



## **Register of ASX Listing Rule Waivers**

**1 to 15 December 2007**

**The purpose of this register is to record when ASX has exercised its discretion and granted a waiver from the ASX Listing rules. Waivers are published bi-monthly and include information such as:**

- Organisation**
- Rule Number**
- Decision Details**
- Basis for Decision**

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<b>Rule Number</b>	1.1 condition 2
<b>Date</b>	12/12/2007
<b>ASX Code</b>	CXC
<b>Listed Company</b>	COEUR D'ALENE MINES CORPORATION.
<b>Waiver Number</b>	WLC070435-001
<b>Decision</b>	The Company be granted a waiver from listing rule 1.1 condition 2 to the extent necessary to permit the Company's constitution not to comply with the listing rules to the extent that it provides for the issue of preference shares with terms that are inconsistent with listing rules 6.3, 6.7 and 6.9, on condition the Company undertakes not to issue any preference shares (except Series B Junior Preferred Stock ("Preferred Stock") issued under a rights agreement dated 11 May 1999 between the Company and ChaseMellon Shareholder Services L.L.C. ("the Rights Agreement")) on terms inconsistent with the listing rules without ASX approval while the Company remains an ASX listed entity.
<b>Basis For Decision</b>	<p>Underlying Policy Entity must have a constitution consistent with the listing rules.</p> <p>Present Application Entity incorporated in US and listed on NYSE and TSX - intends to merge by way of scheme of arrangement with ASX listed entity - entity's constitution permits the issue of securities (preference shares) whose terms are inconsistent with the listing rules -- waiver granted to permit constitution to be inconsistent with the listing rules to that extent on condition the Company does not actually issue securities that have terms contrary to the relevant listing rules.</p>

<b>Rule Number</b>	1.1 condition 3
<b>Date</b>	12/12/2007
<b>ASX Code</b>	CXC
<b>Listed Company</b>	COEUR D'ALENE MINES CORPORATION.
<b>Waiver Number</b>	WLC070435-002
<b>Decision</b>	<p>The Company be granted a waiver from the following listing rules.</p> <p>1. Listing rule 1.1 condition 3 to permit the IM not to comply with paragraph 115 of Appendix 1A to the extent necessary that the Company not be required to obtain additional experts' consents for the inclusion in the IM of reports included in the Scheme Booklet, on condition that the IM contains a clear statement indicating the report is with reference to the Scheme Booklet only.</p> <p>2. Listing rule 1.1 condition 3 to the extent necessary to permit the IM not to comply with paragraph 116 of Appendix 1A, subject to the following conditions.</p> <p>2.1 The IM contains a statement that the Company has not raised any capital in Australia for the three months before, and will not raise capital in Australia in the three months after, the date of the IM.</p> <p>2.2 Any fund raising document released by the Company in the three months before the date of the IM is released to the market as pre-quotations disclosure.</p> <p>3. Paragraph 117 of Appendix 1A to the extent necessary to permit the Company not to include a statement in the IM that a supplementary IM will be issued if the Company becomes aware of certain matters occurring between the issue of the IM and the date the Company's securities are quoted, on condition that any such matters are announced to the market by Bolnisi and Bolnisi undertakes to keep the market informed of material information relating to the Company.</p>
<b>Basis For Decision</b>	<p>Underlying Policy</p> <p>Requirement for prospectus or product disclosure statement - provides platform for continuous disclosure - necessary to adequately inform the market - ASX can accept an IM in lieu of a prospectus or Product Disclosure Statement where the entity does not need to raise capital.</p> <p>Listing Rule 1.1 Condition 3, Paragraph 115 of Appendix 1A Requirement for experts' consents for reports to be included in IM.</p> <p>Listing Rule 1.1 Condition 3, Paragraph 116 of Appendix 1A Requirement for prospectus or Product Disclosure Statement or if ASX agrees, IM - provides platform for continuous disclosure - necessary to adequately inform the market - requirement in paragraph 116 of Appendix 1A that IM state that entity has not raised capital in the previous three months and will not raise capital in the next three months demonstrates that entity has no need for capital and therefore it would be onerous to require the issue of a prospectus or Product Disclosure Statement.</p> <p>Listing Rule 1.1 Condition 3, Paragraph 117 of Appendix 1A Use of IM rather than a disclosure document for purposes of listing rule 1.1 condition 3 compliance - requirement that if material new information regarding the listing entity becomes available after issue of IM, a supplementary IM must be lodged - replicates requirement of Corporations Act in respect of supplementary disclosure documents.</p>

## Register of ASX Listing Rule Waivers

### Present Application

Entity incorporated in US and listed on NYSE and TSX - intends to merge by way of scheme of arrangement with ASX listed entity - consideration being offered to shareholders in ASX listed entity under scheme is issue of securities of US entity - US entity to use IM (incorporating scheme booklet) rather than a prospectus for the purposes of listing rule 1.1 condition 3 - US entity to incorporate scheme booklet into its IM - scheme booklet and IM together to include all material that would be required for a prospectus for an offer of US entity's securities under sections 710 of the Corporations Act, and otherwise to comply with the IM requirements of Appendix 1A of the listing rules (except as waived).

### Listing Rule 1.1 Condition 3, Paragraph 115 of Appendix 1A

Entity incorporated in US and listed on NYSE and TSX - intends to merge by way of scheme of arrangement with ASX listed entity - ASX listed entity will lodge a scheme booklet containing experts' reports - US entity to use IM (incorporating scheme booklet) rather than a prospectus for the purposes of listing rule 1.1 condition 3 - consents from the experts given for the inclusion of the reports in scheme booklet rather than for their inclusion in the IM - scheme booklet includes terms of merger with US entity - transparent that experts' reports given in the context of scheme booklet prepared by ASX listed entity - waiver granted.

### Listing Rule 1.1 Condition 3, Paragraph 116 of Appendix 1A

Entity incorporated in US and listed on NYSE and TSX - intends to merge with ASX listed entity - merger to be effected by scheme of arrangement between ASX listed entity and its shareholders - US entity to use IM (incorporating scheme booklet) rather than prospectus for purpose of listing rule 1.1 condition 3 - entity may seek to raise capital outside Australia during the 3 month period either side of the date of IM - no concern that entity is seeking to avoid preparing prospectus quality information - waiver to permit IM requirement in paragraph 116 not to be complied with to the extent that US entity may continue to raise capital in other jurisdictions.

### Listing Rule 1.1 Condition 3, Paragraph 117 of Appendix 1A

Entity incorporated in US and listed on NYSE and TSX - intends to merge with ASX listed entity - merger to be effected by scheme of arrangement between ASX listed entity and its shareholders - US entity to use IM (incorporating scheme booklet) rather than prospectus for purpose of listing rule 1.1 condition 3 -- IM is scheme document - scheme must be approved by court - requirements to provide additional information governed by law applicable to schemes - not necessary to require statement in scheme document that supplementary information will be provided - waiver granted on condition that such matters are announced to the market by ASX listed entity.

<b>Rule Number</b>	1.1 condition 6
<b>Date</b>	12/12/2007
<b>ASX Code</b>	CXC
<b>Listed Company</b>	COEUR D'ALENE MINES CORPORATION.
<b>Waiver Number</b>	WLC070435-003
<b>Decision</b>	<p>The Company be granted a waiver from listing rule 1.1 condition 6 to the extent necessary to permit the Company to apply for quotation only of those CHESS Depositary Interests (CDIs) issued over its fully paid common stock shares into the Australian market, subject to the following conditions.</p> <ol style="list-style-type: none"> <li>1. The Company applies for quotation of new CDIs issued into the Australian market on a monthly basis, and the Company provides to the market a monthly update of the net changes in the number of CDIs over its common stock shares.</li> <li>2. The Company releases details of this waiver as pre-quotation disclosure.</li> </ol>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b> Entity must be granted quotation of all securities in its main class - fungibility of securities - transparency and certainty as to number of securities available to trade in market - maintains integrity of ASX market.</p> <p><b>Present Application</b> Entity incorporated in US and listed on NYSE and TSX - intends to merge with ASX listed entity - consideration offered to ASX listed entity shareholders under scheme is issue of securities in US entity - securities of US-incorporated entities must trade and settle on ASX in the form of CHESS Depositary Interests (CDI's) - only those securities of the US entity actually represented by CDI's (i.e., only those securities actually present in the Australian market) to be quoted on ASX.</p>

<b>Rule Number</b>	1.3.5(c)
<b>Date</b>	12/12/2007
<b>ASX Code</b>	CXC
<b>Listed Company</b>	COEUR D'ALENE MINES CORPORATION.
<b>Waiver Number</b>	WLC070435-004
<b>Decision</b>	<p>The Company be granted a waiver from listing rule 1.3.5(c) to the extent necessary that the Company not be required to give ASX a reviewed pro forma balance sheet on condition that the Company provides the following as pre-quotation disclosure:</p> <ol style="list-style-type: none"> <li>1. its audited accounts for the year ended 31 December 2006;</li> <li>2. Investigating Accountant's Report dated 5 October 2007; and</li> <li>3. KPMG LLP review of the Company's interim financial report for the six month period ended 30 June 2007.</li> </ol>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b> Entity to provide accounts and audit reports/reviews for the last 3 financial years and a reviewed pro forma balance sheet - demonstrates quality.</p> <p><b>Present Application</b> Entity incorporated in US and listed on NYSE and TSX - intends to merge with ASX listed entity - 2005 and 2006 accounts and balance sheet already provided in scheme booklet - waiver granted Company not required to provide reviewed pro forma balance sheet on condition that the Company provides its audited accounts for the year ended 31 December 2006, Investigating Accountant's Report dated 5 October 2007 and KPMG LLP review of the Company's interim financial report for the six month period ended 30 June 2007 - adequate historical financial information for purposes of rule in context of scheme merger.</p>

<b>Rule Number</b>	2.1 condition 3
<b>Date</b>	11/12/2007
<b>ASX Code</b>	TRQ
<b>Listed Company</b>	SERIES 2007-1 TORRENS TRUST
<b>Waiver Number</b>	WLC070462-001
<b>Decision</b>	ASX grants the Issuer a waiver from condition 3 of listing rule 2.1 to the extent necessary that the Issuer's securities need not satisfy CHESSE requirements on condition that ASX is satisfied with the settlement arrangements that exist in relation to the Notes to be quoted on ASX.
<b>Basis For Decision</b>	<p>Underlying Policy CHESSE requirements relating to an entity's securities must be satisfied, except in jurisdiction where entity's securities cannot be CHESSE approved - supports integrity of ASX market.</p> <p>Present Application Securities of entity to be settled outside of CHESSE - waiver granted on condition that ASX is satisfied with the settlement arrangements that exist in relation to the Notes to be quoted on ASX.</p>

<b>Rule Number</b>	2.1 condition 3
<b>Date</b>	6/12/2007
<b>ASX Code</b>	SMV
<b>Listed Company</b>	SMART SERIES 2007-2 TRUST
<b>Waiver Number</b>	WLC070461-001
<b>Decision</b>	ASX grants the Issuer waivers from condition 3 of listing rule 2.1 to the extent necessary that the Trust's securities need not satisfy CHES requirements on condition that ASX is satisfied with the settlement arrangements that exist in relation to the Notes to be quoted on ASX.
<b>Basis For Decision</b>	<p>Underlying Policy CHES requirements relating to an entity's securities must be satisfied, except in jurisdiction where entity's securities cannot be CHES approved - supports integrity of ASX market.</p> <p>Present Application Securities of entity to be settled outside of CHES - waiver granted on condition that ASX is satisfied with the settlement arrangements that exist in relation to the Notes to be quoted on ASX.</p>



<b>Rule Number</b>	3.10.5
<b>Date</b>	11/12/2007
<b>ASX Code</b>	TRQ
<b>Listed Company</b>	SERIES 2007-1 TORRENS TRUST
<b>Waiver Number</b>	WLC070462-002
<b>Decision</b>	ASX grants the Issuer a waiver from listing rule 3.10.5 to the extent necessary to permit the Issuer, in respect of an issue of Notes that are not to be quoted on ASX, to tell ASX but need not lodge an Appendix 3B.
<b>Basis For Decision</b>	<p><b>Underlying Policy</b> Entity must tell ASX of issue of securities - if issue is not a bonus issue or pro rata issue entity must give ASX an Appendix 3B - entity must tell ASX if any securities are restricted securities or subject to voluntary escrow - maintains informed market.</p> <p><b>Present Application</b> With respect to an issue of Notes not quoted on ASX entity must tell ASX but does not have to lodge Appendix 3B - entity must notify ASX of an issue of Notes quoted on ASX and lodge Appendix 3B - maintains informed market.</p>

<b>Rule Number</b>	3.10.5
<b>Date</b>	6/12/2007
<b>ASX Code</b>	SMV
<b>Listed Company</b>	SMART SERIES 2007-2 TRUST
<b>Waiver Number</b>	WLC070461-002
<b>Decision</b>	ASX grants the Issuer a waiver from listing rule 3.10.5 to the extent necessary to permit the Issuer, in respect of an issue of Notes that are not to be quoted on ASX, to tell ASX but need not lodge an Appendix 3B.
<b>Basis For Decision</b>	<p><b>Underlying Policy</b> Entity must tell ASX of issue of securities - if issue is not a bonus issue or pro rata issue entity must give ASX an Appendix 3B - entity must tell ASX if any securities are restricted securities or subject to voluntary escrow - maintains informed market.</p> <p><b>Present Application</b> With respect to an issue of Notes not quoted on ASX entity must tell ASX but does not have to lodge Appendix 3B - entity must notify ASX of an issue of Notes quoted on ASX and lodge Appendix 3B - maintains informed market.</p>

<b>Rule Number</b>	3.20
<b>Date</b>	7/12/2007
<b>ASX Code</b>	GNS
<b>Listed Company</b>	GUNNS LIMITED
<b>Waiver Number</b>	WLC070445-001
<b>Decision</b>	<p>Based solely on the information provided, ASX Limited ("ASX"), grants Gunns Limited (the "Company") waivers from the following listing rules in relation to the Company's proposed accelerated renounceable entitlements offer (the "Entitlement Offer") and placement of shares to institutional investors ("Institutional Placement") to raise between \$700 million and \$1.4 billion.</p> <p>1. Listing rules 3.20 and 7.40 on the condition that there is a record date for the Entitlement Offer (the "Record Date"). The Record Date must be no fewer than 4 clear business days after the date the Gunns Entitlement Offer is announced.</p>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b> Entity must give ASX at least seven business days notice of record date and must comply with Appendix 3A timetable - maintains orderly market.</p> <p><b>Present Application</b> RAPIDS style offer - functionally equivalent to renounceable pro rata offer - waiver granted on condition the timetable is acceptable to ASX</p>

<b>Rule Number</b>	4.7B(a)
<b>Date</b>	5/12/2007
<b>ASX Code</b>	ELY
<b>Listed Company</b>	EARLY LEARNING SERVICES LIMITED
<b>Waiver Number</b>	WLC070436-001
<b>Decision</b>	The Company be granted a waiver from listing rule 4.7B (a) to the extent necessary that the Company not be required to provide quarterly cash flow reports for the eight quarters after the Company's admission to the official list, and listing rule 4.10.19 to the extent necessary that it not be required to include the information required by that rule in the Company's first two annual reports, on condition that the Company uses the funds raised under the Prospectus to acquire at least 24 of the 31 child care centres originally scheduled for settlement on 30 November 2007 that it has contracted to acquire, by no later than 1 month from the date that the Company is admitted to the official list or such later date as ASX may approve.
<b>Basis For Decision</b>	<p>Underlying Policy Entity to complete quarterly cash flow report where admitted under assets test - provides quarterly cash flow information to the market - provides financial liquidity information of entity to the market - maintains integrity of ASX market</p> <p>Present Application Most of the entity's cash will be expended within a week of listing - waiver granted on condition that this occurs with one month of listing.</p>

<b>Rule Number</b>	4.10.9
<b>Date</b>	12/12/2007
<b>ASX Code</b>	CXC
<b>Listed Company</b>	COEUR D'ALENE MINES CORPORATION.
<b>Waiver Number</b>	WLC070435-005
<b>Decision</b>	The Company be granted a waiver from listing rule 4.10.9 to the extent necessary that the Company not be required to include in its annual report the names of the 20 largest holders of its quoted securities, the number of equity securities each holds, and the percentage of capital each holds.
<b>Basis For Decision</b>	<p><b>Underlying Policy</b> Annual report must contain details of 20 largest holdings of each class of quoted securities - information useful to investors.</p> <p><b>Present Application</b> Entity incorporated in US and listed on NYSE and TSX - US practice is for large broker based nominee and depository companies to hold stock in their own name - disclosure of these names is not meaningful to investors.</p>

<b>Rule Number</b>	5.1
<b>Date</b>	12/12/2007
<b>ASX Code</b>	CXC
<b>Listed Company</b>	COEUR D'ALENE MINES CORPORATION.
<b>Waiver Number</b>	WLC070435-006
<b>Decision</b>	<p>The Company be granted a waiver from listing rule 5.1 to the extent necessary to permit the Company to do the following.</p> <ol style="list-style-type: none"> <li>1. Give its quarterly mining activities report to ASX for the first, second and third quarters within 45 days of the end of the quarter or when the Company gives the report to ASX to Toronto Stock Exchange ("TSX") and the New York Stock Exchange ("NYSE"), whichever is the sooner.</li> <li>2. Include its quarterly mining activities report to ASX for the fourth quarter in its preliminary final report and give the report to ASX within the reporting deadline that applies to the preliminary final report for that year end or when the Company gives the report to TSX or NYSE, whichever is the sooner.</li> </ol>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b>  Quarterly report - enhances continuous disclosure regime by requiring disclosure of mining production and exploration activities - quarterly report must be provided within one month of the end of the quarter.</p> <p><b>Present Application</b>  First three quarters  Entity incorporated in US and listed on NYSE and TSX - entity provides fuller quarterly reporting to NYSE and TSX - waiver permits entity to lodge one quarterly report with all exchanges on which it is listed - waiver permits the entity a maximum of 45 days to lodge quarterly report with ASX.</p>

<b>Rule Number</b>	6.3
<b>Date</b>	12/12/2007
<b>ASX Code</b>	CXC
<b>Listed Company</b>	COEUR D'ALENE MINES CORPORATION.
<b>Waiver Number</b>	WLC070435-007
<b>Decision</b>	<p>The Company be granted a waiver from listing rule 6.3 to permit Preferred Stock issued by the Company under the Rights Agreement to have the following voting rights:</p> <ol style="list-style-type: none"> <li>1. each share entitles the holder to hold 100 votes on all matters submitted to a vote of shareholders of the Company;</li> <li>2. except as provided in the Company's articles of incorporation and as otherwise provided by law, holders of Preferred Stock have no special voting rights and their consent is not required (except to the extent that they are entitled to vote with holders of common stock) for taking any corporate action; and</li> <li>3. except as provided in the Rights Agreement and the Company's articles of incorporation and by laws, holders of Preferred Stock, common stock and other capital stock of the Company which have general voting rights must vote together as one class on all matters submitted by a vote of stockholders of the Company.</li> </ol>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b>  Preference shares have limited voting rights - preference shares take on the characteristics of a financing instrument rather than an equity instrument - supports principle that holders of ordinary securities exercise control over entity.</p> <p><b>Present Application</b>  Entity's option right gives distribution of preference shares with additional voting rights than permitted under the listing rules - preference shares issued under a rights agreement in the event that a person or group obtains 20% or more of common stock or 30% or more common stock in the event of a merger - rights agreement designed to operate as poison pill - preference shares issued in limited circumstances - waiver granted for issue of preference shares under rights agreement only.</p>

<b>Rule Number</b>	6.16
<b>Date</b>	12/12/2007
<b>ASX Code</b>	CXC
<b>Listed Company</b>	COEUR D'ALENE MINES CORPORATION.
<b>Waiver Number</b>	WLC070435-008
<b>Decision</b>	<p>The Company be granted a waiver from listing rules 6.16, 6.19, 6.21, 6.22 and 6.23.4 to the extent necessary to permit the Company to do the following:</p> <p>1. have and implement terms of the following existing incentive plans that do not comply with listing rules 6.16, 6.19, 6.21, 6.22 and 6.23.4:</p> <p>1.1 2003 Long Term Incentive Plan;  1.2 2005 Non-Employee Directors' Equity Incentive Plan;  1.3 1993 Long Term Performance Share Plan;  1.4 Profit Sharing Retirement Plan;  1.5 1993 Long Term Incentive Plan;  1.6 1989 Long Term Incentive Plan (as amended in 2001); and  1.7 1995 Non-Employee Directors Stock Option Plan ("the Plans"); and</p> <p>2. issue options and have options on issue under the Plans that do not specifically comply with listing rules 6.16, 6.19, 6.21, 6.22 and 6.23.4;</p> <p>on condition that the Company release the Plans to the market as pre-quotations disclosure and undertakes to obtain ASX approval for the implementation of any future employee or director option plans.</p>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b>  Option terms must permit the rights of option holder to be changed to comply with listing rules applying to a reorganisation of capital - enhances compliance with the substantive rules eg listing rule 7.22.</p> <p><b>Present Application</b>  Entity incorporated in US and listed on NYSE and TSX - intends to merge with ASX listed entity - consideration offered to ASX listed entity shareholders under scheme is issue of securities in US entity - existing employee incentive schemes drafted in compliance with requirements of NYSE - companion waiver to waivers from substantive rules.</p>



<b>Rule Number</b>	6.18
<b>Date</b>	12/12/2007
<b>ASX Code</b>	BFG
<b>Listed Company</b>	BELL FINANCIAL GROUP LIMITED
<b>Waiver Number</b>	WLC070427-001
<b>Decision</b>	<p>The Company be granted a waiver from listing rule 6.18 to the extent necessary to permit UBS AG Australian Branch ("UBS") to maintain, by way of a right to participate in any issue of shares to the extent necessary to maintain its percentage interest in the issued capital of the Company (the "Top Up-Right"), a 19.9% shareholding in the Company from the date of listing until it lapses subject to the following conditions.</p> <ol style="list-style-type: none"> <li>1. The Top Up Right lapses if UBS's holding in the Company falls below 10%.</li> <li>2. The Top Up Right lapses if the Strategic Alliance Agreement between UBS and the Company terminates, provided that if UBS terminates the agreement for cause, the Top up Right lapses within the following time frames. <ol style="list-style-type: none"> <li>2.1 If such termination for cause occurs during the period of three years following listing (the "Initial Period"), at the end of that 3 year period; and</li> <li>2.2 If such termination for cause occurs during any period after the Initial Period, at the expiration of twelve months following such termination.</li> </ol> </li> <li>3. The Top Up Right may only be transferred to an entity in the wholly owned group of UBS.</li> <li>4. Any securities issued under the Top-Up Right are offered to UBS on terms that are no more favourable than the terms offered to third parties.</li> <li>5. The Company discloses a summary of the Top Up Right and the Strategic Alliance Agreement with UBS to persons who may subscribe for securities under the Company's initial public offering prospectus, and undertakes to include in each annual report a summary of the Top Up Rights and the Strategic Alliance Agreement with UBS. The undertaking must be in the form of a deed.</li> </ol>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b>  Prohibition against an option over a percentage of an entity's capital - applies to any agreement that will enable an investor to achieve or maintain a fixed percentage of the capital of an entity - goes to acceptable capital structure - supports other listing rules, principally listing rule 7.1.</p> <p><b>Present Application</b>  Strategic relationship between the entity and major shareholder in relation to ongoing services and agreements between the parties - top-up right is to enable strategic investor to maintain holding - waiver granted to permit top-up right while strategic relationship continues - top-up right cannot be transferred outside corporate group of the strategic investor - top up right ends if the strategic relationship with the major shareholder ceases or its interest in the Company falls below 10%.</p>

<b>Rule Number</b>	6.18
<b>Date</b>	7/12/2007
<b>ASX Code</b>	TNL
<b>Listed Company</b>	TOLHURST GROUP LIMITED
<b>Waiver Number</b>	WLC070450-001
<b>Decision</b>	<p>Based solely on the information provided, ASX Limited ("ASX") grants Tolhurst Group Limited (the """) a waiver from listing rule 6.18 to the extent necessary to permit Macquarie Investment Holdings Limited, a subsidiary of Macquarie Bank Limited, and its related bodies corporate ("Macquarie") to maintain, by way of a right to participate in any issue of shares or to subscribe for shares, its percentage interest in the issued capital of the Company (the "Top Up-Right") in respect of diluting events which occur or are announced in the period of 2 years following completion of the subscription agreement entered into between the Company and Macquarie subject to the following conditions.</p> <ol style="list-style-type: none"> <li>1. The Top Up Right lapses if Macquarie's holding in the Company falls below 5%.</li> <li>2. The Top Up Right lapses if the strategic relationship between Macquarie and the Company ceases or changes in such a way that it effectively ceases.</li> <li>3. The Top Up Right may only be transferred to an entity in the wholly owned group of Macquarie.</li> <li>4. Any securities issued under the Top-Up Right are offered to Macquarie for a cash consideration that is no more favourable than the cash consideration offered to third parties, in the case of issues to third parties for cash consideration.</li> <li>5. Any securities issued under the Top-Up Right are offered to Macquarie for a cash consideration that is the same consideration under the previously announced obligations to issue scrip in consideration for the acquisition of Community &amp; Corporate Financial Services Pty Ltd ("ComCorp") and InterFinancial Holdings Pty Limited ("InterFinancial"), being in each case 50 cents per share, in the case of issues to third parties in connection with the ComCorp and InterFinancial transactions.</li> <li>6. Any securities issued under the Top-Up Right , other than those referred to in paragraph 1.5, are offered to Macquarie for a consideration that is 100% of the VWAP at which the Company's shares were traded on ASX in the 30 trading days immediately prior to the announcement of the proposed diluting event subject to any adjustments for dividend and other entitlements, in the case of issues to third parties for non cash consideration.</li> <li>7. The Company discloses a summary of the Top Up Right to persons who may subscribe for securities under a prospectus, and undertakes to include in each annual report a summary of the Top Up Right . The undertaking must be in the form of a deed.</li> </ol>
<b>Basis For Decision</b>	<p>Underlying Policy  Prohibition against an option over a percentage of an entity's capital - applies to any agreement that will enable an investor to achieve or maintain a fixed percentage of the capital of an entity - goes to acceptable capital structure - supports other listing rules, principally listing rule 7.1.</p>

## Register of ASX Listing Rule Waivers

Present Application

Strategic relationship between the entity and major shareholder in relation to ongoing services and agreements between the parties - top-up right is to enable strategic investor to maintain holding - waiver granted to permit top-up right while strategic relationship continues - top-up right cannot be transferred outside corporate group of the strategic investor - top up right ends if the strategic relationship with the major shareholder ceases or its interest in the Company falls below 5%.

<b>Rule Number</b>	6.19
<b>Date</b>	12/12/2007
<b>ASX Code</b>	CXC
<b>Listed Company</b>	COEUR D'ALENE MINES CORPORATION.
<b>Waiver Number</b>	WLC070435-009
<b>Decision</b>	<p>The Company be granted a waiver from listing rules 6.16, 6.19, 6.21, 6.22 and 6.23.4 to the extent necessary to permit the Company to do the following:</p> <p>1. have and implement terms of the following existing incentive plans that do not comply with listing rules 6.16, 6.19, 6.21, 6.22 and 6.23.4:</p> <p>1.1 2003 Long Term Incentive Plan;  1.2 2005 Non-Employee Directors' Equity Incentive Plan;  1.3 1993 Long Term Performance Share Plan;  1.4 Profit Sharing Retirement Plan;  1.5 1993 Long Term Incentive Plan;  1.6 1989 Long Term Incentive Plan (as amended in 2001); and  1.7 1995 Non-Employee Directors Stock Option Plan ("the Plans") ; and</p> <p>2. issue options and have options on issue under the Plans that do not specifically comply with listing rules 6.16, 6.19, 6.21, 6.22 and 6.23.4;</p> <p>on condition that the Company release the Plans to the market as pre-quotations disclosure and undertakes to obtain ASX approval for the implementation of any future employee or director option plans.</p>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b>  Option terms must set out the holder's rights to participate in a new issue without exercising the option or state that there are no such rights - informs both holders of issued securities and holders of option of the potential participation of option holders in new issues.</p> <p><b>Present Application</b>  Entity incorporated in US and listed on NYSE and TSX - intends to merge with ASX listed entity - consideration offered to ASX listed entity shareholders under scheme is issue of securities in US entity - existing employee incentive schemes drafted in compliance with requirements of NYSE - waiver limited to options issued under the existing employee incentive schemes.</p>

<b>Rule Number</b>	6.21
<b>Date</b>	12/12/2007
<b>ASX Code</b>	CXC
<b>Listed Company</b>	COEUR D'ALENE MINES CORPORATION.
<b>Waiver Number</b>	WLC070435-010
<b>Decision</b>	<p>The Company be granted a waiver from listing rules 6.16, 6.19, 6.21, 6.22 and 6.23.4 to the extent necessary to permit the Company to do the following:</p> <p>1. have and implement terms of the following existing incentive plans that do not comply with listing rules 6.16, 6.19, 6.21, 6.22 and 6.23.4:</p> <p>1.1 2003 Long Term Incentive Plan;  1.2 2005 Non-Employee Directors' Equity Incentive Plan;  1.3 1993 Long Term Performance Share Plan;  1.4 Profit Sharing Retirement Plan;  1.5 1993 Long Term Incentive Plan;  1.6 1989 Long Term Incentive Plan (as amended in 2001); and  1.7 1995 Non-Employee Directors Stock Option Plan ("the Plans"); and</p> <p>2. issue options and have options on issue under the Plans that do not specifically comply with listing rules 6.16, 6.19, 6.21, 6.22 and 6.23.4;</p> <p>on condition that the Company release the Plans to the market as pre-quotations disclosure and undertakes to obtain ASX approval for the implementation of any future employee or director option plans.</p>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b>  Option must not confer right to change in exercise price or a change in the number of securities issued on exercise if it also permits a right to participate in new issues without exercising the option - maintains balance between rights of holders of issued securities and holders of options.</p> <p><b>Present Application</b>  Entity incorporated in US and listed on NYSE and TSX - intends to merge with ASX listed entity - consideration offered to ASX listed entity shareholders under scheme is issue of securities in US entity - existing employee incentive schemes drafted in compliance with requirements of NYSE - waiver limited to options issued under the existing employee incentive schemes.</p>

<b>Rule Number</b>	6.22
<b>Date</b>	12/12/2007
<b>ASX Code</b>	CXC
<b>Listed Company</b>	COEUR D'ALENE MINES CORPORATION.
<b>Waiver Number</b>	WLC070435-011
<b>Decision</b>	<p>The Company be granted a waiver from listing rules 6.16, 6.19, 6.21, 6.22 and 6.23.4 to the extent necessary to permit the Company to do the following:</p> <p>1. have and implement terms of the following existing incentive plans that do not comply with listing rules 6.16, 6.19, 6.21, 6.22 and 6.23.4:</p> <p>1.1 2003 Long Term Incentive Plan;</p> <p>1.2 2005 Non-Employee Directors' Equity Incentive Plan;</p> <p>1.3 1993 Long Term Performance Share Plan;</p> <p>1.4 Profit Sharing Retirement Plan;</p> <p>1.5 1993 Long Term Incentive Plan;</p> <p>1.6 1989 Long Term Incentive Plan (as amended in 2001); and</p> <p>1.7 1995 Non-Employee Directors Stock Option Plan ("the Plans") ; and</p> <p>2. issue options and have options on issue under the Plans that do not specifically comply with listing rules 6.16, 6.19, 6.21, 6.22 and 6.23.4;</p> <p>on condition that the Company release the Plans to the market as pre-quotations disclosure and undertakes to obtain ASX approval for the implementation of any future employee or director option plans.</p>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b> Option which confers right to change in exercise price or a change in the number of securities issued on exercise must do so in accordance with formula in the listing rule - maintains balance between rights of holders of issued securities and holders of options.</p> <p><b>Present Application</b> Entity incorporated in US and listed on NYSE and TSX - intends to merge with ASX listed entity - consideration offered to ASX listed entity shareholders under scheme is issue of securities in US entity - existing employee incentive schemes drafted in compliance with requirements of NYSE - waiver limited to options issued under the existing employee incentive schemes.</p>

<b>Rule Number</b>	6.23.4
<b>Date</b>	12/12/2007
<b>ASX Code</b>	CXC
<b>Listed Company</b>	COEUR D'ALENE MINES CORPORATION.
<b>Waiver Number</b>	WLC070435-012
<b>Decision</b>	<p>The Company be granted a waiver from listing rules 6.16, 6.19, 6.21, 6.22 and 6.23.4 to the extent necessary to permit the Company to do the following:</p> <p>1. have and implement terms of the following existing incentive plans that do not comply with listing rules 6.16, 6.19, 6.21, 6.22 and 6.23.4:</p> <p>1.1 2003 Long Term Incentive Plan;  1.2 2005 Non-Employee Directors' Equity Incentive Plan;  1.3 1993 Long Term Performance Share Plan;  1.4 Profit Sharing Retirement Plan;  1.5 1993 Long Term Incentive Plan;  1.6 1989 Long Term Incentive Plan (as amended in 2001); and  1.7 1995 Non-Employee Directors Stock Option Plan ("the Plans") ; and</p> <p>2. issue options and have options on issue under the Plans that do not specifically comply with listing rules 6.16, 6.19, 6.21, 6.22 and 6.23.4;</p> <p>on condition that the Company release the Plans to the market as pre-quotations disclosure and undertakes to obtain ASX approval for the implementation of any future employee or director option plans.</p>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b>  Sets out rules for when option terms can be changed - some terms can be changed with approval of holders of issued ordinary securities - maintains balance between rights of holders of issued ordinary securities and holders of options.</p> <p><b>Present Application</b>  Entity incorporated in US and listed on NYSE and TSX - intends to merge with ASX listed entity - consideration offered to ASX listed entity shareholders under scheme is issue of securities in US entity - existing employee incentive schemes drafted in compliance with requirements of NYSE - waiver limited to permitting changes to the terms of options issued under the existing employee incentive schemes, which may be made under ASX listing rules with the approval of holders of issued ordinary securities, to be made without approval.</p>

<b>Rule Number</b>	6.23.4
<b>Date</b>	5/12/2007
<b>ASX Code</b>	JBM
<b>Listed Company</b>	JUBILEE MINES NL
<b>Waiver Number</b>	WLC070446-001
<b>Decision</b>	<p>Based solely on the information provided, ASX Limited ("ASX") grants Jubilee Mines NL (the "Company") a waiver from listing rule 6.23.4 to the extent necessary to permit the Company to amend the terms and conditions of all the options which are on their terms incapable of transfer, to permit their assignment to Ithaki (a wholly owned subsidiary of Xstrata) on the following conditions.</p> <ol style="list-style-type: none"> <li>1. The off-market takeover bid by Ithaki for the Company's shares has been declared unconditional.</li> <li>2. Ithaki has acquired voting power in the Company of more than 50%.</li> </ol>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b> Sets out rules for when option terms can be changed - some terms can be changed with the approval of holders of issued ordinary securities - maintains balance between rights of holders of ordinary securities and holders of options.</p> <p><b>Present Application</b> Entity subject to takeover bid - unquoted options granted by target entity have term that they are not to be transferred - shareholders not disadvantaged by option holders transferring existing options, as consideration is to be provided by bidder - requirement to receive security holder approval for transfer of options for consideration is superfluous - waiver granted on condition that bidder declares the offer unconditional and obtains greater than 50% voting power.</p>



<b>Rule Number</b>	6.24 Appendix 6A clause 1
<b>Date</b>	5/12/2007
<b>ASX Code</b>	MIF
<b>Listed Company</b>	MACARTHURCOOK INDUSTRIAL PROPERTY FUND
<b>Waiver Number</b>	WLC070429-001
<b>Decision</b>	The Fund be granted a waiver from listing rule 6.24 and clause 1 of appendix 6A to the extent necessary to permit the rate and amount of distributions to be made by the Fund not to be advised to ASX when announcing a distribution and record date, on condition that an estimated distribution rate is advised to ASX at the time of the announcement and the actual rate is advised to ASX as soon as it becomes known.
<b>Basis For Decision</b>	<p>Underlying Policy Entity must announce dividend or distribution rate before record date - maintains informed market.</p> <p>Present Application Trust must distribute all income for tax reasons - amount can only be estimated before record date - waiver granted to permit estimated distribution rate to be announced on condition that actual rate is announced as soon as it is known.</p>

<b>Rule Number</b>	7.1
<b>Date</b>	12/12/2007
<b>ASX Code</b>	CXC
<b>Listed Company</b>	COEUR D'ALENE MINES CORPORATION.
<b>Waiver Number</b>	WLC070435-013
<b>Decision</b>	The Company be granted a waiver from listing rule 7.1 to the extent necessary to permit the Company to issue securities without shareholder approval, on condition that the Company remains subject to, and complies with, the requirements of the NYSE with respect to issues of new securities.
<b>Basis For Decision</b>	<p><b>Underlying Policy</b>  Dilution of holdings - approval of existing security holders required where further issues of securities will significantly dilute their holdings - practical operation is to provide greater protection to smaller holders against dilution - limit on securities that may be issued without security holder approval fixed at 15% of the ordinary securities on issue 12 months earlier.</p> <p><b>Present Application</b>  Entity incorporated in US and listed on NYSE and TSX - intends to merge by way of scheme of arrangement with ASX listed entity - constraints placed by rules of NYSE on issues of securities -post-merger, smaller number of Australian CDI holders majority of entities register in US - most investors familiar with the NYSE rules - waiver granted to permit issues without shareholder approval in compliance with NYSE listing rules.</p>

<b>Rule Number</b>	7.1
<b>Date</b>	7/12/2007
<b>ASX Code</b>	GNS
<b>Listed Company</b>	GUNNS LIMITED
<b>Waiver Number</b>	WLC070445-003
<b>Decision</b>	<p>Based solely on the information provided, ASX Limited ("ASX"), grants Gunns Limited (the "Company") waivers from the following listing rules in relation to the Company's proposed accelerated renounceable entitlements offer (the "Entitlement Offer") and placement of shares to institutional investors ("Institutional Placement") to raise between \$700 million and \$1.4 billion.</p> <p>1. Listing rules 7.1 and 10.11 to the extent necessary to permit the Company to conduct the Entitlement Offer without shareholder approval, on condition that the Entitlement Offer complies with the following:</p> <p>(a) On or before the Record Date, security holders who are believed by the Company or the Underwriter to the Entitlement Offer to be exempt investors in accordance with Chapter 6D of the Corporations Act 2001 ("Exempt Investors") may be invited by the Company to subscribe for a number of securities equal to their pro rata allocation of the Entitlement Offer ("Institutional Entitlement Offer"), unless listing rule 7.7.1 would permit the holder not to be included in the pro rata offer.</p> <p>(b) Entitlements not taken up by Exempt Investors under the Institutional Entitlement Offer, and if the Underwriter determines, entitlements that would have been offered to investors excluded under listing rule 7.7.1 (the "Foreign Excluded Investors") are offered to Exempt Investors through a bookbuild process conducted and completed on or before the Record Date ("Institutional Bookbuild").</p> <p>(c) Exempt Investors and Foreign Excluded Investors who sell down their holdings before the Record Date have their pro rata allocations reduced accordingly.</p> <p>(d) All security holders, other than security holders who are offered shares in the Institutional Entitlement Offer and Foreign Excluded Investors, are offered a number of securities equal to their pro rata allocations of the Entitlement Offer ("Retail Entitlement Offer"), unless listing rule 7.7.1 would permit the holder not to be included in the pro rata offer ("Retail Foreign Excluded Investors").</p> <p>(e) Entitlements not taken up in the Retail Entitlement Offer and if the Underwriter determines, entitlements which would have been offered to Retail Foreign Excluded Investors, are offered to Exempt Investors through a bookbuild process immediately following the close of the Retail Entitlement Offer.</p> <p>(f) Securities are offered under the Institutional Entitlement Offer and Retail Entitlement Offer at the same price.</p> <p>(g) Related parties do not participate beyond their pro rata entitlement unless they do so pursuant to bona fide underwriting arrangements and the terms of the underwriting are included in the offer documents to be sent to all security holders.</p> <p>2. In respect of the Institutional Placement, listing rule 7.1 to the extent necessary to permit the Company to calculate the number of securities that may be issued without prior shareholder approval on the basis that variable "A" of the formula in listing rule 7.1 is deemed to include the number of securities that may be issued</p>

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	<p>under the Entitlement Offer, subject to the following conditions.</p> <p>2.1 The number of securities to be issued under the Institutional Placement is no greater than 30% of the Company's currently issued capital.</p> <p>2.2 In the event that the Gunns Entitlement Offer does not proceed, the Company's 15% placement capacity under listing rule 7.1 will be diminished by that number of Institutional Placement Securities that exceeded the Company's 15% placement capacity under listing rule 7.1 at the time of the issue of the Institutional Placement securities (calculated on a basis excluding the securities offered under the Entitlement Offer).</p>
<p><b>Basis For Decision</b></p>	<p><b>Underlying Policy</b>  Dilution of holdings - approval of existing security holders required where further issues of securities will significantly dilute their holdings - practical operation is to provide greater protection to smaller holders against dilution - limit on securities that may be issued without security holder approval fixed at 15% of the securities on issue 12 months earlier.</p> <p><b>Present Application</b>  <b>Entitlement Offer</b>  RAPIDS style offer - functionally equivalent to renounceable pro rata offer - first round offer to institutions - second round offer to other security holders - all offers at the same price and ratio - sale of entitlements not taken up completed by bookbuild with any premium distributed to non-participating security holders - related parties do not participate beyond pro rata allocations except under disclosed underwriting commitments.</p> <p><b>Institutional Placement</b>  Entity proposing to make a placement under listing rule 7.1 based on calculation of capacity that includes securities yet to be issued under a fully underwritten RAPIDS style Offer - pro rata RAPIDS style Offer will follow placement closely in time - RAPIDS style offer will proceed as a matter of commercial certainty - effectively a timing waiver that permits entity to draw on the future issuing capacity under listing rule 7.1 that will be created by the RAPIDS style Offer - offer before the RAPIDS style Offer has actually been completed - condition subsequent that if the "Jumbo"/RAPIDS style Offer does not proceed, the entity's 15% placement capacity will be diminished by the amount of the excess.</p>

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<b>Rule Number</b>	7.1
<b>Date</b>	10/12/2007
<b>ASX Code</b>	ISK
<b>Listed Company</b>	ISLAND SKY AUSTRALIA LIMITED
<b>Waiver Number</b>	WLC070437-002
<b>Decision</b>	<p>ASX grants the Company a waiver from listing rule 7.1 to the extent necessary to permit the issue of up to 36,000,000 Performance Shares to the Unrelated Founders upon satisfaction of performance hurdles, on the following conditions.</p> <ol style="list-style-type: none"> <li>1. The Performance Shares are issued to the Unrelated Founders by no later than 38 months after the date of admission of the Company to the official list.</li> <li>2. Details of the Performance Shares issued, or yet to be issued to the unrelated founders is disclosed in each annual report of the Company.</li> </ol>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b>  Dilution of holdings - approval of existing security holders required where further issues of securities will significantly dilute their holdings - practical operation is to provide greater protection to smaller holders against dilution - limit on securities that may be issued without security holder approval fixed at 15% of the ordinary securities on issue 12 months earlier.</p> <p><b>Present Application</b>  Adequate disclosure of proposed issue of performance shares in prospectus - waiver granted to permit the proposed issue of performance shares subject to performance hurdles by no later than 38 months from the date of admission - performance hurdles appropriate to asset vended in - annual disclosure of existence of potential issue of performance.</p>

<b>Rule Number</b>	7.1
<b>Date</b>	5/12/2007
<b>ASX Code</b>	MIF
<b>Listed Company</b>	MACARTHURCOOK INDUSTRIAL PROPERTY FUND
<b>Waiver Number</b>	WLC070429-003
<b>Decision</b>	<p>The Fund be granted a waiver from listing rules 7.1 and 10.11 to the extent necessary to permit the Fund to issue Stapled Securities (or Units following the Unstapling Date) to MacarthurCook Fund Management Limited (the RE") in lieu of management or performance fees, without obtaining security holder approval, subject to the following conditions:</p> <ol style="list-style-type: none"> <li>1. Full disclosure is made to any person who may subscribe for Stapled Securities (or Units following the Unstapling Date) under a disclosure document of the provisions in the Group's constituent documents which allow for the periodic issue of Stapled Securities (or Units following the Unstapling Date) in lieu of management or performance fees to the RE, including the formula by which the number of Stapled Securities (or Units) to be issued will be calculated (the "Provisions").</li> <li>2. The Stapled Securities (or Units following the Unstapling Date) are issued in accordance with the Provisions.</li> <li>3. A completed Appendix 3B announcement is lodged for release to the market for each issue of Stapled Securities (or Units following the Unstapling Date) pursuant to the management or performance fees.</li> <li>4. Details of the Stapled Securities (or Units following the Unstapling Date) issued pursuant to the management or performance fees are disclosed in the Group's annual report each year in which Stapled Securities (or Units following the Unstapling Date) are issued.</li> <li>5. Security holder approval is obtained every third year for the issue of Stapled Securities (or Units following the Unstapling Date) to the RE in lieu of management or performance fees.</li> </ol>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b> Dilution of holdings - approval of existing security holders required where further issues of securities will significantly dilute their holdings - limit on securities that may be issued without security holder approval fixed at 15% of securities on issue 12 months earlier.</p> <p><b>Present Application</b> Fees payable to responsible entity in the form of securities - disclosed in offering document - subscription under offering document equivalent to approval of issues - waiver granted on condition that security holders approve arrangements every three years - annual report disclosure of securities issued under fee provisions - fee provisions disclosed to any person who may subscribe for securities under an offering document in the future.</p>

<b>Rule Number</b>	7.1
<b>Date</b>	7/12/2007
<b>ASX Code</b>	SPN
<b>Listed Company</b>	SP AUSNET
<b>Waiver Number</b>	WLC070449-002
<b>Decision</b>	<p>Based solely on the information provided, ASX Limited ("ASX"), grants waivers to SP AusNet (the "Group") from the following listing rules in relation to the Group's proposed non-renounceable accelerated pro-rata issue priced via bookbuild (the "Entitlement Offer") and any concurrent placement to institutional, sophisticated or other wholesale investors ("Institutional Placement") in connection with the proposed acquisition by the Group of assets which were formerly part of the Alinta Group from Singapore Power International Pte Limited (the "Transaction"):</p> <p>1. Listing rules 7.1 and 10.11 to the extent necessary to permit the Group to conduct the Entitlement Offer without security holder approval, on condition that the Entitlement Offer complies with the following:</p> <p>1.1 On or before the Record Date, security holders who are believed by the Group or the Underwriter to be exempt investors in accordance with Chapter 6D of the Corporations Act 2001 (Cth) ("Act") or to persons to whom offers made be made with disclosure under Part 7.9 of the Act ("Eligible Institutional Investors") may be invited by the Group to subscribe for a number of stapled securities equal to their pro rata allocation of the Entitlement Offer (the "Institutional Entitlement Offer"), unless listing rule 7.7.1 would permit the holder not to be included in the pro rata offer ("Foreign Exempt Institutional Investors").</p> <p>1.2 Entitlements not taken up by Eligible Institutional Investors in the Institutional Entitlement Offer and, if the determines, entitlements which would have been offered to Foreign Exempt Institutional Investors, may be offered to Eligible Institutional Investors and other institutional, sophisticated or other wholesale investors through a bookbuild process conducted and completed on or before the Record Date ("Institutional Bookbuild").</p> <p>1.3 Eligible Institutional Investors and Foreign Exempt Institutional Investors who sell down their holdings before the Record Date have their pro rata allocations reduced accordingly.</p> <p>1.4 All security holders, other than security holders who are offered securities in the Institutional Entitlement Offer and Foreign Exempt Institutional Investors, are offered a number of stapled securities equal to their pro rata allocations of the Entitlement Offer (the "Retail Entitlement Offer"), unless listing rule 7.7.1 would permit the holder not to be included in the pro rata offer ("Foreign Exempt Retail Investors").</p> <p>1.5 Entitlements not taken up in the Retail Entitlement Offer and if the Group determines, entitlements which would have been offered to Foreign Exempt Retail Investors, are offered to both Eligible Institutional Investors and Eligible Retail Investors immediately following the close of the Retail Entitlement Offer where those investors have made an additional application for any shortfall securities under the Retail Entitlement Offer.</p> <p>1.6 Stapled Securities are offered under the Institutional Entitlement Offer and the Retail Entitlement Offer at the same price.</p> <p>1.7 Related parties do not participate beyond their pro rata</p>

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	entitlement unless they do so pursuant to bona fide underwriting arrangements and the terms of the underwriting are included in the offer documents to be sent to all security holders.
<b>Basis For Decision</b>	<p>Underlying Policy  Dilution of holdings - approval of existing security holders required where further issues of securities will significantly dilute their holdings - practical operation is to provide greater protection to smaller holders against dilution - limit on securities that may be issued without security holder approval fixed at 15% of the securities on issue 12 months earlier.</p> <p>Present Application  "Jumbo" style offer - functionally equivalent to non-renounceable pro rata offer - first round offer to institutional holders -- second round offer to retail holders - all offers at the same price-- related parties do not participate beyond pro rata allocations except under disclosed underwriting commitments.</p>

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<b>Rule Number</b>	7.3.2
<b>Date</b>	12/12/2007
<b>ASX Code</b>	FGE
<b>Listed Company</b>	FORGE GROUP LIMITED
<b>Waiver Number</b>	WLC070455-001
<b>Decision</b>	<p>Based solely on the information provided, ASX Limited ("ASX") grants Forge Group Limited ("Company") a waiver from listing rule 7.3.2 to the extent necessary to permit the Company's notice of meeting (the "Notice") seeking shareholder approval for the issue of fully paid ordinary shares in the Company to the shareholders of Alanthus Pty Ltd ("Alanthus") (the "Vendors") pursuant to an agreement for the acquisition by the Company of all the issued capital of Alanthus to state that a maximum of 3,000,000 shares (by way of an earn out based on the EBIT for Abesque Engineering &amp; Construction Pty Ltd ("Abesque") in the audited accounts for Abesque for the financial year ending 30 June 2008) ("Earn Out Shares") will be issued to the Vendors no later than 31 January 2009, on the following conditions.</p> <ol style="list-style-type: none"> <li>1. The Notice states that the Earn Out Shares will be issued no later than 31 January 2009;</li> <li>2. The Company releases the term of this waiver to the market no later than the time of release of the Notice.</li> <li>3. The Company undertakes to include details its obligation to issue the Earn Out Shares in each annual report for a period which the shares remain unissued, and details of the number of Earn Out Shares issued in the first annual report following their issue.</li> </ol>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b>  Notice of meeting requirement - approval of an issue of securities for listing rule 7.1 purposes - statement that securities will be issued within three months of meeting - securities must be issued before approval is stale - approval not vitiated by change in entity's circumstances - provides certainty to security holders.</p> <p><b>Present Application</b>  Issue of securities to vendors in consideration of acquisition of entity- deferred consideration only payable if acquiring entity satisfied with the performance of the vended asset - meeting to be held on 16 January 2008, at which terms of performance targets and share issue will be disclosed - waiver granted on condition that deferred consideration securities are issued by 31 January 2009 and annual report discloses details of securities that are yet to be or have been issued.</p>

<b>Rule Number</b>	7.11.3
<b>Date</b>	7/12/2007
<b>ASX Code</b>	SPN
<b>Listed Company</b>	SP AUSNET
<b>Waiver Number</b>	WLC070449-004
<b>Decision</b>	<p>Based solely on the information provided, ASX Limited ("ASX"), grants waivers to SP AusNet (the "Group") from the following listing rules in relation to the Group's proposed non-renounceable accelerated pro-rata issue priced via bookbuild (the "Entitlement Offer") and any concurrent placement to institutional, sophisticated or other wholesale investors ("Institutional Placement") in connection with the proposed acquisition by the Group of assets which were formerly part of the Alinta Group from Singapore Power International Pte Limited (the "Transaction"):</p> <p>1. Listing rule 7.11.3 to the extent necessary to allow the ratio of securities offered under the Entitlement Offer to be greater than one stapled security for each stapled security held on the Record Date on the following conditions.</p> <p>1.1 The notice of meeting or accompanying explanatory memorandum convening the shareholders' meeting contains information about the ratio of stapled securities being offered, and a voting exclusion statement that excludes the votes cast in relation to the resolution to approve the Transaction by any substantial security holder including Singapore Power International Pte Limited (the "Major Holder") and its associates, and any proposed Underwriter and sub-underwriter of stapled securities offered under the Entitlement Offer.</p> <p>1.2 The approvals for the Transaction are given at the EGM.</p>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b> Entity must not make a pro-rata offer at a ratio greater than 1:1 - exception where offer is approved by shareholders and the issue price is not more than the average price for securities in that class - enables smaller holders to either maintain their proportionate holding in entity without requiring excessive outlay of funds or being significantly diluted.</p> <p><b>Present Application</b> Proposed "Jumbo" style offer - functionally equivalent to non-renounceable pro rata offer - proposed offer may slightly exceed 1:1 - waiver granted subject to security holder approval of transaction for which capital raised under the offer is required - voting exclusion statement to exclude 51% security holder (and its associates), any other substantial security holders and any proposed underwriters and sub-underwriter.</p>

<b>Rule Number</b>	7.40
<b>Date</b>	7/12/2007
<b>ASX Code</b>	GNS
<b>Listed Company</b>	GUNNS LIMITED
<b>Waiver Number</b>	WLC070445-002
<b>Decision</b>	<p>Based solely on the information provided, ASX Limited ("ASX"), grants Gunns Limited (the "Company") waivers from the following listing rules in relation to the Company's proposed accelerated renounceable entitlements offer (the "Entitlement Offer") and placement of shares to institutional investors ("Institutional Placement") to raise between \$700 million and \$1.4 billion.</p> <p>1. Listing rules 3.20 and 7.40 on the condition that there is a record date for the Entitlement Offer (the "Record Date"). The Record Date must be no fewer than 4 clear business days after the date the Gunns Entitlement Offer is announced.</p>
<b>Basis For Decision</b>	<p>Underlying Policy Prescribes timetable for various corporate actions including pro rata issue (Appendix 7A, paragraph 3) - maintains orderly market.</p> <p>Present Application RAPIDS style offer - functionally equivalent to renounceable pro rata offer - waiver granted on condition the timetable is acceptable to ASX.</p>

<b>Rule Number</b>	7.40
<b>Date</b>	7/12/2007
<b>ASX Code</b>	SPN
<b>Listed Company</b>	SP AUSNET
<b>Waiver Number</b>	WLC070449-001
<b>Decision</b>	<p>Based solely on the information provided, ASX Limited ("ASX"), grants waivers to SP AusNet (the "Group") from the following listing rules in relation to the Group's proposed non-renounceable accelerated pro-rata issue priced via bookbuild (the "Entitlement Offer") and any concurrent placement to institutional, sophisticated or other wholesale investors ("Institutional Placement") in connection with the proposed acquisition by the Group of assets which were formerly part of the Alinta Group from Singapore Power International Pte Limited (the "Transaction"):</p> <p>1. Listing rule 7.40 on the condition that there is a record date for the Entitlement Offer (the "Record Date") which is at least six business days after the Entitlement Offer is announced.</p>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b>  Prescribes timetable for various corporate actions including pro rata issue (Appendix 7A, paragraph 3) - maintains orderly market.</p> <p><b>Present Application</b>  "Jumbo" style offer - functionally equivalent to non-renounceable pro rata offer - waiver granted on condition the timetable is acceptable to ASX.</p>

<b>Rule Number</b>	8.2
<b>Date</b>	11/12/2007
<b>ASX Code</b>	TRQ
<b>Listed Company</b>	SERIES 2007-1 TORRENS TRUST
<b>Waiver Number</b>	WLC070462-005
<b>Decision</b>	ASX grants the Issuer a waiver from listing rule 8.2 to the extent necessary that the Issuer need not provide an issuer sponsored subregister as long as the waiver to listing rule 2.1, condition 3 operates.
<b>Basis For Decision</b>	<p>Underlying Policy Entity to provide issuer sponsored subregister for securities except where listing rule 8.2.1 allows for certificated subregister - supports ASX market.</p> <p>Present Application Companion waiver to listing rule 2.1 condition 3.</p>



<b>Rule Number</b>	8.2
<b>Date</b>	6/12/2007
<b>ASX Code</b>	SMV
<b>Listed Company</b>	SMART SERIES 2007-2 TRUST
<b>Waiver Number</b>	WLC070461-004
<b>Decision</b>	ASX grants the Issuer a waiver from listing rule 8.2 to the extent necessary that the Issuer need not provide an issuer sponsored subregister as long as the waiver of listing rule 2.1 condition 3 operates.
<b>Basis For Decision</b>	<p>Underlying Policy Entity to provide issuer sponsored subregister for securities except where listing rule 8.2.1 allows for certificated subregister - supports ASX market.</p> <p>Present Application Companion waiver to listing rule 2.1 condition 3.</p>

<b>Rule Number</b>	8.10
<b>Date</b>	5/12/2007
<b>ASX Code</b>	MIF
<b>Listed Company</b>	MACARTHURCOOK INDUSTRIAL PROPERTY FUND
<b>Waiver Number</b>	WLC070429-002
<b>Decision</b>	<p>The Fund be granted a waiver from listing rule 8.10 to the extent necessary to permit the Fund to refuse to register a paper-based transfer in the case of:</p> <ol style="list-style-type: none"> <li>1. a Unit, not accompanied by an Option or</li> <li>2. an Option, not accompanied by a Unit</li> </ol> <p>until the Units and Options are unstapled.</p>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b> Entity must not interfere with transfer document relating to quoted securities -protects integrity of ASX market.</p> <p><b>Present Application</b> Stapled structure - one unit and one option must always trade together as a stapled security - waiver enhances the security of the staple.</p>

<b>Rule Number</b>	8.10
<b>Date</b>	11/12/2007
<b>ASX Code</b>	TRQ
<b>Listed Company</b>	SERIES 2007-1 TORRENS TRUST
<b>Waiver Number</b>	WLC070462-006
<b>Decision</b>	<p>ASX grants the Issuer a waiver from listing rule 8.10 to the extent necessary to allow the Issuer to refuse to register transfers of Notes:</p> <ol style="list-style-type: none"> <li>1. from the date which is 4 business days before each distribution date in relation to the Notes until that distribution date; or</li> <li>2. if in contravention of clause 5.13(b) of the Series Supplement; on condition that ASX is satisfied with the settlement arrangements that exist in relation to the Notes to be quoted on ASX.</li> </ol>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b> Entity must not interfere with transfer document relating to quoted securities - protects integrity of ASX market.</p> <p><b>Present Application</b> Entity required to close register of a series of Notes from the close of business 4 business days prior to each distribution date and maturity date - enables register to be up to date on distribution date and maturity date for that series of Notes - common arrangements for these types of securities.</p>



<b>Rule Number</b>	8.10
<b>Date</b>	6/12/2007
<b>ASX Code</b>	SMV
<b>Listed Company</b>	SMART SERIES 2007-2 TRUST
<b>Waiver Number</b>	WLC070461-005
<b>Decision</b>	<p>ASX grants the Issuer a waiver from listing rule 8.10 to the extent necessary to allow the Issuer to refuse to register transfers of Notes:</p> <ol style="list-style-type: none"> <li>1. from the date which is 2 business days before each distribution payment date in relation to the Notes until that interest payment date; and</li> <li>2. if in contravention of clause 4.16 of the Series Supplement or clause 10 of the Master Trust Deed,</li> <li>3. on condition that ASX is satisfied with the settlement arrangements that exist in relation to the Notes to be quoted on ASX.</li> </ol>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b> Entity must not interfere with transfer document relating to quoted securities -protects integrity of ASX market.</p> <p><b>Present Application</b> Entity required to close register of a series of Notes from the close of business 2 business days prior to each distribution date and maturity date - enables register to be up to date on distribution date and maturity date for that series of Notes - common arrangements for these types of securities.</p>

<b>Rule Number</b>	8.21
<b>Date</b>	11/12/2007
<b>ASX Code</b>	TRQ
<b>Listed Company</b>	SERIES 2007-1 TORRENS TRUST
<b>Waiver Number</b>	WLC070462-007
<b>Decision</b>	<p>ASX grants the Issuer a waiver from listing rule 8.21 to the extent that the Issuer need not do the following.</p> <ol style="list-style-type: none"> <li>1. In respect of transactions that are settled outside of CHES, mark transfer forms as required by Appendix 8A.</li> <li>2. In respect of transactions that are settled within the Clearstream, Euroclear and Austraclear system, send confirmation of a change of address to a security holder at the holder's old address.</li> </ol>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b> Entity must comply with Appendix 8A - time limits for CHES requirements - maintains orderly market - supports ASTC Settlement Rules - supports integrity of ASX market.</p> <p><b>Present Application</b> Transaction in entity's securities settled outside CHES - institutional nature of the likely holders - waiver granted to the extent that transactions are settled outside CHES.</p>

<b>Rule Number</b>	8.21
<b>Date</b>	6/12/2007
<b>ASX Code</b>	SMV
<b>Listed Company</b>	SMART SERIES 2007-2 TRUST
<b>Waiver Number</b>	WLC070461-006
<b>Decision</b>	<p>ASX grants the Issuer a waiver from listing rule 8.21 to the extent that the Issuer need not do the following.</p> <ol style="list-style-type: none"> <li>1. In respect of transactions that are settled outside of CHES, mark transfer forms as required by Appendix 8A.</li> <li>2. In respect of transactions that are settled within the Austraclear system, send confirmation of a change of address to a security holder at the holder's old address.</li> </ol>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b> Entity must comply with Appendix 8A - time limits for CHES requirements - maintains orderly market - supports ASTC Settlement Rules - supports integrity of ASX market.</p> <p><b>Present Application</b> Transaction in entity's securities settled outside CHES - institutional nature of the likely holders - waiver granted to the extent that transactions are settled outside CHES.</p>

<b>Rule Number</b>	9.1.3
<b>Date</b>	10/12/2007
<b>ASX Code</b>	ISK
<b>Listed Company</b>	ISLAND SKY AUSTRALIA LIMITED
<b>Waiver Number</b>	WLC070437-001
<b>Decision</b>	<p>ASX grants the Company a waiver from listing rule 9.1.3 to the extent necessary to apply the restrictions in either paragraphs 1 and 2 of Appendix 9B (as applicable) to the securities issued by the Company to the USA Stockholders of Island Sky Florida (being seed capitalists of Island Sky Florida) in accordance with the Florida Share Exchange Agreement, as follows.</p> <ol style="list-style-type: none"> <li>1. The shares issued to the USA Stockholders are treated as being held by seed capitalists of the Company.</li> <li>2. Cash formula relief is applicable to those shares that are held by persons who were seed capitalists of Island Sky Florida and will be calculated using an exchange rate of \$1USD:\$1.28AUD.</li> <li>3. The date on which shares were issued to the seed capitalists of Island Sky Florida is deemed to be the date on which the shares in the Company were issued to those parties.</li> </ol>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b>  Holder of restricted securities is not permitted to realise a benefit from restricted securities during escrow period - holder and controllers must enter into restriction agreement - security certificates must be held by bank trustee or securities must be subject to holding lock - protects integrity of the ASX market - ensures that promoters, vendors etc do not receive benefit until the value of the entities business and services provided or asset vended to entity has become apparent and is reflected in the market price of entities securities.</p> <p><b>Present Application</b>  "Look through structure" - share exchange transaction has facilitated direct transfer of assets from parent company to holding company - no assets or value have been retained by USA Stockholders except in their capacity as shareholders of the Company - USA Stockholders received equivalent holding in the Company - artificial to treat former USA Stockholders who provided seed capital differently for escrow purposes from seed capitalists of the Company - waiver granted to permit USA Stockholders to be treated as seed capitalists of the Company - cash formula relief applicable using exchange rate calculation - "backdate" the beginning of escrow period to the date shares were originally issued to seed capitalists in USA company.</p>

<b>Rule Number</b>	9.7
<b>Date</b>	5/12/2007
<b>ASX Code</b>	AUQ
<b>Listed Company</b>	ALARA URANIUM LIMITED
<b>Waiver Number</b>	WLC070443-001
<b>Decision</b>	<p>Based solely on the information provided, ASX Limited ("ASX") grants Alara Uranium Limited (the "Company") a waiver from listing rule 9.7 to the extent necessary to change the executed restriction agreement between it and Strike Resources Limited ("Strike") to permit the in specie distribution of 16,000,000 fully paid ordinary shares in the held by Strike to shareholders of Strike (the "In Specie Distribution") on the following conditions.</p> <ol style="list-style-type: none"> <li>1. Strike completes the In Specie Distribution within 2 months of Strike's Annual General Meeting held on 30 November 2007.</li> <li>2. Strike provides the market with at least one month's notice of the proposed despatch date with respect to the In Specie Distribution.</li> <li>3. The record date for the In Specie Distribution is 5 business days after the date of the waiver being granted.</li> <li>4. Any securities granted to related parties and promoters of the Company and Strike or their associates (the "Related Parties") are held in escrow from the effective date of the In Specie Distribution until the end of the restriction period already applying to those securities.</li> <li>5. The Company and the Related Parties enter into new restriction agreements in relation to the securities distributed to them.</li> <li>6. The restriction agreement between the Company and Strike remains in full force and effect in respect of securities retained by Strike.</li> <li>7. The Company makes an immediate announcement to the market advising: <ol style="list-style-type: none"> <li>7.1 the number of shares subject to the In Specie Distribution by Strike;</li> <li>7.2 the proposed dates that Strike intends to despatch the shares the subject of the In Specie Distribution; and</li> <li>7.3 a statement that the shares the subject of the In Specie Distribution received by shareholders of Strike (other than Related Parties and Promoters) will cease to be subject to restriction after the despatch.</li> </ol> </li> </ol>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b>  Holder of restricted securities is not permitted to realise a benefit from restricted securities during escrow period - holder and controllers must enter into restriction agreement - security certificates must be held by bank or trustee or securities must be subject to holding lock - protects integrity of ASX market - ensures that promoters, vendors, etc do not receive benefit until value of the entity's business, services provided, or asset vended to entity has become apparent and is reflected in market price of entity's securities.</p>

## Register of ASX Listing Rule Waivers

Present Application

Spin-off of assets of listed entity's business - shares in spin-off entity to be distributed in specie to shareholders of listed entity post listing - assets are classified assets but have been held in a listed entity and subject to continuous disclosure regime - listed entity security holders exchanging indirect interest in assets for direct interest - waiver to permit securities to be distributed to unassociated security holders not to be restricted - shares distributed to related parties and promoters to continue to be subject to escrow - parent entity to hold shares subject to in specie distribution for a period after float of spin-off entity - despatch of distributed shares to take place after listing of spin-off company - adequate notice to be given of the carrying out of the distribution.

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<b>Rule Number</b>	9.7
<b>Date</b>	14/12/2007
<b>ASX Code</b>	CLN
<b>Listed Company</b>	COLONIAL RESOURCES LIMITED
<b>Waiver Number</b>	WLC070453-001
<b>Decision</b>	<p>1. Based solely on the information provided, ASX Limited ("ASX") grants Colonial Resources Limited (the "Company") a waiver from listing rule 9.7 to the extent necessary to permit 200,000 fully paid ordinary shares (the "Restricted Securities") held by Golden Crest Pty Ltd ("Golden Crest") to be transferred to Golden Crest Pty Ltd &lt;The Styles Superannuation Fund&gt;.</p> <p>2. The Restricted Securities may be transferred as outlined above subject to the following conditions.</p> <p>2.1. A new restriction agreement is entered into for the balance of the escrow period of the Restricted Securities.</p> <p>2.2 A new restriction agreement is immediately re-lodged with the provider of the registry services to the Company.</p> <p>2.3 The provider of registry services to the Company provides its undertaking to impose a holding lock to the Restricted Securities the subject of the new restriction agreement and not to remove the holding lock without ASX's written consent.</p>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b> Prohibition on changing restriction agreements or releasing securities from custodian or holding lock - supports escrow regime.</p> <p><b>Present Application</b> No change in beneficial ownership - waiver granted to permit change of legal ownership on condition that new restriction agreements are entered into - securities remain restricted for balance of escrow period.</p>

<b>Rule Number</b>	9.7
<b>Date</b>	3/12/2007
<b>ASX Code</b>	PAU
<b>Listed Company</b>	PANAEGIS GOLD MINES LIMITED
<b>Waiver Number</b>	WLC070448-001
<b>Decision</b>	<p>Based solely on the information provided, ASX Limited ("ASX") grants Panaegis Gold Mines Limited (the "Company") a waiver from listing rule 9.7 to the extent necessary to permit 150,000 ordinary shares fully paid held by Ian and Helen Buckingham as trustees for the Buckingham Superannuation Fund to be transferred to Ian Buckingham, on the following conditions:</p> <ol style="list-style-type: none"> <li>1. a new restriction agreement is entered into in respect of the restricted securities for the balance of the escrow period;</li> <li>2. the provider of registry services to the Company provides an undertaking to impose a holding lock on the restricted securities subject to the new restriction agreement for the balance of the escrow period, and not to remove the holding lock without ASX's written consent.</li> </ol>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b> Prohibition on changing restriction agreements or releasing securities from custodian or holding lock - supports escrow regime.</p> <p><b>Present Application</b> No change in beneficial ownership - waiver granted to permit change of legal ownership on condition that new restriction agreements are entered into - securities remain restricted for balance of escrow period.</p>



<b>Rule Number</b>	10.1
<b>Date</b>	7/12/2007
<b>ASX Code</b>	BYL
<b>Listed Company</b>	BRIERTY LIMITED
<b>Waiver Number</b>	WLC070426-001
<b>Decision</b>	<p>The Company be granted a waiver from listing rule 10.1 to the extent necessary to permit the Company not to seek shareholder approval following listing in relation to the lease agreement entered into between the Company and Jamstakes Pty Ltd ("Jamstakes") for the premises located at 37 Mandarin Road, Maddington, Western Australia, on the following conditions.</p> <ol style="list-style-type: none"> <li>1. The material terms of the lease agreement are adequately disclosed to persons who may subscribe for securities under the Prospectus.</li> <li>2. A summary of the material terms of the lease agreement is included in each annual report of the Company during the term of the lease.</li> <li>3. Any variation to the terms of the lease agreement is subject to shareholder approval.</li> <li>4. Renewal of the lease in October 2011 will be subject to shareholder approval, should listing rule 10.1 apply to the lease at that time.</li> </ol>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b> Requirement to obtain approval of security holders to an acquisition or disposal of a substantial asset from person in position to exercise influence - only unassociated security holders' votes are counted - independent expert's report on fairness and reasonableness of the transaction must be obtained - protects security holders' interests by supplementing the related party provisions of the Corporations Act (and whatever related party provisions apply to foreign entities).</p> <p><b>Present Application</b> Entity entered into a related party transaction prior to IPO - related party nature of the transaction was disclosed in the prospectus - material terms of related party agreement were included in the prospectus - decision to subscribe for securities takes place of shareholder approval of transaction.</p>

<b>Rule Number</b>	10.1
<b>Date</b>	5/12/2007
<b>ASX Code</b>	DGX
<b>Listed Company</b>	DIPLOMA GROUP LIMITED
<b>Waiver Number</b>	WLC070428-001
<b>Decision</b>	<p>ASX grants the Company a waiver from listing rule 10.1 to the extent necessary to permit the Company not to seek shareholder approval following listing in relation to the lease agreement entered into between the Company and Wandina Holdings Pty Ltd ("Wandina"), an entity controlled by Mr Dominic dilate and Nick Di Latte, directors of the Company, in respect of part of the premises located at 140 Abernethy Road, Belmont, Western Australia, on the following conditions.</p> <ol style="list-style-type: none"> <li>1. The material terms of the lease agreement are made available to be persons who may subscribe for securities pursuant to the Company's IPO prospectus.</li> <li>2. A summary of the material terms of the lease agreement is made in each annual report of the Company during the term of the lease.</li> <li>3. Any variation to the terms of the lease agreement is subject to shareholder approval.</li> <li>4. Renewal of the lease in April 2017 will be subject to shareholder approval, should listing rule 10.1 apply to the lease at that time.</li> </ol>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b> Requirement to obtain approval of security holders to an acquisition or disposal of a substantial asset from person in position to exercise influence - only unassociated security holders' votes are counted - independent expert's report on fairness and reasonableness of the transaction must be obtained - protects security holders' interests by supplementing the related party provisions of the Corporations Act (and whatever related party provisions apply to foreign entities).</p> <p><b>Present Application</b> Entity entered into a related party transaction prior to IPO - related party nature of the transaction was disclosed in the prospectus - material terms of related party agreement were included in the prospectus - decision to subscribe for securities takes place of shareholder approval of transaction.</p>

<b>Rule Number</b>	10.1
<b>Date</b>	5/12/2007
<b>ASX Code</b>	ELY
<b>Listed Company</b>	EARLY LEARNING SERVICES LIMITED
<b>Waiver Number</b>	WLC070436-002
<b>Decision</b>	<p>The Company be granted a waiver from the following listing rules.</p> <p>1. Listing rule 10.1 to the extent necessary to permit the Company not to seek shareholder approval following listing in relation to agreements for the acquisition of three child care centre businesses entered into between the Company and Early Learning Management Pty Ltd ("ELM") and Child Care Qld Holdings Pty Ltd.</p> <p>2. Listing rule 10.1 to the extent necessary to permit the Company not to seek shareholder approval following listing in relation to the lease agreements entered into between the company and John Hutchison Child Care Services Pty Ltd over Lots 18, 21 and 27 of Pegasus Centre, 42 Bundall Rd, Bundall, on the following conditions.</p> <p>2.1. A summary of the material terms of the lease agreement is made in each annual report of the company during the term of the lease.</p> <p>2.2. Any variation to the terms of the lease agreement is subject to shareholder approval.</p> <p>2.3. Renewal of the lease after the initial term will be subject to shareholder approval in accordance with listing rule 10.1, should listing rule 10.1 apply to the lease at that time.</p>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b> Requirement to obtain approval of security holders to an acquisition or disposal of a substantial asset from person in position to exercise influence - only unassociated security holders' votes are counted - independent expert's report on fairness and reasonableness of the transaction must be obtained - protects security holders' interests by supplementing the related party provisions of the Corporations Act (and whatever related party provisions apply to foreign entities).</p> <p><b>Present Application</b> 1. Company entered into a related party transaction prior to IPO - acquisition agreement - related party nature of the transaction was disclosed in the prospectus - material terms of related party agreement were included in the prospectus - decision to subscribe for securities takes place of shareholder approval of transaction. 2. Company entered into a related party transaction prior to IPO - lease agreement - related party nature of the transaction was disclosed in the prospectus - material terms of related party agreement were included in the prospectus - decision to subscribe for securities takes place of shareholder approval of transaction - renewal of lease after initial term to be subject to listing rule 10.1 approval if applicable at relevant time.</p>

<b>Rule Number</b>	10.1
<b>Date</b>	12/12/2007
<b>ASX Code</b>	MRU
<b>Listed Company</b>	MANTRA RESOURCES LIMITED
<b>Waiver Number</b>	WLC070457-001
<b>Decision</b>	Based solely on the information provided, ASX Limited ("ASX") grants Mantra Resources Limited (the "Trust") a waiver from listing rule 10.1 to the extent necessary to permit the Company, without obtaining security holder's approval, to acquire from Anglo Pacific Group plc ("Anglo Pacific") the ordinary securities in Mavuzi Resources Limited ("Mavuzi") held by Anglo Pacific pursuant to the merger between the Company and Mazuvi to be effected by way of a scheme of arrangement under Part 5.1 of the Corporations Act 2001 between Mavuzi and its shareholders.
<b>Basis For Decision</b>	<p><b>Underlying Policy</b> Requirement to obtain approval of security holders to an acquisition or disposal of a substantial asset from person in position to exercise influence - only unassociated security holders' votes are counted - independent expert's report on fairness and reasonableness of the transaction must be obtained - protects security holders' interests by supplementing the related party provisions of the Corporations Act.</p> <p><b>Present Application</b> Proposed merger of the Company and Mavuzi Resources - both listed entities - both have a substantial securityholder in common - substantial securityholder has greater interest in the Company (16.5%) than in Mavuzi Resources (6.2%) - merger by scheme undertaken by Mazuvi (target) - Mavuzi shareholders to receive 1 Company share for each 3 Mavuzi shares held - substantial securityholder participates in scheme consideration on same basis as all other securityholders of Mazuvi - value of shares to be issued to substantial securityholder represents 12% of Company' equity interests - substantial securityholder does not control either Company or Mazuvi - in view of relative percentage securityholdings in each company, the substantial securityholder would not gain if the Company overpays for securities of target - sufficiently transparent that the transaction does not represent a potential shifting of value from the bidder to the substantial securityholder.</p>

<b>Rule Number</b>	10.11
<b>Date</b>	7/12/2007
<b>ASX Code</b>	BBI
<b>Listed Company</b>	BABCOCK & BROWN INFRASTRUCTURE GROUP
<b>Waiver Number</b>	WLC070444-001
<b>Decision</b>	<p>1. Based solely on the information provided, ASX Limited ("ASX") grants Babcock &amp; Brown Infrastructure Group (the "Group") a waiver from listing rule 10.11 to the extent necessary to permit Babcock &amp; Brown Asset Holdings Pty Limited ("BBAH") to underwrite issues of securities by the Group, on the following conditions.</p> <p>1.1 If the issue is a placement, the placement is one that would not require the approval of security holders pursuant to listing rule 7.1.</p> <p>1.2 The issue price of securities not be less than 80% of the weighted average price of the Group's securities over the five trading days prior to the underwriting agreement being entered into and announced to the market, and BBAH purchases securities in the issue at the same price as other investors in that issue.</p> <p>1.3 If the issue is pursuant to a distribution reinvestment plan ("DRP"), there is no restriction on the number of securities that the holder may elect to participate in the DRP, and participation in the DRP is offered to each registered holder of interests in the Group's securities whose address is in a place in which the responsible entity of the Group reasonably considers it is lawful and practical for it to offer and issue securities to that person.</p> <p>1.4 If the issue is pursuant to a security purchase plan, the issue complies with ASIC Class Order 02/831 and 02/832 and listing rule 10.12 exception 8 in all other respects.</p> <p>1.5 BBAH will not exercise its right to vote in respect of securities issued to it under the terms of the underwriting agreement at any meeting of security holders of the Group.</p> <p>1.6 BBAH will dispose of any securities issued to it under the terms of the underwriting agreement within 3 months of the date of issue to a person who is not a related party of the Group.</p> <p>2. Resolution 1 applies only until 7 December 2008 and is subject to any amendments to the listing rules or changes in the interpretation or administration of the listing rules and policies of ASX.</p>
<b>Basis For Decision</b>	<p>Underlying Policy  Requirement to obtain approval of security holders to an issue of securities to related party - directed at preventing related party obtaining securities on advantageous terms and increasing their holdings - only unassociated security holders' votes are counted - protects security holders' interests by supplementing the related party provisions of the Corporations Act.</p>

## Register of ASX Listing Rule Waivers

### Present Application

Requirement to obtain approval of security holders to an issue of securities to related party - related party underwriter engaged in the business of underwriting - comfort that underwriting agreement conducted on a bona fide basis and on arm's length terms - waiver granted upon condition that any securities acquired under the underwriting agreement must be disposed of to an unrelated party within 3 months - related party underwriter unable to vote in respect of securities acquired under the underwriting agreement - conditions prevent related party permanently increasing stake in entity, or gaining any additional voting power, without security holder approval by reason of the underwriting - in case of underwriting of placements, securities must be issued to underwriter at same price as to other investors and must be not less than 80% of weighted average price over 5 trading days before underwriting announced to market - in case of underwriting of DRP or SPP, securities issued under the underwriting agreement are not treated as an exception to listing rule 7.1.

<b>Rule Number</b>	10.11
<b>Date</b>	12/12/2007
<b>ASX Code</b>	BFG
<b>Listed Company</b>	BELL FINANCIAL GROUP LIMITED
<b>Waiver Number</b>	WLC070427-002
<b>Decision</b>	<p>The Company be granted a waiver from listing rule 10.11 to permit the Company to issue shares to Bell Commodities, Colin Bell, Alastair Provan and Craig Coleman in the event that the Company exercises the call option to acquire 25% of the issued share capital of Third Party Platform Pty Ltd (the "Option") from the option grantors (being Bell Commodities, Colin Bell, Alastair Provan, Craig Coleman and Lionel McFayden) on the following conditions.</p> <ol style="list-style-type: none"> <li>1. The material terms of the Option are disclosed to persons who may subscribe under the Company's IPO prospectus.</li> <li>2. The Company includes in each annual report details of the Option and the number of shares that may be issued.</li> </ol>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b> Requirement to obtain approval of security holders to an issue of securities to related party - directed at preventing related party obtaining securities on advantageous terms and increasing their holding proportionate to other holdings - only unassociated security holders' votes are counted - protects security holders' interests by supplementing the related party provisions of the Corporations Act (and whatever related party provisions apply to foreign entities).</p> <p><b>Present Application</b> Issue of securities to vendors on exercise of 2 year call option to acquire remainder of business - securities to be issued in one tranche - waiver granted on condition that IPO prospectus and annual reports disclose details of securities that may be issued and that the securities are issued no later than two years and one month after listing - full details of the terms of the option, including the name of the allottees, the maximum number of securities to be issued are provided in the prospectus under which the entity is seeking admission to the official list and to any person subscribing for securities under any further prospectus issued by the Company.</p>

<b>Rule Number</b>	10.11
<b>Date</b>	12/12/2007
<b>ASX Code</b>	CXC
<b>Listed Company</b>	COEUR D'ALENE MINES CORPORATION.
<b>Waiver Number</b>	WLC070435-014
<b>Decision</b>	<p>The Company be granted a waiver from the following listing rules.</p> <p>1. Listing rules 10.11 and 10.14 to the extent necessary to:</p> <p>1.1 permit stock and options to be acquired under the Plans by directors and their associates without shareholder approval;</p> <p>1.2 permit distribution of Preferred Stock under the Rights Agreement.</p> <p>2. The waiver from listing rules 10.11 and 10.14 are subject to the following conditions:</p> <p>2.1 The terms of the Plans and the Rights Agreement are included in the IM;</p> <p>2.2 The IM states:</p> <p>2.2.1 the maximum number of shares that can be issued under the Plans; and</p> <p>2.2.2 that the Rights Agreement allows for the issue of 1/100 of Preferred Stock equal to the number of outstanding shares of common stock. in certain circumstances.</p> <p>2.3 The IM states that the issue of these shares and the Preferred Stock may occur more than 12 months after shareholder approval;</p> <p>2.4 A summary of the Plans and the number of securities issued to directors and their associates under the Plans during that financial year and the number of Preferred Stock issued under the Rights Agreement is set out in a separate document provided with the annual report to all CDI holders.</p>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b> Requirement to obtain approval of security holders to an issue of securities to related party - directed at preventing related party obtaining securities on advantageous terms and increasing their holding proportionate to other holdings - only unassociated security holders' votes are counted - protect security holders' interests by supplementing the related party provisions of the Corporations Act (and whatever related party provisions apply to foreign entities).</p> <p><b>Present Application</b> Listing rule 10.12 exception 4 provides for exception where securities issued under an employee incentive scheme and approved by security holders in accordance with listing rule 10.14 - entity incorporated in US and listed on NYSE and TSX - existing employee incentive schemes - preference shares issued under a rights agreement in the event that a person or group obtains 20% or more of common stock or 30% or more common stock in the event of a merger - waiver permits entity to continue to issue securities under employee incentive schemes and a rights agreement as previously approved by security holders.</p>



<b>Rule Number</b>	10.11
<b>Date</b>	7/12/2007
<b>ASX Code</b>	GNS
<b>Listed Company</b>	GUNNS LIMITED
<b>Waiver Number</b>	WLC070445-004
<b>Decision</b>	<p>Based solely on the information provided, ASX Limited ("ASX"), grants Gunns Limited (the "Company") waivers from the following listing rules in relation to the Company's proposed accelerated renounceable entitlements offer (the "Entitlement Offer") and placement of shares to institutional investors ("Institutional Placement") to raise between \$700 million and \$1.4 billion.</p> <p>1. Listing rules 7.1 and 10.11 to the extent necessary to permit the Company to conduct the Entitlement Offer without shareholder approval, on condition that the Entitlement Offer complies with the following:</p> <p>(a) On or before the Record Date, security holders who are believed by the Company or the Underwriter to the Entitlement Offer to be exempt investors in accordance with Chapter 6D of the Corporations Act 2001 ("Exempt Investors") may be invited by the Company to subscribe for a number of securities equal to their pro rata allocation of the Entitlement Offer ("Institutional Entitlement Offer"), unless listing rule 7.7.1 would permit the holder not to be included in the pro rata offer.</p> <p>(b) Entitlements not taken up by Exempt Investors under the Institutional Entitlement Offer, and if the Underwriter determines, entitlements that would have been offered to investors excluded under listing rule 7.7.1 (the "Foreign Excluded Investors") are offered to Exempt Investors through a bookbuild process conducted and completed on or before the Record Date ("Institutional Bookbuild").</p> <p>(c) Exempt Investors and Foreign Excluded Investors who sell down their holdings before the Record Date have their pro rata allocations reduced accordingly.</p> <p>(d) All security holders, other than security holders who are offered shares in the Institutional Entitlement Offer and Foreign Excluded Investors, are offered a number of securities equal to their pro rata allocations of the Entitlement Offer ("Retail Entitlement Offer"), unless listing rule 7.7.1 would permit the holder not to be included in the pro rata offer ("Retail Foreign Excluded Investors").</p> <p>(e) Entitlements not taken up in the Retail Entitlement Offer and if the Underwriter determines, entitlements which would have been offered to Retail Foreign Excluded Investors, are offered to Exempt Investors through a bookbuild process immediately following the close of the Retail Entitlement Offer.</p> <p>(f) Securities are offered under the Institutional Entitlement Offer and Retail Entitlement Offer at the same price.</p> <p>(g) Related parties do not participate beyond their pro rata entitlement unless they do so pursuant to bona fide underwriting arrangements and the terms of the underwriting are included in the offer documents to be sent to all security holders.</p>

## Register of ASX Listing Rule Waivers

<b>Basis For Decision</b>	<p>Underlying Policy Requirement to obtain approval of security holders to an issue of securities to related parties - directed at preventing related parties obtaining securities on advantageous terms and increasing their holding proportionate to other holdings - only unassociated security holders' votes are counted - protect security holders' interests by supplementing the related party provisions of the Corporations Act (and whatever related party provisions apply to foreign entities).</p> <p>Present Application RAPIDS style offer - functionally equivalent to renounceable pro rata offer - first round offer to institutions - second round offer to other security holders - all offers at the same price - related parties do not participate beyond pro rata allocations except under disclosed underwriting commitments.</p>
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<b>Rule Number</b>	10.11
<b>Date</b>	10/12/2007
<b>ASX Code</b>	ISK
<b>Listed Company</b>	ISLAND SKY AUSTRALIA LIMITED
<b>Waiver Number</b>	WLC070437-003
<b>Decision</b>	<p>ASX grants the Company a waiver from listing rule 10.11 to the extent necessary to permit the issue of up to 12,000,000 Performance Shares to the Related Founders upon satisfaction of performance hurdles, on the following conditions.</p> <p>1. The Performance Shares are issued to the Related Founders by no later than 38 months after the date of admission of the Company to the official list; and</p> <p>2. Details of the Performance Shares issued, or yet to be issued to the related founders is disclosed in each annual report of the Company.</p>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b> Requirement to obtain approval of security holders to an issue of securities to related party - directed at preventing related party obtaining securities on advantageous terms and increasing their holding proportionate to other holdings - only unassociated security holders' votes are counted - protect security holders' interests by supplementing the related party provisions of the Corporations Act (and whatever related party provisions apply to foreign entities).</p> <p><b>Present Application</b> Adequate disclosure of proposed issue of performance shares in prospectus - waiver granted to permit the proposed issue of performance shares subject to performance hurdles by no later than 38 months from the date of admission - performance hurdles appropriate to asset vended in - annual disclosure of existence of potential issue of performance.</p>

<b>Rule Number</b>	10.11
<b>Date</b>	5/12/2007
<b>ASX Code</b>	MIF
<b>Listed Company</b>	MACARTHURCOOK INDUSTRIAL PROPERTY FUND
<b>Waiver Number</b>	WLC070429-004
<b>Decision</b>	<p>The Fund be granted a waiver from listing rules 7.1 and 10.11 to the extent necessary to permit the Fund to issue Stapled Securities (or Units following the Unstapling Date) to MacarthurCook Fund Management Limited (the RE") in lieu of management or performance fees, without obtaining security holder approval, subject to the following conditions:</p> <ol style="list-style-type: none"> <li>1. Full disclosure is made to any person who may subscribe for Stapled Securities (or Units following the Unstapling Date) under a disclosure document of the provisions in the Group's constituent documents which allow for the periodic issue of Stapled Securities (or Units following the Unstapling Date) in lieu of management or performance fees to the RE, including the formula by which the number of Stapled Securities (or Units) to be issued will be calculated (the "Provisions").</li> <li>2. The Stapled Securities (or Units following the Unstapling Date) are issued in accordance with the Provisions.</li> <li>3. A completed Appendix 3B announcement is lodged for release to the market for each issue of Stapled Securities (or Units following the Unstapling Date) pursuant to the management or performance fees.</li> <li>4. Details of the Stapled Securities (or Units following the Unstapling Date) issued pursuant to the management or performance fees are disclosed in the Group's annual report each year in which Stapled Securities (or Units following the Unstapling Date) are issued.</li> <li>5. Security holder approval is obtained every third year for the issue of Stapled Securities (or Units following the Unstapling Date) to the RE in lieu of management or performance fees.</li> </ol>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b> Requirement to obtain approval of security holders to an issue of securities to related party - directed at preventing related party obtaining securities on advantageous terms and increasing their holding proportionate to other holdings - only unassociated security holders' votes are counted - protects security holders' interests by supplementing the related party provisions of the Corporations Act (and whatever related party provisions apply to foreign entities).</p> <p><b>Present Application</b> Fees payable to responsible entity in the form of securities - disclosed in offering document - subscription under offering document equivalent to approval of issues - waiver granted on condition that security holders approve arrangements every three years - annual report disclosure of securities issued under fee provisions - fee provisions disclosed to any person who may subscribe for securities under an offering document in the future.</p>

<b>Rule Number</b>	10.11
<b>Date</b>	11/12/2007
<b>ASX Code</b>	MES
<b>Listed Company</b>	MESBON CHINA NYLON LIMITED
<b>Waiver Number</b>	WLC070447-001
<b>Decision</b>	<p>ASX grants the Company a waiver from listing rule 10.11 to the extent necessary to permit the issue of up to 25,480,000 ordinary shares fully paid ("Performance Shares") to MSB International Trading Limited upon satisfaction of the relevant performance conditions, on the following conditions:</p> <ol style="list-style-type: none"> <li>1. The Performance Shares are issued to MSB by no later than 31 March 2009; and</li> <li>2. Details of the Performance Shares issued, or yet to be issued, to MSB are disclosed in each Annual Report of the Company until all the Performance Shares have been issued and/or the entitlement to receive Performance Shares has lapsed.</li> </ol>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b>  The requirement to obtain approval of security holders to an issue of securities to related party - directed at preventing related party obtaining securities on advantageous terms and increasing their holding in proportionate to other holdings - only unassociated security holder's votes are counted - protects security holder's interests by supplementing the related party provisions of the Corporations Act (and whatever related party provisions apply to foreign entities).</p> <p><b>Present Application</b>  Adequate disclosure of proposed issue of Performance Shares in Prospectus - Performance Shares are ordinary fully paid shares to be issued to vendors on achievement of performance hurdles - waiver granted to permit proposed issue of Performance Shares subject to performance hurdles by no later than 31 March 2009 - annual disclosure of existence of potential issue of performance shares.</p>

<b>Rule Number</b>	10.11
<b>Date</b>	7/12/2007
<b>ASX Code</b>	SPN
<b>Listed Company</b>	SP AUSNET
<b>Waiver Number</b>	WLC070449-003
<b>Decision</b>	<p>Based solely on the information provided, ASX Limited ("ASX"), grants waivers to SP AusNet (the "Group") from the following listing rules in relation to the Group's proposed non-renounceable accelerated pro-rata issue priced via bookbuild (the "Entitlement Offer") and any concurrent placement to institutional, sophisticated or other wholesale investors ("Institutional Placement") in connection with the proposed acquisition by the Group of assets which were formerly part of the Alinta Group from Singapore Power International Pte Limited (the "Transaction"):</p> <p>1. Listing rules 7.1 and 10.11 to the extent necessary to permit the Group to conduct the Entitlement Offer without security holder approval, on condition that the Entitlement Offer complies with the following:</p> <p>1.1 On or before the Record Date, security holders who are believed by the Group or the Underwriter to be exempt investors in accordance with Chapter 6D of the Corporations Act 2001 (Cth) ("Act") or to persons to whom offers made be made with disclosure under Part 7.9 of the Act ("Eligible Institutional Investors") may be invited by the Group to subscribe for a number of stapled securities equal to their pro rata allocation of the Entitlement Offer (the "Institutional Entitlement Offer"), unless listing rule 7.7.1 would permit the holder not to be included in the pro rata offer ("Foreign Exempt Institutional Investors").</p> <p>1.2 Entitlements not taken up by Eligible Institutional Investors in the Institutional Entitlement Offer and, if the determines, entitlements which would have been offered to Foreign Exempt Institutional Investors, may be offered to Eligible Institutional Investors and other institutional, sophisticated or other wholesale investors through a bookbuild process conducted and completed on or before the Record Date ("Institutional Bookbuild").</p> <p>1.3 Eligible Institutional Investors and Foreign Exempt Institutional Investors who sell down their holdings before the Record Date have their pro rata allocations reduced accordingly.</p> <p>1.4 All security holders, other than security holders who are offered securities in the Institutional Entitlement Offer and Foreign Exempt Institutional Investors, are offered a number of stapled securities equal to their pro rata allocations of the Entitlement Offer (the "Retail Entitlement Offer"), unless listing rule 7.7.1 would permit the holder not to be included in the pro rata offer ("Foreign Exempt Retail Investors").</p> <p>1.5 Entitlements not taken up in the Retail Entitlement Offer and if the Group determines, entitlements which would have been offered to Foreign Exempt Retail Investors, are offered to both Eligible Institutional Investors and Eligible Retail Investors immediately following the close of the Retail Entitlement Offer where those investors have made an additional application for any shortfall securities under the Retail Entitlement Offer.</p> <p>1.6 Stapled Securities are offered under the Institutional Entitlement Offer and the Retail Entitlement Offer at the same price.</p> <p>1.7 Related parties do not participate beyond their pro rata</p>

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	<p>entitlement unless they do so pursuant to bona fide underwriting arrangements and the terms of the underwriting are included in the offer documents to be sent to all security holders.</p> <p>2. Listing rule 10.11 to the extent necessary to permit the Major Holder to participate in the Institutional Placement on the following conditions.</p> <p>2.1 Unless pursuant to a bona fide underwriting, the Major Holder does not participate in the Institutional Placement beyond subscribing for that number of stapled securities equal to or no greater than its current percentage interest in the Company as at the date of the Institutional Placement.</p> <p>2.2 The issue price under the Institutional Placement is determined by way of an institutional bookbuild process and is no lower than the issue price established for the Entitlement Offer to all security holders.</p>
<p><b>Basis For Decision</b></p>	<p><b>Underlying Policy</b>  Requirement to obtain approval of security holders to an issue of securities to related parties - directed at preventing related parties obtaining securities on advantageous terms and increasing their holding proportionate to other holdings - only unassociated security holders' votes are counted - protect security holders' interests by supplementing the related party provisions of the Corporations Act (and whatever related party provisions apply to foreign entities).</p> <p><b>Present Application</b>  Entitlement Offer  "Jumbo" style offer - functionally equivalent to non-renounceable pro rata offer - first round offer to institutional holders - second round offer to retail holders - all offers at the same price -- related parties do not participate beyond pro rata allocations except under disclosed underwriting commitments.</p> <p>Institutional Placement  Substantial placement - related party has strategic stake (51%) in entity - price for placement set at arms' length by bookbuild process - related party participating in placement cannot influence pricing of placement - intention to maintain percentage holding at present level - other holders able to participate in concurrent issue on similar price and terms.</p>

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<b>Rule Number</b>	10.14
<b>Date</b>	12/12/2007
<b>ASX Code</b>	CXC
<b>Listed Company</b>	COEUR D'ALENE MINES CORPORATION.
<b>Waiver Number</b>	WLC070435-015
<b>Decision</b>	<p>The Company be granted a waiver from the following listing rules.</p> <p>1. Listing rules 10.11 and 10.14 to the extent necessary to:</p> <p>1.1 permit stock and options to be acquired under the Plans by directors and their associates without shareholder approval;</p> <p>1.2 permit distribution of Preferred Stock under the Rights Agreement.</p> <p>2. The waiver from listing rules 10.11 and 10.14 are subject to the following conditions:</p> <p>2.1 The terms of the Plans and the Rights Agreement are included in the IM;</p> <p>2.2 The IM states:</p> <p>2.2.1 the maximum number of shares that can be issued under the Plans; and</p> <p>2.2.2 that the Rights Agreement allows for the issue of 1/100 of Preferred Stock equal to the number of outstanding shares of common stock. in certain circumstances.</p> <p>2.3 The IM states that the issue of these shares and the Preferred Stock may occur more than 12 months after shareholder approval;</p> <p>2.4 A summary of the Plans and the number of securities issued to directors and their associates under the Plans during that financial year and the number of Preferred Stock issued under the Rights Agreement is set out in a separate document provided with the annual report to all CDI holders.</p>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b> Requirement to obtain approval of security holders to an issue of securities to related party even if under an employee incentive scheme - directed at preventing related party obtaining securities on advantageous terms and increasing their holding proportionate to other holdings - only unassociated security holders' votes are counted - protect security holders' interests by supplementing the related party provisions of the Corporations Act (and whatever related party provisions apply to foreign entities).</p> <p><b>Present Application</b> Entity incorporated in US and listed on NYSE and TSX - existing employee incentive schemes - preference shares issued under a rights agreement in the event that a person or group obtains 20% or more of common stock or 30% or more common stock in the event of a merger - waiver permits entity to continue to issue securities under employee incentive scheme and rights agreement as previously approved by security holders.</p>



<b>Rule Number</b>	10.18
<b>Date</b>	12/12/2007
<b>ASX Code</b>	CXC
<b>Listed Company</b>	COEUR D'ALENE MINES CORPORATION.
<b>Waiver Number</b>	WLC070435-016
<b>Decision</b>	The Company be granted a waiver from listing rule 10.18 to the extent necessary to permit the Company upon a change of control to pay termination benefits to existing Company employees pursuant to the terms of the Company's existing employment contracts.
<b>Basis For Decision</b>	<p><b>Underlying Policy</b> Entity to ensure that no officer of entity will be entitled to termination benefits or any increase in them if a change occurs in the shareholding or control of listed entity - prevents the use of termination payments as a poison pill.</p> <p><b>Present Application</b> Entity incorporated in US and listed on NYSE and TSX - US law permits termination payments upon change in control - waiver permitted in respect of existing employment contracts only.</p>

<b>Rule Number</b>	15.12
<b>Date</b>	12/12/2007
<b>ASX Code</b>	CXC
<b>Listed Company</b>	COEUR D'ALENE MINES CORPORATION.
<b>Waiver Number</b>	WLC070435-017
<b>Decision</b>	The Company be granted a waiver from listing rule 15.12 to the extent necessary to permit the Constitution not to contain the provisions required by listing rules 15.12.1 to 15.12.3 inclusive, on condition that the Company undertakes not to acquire any classified assets in circumstances under which the ASX Listing Rules would require the issue of restricted securities, without the written consent of ASX.
<b>Basis For Decision</b>	<p>Underlying Policy Requirement that entity's constitution contain provisions dealing with restricted securities - supports escrow regime.</p> <p>Present Application Waiver granted on basis of undertaking by entity prepared to undertake that it will not acquire any classified asset in circumstances where restricted securities would be required to be issued in consideration for asset.</p>

<b>Rule Number</b>	Appendix 6A clause 2
<b>Date</b>	11/12/2007
<b>ASX Code</b>	TRQ
<b>Listed Company</b>	SERIES 2007-1 TORRENS TRUST
<b>Waiver Number</b>	WLC070462-004
<b>Decision</b>	<p>ASX grants the Issuer a waiver from Appendix 6A paragraph 2 to the extent necessary to permit the Trust to follow a timetable for interest payments outlined in the Information Memorandum, on condition that on the next business day after an interest payment date the Issuer tells ASX the following.</p> <ol style="list-style-type: none"> <li>1. The record date for the next interest period.</li> <li>2. The payment date for the next interest period.</li> </ol>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b> Entity must comply with Appendix 6A - timetable requirements for interest payments on quoted debt securities, calls, instalments, conversion or expiry of convertible securities and despatch date - maintains informed market - supports integrity of ASX market.</p> <p><b>Present Application</b> Entity's securities to pay interest monthly - information memorandum specifies the record date to be 4 business days prior to date of payment - waiver granted on condition that the entity tells ASX the relevant dates for the next interest period the business day after a payment has been made - maintains informed market.</p>

<b>Rule Number</b>	Appendix 6A clause 2
<b>Date</b>	6/12/2007
<b>ASX Code</b>	SMV
<b>Listed Company</b>	SMART SERIES 2007-2 TRUST
<b>Waiver Number</b>	WLC070461-003
<b>Decision</b>	<p>ASX grants the Issuer a waiver from Appendix 6A paragraph 2 to the extent necessary to permit the Trust to follow a timetable for interest payments outlined in the Information Memorandum, on condition that on the next business day after an interest payment date the Issuer tells ASX the following.</p> <ol style="list-style-type: none"> <li>1. The record date for the next interest period.</li> <li>2. The payment date for the next interest period.</li> </ol>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b> Entity must comply with Appendix 6A - timetable requirements for interest payments on quoted debt securities, calls, instalments, conversion or expiry of convertible securities and despatch date - maintains informed market - supports integrity of ASX market.</p> <p><b>Present Application</b> Entity's securities to pay interest monthly - information memorandum specifies the record date to be 2 business days prior to date of payment - waiver granted on condition that the entity tells ASX the relevant dates for the next interest period the business day after a payment has been made - maintains informed market.</p>