



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

**16 to 30 April 2010**

**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>	3.19A
<b>Date</b>	16/04/2010
<b>ASX Code</b>	MQG
<b>Listed Company</b>	MACQUARIE GROUP LIMITED
<b>Waiver Number</b>	WLC100144-001
<b>Decision</b>	<p>Based solely on the information provided, ASX Limited ("ASX") grants Macquarie Group Limited (the "Company") a waiver from listing rules 3.19A and 3.19B to the extent necessary to permit the Company to do the following in relation to a director's holding in the Macquarie Wrap Cash Account ("MWCA")</p> <ol style="list-style-type: none"> <li>1. Not disclose a director's holding in the MWCA when providing ASX with an Appendix 3X and 3Z.</li> <li>2. Not lodge an Appendix 3Y when there is a movement in a director's holding in the MWCA.</li> </ol>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b> Entity must tell ASX of directors' interests within five business days' of director becoming a director, a director making a change in his interests, or a director ceasing to be a director - information useful to investors.</p> <p><b>Present Application</b> Waiver granted - technical application of definition requiring disclosure of cash management trust movements by directors of the entity, - policy rationale of the rule does not apply to changes in holdings in cash management trust of this kind.</p>

<b>Rule Number</b>	3.19B
<b>Date</b>	16/04/2010
<b>ASX Code</b>	MQG
<b>Listed Company</b>	MACQUARIE GROUP LIMITED
<b>Waiver Number</b>	WLC100144-002
<b>Decision</b>	<p>Based solely on the information provided, ASX Limited ("ASX") grants Macquarie Group Limited (the "Company") a waiver from listing rules 3.19A and 3.19B to the extent necessary to permit the Company to do the following in relation to a director's holding in the Macquarie Wrap Cash Account ("MWCA")</p> <ol style="list-style-type: none"> <li>1. Not disclose a director's holding in the MWCA when providing ASX with an Appendix 3X and 3Z.</li> <li>2. Not lodge an Appendix 3Y when there is a movement in a director's holding in the MWCA.</li> </ol>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b> Entity must make arrangements with director under which director will provide entity with details of the director's interests - supports listing rule 3.19A</p> <p><b>Present Application</b> Waiver granted - technical application of definition requiring disclosure of cash management trust movements by directors of the entity as it is a registered scheme - policy rationale of the rule not compromised - continue to disclose trading details pertaining to securities as required.</p>

<b>Rule Number</b>	6.18
<b>Date</b>	21/04/2010
<b>ASX Code</b>	IBG
<b>Listed Company</b>	IRONBARK ZINC LTD
<b>Waiver Number</b>	WLC100143-001
<b>Decision</b>	<p>Based solely on the information provided, ASX Limited ("ASX") grants Ironbark Zinc Limited (the "Company") a waiver from listing rule 6.18 to the extent necessary to permit Nyrstar NV ("Nyrstar"), through its wholly owned subsidiary, Nyrstar International BV, 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 a diluting event which occurs or is announced following completion of a subscription agreement entered into between the Company and Nyrstar subject to the following conditions.</p> <ol style="list-style-type: none"> <li>1. The Top-up Right lapses if Nyrstar's holding in the Company falls below 5%.</li> <li>2. The Top-up Right lapses if the strategic relationship between the Company and Nyrstar 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 Nyrstar.</li> <li>4. Any securities issued under the Top-Up Right are offered to Nyrstar for cash consideration that is either of the following. <ol style="list-style-type: none"> <li>4.1. No more favourable than cash consideration offered by third parties (in the case of issues of securities to third parties for cash consideration).</li> <li>4.2. Equivalent in value to non-cash consideration offered by third parties (in the case of issues of securities to third parties for non-cash consideration).</li> </ol> </li> <li>5. The number of securities that may be issued to Nyrstar under the Top Up Right in the case of any diluting event must not be greater than the number required in order for Nyrstar to maintain its percentage holding immediately before that diluting event.</li> <li>6. 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.</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 to be established as part of broader placement agreement - Company to enter into off take agreement with cornerstone investor for concentrate produced from Citronen zinc/lead mine for life of mine - on completion of placement cornerstone investor will have a board appointment and provide technical skills and exploration expertise to the entity - part of the agreement to subscribe includes a top-up right to prevent dilution - 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 shareholders ceases or its interest in the company falls below 5%.

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<b>Rule Number</b>	6.23.2
<b>Date</b>	22/04/2010
<b>ASX Code</b>	RML
<b>Listed Company</b>	RUSINA MINING NL
<b>Waiver Number</b>	WLC100148-001
<b>Decision</b>	<p>Based solely on the information provided, ASX Limited ("ASX") grants Rusina Mining NL (the "Company") a waiver from listing rule 6.23.2 to enable the Company to cancel for consideration and without shareholder approval, any or all options issued by the Company, on condition that:</p> <ol style="list-style-type: none"> <li>1. The Company's shareholders and a court of competent jurisdiction have approved the scheme of arrangement of arrangement between the Company and its shareholders under Part 5.1 of the Corporations Act 2001 (Cth) whereby the Company will merge with European Nickel PLC (the "Scheme"); and</li> <li>2. Full details of the cancellation of the unquoted options are clearly set out to ASX's satisfaction in the Scheme booklet</li> </ol>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b> Cancellation of option for consideration requires approval of holders of issued ordinary securities - maintains balance between rights of holders of issued securities and holders of options - maintains integrity of ASX market.</p> <p><b>Present Application</b> Unquoted options will be cancelled as part of a merger to be effected through a scheme of arrangement - consideration for cancellation of unquoted options to be securities to be issued by the entity with which the listed company is merging - scrip consideration - terms of option cancellation to be disclosed in scheme booklet - requirement to receive security holder approval for cancellation of options for consideration is superfluous in context of scheme subject to shareholder approval.</p>

<b>Rule Number</b>	6.24
<b>Date</b>	28/04/2010
<b>ASX Code</b>	AGU
<b>Listed Company</b>	AURIUM RESOURCES LIMITED
<b>Waiver Number</b>	WLC100133-001
<b>Decision</b>	<p>Based solely on the information provided, ASX Limited ("ASX") grants Aurium Resources Limited (the "Company") a waiver from listing rule 6.24 to the extent necessary to permit the Company not to send the notices required by paragraph 6.1 of Appendix 6A, in relation to 120,500,002 quoted options exercisable at \$0.20 each on or before 31 May 2010 ("the AGUO Options"), on the following conditions:</p> <ol style="list-style-type: none"> <li>1. The information required by paragraph 6.1 of Appendix 6A is provided to the Company Announcements Office by no later than 3 May 2010, together with a statement that an option expiry notice will not be sent to option holders.</li> <li>2. If the market price of the Company's ordinary shares exceeds \$0.15 before 3 May 2010, the Company immediately sends an option expiry notice to AGUO Option holders.</li> </ol>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b> Entity must send notice to holder of quoted options at least 20 business days before conversion or expiry date of options - provides option holder with basis for informed decision to exercise option.</p> <p><b>Present Application</b> Likelihood of option holders exercising options too remote to justify cost of sending notices - waiver granted on condition that notice will be sent if substantial increase in trading price of securities.</p>

<b>Rule Number</b>	6.24
<b>Date</b>	29/04/2010
<b>ASX Code</b>	BPT
<b>Listed Company</b>	BEACH ENERGY LIMITED
<b>Waiver Number</b>	WLC100138-001
<b>Decision</b>	<p>Based solely on the information provided, ASX Limited ("ASX") grants Beach Energy Limited (the "Company") a waiver from listing rule 6.24 to the extent necessary to permit the Company not to send the notices required by paragraph 6.1 of Appendix 6A, in relation to 102,552,082 quoted options exercisable at \$2.00 each on or before 30 June 2010 ("the BPTO Options"), on the following conditions:</p> <ol style="list-style-type: none"> <li>1. The information required by paragraph 6.1 of Appendix 6A is provided to the Company Announcements Office by no later than 5 May 2010, together with a statement that an option expiry notice will not be sent to option holders.</li> <li>2. If the market price of the Company's ordinary shares exceeds \$1.50 before 1 June 2010, the Company immediately sends an option expiry notice to BPTO Option holders.</li> </ol>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b> Entity must send notice to holder of quoted options at least 20 business days before conversion or expiry date of options - provides option holder with basis for informed decision to exercise option.</p> <p><b>Present Application</b> Likelihood of option holders exercising options too remote to justify cost of sending notices - waiver granted on condition that notice will be sent if substantial increase in trading price of securities.</p>



<b>Rule Number</b>	7.1
<b>Date</b>	23/04/2010
<b>ASX Code</b>	AFI
<b>Listed Company</b>	AUSTRALIAN FOUNDATION INVESTMENT COMPANY LIMITED
<b>Waiver Number</b>	WLC100134-001
<b>Decision</b>	<p>Based solely on the information provided, ASX Limited ("ASX") grants Australian Foundation Investment Company (the "Company") a waiver from listing rules 7.1 and 10.11 to the extent necessary to permit the Company, without obtaining shareholder approval, to issue up to \$15,000 worth of shares to each shareholder, including related parties, who subscribe under a share purchase plan in accordance with ASIC Class Order 09/425 (the "Plan"), on the following conditions.</p> <ol style="list-style-type: none"> <li>1. The discount offered under the Plan is no greater than 20% of the Company's average share price over the last 5 days on which sales in the Company's shares were recorded either before the day on which the offer was first announced or before, and including, the day on which the offer closes.</li> <li>2. The number of securities to be issued under the Plan is not greater than 30% of the number of fully paid ordinary securities already on issue.</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 securities on issue 12 months earlier.</p> <p><b>Present Application</b>  ASIC Class Order 09/425 contemplates issue of not more than \$15,000 worth of securities under a share purchase plan without a prospectus - all securityholders able to participate on equal terms - Company's proposed SPP within spirit of exception 15 of listing rule 7.2 - pricing of SPP no lower than 80% of the Company's volume weighted average market price over the last 5 trading days before the day on which the issue is announced or closing date of the SPP.</p>

<b>Rule Number</b>	7.1
<b>Date</b>	27/04/2010
<b>ASX Code</b>	BSR
<b>Listed Company</b>	BASSARI RESOURCES LIMITED
<b>Waiver Number</b>	WLC100135-001
<b>Decision</b>	<p>Based solely on the information provided, ASX Limited ("ASX") grants Bassari Resources Limited (the "Company") a waiver from listing rules 7.1 and 10.11 to the extent necessary to permit the Company, without obtaining shareholder approval, to issue up to \$15,000 worth of shares to each shareholder, including related parties, who subscribe under a share purchase plan in accordance with ASIC Class Order 09/425 (the "Plan"), on the following conditions.</p> <ol style="list-style-type: none"> <li>1. The discount offered under the Plan is no greater than 20% of the Company's average market share price over the last 5 days on which sales in the Company's shares were recorded either before the day on which the offer was first announced or before the day on which the issue was made.</li> <li>2. The number of securities to be issued under the Plan is not greater than 30% of the number of fully paid ordinary securities already on issue.</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 securities on issue 12 months earlier.</p> <p><b>Present Application</b> ASIC Class Order 09/425 contemplates issue of not more than \$15,000 worth of securities under a share purchase plan without a prospectus - all securityholders able to participate on equal terms - Company's proposed SPP within spirit of exception 15 of listing rule 7.2 - pricing of SPP in accordance with exception 15 of listing rule 7.2, no lower than 80% of the Company's average market price over the last 5 trading days before the day on which the issue is announced or made under the SPP.</p>

<b>Rule Number</b>	7.1
<b>Date</b>	23/04/2010
<b>ASX Code</b>	BPO
<b>Listed Company</b>	BIOPROSPECT LIMITED
<b>Waiver Number</b>	WLC100139-001
<b>Decision</b>	<p>Based solely on the information provided, ASX Limited ("ASX") grants BioProspect Limited (the "Company") a waiver from listing rules 7.1 and 10.11 to the extent necessary to permit the Company, without obtaining shareholder approval, to issue up to \$15,000 worth of shares to each shareholder, including related parties, who subscribe under a share purchase plan in accordance with Australian Securities and Investments Commission Class Order 09/425 (the "SPP Offer"), on the following conditions.</p> <ol style="list-style-type: none"> <li>1. The discount offered under the SPP Offer is no greater than 20% of the Company's average share price over the last 5 days on which sales in the Company's shares were recorded either before the day on which the offer was first announced or before the day on which the issue was made.</li> <li>2. The number of securities to be issued under the SPP Offer is not greater than 30% of the number of fully paid ordinary securities already on issue.</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 securities on issue 12 months earlier.</p> <p><b>Present Application</b> ASIC Class Order 09/425 contemplates issue of not more than \$15,000 worth of securities under a share purchase plan without a prospectus - all securityholders able to participate on equal terms - Company's proposed share purchase plan within spirit of exception 15 of listing rule 7.2 - pricing of share purchase plan in accordance with exception 15 of listing rule 7.2, no lower than 80% of the Company's average share price over the last 5 trading days before the day on which the issue is announced or made under the share purchase plan.</p>

<b>Rule Number</b>	7.1
<b>Date</b>	28/04/2010
<b>ASX Code</b>	FWL
<b>Listed Company</b>	FERROWEST LIMITED
<b>Waiver Number</b>	WLC100141-001
<b>Decision</b>	<p>Based solely on the information provided, ASX Limited ("ASX") grants Ferrowest Limited (the "Company") a waiver from listing rules 7.1 and 10.11 to the extent necessary to permit the Company, without obtaining shareholder approval, to issue up to \$15,000 worth of shares to each shareholder, including related parties, who subscribe under a share purchase plan in accordance with Australian Securities and Investments Commission Class Order 09/425 (the "SPP Offer"), on the following conditions.</p> <p>1. The discount offered under the SPP Offer is no greater than 20% of the Company's average share price over the last 5 days on which sales in the Company's shares were recorded either before the day on which the offer was first announced or before the day on which the issue was made.</p> <p>2. The number of securities to be issued under the SPP Offer is not greater than 30% of the number of fully paid ordinary securities already on issue.</p>
<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 securities on issue 12 months earlier.</p> <p><b>Present Application</b> ASIC Class Order 09/425 contemplates issue of not more than \$15,000 worth of securities under a share purchase plan without a prospectus - all securityholders able to participate on equal terms - Company's proposed share purchase plan within spirit of exception 15 of listing rule 7.2 - pricing of share purchase plan in accordance with exception 15 of listing rule 7.2, no lower than 80% of the Company's average share price over the last 5 trading days before the day on which the issue is announced or made under the share purchase plan.</p>

<b>Rule Number</b>	7.1
<b>Date</b>	19/04/2010
<b>ASX Code</b>	MSC
<b>Listed Company</b>	MINERALS CORPORATION LIMITED
<b>Waiver Number</b>	WLC100145-001
<b>Decision</b>	<p>Based solely on the information provided, ASX Limited ("ASX") grants Minerals Corporation Limited (the "Company") a waiver from listing rules 7.1 and 10.11 to the extent necessary to permit the Company, without obtaining shareholder approval, to issue up to \$15,000 worth of shares to each shareholder, including related parties, who subscribe under a share purchase plan in accordance with Australian Securities and Investments Commission Class Order 09/425 (the "SPP"), on the following conditions.</p> <ol style="list-style-type: none"> <li>1. The discount offered under the SPP is no greater than 20% of the Company's average security price over the last 5 days on which sales in the Company's shares were recorded either before the day on which the offer was first announced or before the day on which the issue was made.</li> <li>2. The number of securities to be issued under the SPP is not greater than 30% of the number of fully paid shares already on issue.</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 securities on issue 12 months earlier.</p> <p><b>Present Application</b>  ASIC Class Order 09/425 contemplates issue of not more than \$15,000 worth of securities under a security purchase plan without a prospectus - all securityholders able to participate on equal terms - Company's proposed SPP within spirit of exception 15 of listing rule 7.2 - pricing of SPP in accordance with exception 15 of listing rule 7.2, no lower than 80% of the Company's average share price over the last 5 trading days before the day on which the issue is announced or made under the SPP.</p>

<b>Rule Number</b>	7.1
<b>Date</b>	19/04/2010
<b>ASX Code</b>	PRU
<b>Listed Company</b>	PERSEUS MINING LIMITED
<b>Waiver Number</b>	WLC100146-001
<b>Decision</b>	<p>Based solely on the information provided, ASX Limited ("ASX") grants Perseus Mining Limited (the "Company") a waiver from listing rules 7.1 and 10.11 to the extent necessary to permit the Company, without obtaining shareholder approval, to issue up to \$15,000 worth of shares to each shareholder, including related parties, who subscribe under a share purchase plan in accordance with Australian Securities and Investments Commission Class Order 09/425 (the "SPP Offer"), on the following conditions.</p> <ol style="list-style-type: none"> <li>1. The discount offered under the SPP Offer is no greater than 20% of the Company's average share price over the last 5 days on which sales in the Company's shares were recorded either before the day on which the offer was first announced or before the day on which the issue was made.</li> <li>2. The number of securities to be issued under the SPP Offer is not greater than 30% of the number of fully paid ordinary securities already on issue.</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 securities on issue 12 months earlier.</p> <p><b>Present Application</b>  ASIC Class Order 09/425 contemplates issue of not more than \$15,000 worth of securities under a share purchase plan without a prospectus - all securityholders able to participate on equal terms - Company's proposed share purchase plan within spirit of exception 15 of listing rule 7.2 - pricing of share purchase plan in accordance with exception 15 of listing rule 7.2, no lower than 80% of the Company's average share price over the last 5 trading days before the day on which the issue is announced or made under the share purchase plan.</p>

<b>Rule Number</b>	7.1
<b>Date</b>	30/04/2010
<b>ASX Code</b>	PIO
<b>Listed Company</b>	PIONEER RESOURCES LIMITED
<b>Waiver Number</b>	WLC100155-001
<b>Decision</b>	<p>Based solely on the information provided, ASX Limited ("ASX") grants the Company a waiver from listing rules 7.1 and 10.11 to the extent necessary to permit the Company to issue shares under a SPP in accordance with ASIC Class Order 09/425 pursuant to which each shareholder (including related parties) will be offered \$15,000 worth of shares on the following conditions.</p> <ol style="list-style-type: none"> <li>1. The issue price of the shares offered under the SPP will be at least 80% of the Company's average share price over the last 5 trading days before the day on which the issue was made under the SPP.</li> <li>2. The number of shares to be issued under the SPP is not greater than 30% of the number of fully paid ordinary shares already on issue.</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 securities on issue 12 months earlier.</p> <p><b>Present Application</b>  ASIC Class Order 09/425 contemplates issue of not more than \$15,000 worth of securities under a SPP without a prospectus - all shareholders able to participate on equal terms - the offer under the SPP is not less than 80% of the average market price for securities in that class - within exception 15 of the listing rule 7.2 - overall cap of 30% of issued capital must still be observed to limit dilution.</p>

<b>Rule Number</b>	7.1
<b>Date</b>	20/04/2010
<b>ASX Code</b>	RER
<b>Listed Company</b>	REGAL RESOURCES LIMITED
<b>Waiver Number</b>	WLC100147-001
<b>Decision</b>	<p>Based solely on the information provided, ASX Limited ("ASX") grants the Regal Resources Limited (the "Company") a waiver from listing rules 7.1 and 10.11 to the extent necessary to permit the Company to issue shares under a SPP in accordance with ASIC Class Order 09/425 pursuant to which each shareholder (including related parties) will be offered \$15,000 worth of shares on the following conditions.</p> <ol style="list-style-type: none"> <li>1. The issue price of the shares offered under the SPP will be at least 80% of the Company's average share price over the last 5 trading days before the day on which the issue was made under the SPP.</li> <li>2. The number of shares to be issued under the SPP is not greater than 30% of the number of fully paid ordinary shares already on issue.</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 securities on issue 12 months earlier.</p> <p><b>Present Application</b>  ASIC Class Order 09/425 contemplates issue of not more than \$15,000 worth of securities under a SPP without a prospectus - all shareholders able to participate on equal terms - the offer under the SPP is not less than 80% of the average market price for securities in that class - within exception 15 of the listing rule 7.2 - overall cap of 30% of issued capital must still be observed to limit dilution.</p>



<b>Rule Number</b>	7.1
<b>Date</b>	30/04/2010
<b>ASX Code</b>	SSN
<b>Listed Company</b>	SAMSON OIL & GAS LIMITED
<b>Waiver Number</b>	WLC100156-001
<b>Decision</b>	<p>Based solely on the information provided, ASX Limited ("ASX") grants Samson Oil and Gas Limited (the "Company") a waiver from listing rules 7.1 and 10.11 to the extent necessary to permit the Company, without obtaining shareholder approval, to issue up to \$15,000 worth of shares to each shareholder, including related parties, who subscribe under a share purchase plan in accordance with Australian Securities and Investments Commission Class Order 09/425 (the "SPP Offer"), on the following conditions.</p> <ol style="list-style-type: none"> <li>1. The discount offered under the SPP Offer is no greater than 20% of the Company's average share price over the last 5 days on which sales in the Company's shares were recorded either before the day on which the offer was first announced or before the day on which the issue was made.</li> <li>2. The number of securities to be issued under the SPP Offer is not greater than 30% of the number of fully paid ordinary securities already on issue.</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 securities on issue 12 months earlier.</p> <p><b>Present Application</b>  ASIC Class Order 09/425 contemplates issue of not more than \$15,000 worth of securities under a share purchase plan without a prospectus - all securityholders able to participate on equal terms - Company's proposed SPP Offer within spirit of exception 15 of listing rule 7.2 - pricing of SPP Offer in accordance with exception 15 of listing rule 7.2, no lower than 80% of the Company's average share price over the last 5 trading days before the day on which the issue is announced or made under the SPP Offer.</p>

<b>Rule Number</b>	7.1
<b>Date</b>	15/04/2010
<b>ASX Code</b>	SUL
<b>Listed Company</b>	SUPER CHEAP AUTO GROUP LIMITED
<b>Waiver Number</b>	WLC100132-001
<b>Decision</b>	<p>Based solely on the information provided, ASX Limited ("ASX") grants Super Cheap Auto Group Limited (the "Company") waivers from listing rules 7.1 and 10.11 to the extent necessary to permit the Company, without obtaining shareholder approval, to issue up to \$15,000 worth of shares to each shareholder, including related parties, who subscribes under a share purchase plan in accordance with the Australian Securities and Investments Commission Class Order 09/425 to permit the making of such offers without a disclosure document (the "SPP"), on the following conditions.</p> <ol style="list-style-type: none"> <li>1. The discount offered under the SPP is no greater than 20% of the Company's average share price over the last five days on which sales in the Company's shares were recorded either before the day on which the issue was first announced or before the day on which the issue was made.</li> <li>2. The number of securities to be issued under the SPP is not greater than 30% of the number of fully paid ordinary shares already on issue.</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 securities on issue 12 months earlier.</p> <p><b>Present Application</b> ASIC Class Order 09/425 contemplates issue of not more than \$15,000 worth of securities under a share purchase plan without a prospectus - all securityholders able to participate on equal terms - Company's proposed SPP within spirit of exception 15 of listing rule 7.2 - pricing of SPP in accordance with exception 15 of listing rule 7.2, no lower than 80% of the Company's average share price over the last 5 trading days before the day on which the issue is announced or made under the SPP.</p>

<b>Rule Number</b>	7.1
<b>Date</b>	27/04/2010
<b>ASX Code</b>	VIR
<b>Listed Company</b>	VIRIDIS CLEAN ENERGY GROUP
<b>Waiver Number</b>	WLC100152-001
<b>Decision</b>	<p>Based solely on the information provided, ASX Limited ("ASX") grants Viridis Clean Energy Group (the "Group") waivers from listing rules 7.1 and 10.11 to the extent necessary to permit Viridis Investment Management Limited (the "RE") to issue securities in Viridis Clean Energy Trust II ("VCET II") to security holders of the Group in consideration for the transfer of their securities in Viridis Clean Energy Trust I ("VCET I") to the RE in its capacity as responsible entity of VCET II under a trust scheme, without obtaining the approval of Group security holders under those rules, on condition that the Group's security holders approve the amendments to the constitution of VCET I (and the constitution of VCET II, if required) and other such approvals as are deemed appropriate by the RE to implement the trust scheme, and details of the trust scheme are fully disclosed in the notice of meeting and accompanying documents sent to security holders.</p>
<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>  Reorganisation of capital of a stapled group (2 trusts) by way of a "trust scheme" - units in entity comprising one component of the stapled group will be issued to security holders in consideration for the units in the entity comprising the other component of the stapled group to effect a "de-stapling" of the group - proposed consolidation following issue of securities so that the total number of securities on issue remains the same as before the issue of securities - reorganisation requires amendment to the constitution of at least one entity of the stapled group - resolutions to approve reorganisation to be put to security holders of the group - waiver granted on condition that adequate degree of disclosure in relation to trust scheme provided in meeting documents - not necessary for specific resolution to approve the issue of securities under listing rule 7.1.</p>

<b>Rule Number</b>	7.1
<b>Date</b>	28/04/2010
<b>ASX Code</b>	WGP
<b>Listed Company</b>	WESTRALIAN GAS AND POWER LIMITED
<b>Waiver Number</b>	WLC100153-001
<b>Decision</b>	<p>Based solely on the information provided, ASX Limited ("ASX") grants Westralian Gas and Power Limited (the "Company"), a waiver from listing rules 7.1 and 10.11 to the extent necessary to permit the Company to issue shares under a share purchase plan ("SPP") in accordance with Australian Securities and Investments Commission ("ASIC") Class Order 09/425 pursuant to which each shareholder (including related parties) will be offered \$15,000 worth of shares on the following conditions.</p> <ol style="list-style-type: none"> <li>1. The issue price of the shares offered under the SPP will be at least 80% of the Company's average share price over the last 5 trading days before the day on which the issue was made under the SPP.</li> <li>2. The number of shares to be issued under the SPP is not greater than 30% of the number of fully paid ordinary shares already on issue.</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 securities on issue 12 months earlier.</p> <p><b>Present Application</b> ASIC Class Order 09/425 contemplates issue of not more than \$15,000 worth of securities under a SPP without a prospectus - all shareholders able to participate on equal terms - the offer under the SPP is not less than 80% of the average market price for securities in that class - within exception 15 of the listing rule 7.2 - overall cap of 30% of issued capital must still be observed to limit dilution.</p>

<b>Rule Number</b>	7.3.2
<b>Date</b>	27/04/2010
<b>ASX Code</b>	DGI
<b>Listed Company</b>	DIGISLIDE HOLDINGS LIMITED
<b>Waiver Number</b>	WLC100140-001
<b>Decision</b>	<p>Based solely on the information provided, ASX Limited ("ASX") grants Digislide Holdings Limited (the "Company") a waiver from listing rule 7.3.2 to the extent necessary to permit the Company's notice of general meeting (the "Notice") seeking shareholder approval for the issue of 29,914,530 fully paid ordinary shares in the Company to the vendors of Australia LIVE TV Pty Ltd ("ALTV shares"), to state that up to 22,435,898 ALTV shares will be issued more than 3 months after the date of the meeting, on the following conditions.</p> <ol style="list-style-type: none"> <li>1. The Notice discloses the terms and conditions for the issue of each of the tranches of the ALTV shares, including the performance criteria which must be satisfied in respect of each tranche..</li> <li>2. The Notice states that no ALTV shares will be issued later than 30 September 2012.</li> <li>3. The Company releases the terms of the waiver to the market no later than the time of the release of the Notice to approve the issue.</li> <li>4. For the periods in which any ALTV shares are issued or remain to be issued, the Company's annual reports set out in reasonable detail the ALTV shares that have been issued in the relevant period and that may be issued in the future.</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 3 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 vendor of business in tranches - timing and structure for issue of securities to be outlined in notice of meeting - reasonable for Company to be able to seek shareholder approval for the issue of the remaining tranches to the vendor at one meeting - final tranche, being the third tranche, to be issued not later than 30 September 2012 - issue of final tranche tied to achievement of EBIT performance hurdle - waiver granted on conditions that terms of the waiver are released to the market and no securities will be issued later than 30 September 2012.</p>

<b>Rule Number</b>	7.3.8
<b>Date</b>	24/09/2009
<b>ASX Code</b>	HGN
<b>Listed Company</b>	HALCYGEN PHARMACEUTICALS LIMITED
<b>Waiver Number</b>	WLC100142-001
<b>Decision</b>	<p>Based solely on the information provided, ASX Limited ("ASX") grants Halcygen Pharmaceuticals Limited (the "Company") the following waivers.</p> <p>1. A waiver from listing rule 7.3.8 to the extent necessary to permit the resolution in the Company's notice of meeting to approve the issue of a total of up to 22,829,700 ordinary shares of the Company under a proposed share purchase plan in accordance with Australian Securities and Investments Commission Class Order 09/425 (the "Plan") not to include a voting exclusion statement on condition that any votes cast on that resolution by any proposed underwriter or sub underwriter are disregarded.</p>
<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 - voting exclusion statement required to exclude votes of security holders who may participate in the issue - security holders who participate in issue may receive a benefit over and above other security holders that do not participate equally in the issue - voting exclusion statement not required where security holders may all participate on equal basis and there is limited scope for an individual holder to increase their proportionate holding.</p> <p><b>Present Application</b>  ASIC class order 09/425 contemplates issue of not more than \$15,000 worth of securities under a security purchase plan without a prospectus -all security holders able to participate on equal terms - waiver granted to permit votes of security holders who participate in the Plan only to the extent of their entitlement to be counted -- underwriter (and any persons who sub-underwrite or apply for the shortfall under the Plan) is subject to a voting exclusion statement.</p>

<b>Rule Number</b>	7.16
<b>Date</b>	21/04/2010
<b>ASX Code</b>	SCR
<b>Listed Company</b>	SCANDINAVIAN RESOURCES LIMITED
<b>Waiver Number</b>	WLC100149-001
<b>Decision</b>	ASX grants the Company a waiver from listing rule 7.16 to the extent necessary to permit the Company to have the number of options exceed the number of ordinary fully paid shares by a maximum of 2,499,999 options on completion of the offer subject to the condition that the Company not grant any additional options until such time that the Company has more fully paid shares on issue than options.
<b>Basis For Decision</b>	<p><b>Underlying Policy</b> Entity must not issue options if it would have more options on issue than underlying securities - exception where offer of one ordinary security and one option for each ordinary security - goes to acceptable capital structure of entity - excessive amount of options on issue may confuse investors and create uncertainty in the market place.</p> <p><b>Present Application</b> Proposed number of options (assuming the prospectus capital raising is fully subscribed) will exceed the number of underlying securities by up to approximately 3.51% - overhang is insignificant - comfort that entity's capital structure will not cause confusion - waiver granted on de minimis basis - company not to issue any further options after waiver granted until further fully paid ordinary shares are issued or options exercised to ensure ordinary fully paid shares on issue are greater than the number of options on issue.</p>

<b>Rule Number</b>	10.1
<b>Date</b>	30/04/2010
<b>ASX Code</b>	SVW
<b>Listed Company</b>	SEVEN GROUP HOLDINGS LIMITED
<b>Waiver Number</b>	WLC100150-001
<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 agreements entered into, between the Company and Westrac Holdings and its subsidiaries, as described on pages 406 to 407 of Part B of the Scheme Booklet, on the following conditions:</p> <ol style="list-style-type: none"> <li>1. A summary of the material terms of the lease agreements is made in each annual report of the Company during the terms of the leases.</li> <li>2. Any material variation to the terms of the lease agreements is subject to shareholder approval.</li> <li>3. Renewal of the leases 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 (leases) prior to the meeting of scheme of arrangement - related party nature of the transaction was disclosed in the disclosure document - material terms of related party agreement were included in the disclosure document - decision to approve scheme of arrangement takes place of shareholder approval of transaction.</p>



<b>Rule Number</b>	10.11
<b>Date</b>	23/04/2010
<b>ASX Code</b>	AFI
<b>Listed Company</b>	AUSTRALIAN FOUNDATION INVESTMENT COMPANY LIMITED
<b>Waiver Number</b>	WLC100134-002
<b>Decision</b>	<p>Based solely on the information provided, ASX Limited ("ASX") grants Australian Foundation Investment Company (the "Company") a waiver from listing rules 7.1 and 10.11 to the extent necessary to permit the Company, without obtaining shareholder approval, to issue up to \$15,000 worth of shares to each shareholder, including related parties, who subscribe under a share purchase plan in accordance with ASIC Class Order 09/425 (the "Plan"), on the following conditions.</p> <ol style="list-style-type: none"> <li>1. The discount offered under the Plan is no greater than 20% of the Company's average share price over the last 5 days on which sales in the Company's shares were recorded either before the day on which the offer was first announced or before, and including, the day on which the offer closes.</li> <li>2. The number of securities to be issued under the Plan is not greater than 30% of the number of fully paid ordinary securities already on issue.</li> </ol>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b> Requirement to obtain approval of securityholders 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 securityholders' votes are counted - protect securityholders' 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> ASIC Class Order 09/425 contemplates issue of not more than \$15,000 worth of securities under a share purchase plan without a prospectus - all shareholders able to participate on equal terms - exception 8 of listing rule 10.12 intended to permit director participation in share purchase plans - SPP within spirit of exception 8 of listing rule 10.12.</p>

<b>Rule Number</b>	10.11
<b>Date</b>	27/04/2010
<b>ASX Code</b>	BSR
<b>Listed Company</b>	BASSARI RESOURCES LIMITED
<b>Waiver Number</b>	WLC100135-002
<b>Decision</b>	<p>Based solely on the information provided, ASX Limited ("ASX") grants Bassari Resources Limited (the "Company") a waiver from listing rules 7.1 and 10.11 to the extent necessary to permit the Company, without obtaining shareholder approval, to issue up to \$15,000 worth of shares to each shareholder, including related parties, who subscribe under a share purchase plan in accordance with ASIC Class Order 09/425 (the "Plan"), on the following conditions.</p> <ol style="list-style-type: none"> <li>1. The discount offered under the Plan is no greater than 20% of the Company's average market share price over the last 5 days on which sales in the Company's shares were recorded either before the day on which the offer was first announced or before the day on which the issue was made.</li> <li>2. The number of securities to be issued under the Plan is not greater than 30% of the number of fully paid ordinary securities already on issue.</li> </ol>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b> Requirement to obtain approval of securityholders 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 securityholders' votes are counted - protect securityholders' 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> ASIC Class Order 09/425 contemplates issue of not more than \$15,000 worth of securities under a share purchase plan without a prospectus - all shareholders able to participate on equal terms - exception 8 of listing rule 10.12 intended to permit director participation in share purchase plans - SPP within spirit of exception 8 of listing rule 10.12.</p>

<b>Rule Number</b>	10.11
<b>Date</b>	23/04/2010
<b>ASX Code</b>	BPO
<b>Listed Company</b>	BIOPROSPECT LIMITED
<b>Waiver Number</b>	WLC100139-002
<b>Decision</b>	<p>Based solely on the information provided, ASX Limited ("ASX") grants BioProspect Limited (the "Company") a waiver from listing rules 7.1 and 10.11 to the extent necessary to permit the Company, without obtaining shareholder approval, to issue up to \$15,000 worth of shares to each shareholder, including related parties, who subscribe under a share purchase plan in accordance with Australian Securities and Investments Commission Class Order 09/425 (the "SPP Offer"), on the following conditions.</p> <p>1. The discount offered under the SPP Offer is no greater than 20% of the Company's average share price over the last 5 days on which sales in the Company's shares were recorded either before the day on which the offer was first announced or before the day on which the issue was made.</p> <p>2. The number of securities to be issued under the SPP Offer is not greater than 30% of the number of fully paid ordinary securities already on issue.</p>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b> Requirement to obtain approval of securityholders 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 securityholders' votes are counted - protect securityholders' 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> ASIC Class Order 09/425 contemplates issue of not more than \$15,000 worth of securities under a share purchase plan without a prospectus - all shareholders able to participate on equal terms - exception 8 of listing rule 10.12 intended to permit director participation in share purchase plans - share purchase plan within spirit of exception 8 of listing rule 10.12.</p>

<b>Rule Number</b>	10.11
<b>Date</b>	28/04/2010
<b>ASX Code</b>	FWL
<b>Listed Company</b>	FERROWEST LIMITED
<b>Waiver Number</b>	WLC100141-002
<b>Decision</b>	<p>Based solely on the information provided, ASX Limited ("ASX") grants Ferrowest Limited (the "Company") a waiver from listing rules 7.1 and 10.11 to the extent necessary to permit the Company, without obtaining shareholder approval, to issue up to \$15,000 worth of shares to each shareholder, including related parties, who subscribe under a share purchase plan in accordance with Australian Securities and Investments Commission Class Order 09/425 (the "SPP Offer"), on the following conditions.</p> <p>1. The discount offered under the SPP Offer is no greater than 20% of the Company's average share price over the last 5 days on which sales in the Company's shares were recorded either before the day on which the offer was first announced or before the day on which the issue was made.</p> <p>2. The number of securities to be issued under the SPP Offer is not greater than 30% of the number of fully paid ordinary securities already on issue.</p>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b> Requirement to obtain approval of securityholders 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 securityholders' votes are counted - protect securityholders' 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> ASIC Class Order 09/425 contemplates issue of not more than \$15,000 worth of securities under a share purchase plan without a prospectus - all shareholders able to participate on equal terms - exception 8 of listing rule 10.12 intended to permit director participation in share purchase plans - share purchase plan within spirit of exception 8 of listing rule 10.12.</p>

<b>Rule Number</b>	10.11
<b>Date</b>	24/09/2010
<b>ASX Code</b>	HGN
<b>Listed Company</b>	HALCYGEN PHARMACEUTICALS LIMITED
<b>Waiver Number</b>	WLC100142-002
<b>Decision</b>	<p>Based solely on the information provided, ASX Limited ("ASX") grants Halcygen Pharmaceuticals Limited (the "Company") the following waivers.</p> <p>1. A waiver from listing rule 10.11 to the extent necessary to permit the Company to issue up to \$15,000 worth of securities to each of its related parties under the Plan without obtaining shareholder approval, on condition that all related parties are offered securities under the Plan on the same terms as other shareholders.</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 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>  ASIC class order 09/425 contemplates issue of not more than \$15,000 worth of securities under a security purchase plan without a prospectus - all security holders able to participate on equal terms - proposed terms of the Plan does not come within exception 8 of listing rule 10.12 - waiver granted to permit related parties to participate in the Plan, on condition that participation is on same terms as unassociated shareholders.</p>

<b>Rule Number</b>	10.11
<b>Date</b>	19/04/2010
<b>ASX Code</b>	MSC
<b>Listed Company</b>	MINERALS CORPORATION LIMITED
<b>Waiver Number</b>	WLC100145-002
<b>Decision</b>	<p>Based solely on the information provided, ASX Limited ("ASX") grants Minerals Corporation Limited (the "Company") a waiver from listing rules 7.1 and 10.11 to the extent necessary to permit the Company, without obtaining shareholder approval, to issue up to \$15,000 worth of shares to each shareholder, including related parties, who subscribe under a share purchase plan in accordance with Australian Securities and Investments Commission Class Order 09/425 (the "SPP"), on the following conditions.</p> <ol style="list-style-type: none"> <li>1. The discount offered under the SPP is no greater than 20% of the Company's average security price over the last 5 days on which sales in the Company's shares were recorded either before the day on which the offer was first announced or before the day on which the issue was made.</li> <li>2. The number of securities to be issued under the SPP is not greater than 30% of the number of fully paid shares already on issue.</li> </ol>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b> Requirement to obtain approval of securityholders 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 securityholders' votes are counted - protect securityholders' 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> ASIC Class Order 09/425 contemplates issue of not more than \$15,000 worth of securities under a share purchase plan without a prospectus - all security holders able to participate on equal terms - exception 8 of listing rule 10.12 intended to permit director participation in share purchase plans - SPP within spirit of exception 8 of listing rule 10.12.</p>

<b>Rule Number</b>	10.11
<b>Date</b>	19/04/2010
<b>ASX Code</b>	PRU
<b>Listed Company</b>	PERSEUS MINING LIMITED
<b>Waiver Number</b>	WLC100146-002
<b>Decision</b>	<p>Based solely on the information provided, ASX Limited ("ASX") grants Perseus Mining Limited (the "Company") a waiver from listing rules 7.1 and 10.11 to the extent necessary to permit the Company, without obtaining shareholder approval, to issue up to \$15,000 worth of shares to each shareholder, including related parties, who subscribe under a share purchase plan in accordance with Australian Securities and Investments Commission Class Order 09/425 (the "SPP Offer"), on the following conditions.</p> <p>1. The discount offered under the SPP Offer is no greater than 20% of the Company's average share price over the last 5 days on which sales in the Company's shares were recorded either before the day on which the offer was first announced or before the day on which the issue was made.</p> <p>2. The number of securities to be issued under the SPP Offer is not greater than 30% of the number of fully paid ordinary securities already on issue.</p>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b> Requirement to obtain approval of securityholders 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 securityholders' votes are counted - protect securityholders' 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> ASIC Class Order 09/425 contemplates issue of not more than \$15,000 worth of securities under a share purchase plan without a prospectus - all shareholders able to participate on equal terms - exception 8 of listing rule 10.12 intended to permit director participation in share purchase plans - share purchase plan within spirit of exception 8 of listing rule 10.12.</p>

<b>Rule Number</b>	10.11
<b>Date</b>	30/04/2010
<b>ASX Code</b>	PIO
<b>Listed Company</b>	PIONEER RESOURCES LIMITED
<b>Waiver Number</b>	WLC100155-002
<b>Decision</b>	<p>Based solely on the information provided, ASX Limited ("ASX") grants the Company a waiver from listing rules 7.1 and 10.11 to the extent necessary to permit the Company to issue shares under a SPP in accordance with ASIC Class Order 09/425 pursuant to which each shareholder (including related parties) will be offered \$15,000 worth of shares on the following conditions.</p> <ol style="list-style-type: none"> <li>1. The issue price of the shares offered under the SPP will be at least 80% of the Company's average share price over the last 5 trading days before the day on which the issue was made under the SPP.</li> <li>2. The number of shares to be issued under the SPP is not greater than 30% of the number of fully paid ordinary shares already on issue.</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 parties - directed at preventing related parties obtaining securities on advantageous terms and increasing their holding proportionate to other holdings - only un-associated 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> ASIC Class Order 09/425 contemplates issue of not more than \$15,000 worth of securities under a SPP without a prospectus - all shareholders able to participate on equal terms- the offer under the SPP is not less than 80% of the average market price for securities in that class - within exception 8 of the listing rule 10.12 - within spirit of exception to allow related party participation - overall cap of 30 % of issued capital must still be observed to limit dilution.</p>



<b>Rule Number</b>	10.11
<b>Date</b>	20/04/2010
<b>ASX Code</b>	RER
<b>Listed Company</b>	REGAL RESOURCES LIMITED
<b>Waiver Number</b>	WLC100147-002
<b>Decision</b>	<p>Based solely on the information provided, ASX Limited ("ASX") grants the Regal Resources Limited (the "Company") a waiver from listing rules 7.1 and 10.11 to the extent necessary to permit the Company to issue shares under a SPP in accordance with ASIC Class Order 09/425 pursuant to which each shareholder (including related parties) will be offered \$15,000 worth of shares on the following conditions.</p> <ol style="list-style-type: none"> <li>1. The issue price of the shares offered under the SPP will be at least 80% of the Company's average share price over the last 5 trading days before the day on which the issue was made under the SPP.</li> <li>2. The number of shares to be issued under the SPP is not greater than 30% of the number of fully paid ordinary shares already on issue.</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 parties - directed at preventing related parties obtaining securities on advantageous terms and increasing their holding proportionate to other holdings - only un-associated 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> ASIC Class Order 09/425 contemplates issue of not more than \$15,000 worth of securities under a SPP without a prospectus - all shareholders able to participate on equal terms- the offer under the SPP is not less than 80% of the average market price for securities in that class - within exception 8 of the listing rule 10.12 - within spirit of exception to allow related party participation - overall cap of 30 % of issued capital must still be observed to limit dilution.</p>

<b>Rule Number</b>	10.11
<b>Date</b>	30/04/2010
<b>ASX Code</b>	SSN
<b>Listed Company</b>	SAMSON OIL & GAS LIMITED
<b>Waiver Number</b>	WLC100156-002
<b>Decision</b>	<p>Based solely on the information provided, ASX Limited ("ASX") grants Samson Oil and Gas Limited (the "Company") a waiver from listing rules 7.1 and 10.11 to the extent necessary to permit the Company, without obtaining shareholder approval, to issue up to \$15,000 worth of shares to each shareholder, including related parties, who subscribe under a share purchase plan in accordance with Australian Securities and Investments Commission Class Order 09/425 (the "SPP Offer"), on the following conditions.</p> <p>1. The discount offered under the SPP Offer is no greater than 20% of the Company's average share price over the last 5 days on which sales in the Company's shares were recorded either before the day on which the offer was first announced or before the day on which the issue was made.</p> <p>2. The number of securities to be issued under the SPP Offer is not greater than 30% of the number of fully paid ordinary securities already on issue.</p>
<b>Basis For Decision</b>	<p><b>Underlying Policy</b> Requirement to obtain approval of securityholders 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 securityholders' votes are counted - protect securityholders' 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> ASIC Class Order 09/425 contemplates issue of not more than \$15,000 worth of securities under a share purchase plan without a prospectus - all shareholders able to participate on equal terms - exception 8 of listing rule 10.12 intended to permit director participation in share purchase plans - SPP Offer within spirit of exception 8 of listing rule 10.12.</p>

<b>Rule Number</b>	10.11
<b>Date</b>	15/04/2010
<b>ASX Code</b>	SUL
<b>Listed Company</b>	SUPER CHEAP AUTO GROUP LIMITED
<b>Waiver Number</b>	WLC100132-002
<b>Decision</b>	<p>Based solely on the information provided, ASX Limited ("ASX") grants Super Cheap Auto Group Limited (the "Company") waivers from listing rules 7.1 and 10.11 to the extent necessary to permit the Company, without obtaining shareholder approval, to issue up to \$15,000 worth of shares to each shareholder, including related parties, who subscribes under a share purchase plan in accordance with the Australian Securities and Investments Commission Class Order 09/425 to permit the making of such offers without a disclosure document (the "SPP"), on the following conditions.</p> <ol style="list-style-type: none"> <li>1. The discount offered under the SPP is no greater than 20% of the Company's average share price over the last five days on which sales in the Company's shares were recorded either before the day on which the issue was first announced or before the day on which the issue was made.</li> <li>2. The number of securities to be issued under the SPP is not greater than 30% of the number of fully paid ordinary shares already on issue.</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 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> ASIC Class Order 09/425 contemplates issue of not more than \$15,000 worth of securities under a share purchase plan without a prospectus - all securityholders able to participate on equal terms - exception 8 of listing rule 10.12 intended to permit director participation in share purchase plans - SPP within spirit of exception 8 of listing rule 10.12.</p>

<b>Rule Number</b>	10.11
<b>Date</b>	27/04/2010
<b>ASX Code</b>	VIR
<b>Listed Company</b>	VIRIDIS CLEAN ENERGY GROUP
<b>Waiver Number</b>	WLC100152-002
<b>Decision</b>	<p>Based solely on the information provided, ASX Limited ("ASX") grants Viridis Clean Energy Group (the "Group") waivers from listing rules 7.1 and 10.11 to the extent necessary to permit Viridis Investment Management Limited (the "RE") to issue securities in Viridis Clean Energy Trust II ("VCET II") to security holders of the Group in consideration for the transfer of their securities in Viridis Clean Energy Trust I ("VCET I") to the RE in its capacity as responsible entity of VCET II under a trust scheme, without obtaining the approval of Group security holders under those rules, on condition that the Group's security holders approve the amendments to the constitution of VCET I (and the constitution of VCET II, if required) and other such approvals as are deemed appropriate by the RE to implement the trust scheme, and details of the trust scheme are fully disclosed in the notice of meeting and accompanying documents sent to security 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> Reorganisation of capital of a stapled group (2 trusts) by way of a "trust scheme" - units in entity comprising one component of the stapled group will be issued to security holders in consideration for the units in the entity comprising the other component of the stapled group to effect a "de-stapling" of the group - proposed consolidation following issue of securities so that the total number of securities on issue remains the same as before the issue of securities - reorganisation requires amendment to the constitution of at least one entity of the group - resolutions to approve reorganisation to be put to security holders of the stapled group - waiver granted on condition that adequate degree of disclosure in relation to trust scheme provided in meeting documents - not necessary for specific resolution to approve the issue of securities under listing rule 10.11.</p>

<b>Rule Number</b>	10.11
<b>Date</b>	28/04/2010
<b>ASX Code</b>	WGP
<b>Listed Company</b>	WESTRALIAN GAS AND POWER LIMITED
<b>Waiver Number</b>	WLC100153-002
<b>Decision</b>	<p>Based solely on the information provided, ASX Limited ("ASX") grants Westralian Gas and Power Limited (the "Company"), a waiver from listing rules 7.1 and 10.11 to the extent necessary to permit the Company to issue shares under a share purchase plan ("SPP") in accordance with Australian Securities and Investments Commission ("ASIC") Class Order 09/425 pursuant to which each shareholder (including related parties) will be offered \$15,000 worth of shares on the following conditions.</p> <ol style="list-style-type: none"> <li>1. The issue price of the shares offered under the SPP will be at least 80% of the Company's average share price over the last 5 trading days before the day on which the issue was made under the SPP.</li> <li>2. The number of shares to be issued under the SPP is not greater than 30% of the number of fully paid ordinary shares already on issue.</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 parties - directed at preventing related parties obtaining securities on advantageous terms and increasing their holding proportionate to other holdings - only un-associated 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> ASIC Class Order 09/425 contemplates issue of not more than \$15,000 worth of securities under a SPP without a prospectus - all shareholders able to participate on equal terms- the offer under the SPP is not less than 80% of the average market price for securities in that class - within exception 8 of the listing rule 10.12 - within spirit of exception to allow related party participation - overall cap of 30 % of issued capital must still be observed to limit dilution.</p>

<b>Rule Number</b>	14.7
<b>Date</b>	20/04/2010
<b>ASX Code</b>	TZN
<b>Listed Company</b>	TERRAMIN AUSTRALIA LIMITED.
<b>Waiver Number</b>	WLC100151-001
<b>Decision</b>	<p>1. Based solely on the information provided, ASX Limited ("ASX") grants Terramin Australia Limited (the "Company") a waiver from listing rule 14.7 to the extent necessary to permit the Company not to comply with the voting exclusion statements in the Company's 2010 notice of annual general meeting (the "Notice") for the shareholders meeting to be held on 23 April 2010 (the "AGM") in relation to:</p> <p>1.1. Resolution 7 of the Notice seeking ratification by shareholders for the purpose of listing rule 7.4 of the issue of 812,740 fully paid ordinary shares to RBS Sempra Metals &amp; Concentrates LLC (the "First Placement") (the "First Placement Resolution");</p> <p>1.2. Resolution 8 of the Notice seeking ratification by shareholders for the purpose of listing rule 7.4 of the issue of 19,331,222 fully paid ordinary shares to a number of institutional and sophisticated investors pursuant to a placement managed by Patersons Securities Limited (the "Second Placement") (the "Second Placement Resolution"); and</p> <p>1.3. Resolution 9 of the Notice seeking the approval of shareholders for the purpose of listing rule 7.1 for the issue of a maximum of 7 million ordinary shares in the capital of the Company and 7,500,000 unlisted, unsecured, convertible redeemable notes (the "Transamine Issues") (the "Transamine Resolution"),</p> <p>so that the votes of the following holders of shares acting solely in a fiduciary, nominee or custodial capacity ("Nominee Holders") whose votes would otherwise be disregarded need not be disregarded on each of those resolutions, namely Nominee Holders who:</p> <p>1.4 participated in the First Placement or the Second Placement or who may participate in the Transamine Issue provided that those Nominee Holders are casting votes on behalf of beneficiaries who:</p> <p>1.4.1 did not participate in the First Placement or the Second Placement, or who may not participate in the Transamine Issue;</p> <p>1.4.2 are not a person who might obtain a benefit (except a benefit solely in the capacity of a holder of shares) if the Transamine Resolution is passed; and</p> <p>1.4.3 are not an associate of any such person; or</p> <p>1.5 are holding shares on behalf of beneficiaries who themselves participated in the First Placement or the Second Placement or persons who themselves may participate in the Transamine Issue provided that those Nominee Holders are casting votes on behalf of beneficiaries who:</p> <p>1.5.1 did not participate in the First Placement or the Second Placement, or who may not participate in the Transamine Issue;</p> <p>1.5.2 are not a person who might obtain a benefit (except a benefit solely in the capacity of a holder of shares) if the Transamine Resolution is passed; and</p> <p>1.5.3 are not an associate of any such person.</p> <p>2. The waiver is granted subject to the following conditions:</p> <p>2.1. In relation to the First and Second Placement Resolutions the beneficiaries provide written confirmation to the Nominee Holders that they did not participate in the issue the subject of the relevant</p>

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	<p>resolution, nor are they an associate of a person who participated in the issue the subject of the relevant resolution.</p> <p>2.2. In relation to the Transamine Resolution the beneficiaries provide written confirmation to the Nominee Holders that they are not a person who may participate in the issue the subject of the relevant resolution, nor a person who might obtain a benefit (except a benefit solely in the capacity of a shareholder) if the resolution is passed, nor are they an associate of a person who may participate in or obtain a benefit from the issue the subject of the relevant resolution.</p> <p>2.3. The beneficiaries direct the Nominee Holders to vote for or against the relevant resolutions.</p> <p>2.4. The Nominee Holders do not exercise discretion in casting a vote on behalf of the beneficiaries in relation to the relevant resolutions.</p> <p>2.5. The terms of the waiver are immediately released to the market.</p>
<p><b>Basis For Decision</b></p>	<p><b>Underlying Policy</b> If a notice of meeting states that entity will do something that the listing rules require it to do, the entity must do that thing - supports listing rule requirements.</p> <p><b>Present Application</b> Resolutions to be put to security holders to ratify prior issues of securities and approve the issue of ordinary shares and convertible notes - notice of meeting contains voting exclusion statements in accordance with listing rules 7.3.8, 7.5.6 and 14.11 - voting exclusion statements effectively preclude votes of a nominee from being counted on resolutions even if the nominee holds securities on behalf of an underlying beneficiary who did not participate in the issues - not intention of the rule that votes attributable to beneficial holders who did not participate in the issues should be excluded along with the votes attributable to beneficial holders who did participate in the issues - waiver permits entity not to comply with voting exclusion statements in notice of meeting and permits votes of nominee on behalf of underlying beneficiaries to be counted, provided beneficiary confirms to nominee that it did not / will not participate in the relevant issue of securities, beneficiary directs nominee to vote for or against the relevant resolution and nominee does not exercise discretion when voting</p>