



Securities Act (Australian Registered Managed Investment Schemes) Exemption Amendment Notice 2001

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

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Notice

1 Title

- (1) This notice is the Securities Act (Australian Registered Managed Investment Schemes) Exemption Amendment Notice 2001.
- (2) In this notice, the Securities Act (Australian Registered Managed Investment Schemes) Exemption Notice 1999¹ is called “the principal notice”.

¹ SR 1999/119

2 Commencement

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

3 Interpretation

- (1) Clause 2(1) of the principal notice is amended by revoking paragraph (d) of the definition of the term **Australian prospectus**, and substituting the following paragraph:

- “(d) that is not an **offer information statement** or a **profile statement** (as those terms are defined in section 9 of the Corporations Law)”.
- (2) Clause 2(1) of the principal notice is amended by revoking the definition of the term **Australian registered scheme**, and substituting the following definition:
- “**Australian registered scheme** means a **managed investment scheme** (within the meaning of section 9 of the Corporations Law) that is registered with the Australian Securities and Investments Commission under section 601EB of that law”.

4 **Australian prospectus**

Clause 4(b) of the principal notice is amended by adding the word “; and” and by adding the following subparagraph:

“(iii) a copy of any document, or part of a document, lodged with the Australian Securities and Investments Commission that is referred to in the Australian prospectus and is taken to be included in that prospectus under section 712 of the Corporations Law.”

5 **Documents to be deposited in Wellington**

Clause 5(c)(ii) of the principal notice is amended by omitting the expression “section 1084”, and substituting the expression “section 741”.

Dated at Wellington this 20th day of February 2001.

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

[L.S.]

E. H. Abernethy,
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 (Australian Registered Managed Investment Schemes) Exemption Notice 1999. The amendments—

- reflect changes to Australian law following the enactment of the Australian Corporate Law Economic Reform Program Act 1999
 - remove the current exclusion of time-sharing schemes from the definition of the term **Australian registered scheme**.
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Issued under the authority of the Acts and Regulations Publication Act 1989.

Date of notification in *Gazette*: 22 February 2001.

This notice is administered in the Securities Commission.
