



## Securities Act (Telefonaktiebolaget L M Ericsson) Exemption Notice 2001

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

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### Notice

#### 1 Title

This notice is the Securities Act (Telefonaktiebolaget L M Ericsson) Exemption Notice 2001.

#### 2 Commencement

This notice comes into force on its notification in the *Gazette*.

#### 3 Expiry

This notice expires on the close of 31 December 2002.

#### 4 Interpretation

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

**Act** means the Securities Act 1978

**company** means Telefonaktiebolaget L M Ericsson, a company incorporated in Sweden

**employee share purchase plan** means a plan established by the company or by any of its subsidiaries under which employees of the company or of any of its subsidiaries may acquire—

(a) ordinary shares issued by the company; or

- (b) rights or options to acquire ordinary shares issued by the company

**Regulations** means the Securities Regulations 1983

**savings scheme issuer** means—

- (a) a registered bank within the meaning of section 2(1) of the Reserve Bank of New Zealand Act 1989; or
- (b) a bank licensed or authorised by the central banking authority of a country other than New Zealand to carry on banking business in that country; or
- (c) the company; or
- (d) Ericsson Communications Limited

**savings scheme securities** means debt securities issued by a savings scheme issuer in connection with the employee share purchase plan.

- (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

Every savings scheme issuer and every person acting on its behalf are exempted from sections 33(2), 37, 37A, 38A, and 51 to 54B of the Act and the Regulations (except regulation 8) in the case of savings scheme securities that are offered under the employee share purchase plan to persons who are employees of the company or of any of its subsidiaries.

## 6 Conditions

The exemptions are subject to the conditions that—

- (a) the subscriptions for savings scheme securities are held on behalf of subscribers in a separate bank account from that of the company or of any of its subsidiaries; and
- (b) the person to whom the offer is made has, before the offer is made, been given an English version or an English translation of the following documents:
  - (i) a copy of the current rules of the employee share purchase plan;
  - (ii) a copy of the most recent annual report of the company;
  - (iii) a copy of the most recent annual report of the savings scheme issuer.

Dated at Wellington this 27th day of August 2001.

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

[L.S.]

F. R. S. Clouston,  
Member.

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### Explanatory note

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

This notice comes into force on its notification in the *Gazette* and expires on the close of 31 December 2002.

This notice exempts registered banks, certain overseas banks, Telefonaktiebolaget L M Ericsson, and Ericsson Communications Limited, subject to conditions, from sections 33(2), 37, 37A, 38A, and 51 to 54B of the Securities Act 1978 and the Securities Regulations 1983 (except regulation 8) in the case of certain debt securities offered under an employee share purchase plan to employees of Telefonaktiebolaget L M Ericsson or of any of its subsidiaries.

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Issued under the authority of the Acts and Regulations Publication Act 1989.

Date of notification in *Gazette*: 27 August 2001.

This notice is administered in the Securities Commission.

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