its notification in the *Gazette* and expires on the close of 14 December 2002. This notice exempts AngloGold Limited, subject to conditions, from the prospectus and investment statement requirements and various other requirements of the Securities Act 1978 and from the Securities Regulations 1983 (except regulation 8) in respect of offers of shares in that company made to shareholders of Normandy Mining Limited who are in New Zealand.

Issued under the authority of the Acts and Regulations Publication Act 1989.
Date of notification in *Gazette*: 30 October 2001.
This notice is administered in the Securities Commission.
