

**Australian Securities and Investments Commission  
Corporations Act 2001 – Paragraph 911A(2)(l) – Variation**

Under paragraph 911A(2)(l) of the *Corporations Act 2001* the Australian Securities and Investments Commission varies Class Orders [CO 03/1099], [CO 03/1100], [CO 03/1101], [CO 03/1102] and [CO 03/1103] as follows:

1. in the introductory words of Schedule A, omit "body corporate", substitute "foreign company";
2. in subparagraph (a)(iii) of Schedule A of Class Order [CO 03/1101]:
  - (a) after "corporation" (first occurring), insert "(an *Edge corporation*)"; and
  - (b) omit "such a corporation", substitute "an Edge corporation";
3. in Schedule A, insert after paragraph (a):
  - (a) in the case of Class Order [CO 03/1099]:
 

"(aa) the body is either a body corporate incorporated in the UK or a partnership formed in the UK;"
  - (b) in the case of Class Order [03/1100]:
 

"(aa) the body is either:

    - (i) a body corporate incorporated in the US or a State of the US; or
    - (ii) a partnership formed in the US or a State of the US;"
  - (c) in the case of Class Order [03/1101]:
 

"(aa) except in the case of a subsidiary of an Edge corporation, the body is either:

    - (i) a body corporate incorporated in the US or a State of the US; or
    - (ii) a partnership formed in the US or a State of the US;"
  - (d) in the case of Class Order [CO 03/1102]:
 

"(aa) the body is either a body corporate incorporated in Singapore or a partnership formed in Singapore;" and
  - (e) in the case of Class Order [CO 03/1103]:
 

"(aa) the body is either a body corporate incorporated in Hong Kong or a partnership formed in Hong Kong;"

4. in paragraph (b) of Schedule A, omit the introductory words, substituted "the body:";
5. in paragraph 2(b) of Schedule C:
  - (a) at the end of subparagraph (i), add "and";
  - (b) in subparagraph (ii):
    - (i) omit "financial services are", substitute "body is"; and
    - (ii) omit "laws; and", substitute "laws."; and
  - (c) omit subparagraph (iii); and
6. after the definition of *wholesale client* under the heading "Interpretation" insert:

"Note: By subsection 761H(1) of the Act, the operation of this instrument in relation to partnerships is affected by section 761F and subsection 769B(4) of the Act."

### **Commencement**

This instrument takes effect on gazettal.

Dated this 4<sup>th</sup> day of February 2004.

Signed by Brendan Byrne  
as a delegate of the Australian Securities and Investments Commission