

**Australian Securities and Investments Commission
Corporations Act 2001 — Subsections 655A(1), 741(1) and 1020F(1) — Variation**

Enabling legislation

1. The Australian Securities and Investments Commission makes this instrument under subsections 655A(1), 741(1) and 1020F(1) of the *Corporations Act 2001*.

Title

2. This instrument is ASIC Class Order [CO 09/1084].

Commencement

3. This instrument commences on the later of:
 - (a) the date the instrument is registered under the *Legislative Instruments Act 2003*; and
 - (b) 1 January 2010.

Note: An instrument is registered when it is recorded on the Federal Register of Legislative Instruments (*FRLI*) in electronic form: see *Legislative Instruments Act 2003*, s 4 (definition of *register*). The FRLI may be accessed at www.frli.gov.au.

Variation

ASIC Class Order [CO 07/428]

4. ASIC Class Order [CO 07/428] is varied as follows:
 - (a) in paragraph 4(b):
 - (i) omit notional subsection 716(3) of the Act (including the heading); and
 - (ii) in notional subsection 716(6) of the Act omit the definitions of *credit rating* and *credit rating reference*;
 - (b) in paragraph 5(b):
 - (i) omit notional subsection 1013K(3) of the Act (including the heading); and
 - (ii) in notional subsection 1013K(6) of the Act omit the definitions of *ADI equities warrant*, *credit rating* and *credit rating reference*.

ASIC Class Order [CO 07/429]

5. ASIC Class Order [CO 07/429] is varied as follows:
- (a) in paragraph 4(b):
 - (i) omit notional subsection 636(4A) of the Act (including the heading); and
 - (ii) in notional subsection 636(4D) of the Act omit the definitions of *credit rating* and *credit rating reference*;
 - (b) in paragraph 5(b):
 - (i) omit notional subsection 638(6A) of the Act (including the heading); and
 - (ii) in notional subsection 638(6D) of the Act omit the definitions of *credit rating* and *credit rating reference*.

Transitional

6. The variations made by this instrument do not apply to:
- (a) a disclosure document;
 - (b) a Product Disclosure Statement;
 - (c) a bidder's statement;
 - (d) a target's statement,
- that is dated before 1 January 2010.

Dated this 15th day of December 2009

Signed by Stephen Yen PSM
as a delegate of the Australian Securities and Investments Commission