

**Reprint  
as at 1 September 2014**



**Securities Act (International  
Finance Corporation) Exemption  
Notice 2009**

(SR 2009/297)

Securities Act (International Finance Corporation) Exemption Notice 2009:  
expired, on 1 September 2014, by clause 3.

Pursuant to the Securities Act 1978, the Securities Commission gives the following notice (to which is appended a statement of reasons of the Securities Commission).

**Contents**

	Page
1 Title	1
2 Commencement	2
3 Expiry	2
4 Interpretation	2
5 Exemptions from sections 33(2), 37, 51, 52, 54, and 54B(3) of Act	2
6 Condition of exemptions in clause 5	2

---

**Notice**

- 1 Title**  
This notice is the Securities Act (International Finance Corporation) Exemption Notice 2009.

---

**Note**

Changes authorised by subpart 2 of Part 2 of the Legislation Act 2012 have been made in this official reprint.

Note 4 at the end of this reprint provides a list of the amendments incorporated.

**This notice is administered by the Financial Markets Authority.**

## 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 31 August 2014.

## 4 Interpretation

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

**Act** means the Securities Act 1978

**IFC** means the International Finance Corporation of which the New Zealand Government is a member under the International Finance Agreements Act 1961

**IFC information** means the IFC's most recent information statement, annual report, unaudited quarterly accounts, and audited annual accounts

**information statement** means a statement prepared each year as at the IFC's balance date that contains a summary of the IFC's capital, operations, administration, and legal status

**Regulations** means the Securities Regulations 1983

**specified securities** means debt securities issued under the IFC's medium term note programme or under any successor to that programme.

(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 Exemptions from sections 33(2), 37, 51, 52, 54, and 54B(3) of Act

The IFC and every person acting on its behalf are exempted from sections 33(2), 37, 51, 52, 54, and 54B(3) of the Act in respect of the specified securities.

## 6 Condition of exemptions in clause 5

The exemptions in clause 5 are subject to the condition that the investment statement that relates to the specified securities—

(a) contains a statement to the effect that copies of the IFC information are available on request, without fee,

- from the IFC or from Computershare Investor Services Limited; and
- (b) sets out how copies of the IFC information may otherwise be obtained, whether from a specified Internet or intranet site operated by or on behalf of the IFC or otherwise.

Dated at Wellington this 5th day of October 2009.

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

[Seal]

N O Todd,  
Member.

---

### **Statement of reasons**

This notice comes into force on the day after its notification in the *Gazette* and expires on 31 August 2014.

The notice exempts the International Finance Corporation (**IFC**) from sections 33(2), 37, 51, 52, 54, and 54B(3) of the Securities Act 1978 in relation to debt securities issued by the IFC.

The Securities Commission considers that the exemptions are appropriate for the following reasons:

- the exemptions allow the IFC to extend offers of securities under its global debt issuance programme to investors in New Zealand using offer documents filed with the United States Securities and Exchange Commission under the federal law of the United States of America. The exemptions recognise the

international character of the IFC and the information requirements applying to the IFC by virtue of regulations made by the United States Securities and Exchange Commission under the United States of America's International Finance Corporation Act of 1955. The financial information provided by the IFC under the terms of the exemptions, together with the investment statement provided under New Zealand law, will enable New Zealand investors to make an informed investment decision:

- in these circumstances, the cost of full compliance with the Securities Act 1978 would outweigh any additional benefit such compliance would provide.

---

Issued under the authority of the Legislation Act 2012.  
Date of notification in *Gazette*: 8 October 2009.

---

## **Reprints notes**

### **1     *General***

This is a reprint of the Securities Act (International Finance Corporation) Exemption Notice 2009 that incorporates all the amendments to that notice as at the date of the last amendment to it.

### **2     *Legal status***

Reprints are presumed to correctly state, as at the date of the reprint, the law enacted by the principal enactment and by any amendments to that enactment. Section 18 of the Legislation Act 2012 provides that this reprint, published in electronic form, has the status of an official version under section 17 of that Act. A printed version of the reprint produced directly from this official electronic version also has official status.

### **3     *Editorial and format changes***

Editorial and format changes to reprints are made using the powers under sections 24 to 26 of the Legislation Act 2012. See also <http://www.pco.parliament.govt.nz/editorial-conventions/>.

### **4     *Amendments incorporated in this reprint***

Securities Act (International Finance Corporation) Exemption Notice 2009 (SR 2009/297): clause 3

---