



Register of ASX Listing Rule Waivers

1 to 15 September 2011

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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Rule Number	1.1 condition 11
Date	7/09/2011
ASX Code	GID
Listed Company	GI DYNAMICS, INC
Waiver Number	WLC110232-001
Decision	<p>1. Based solely on the information provided, ASX Limited ("ASX") grants GI Dynamics, Inc (the "Company") a waiver from listing rule 1.1 condition 11 to the extent necessary to permit the Company to have on issue the following securities:</p> <p>1.1. 520,000 unquoted options exercisable at US\$0.10 on or before either 27 May 2013 or 15 July 2013.</p> <p>1.2. 738,625 unquoted options exercisable at US\$0.15 each on before various dates between 10 June 2014 and 20 January 2015.</p> <p>1.3. 357,219 unquoted options exercisable at US\$0.20 on or before either 21 October 2015 or 17 November 2015.</p>
Basis For Decision	<p>Underlying Policy Exercise price of securities must be at least 20 cents - supports listing rule 2.1 condition 2 - demonstrates quality - supports ASX market.</p> <p>Present Application Existing unquoted options issued by the entity between 27 May 2003 and 17 November 2005, with exercise prices less than 20 cents - options issued to employees, consultants and directors of the entity pursuant to an employee incentive scheme - entity will raise funds under an IPO and placement - options represent approximately 0.52% of the entity's fully diluted issued capital on a post-fundraising basis - percentage on a post-fundraising basis not considered to be material - existence of the options does not undermine the integrity of the 20 cent rule.</p>

Rule Number	1.1 condition 11
Date	9/09/2011
ASX Code	GLY
Listed Company	GLORY RESOURCES LIMITED
Waiver Number	WLC110240-001
Decision	<p>1. Based solely on the information provided, ASX Limited ("ASX") grants Glory Resources Limited (the "Company") a waiver from listing rule 1.1 condition 11 to the extent necessary to permit the Company to have on issue the following options with an exercise price of less than 20 cents at the time its securities are reinstated to official quotation following re-compliance with chapters 1 and 2 of the Listing Rules in connection with the proposed acquisition of the Sappes Gold Project.</p> <p>1.1 5,000,000 unquoted options exercisable at 17 cents on or before 26 July 2016 issued to Directors on 27 July 2011; and</p> <p>1.2 10,000,000 unquoted options exercisable at 17 cents on or before 26 July 2016 issued to Consultants and Brokers on 27 July 2011.</p>
Basis For Decision	<p>Underlying Policy Exercise price of securities must be at least 20 cents - supports listing rule 2.1 condition 2 - demonstrates quality - supports ASX market.</p> <p>Present Application Existing unquoted options issued by the Company with exercise price less than 20 cents - options exercisable at 17 cents - issued to consultants and brokers for corporate advisory and consulting services in connection with earlier capital raising or work done on Company's existing assets, and to directors for cost effective remuneration and reward - issue unrelated to backdoor listing transaction - Company proposing to raise capital via placement and issue shares as consideration for the proposed acquisition - percentage of existing options on issue post capital raising and acquisition within precedent - Company required to comply with Chapters 1 and 2 of the listing rules pursuant to the application of listing rule 11.1.3 - Company will raise funds under prospectus at no less than 20 cents per share - waiver granted as existence of this number of unquoted options with an exercise price of less than 20 cents would not undermine the 20 cent rule in the circumstances.</p>

Rule Number	2.1
Date	13/09/2011
ASX Code	TRA
Listed Company	TORRENS SERIES 2011-1(E) TRUST
Waiver Number	WLC110249-001
Decision	1. Based solely on the information provided, ASX Limited ("ASX") grants TORRENS Series 2011-1(E) Trust (the "Trust") a waiver 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.
Basis For Decision	<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>

Rule Number	2.1 condition 3
Date	22/08/2011
ASX Code	IDH
Listed Company	IDOL 2011-1 TRUST
Waiver Number	WLC110233-001
Decision	1. Based solely on the information provided, ASX Limited ("ASX") grants IDOL 2011-1 Trust (the "Trust") a waiver 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.
Basis For Decision	<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>

Rule Number	3.10.5
Date	22/08/2011
ASX Code	IDH
Listed Company	IDOL 2011-1 TRUST
Waiver Number	WLC110233-002
Decision	1. Based solely on the information provided, ASX Limited ("ASX") grants IDOL 2011-1 Trust (the "Trust") a waiver from listing rule 3.10.5 to the extent necessary to permit the Trust, 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.
Basis For Decision	<p>Underlying Policy 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>Present Application 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>

Rule Number	3.10.5
Date	13/09/2011
ASX Code	TRA
Listed Company	TORRENS SERIES 2011-1(E) TRUST
Waiver Number	WLC110249-002
Decision	1. Based on the information provided, ASX Limited ("ASX") grants TORRENS Series 2011-1(E) Trust (the "Trust") a waiver from listing rule 3.10.5 to the extent necessary to permit the Trust, 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.
Basis For Decision	<p>Underlying Policy 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>Present Application 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>

Rule Number	3.20.2
Date	13/09/2011
ASX Code	CBX
Listed Company	CAPE ALUMINA LIMITED
Waiver Number	WLC110238-001
Decision	<p>1. Based solely on the information provided, ASX Limited ("ASX") grants Cape Alumina Limited (the "Company") the following waiver to the extent necessary to permit the Company to undertake a capital raising to raise up to \$10 million by way of an accelerated non-renounceable pro rata entitlement offer of the Company's securities (the "Rights Offer").</p> <p>1.1. A waiver from listing rule 3.20.2 to permit the record date for the Rights Offer not to be seven business days after the announcement of the Rights Offer, but in accordance with a timetable submitted by the Company, on the condition that the record date for the Rights Offer is no earlier than the fourth business day after the date the trading halt for the Rights Offer commences, including that date, provided that the trading halt commences before the commencement of trading on that day, and all other aspects of the timetable for the Rights Offer are acceptable to ASX.</p>
Basis For Decision	<p>Underlying Policy 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>Present Application Accelerated non-renounceable entitlement offer - functionally equivalent to non-renounceable pro rata offer - waiver granted on condition the timetable is acceptable to ASX.</p>

Rule Number	4.7B
Date	15/09/2011
ASX Code	BNC
Listed Company	BIONICHE LIFE SCIENCES INC.
Waiver Number	WLC110236-001
Decision	<p>1. Based solely on the information provided, ASX Limited("ASX") grants Bioniche Life Sciences Inc. (the "Company") a waiver from listing rule 4.7B to the extent necessary to permit the Company not to lodge an Appendix 4C with respect to the quarter ending 30 September 2011 as required by the listing rules on condition that the Company lodges with ASX the quarterly management decision and analysis report that it is required to lodge with the relevant Canadian regulatory authorities within 75 days of the end of the quarter ending 30 September 2011 or at the same time the Company lodges those documents with the Ontario Securities Commission (whichever is sooner) and on the condition that the terms of the waiver are immediately released to the market.</p>
Basis For Decision	<p>Underlying Policy Quarterly report required for an entity admitted based on 'commitments' - enhances continuous disclosure regime by requiring disclosure of a summary of the expenditure incurred on those activities - quarterly report must be provided within one month of the end of each quarter.</p> <p>Present Application Foreign incorporated company - primary listing on TSX - majority of shareholders and operations based outside Australia - ASX listing rule would require company to lodge an Appendix 4C with ASX within one month of the end of each quarter - company required to lodge quarterly reports under Canadian legislation and ASX listing rules - duplication of quarterly reports - company considered to satisfy criteria for relief outlined in Guidance Note 4 - 'Foreign Entities' in relation to this particular obligation - change of financial reporting standards in Canada - Canadian Securities Administrators ("CSA") have granted a 30 day extension to issuers for the filing of the first IFRS quarterly report - extension of 30 days is a one off transitional allowance - waiver granted to allow company to continue to comply with CSA requirements.</p>

Rule Number	5.6
Date	1/09/2011
ASX Code	RMX
Listed Company	RED MOUNTAIN MINING LIMITED
Waiver Number	WLC110234-001
Decision	<p>1. Based solely on the information provided, ASX Limited ("ASX") grants Red Mountain Mining Limited (the "Company") a waiver from listing rule 5.6 to the extent necessary to permit the Company to include in a public report provided to persons who subscribe for securities under the Prospectus (including the Independent Expert (Geological) Report prepared by Ravensgate Mineral Industry Consultants (the "Geologist's Report") foreign estimates of the quantum of mineralisation for the Zhongqu Project, in which the Company has an interest, which are not compliant with Appendix 5A of the Listing Rules (the "JORC Code") (the "Foreign Estimates"), subject to the public report containing the historical information including the following.</p> <p>1.1 A statement that the Foreign Estimates of the resources are not reported in accordance with the JORC Code and that it is uncertain that following evaluation and/or further exploration that the resource estimate will ever be reported in accordance with the JORC Code.</p> <p>1.2 Identification of the sources and dates of the Foreign Estimates of the resources.</p> <p>1.3 Confirmation that the Foreign Estimates of the resources are relevant, together with an explanation as to why they are relevant.</p> <p>1.4 Comment on the reliability of the Foreign Estimates of the resources.</p> <p>1.5 Comment on the materiality of the Foreign Estimates of the resources.</p> <p>1.6 A statement as to whether the Foreign Estimates of the resources use categories other than the ones set out in the JORC Code and, if so, include an explanation of the differences.</p> <p>1.7 The inclusion of any more recent estimates or data available to the Company.</p> <p>1.8 Information about the Company's intention to evaluate the matters listed in Table 1 of the JORC Code which are relevant to the estimate and or to conduct exploration for the purposes of allowing a competent person to take responsibility for the estimates of mineral resources or ore reserves so that they may be reported by the Company in accordance with the JORC Code. The timeframe contemplated by the Company for this work should be disclosed.</p> <p>1.9 A statement confirming that the announcement is consistent with the guidance contained in the Companies Updates numbered 11/07 and 05/04.</p> <p>1.10 A competent person's statement accepting responsibility for the accuracy of the information contained within the announcement.</p> <p>1.11 A statement that ASX has granted a waiver from listing rule 5.6 to allow the Company to report the Historical Estimates of the resource.</p> <p>1.12 An appropriate statement is made in a suitably prominent place in the Prospectus refer P.10 Prospectus dated 04/07/11.</p>
Basis For Decision	

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Rule Number	6.16
Date	7/09/2011
ASX Code	GID
Listed Company	GI DYNAMICS, INC
Waiver Number	WLC110232-002
Decision	<p>1. Based solely on the information provided, ASX Limited ("ASX") grants GI Dynamics, Inc (the "Company") a waiver from listing rules 6.16, 6.19, 6.21 and 6.22 to the extent necessary to permit the Company to have and implement terms of the existing 2003 Omnibus Stock Plan (the "Plan") that does not comply with listing rules 6.16, 6.19, 6.21 and 6.22, on condition that the Company release the Plan as pre-quotations disclosure and that the Company will not issue any new options under that Plan.</p>
Basis For Decision	<p>Underlying Policy 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>Present Application Entity incorporated in US - existing employee incentive schemes drafted in compliance with requirements of US law - companion waiver to waivers from substantive rules - waiver limited to options issued under the existing employee incentive schemes.</p>

Rule Number	6.19
Date	7/09/2011
ASX Code	GID
Listed Company	GI DYNAMICS, INC
Waiver Number	WLC110232-003
Decision	<p>1. Based solely on the information provided, ASX Limited ("ASX") grants GI Dynamics, Inc (the "Company") a waiver from listing rules 6.16, 6.19, 6.21 and 6.22 to the extent necessary to permit the Company to have and implement terms of the existing 2003 Omnibus Stock Plan (the "Plan") that does not comply with listing rules 6.16, 6.19, 6.21 and 6.22, on condition that the Company release the Plan as pre-quotation disclosure and that the Company will not issue any new options under that Plan.</p>
Basis For Decision	<p>Underlying Policy 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>Present Application Entity incorporated in US - existing employee incentive schemes drafted in compliance with requirements of US law - waiver limited to options issued under the existing employee incentive schemes.</p>

Rule Number	6.21
Date	7/09/2011
ASX Code	GID
Listed Company	GI DYNAMICS, INC
Waiver Number	WLC110232-004
Decision	<p>1. Based solely on the information provided, ASX Limited ("ASX") grants GI Dynamics, Inc (the "Company") a waiver from listing rules 6.16, 6.19, 6.21 and 6.22 to the extent necessary to permit the Company to have and implement terms of the existing 2003 Omnibus Stock Plan (the "Plan") that does not comply with listing rules 6.16, 6.19, 6.21 and 6.22, on condition that the Company release the Plan as pre-quotations disclosure and that the Company will not issue any new options under that Plan.</p>
Basis For Decision	<p>Underlying Policy 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>Present Application Entity incorporated in US - existing employee incentive schemes drafted in compliance with requirements of US law - waiver limited to options issued under the existing employee incentive schemes.</p>

Rule Number	6.22
Date	7/09/2011
ASX Code	GID
Listed Company	GI DYNAMICS, INC
Waiver Number	WLC110232-005
Decision	<p>1. Based solely on the information provided, ASX Limited ("ASX") grants GI Dynamics, Inc (the "Company") a waiver from listing rules 6.16, 6.19, 6.21 and 6.22 to the extent necessary to permit the Company to have and implement terms of the existing 2003 Omnibus Stock Plan (the "Plan") that does not comply with listing rules 6.16, 6.19, 6.21 and 6.22, on condition that the Company release the Plan as pre-quotation disclosure and that the Company will not issue any new options under that Plan.</p>
Basis For Decision	<p>Underlying Policy 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>Present Application Entity incorporated in US - existing employee incentive schemes drafted in compliance with requirements of US law - waiver limited to options issued under the existing employee incentive schemes.</p>

Rule Number	6.23.4
Date	8/09/2011
ASX Code	MLB
Listed Company	MELBOURNE IT LIMITED
Waiver Number	WLC110243-001
Decision	<p>1. Based solely on the information provided, ASX Limited ("ASX") grants Melbourne IT Limited (the "Company") a waiver from listing rule 6.23.4 to the extent necessary to permit the Company to amend the terms of the options and performance rights granted to its employees under the Company's existing Share Option Plans and the Performance Rights Plan ("the Plans"), to enable the Company to utilise an employee share trust under which a trustee will either subscribe for new shares, purchase existing shares on-market and/or allocate unallocated shares previously acquired by the trustee, to satisfy delivery requirements upon the exercise of options or performance rights issued under the Plans.</p>
Basis For Decision	<p>Underlying Policy 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>Present Application Options and performance rights issued under share option plans and performance right plan - waiver granted to allow the terms of the share option plans and performance right plan to be amended (without shareholder approval) to enable the entity to utilise an employee share trust under which the trustee may elect to settle the exercise of options and performance rights under the plan by either subscribing for new shares, purchasing existing shares on-market and/or allocating unallocated shares previously acquired by the trustee - no dilution suffered by ordinary security holders due to introduction of employee share trust structure - does not increase the rights of the holders of the options or performance rights and does not diminish the rights of shareholders - insignificant effect on the market for quoted securities.</p>

Rule Number	6.23.4
Date	12/09/2011
ASX Code	TOX
Listed Company	TOX FREE SOLUTIONS LIMITED
Waiver Number	WLC110248-001
Decision	<p>1. Based solely on the information provided, ASX Limited grants Tox Free Solutions Limited (the "Company") a waiver from listing rule 6.23.4 to the extent necessary to permit the Company to amend the terms of the share options granted to its employees under the Company's existing employee incentive option scheme, to enable the Company to utilise an employee share trust under which the trustee may either subscribe for new shares, purchase existing shares on-market, and/or allocate unallocated shares previously acquired by the trustee, to satisfy delivery requirements upon exercise of options under the scheme.</p>
Basis For Decision	<p>Underlying Policy 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>Present Application Share options issued under employee share option plan - waiver granted to permit listed entity to amend terms of options to enable the entity to utilise an employee share trust arrangement - trustee may either subscribe for new shares, purchase existing shares on-market and/or allocate unallocated shares previously acquired by the trustee - no dilution suffered by ordinary security holders - does not increase the rights of the holders of the options or diminish the rights of shareholders - insignificant effect on market for quoted securities as relevant securities would represent approximately total 5% of issued capital in listed entity if all options are exercised.</p>

Rule Number	6.24
Date	22/08/2011
ASX Code	IDH
Listed Company	IDOL 2011-1 TRUST
Waiver Number	WLC110233-003
Decision	<p>1. Based solely on the information provided, ASX Limited ("ASX") grants IDOL 2011-1 Trust (the "Trust") a waiver from listing Rule 6.24 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> <p>1.1. The record date for the next interest period. 1.2. The payment date for the next interest period.</p>
Basis For Decision	<p>Underlying Policy 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>Present Application Entity's securities to pay interest monthly - information memorandum specifies the record date to be 5 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>

Rule Number	6.24
Date	13/09/2011
ASX Code	TRA
Listed Company	TORRENS SERIES 2011-1(E) TRUST
Waiver Number	WLC110249-003
Decision	<p>1. Based solely on the information provided, ASX Limited ("ASX") grants TORRENS Series 2011-1(E) Trust a waiver from listing rule 6.24 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> <p>1.1 The record date for the next interest period. 1.2 The payment date for the next interest period.</p>
Basis For Decision	<p>Underlying Policy 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>Present Application Entity's securities to pay interest monthly - the record date to be 3 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>

Rule Number	7.1
Date	13/09/2011
ASX Code	CBX
Listed Company	CAPE ALUMINA LIMITED
Waiver Number	WLC110238-003
Decision	<p>1. Based solely on the information provided, ASX Limited ("ASX") grants Cape Alumina Limited (the "Company") the following waiver, to the extent necessary to permit the Company to undertake a capital raising to raise up to \$10 million by way of an accelerated non-renounceable pro rata entitlement offer of the Company's securities (the "Rights Offer").</p> <p>1.1. A waiver from listing rule 7.1 to the extent necessary to permit the Company to conduct the Rights Offer without shareholder approval, on condition that the Rights Offer complies with the following.</p> <p>1.1.1. On or before the record date, shareholders who are believed by the Company or the underwriters to the Rights Offer to be persons to whom offers of ordinary shares may be made without a prospectus in accordance with Chapter 6D of the Corporations Act 2001 (Cth) ("Institutional Shareholders") may be invited by the Company to subscribe for a number of ordinary shares equal to their pro rata allocation of the Rights Offer ("Institutional Rights Offer"), unless listing rule 7.7.1 would permit the holder not to be included in the pro rata offer.</p> <p>1.1.2. Entitlements not taken up by Institutional Shareholders under the Institutional Rights Offer, and, if the underwriters determine, entitlements which would have been offered to investors who have been excluded under listing rule 7.7.1 (the "Foreign Excluded Investors") are offered to other Institutional Shareholders and other institutional investors who are not shareholders of the Company as at the record date through a bookbuild process conducted and completed on or before the record date.</p> <p>1.1.3. Institutional Shareholders and Foreign Excluded Investors who sell down their holdings before the record date have their pro rata allocations reduced accordingly.</p> <p>1.1.4. All shareholders, other than shareholders who received an offer in the Institutional Rights Offer and Foreign Excluded Investors, are offered a number of ordinary shares equal to their pro rata allocations of the Rights Offer ("Retail Rights Offer"), unless listing rule 7.7.1 would permit the holder not to be included in the pro rata offer.</p> <p>1.1.5. Shares are offered under the Institutional Rights Offer and Retail Rights Offer at the same price.</p> <p>1.1.6. 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 shareholders.</p>
Basis For Decision	<p>Underlying Policy</p> <p>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>

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	<p>Present Application Accelerated entitlement 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.</p>
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Rule Number	7.3.2
Date	7/09/2011
ASX Code	WGO
Listed Company	WARATAH RESOURCES LIMITED
Waiver Number	WLC110251-001
Decision	<p>1. Based solely on the information provided, ASX Limited ("ASX") grants Waratah Resources Limited (the "Company") a waiver from listing rule 7.3.2 to the extent necessary to permit the notice of meeting (the "Notice") seeking shareholder approval for the issue of securities to the vendors of 100% of the issued share capital of Galina Iron Limited ("Galina") (including a related party), and to the facilitators of that transaction, to state that up to 5,000,000 ordinary fully paid shares ("Tranche 2 Initial Consideration Shares") and up to 47,000,000 ordinary fully paid shares ("Deferred Consideration Shares") (together "Shares") may be issued later than one month (in the case of the related party vendor) and later than three months (in the case of the other vendors and facilitators) after the date of the shareholders' meeting, on the following conditions:</p> <p>1.1 The Tranche 2 Initial Consideration Shares are issued no later than one week following satisfaction of the further conditions, being the grant of the Keka 2 tenements, and in any case no later than 12 months after the date of shareholder approval.</p> <p>1.2 The Deferred Consideration Shares are issued no later than 36 months after the date of shareholder approval.</p> <p>1.3 For any annual reporting period during which any of the Shares have been issued or any of them remain to be issued, the Company's annual report must disclose the number of Shares issued and the number that remain to be issued, and a summary of the milestones for the transaction upon which each tranche of Shares is to be issued, including those that were satisfied during that annual reporting period.</p> <p>1.4 The Company releases the terms of the waiver to the market immediately.</p>
Basis For Decision	<p>Underlying Policy 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>

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	<p>Present Application</p> <p>Issue of securities pursuant to a Share Sale Agreement - securities to vendors and facilitators to be issued in tranches - Tranche 2 Initial Consideration Shares to be issued upon satisfaction of further conditions, and Deferred Consideration Shares to be issued on satisfaction of milestones - shareholders to be given sufficient information to assess whether to approve delayed issue of securities - number of shares and consideration is fixed, and the milestones that must be achieved to trigger the issue of each tranche of shares are defined - latest date for issue of any securities 36 months after shareholder approval - nature of milestones and period of time for them to be achieved reasonable in context of transaction - shareholders can give informed consent to the issue of tranches of vendor consideration over the periods of time contemplated by transaction - annual report discloses details of commitment to issue additional securities and circumstances in which they may be issued .</p>
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Rule Number	7.11.3
Date	12/09/2011
ASX Code	IMI
Listed Company	IM MEDICAL LTD
Waiver Number	WLC110241-001
Decision	<p>1. Based solely on the information provided and subject to the conditions in resolution 2, ASX Limited ("ASX") grants a waiver from the following listing rule in connection with a non-renounceable pro rata entitlement offer proposed to be undertaken by IM Medical Limited (the "Company").</p> <p>1.1. Listing rule 7.11.3 to the extent necessary to permit the Company to offer 6 ordinary fully paid shares at 0.5 cents per share for every 1 share held on the record date together with one free attaching option exercisable at 1.0 cent per share on or before 30 September 2016 for every share issued under the entitlement offer ("Entitlement Issue").</p> <p>2. The waiver in resolution 1.1 is granted on the following conditions.</p> <p>2.1. Shareholders of the Company approve the Entitlement Issue ("Shareholder Meeting").</p> <p>2.2. The notice of meeting seeking shareholders' approval of the Entitlement Issue contains a voting exclusion statement which excludes the votes of:</p> <p>2.2.1. the holders of the Company's Converting Loan Notes;</p> <p>2.2.2. a person who might obtain a benefit, except a benefit solely in the capacity of a holder of ordinary securities if the resolution is passed;</p> <p>2.2.3. any substantial shareholders;</p> <p>2.2.4. any proposed promoter and/or any proposed underwriter or sub-underwriter to the Entitlement Issue; and</p> <p>2.2.5. the associates of any of the above.</p> <p>2.3. The Company must disclose, to the satisfaction of ASX, the following information to shareholders in the offer document for the Entitlements Issue.</p> <p>2.3.1. The most up to date available financial trading performance of the Radiology Business.</p> <p>2.3.2. The details of the proposed use of funds raised from the Entitlement Issue.</p> <p>2.3.3. That if the Radiology Business is sold and the Company acquires a business or assets or otherwise changes its activities in a way that causes the Company to be required to comply with chapters 1 and 2 of the Listing Rules, the Company expects that it would be required to undertake a consolidation of capital in order to satisfy listing rule 2.1 condition 2.</p> <p>2.4. The timetable for the Entitlement Issue is acceptable to ASX.</p> <p>2.5. The Company releases details of this waiver to shareholders at the time that details of the Entitlement Issue are announced to shareholders on the Company Announcement Platform.</p>

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Basis For Decision	<p>Underlying Policy Entity must not make a pro-rata offer at a ratio greater than 1:1 - exception where offer is renounceable and issue price is not more than 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, or realise value by selling renounceable rights.</p> <p>Present Application Proposed non-renounceable pro rata offer of new shares to existing shareholders on the basis of 6 shares for every 1 share held together with 1 free attaching option for every share issued under the pro-rata offer - company's shares remain suspended from quotation so offer cannot be made on renounceable basis - waiver to permit non-renounceable issue subject to shareholder approval - voting exclusion statement to exclude any substantial shareholders, any proposed promoter and/or any proposed underwriters and sub-underwriters, and the noteholders the repayment of whose notes is to be made from the proceeds of the issue, and their respective associates.</p>
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Rule Number	7.15
Date	12/09/2011
ASX Code	IMI
Listed Company	IM MEDICAL LTD
Waiver Number	WLC110241-002
Decision	<p>1. Based solely on the information provided and subject to the conditions in resolution 3, ASX Limited ("ASX") grants a waiver from the following listing rule in connection with a non-renounceable pro rata entitlement offer proposed to be undertaken by IM Medical Limited (the "Company").</p> <p>1.1. Listing rule 7.15 to the extent necessary to permit the Company to set the record date for the Entitlement Issue before the date on which shareholders approve the Entitlements Issue.</p> <p>2. The waiver in resolution 1.2 is granted on the following condition.</p> <p>2.1. The Company is not reinstated to official quotation at any time prior to the Shareholder Meeting to approve the Entitlement Issue.</p> <p>2.2. The Company releases details of this waiver to shareholders at the time that details of the Entitlement Issue are announced to shareholders on the Company Announcement Platform.</p>
Basis For Decision	<p>Underlying Policy Entity to provide at least 7 business days after the meeting to determine entitlements under an approval to issue or offer of securities - provides security holders an opportunity to adjust their holding to participate in an issue or offer of securities.</p> <p>Present Application Company proposing to conduct a non-renounceable entitlement offer on a 6:1 basis - entitlement offer is conditional on shareholder approval being obtained for the making of the offer in that ratio under conditions of waiver from listing rule 7.11.3 - shareholders' meeting convened to consider that resolution - record date for entitlement offer to be set prior to meeting - securities of company making the offer are already suspended - securities expected to remain suspended at least after the closing date - no possibility of trading in securities on cum or ex rights basis where securities suspended - no possibility of market confusion in those circumstances arises from having a record date for a pro rata issue precede the meeting to authorise the making of the issue - no impact to market integrity -waiver granted.</p>

Rule Number	7.25
Date	8/09/2011
ASX Code	CSE
Listed Company	COPPER STRIKE LIMITED
Waiver Number	WLC110239-001
Decision	1. Based solely on the information provided, ASX Limited ("ASX") grants Copper Strike Limited (the "Company") a waiver from listing rule 7.25 to the extent necessary to permit the Company to return to shareholders other than Kagara Limited ("Kagara") (assuming a selective share buy back of shares held by Kagara is also approved by shareholders) \$0.14 per share in accordance with Part 2J.1 of the Corporations Act (Cth) 2001.
Basis For Decision	<p>Underlying Policy Entity must not issue bonus securities or reorganise capital if this would decrease trading price of main class of securities below 20 cents - supports ASX market.</p> <p>Present Application Return of capital proposed together with proposed asset sale to major shareholder and selective buy-back of shares held by major shareholder - company's shareholders to consider a 14 cents return of capital - current trading price around 16 cents - trading price to be reduced to level below 20 cents if capital return approved - no reason to insist on company attempting to maintain share price above 20 cents in context of company's shareholders considering return of capital.</p>

Rule Number	7.40
Date	13/09/2011
ASX Code	CBX
Listed Company	CAPE ALUMINA LIMITED
Waiver Number	WLC110238-002
Decision	<p>1. Based solely on the information provided, ASX Limited ("ASX") grants Cape Alumina Limited (the "Company") the following waiver to the extent necessary to permit the Company to undertake a capital raising to raise up to \$10 million by way of an accelerated non-renounceable pro rata entitlement offer of the Company's securities (the "Rights Offer").</p> <p>1.1. A waiver from listing rule 7.40 to permit the record date for the Rights Offer not to be seven business days after the announcement of the Rights Offer, but in accordance with a timetable submitted by the Company, on the condition that the record date for the Rights Offer is no earlier than the fourth business day after the date the trading halt for the Rights Offer commences, including that date, provided that the trading halt commences before the commencement of trading on that day, and all other aspects of the timetable for the Rights Offer are acceptable to ASX.</p>
Basis For Decision	<p>Underlying Policy Prescribes timetable for various corporate actions including pro rata issue (Appendix 7A, paragraph 3) - maintains orderly market.</p> <p>Present Application Accelerated non-renounceable entitlement offer - functionally equivalent to non-renounceable pro rata offer - waiver granted on condition the timetable is acceptable to ASX.</p>

Rule Number	8.2
Date	22/08/2011
ASX Code	IDH
Listed Company	IDOL 2011-1 TRUST
Waiver Number	WLC110233-004
Decision	1. Based solely on the information provided, ASX Limited ("ASX") grants IDOL 2011-1 Trust (the "Trust") 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.
Basis For Decision	<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>

Rule Number	8.2
Date	13/09/2011
ASX Code	TRA
Listed Company	TORRENS SERIES 2011-1(E) TRUST
Waiver Number	WLC110249-004
Decision	1. Based solely on the information provided, ASX Limited ("ASX") grants TORRENS Series 2011-1(E) Trust 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.
Basis For Decision	<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>

Rule Number	8.10
Date	22/08/2011
ASX Code	IDH
Listed Company	IDOL 2011-1 TRUST
Waiver Number	WLC110233-005
Decision	<p>1. Based solely on the information provided, ASX Limited ("ASX") grants IDOL 2011-1 Trust (the "Trust") a waiver from listing rule 8.10 to the extent necessary to allow the Issuer to refuse to register transfers of Notes from the date which is 5 business days before each interest payment date or the maturity date in relation to the Notes, on condition that ASX is satisfied with the settlement arrangements that exist in relation to the Notes to be quoted on ASX.</p>
Basis For Decision	<p>Underlying Policy Entity must not interfere with transfer document relating to quoted securities -protects integrity of ASX market.</p> <p>Present Application Entity required to close register of a series of Notes from the close of business 5 business days prior to each interest payment date and the maturity date - enables register to be up to date on interest payment date and maturity date for that series of Notes - common arrangements for these types of securities.</p>

Rule Number	8.10
Date	13/09/2011
ASX Code	TRA
Listed Company	TORRENS SERIES 2011-1(E) TRUST
Waiver Number	WLC110249-005
Decision	1. Based solely on the information provided, ASX Limited ("ASX") grants TORRENS Series 2011-1(E) Trust (the "Trust") a waiver from listing rule 8.10 to the extent necessary to allow the Issuer to refuse to register transfers of Notes from the date which is 3 business days before each distribution date in relation to the Notes, on condition that ASX is satisfied with the settlement arrangements that exist in relation to the Notes to be quoted on ASX.
Basis For Decision	<p>Underlying Policy Entity must not interfere with transfer document relating to quoted securities -protects integrity of ASX market.</p> <p>Present Application Entity required to close register of a series of Notes from the close of business 3 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>

Rule Number	8.21
Date	22/08/2011
ASX Code	IDH
Listed Company	IDOL 2011-1 TRUST
Waiver Number	WLC110233-006
Decision	<p>1. Based solely on the information provided, ASX Limited ("ASX") grants IDOL 2011-1 Trust (the "Trust") a waiver from listing rule 8.21 to the extent that the Issuer need not do the following.</p> <p>1.1. In respect of transactions that are settled outside of CHESSE, mark transfer forms as required by Appendix 8A.</p> <p>1.2. 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.</p>
Basis For Decision	<p>Underlying Policy Entity must comply with Appendix 8A - time limits for CHESSE requirements - maintains orderly market - supports ASTC Settlement Rules - supports integrity of ASX market.</p> <p>Present Application Transaction in entity's securities settled outside CHESSE - institutional nature of the likely holders - waiver granted to the extent that transactions are settled outside CHESSE.</p>

Rule Number	8.21
Date	13/09/2011
ASX Code	TRA
Listed Company	TORRENS SERIES 2011-1(E) TRUST
Waiver Number	WLC110249-006
Decision	<p>1. Based solely on the information provided, ASX Limited ("ASX") grants TORRENS Series 2011-1(E) Trust (the "Trust") a waiver from listing rule 8.21 to the extent that the Issuer need not do the following.</p> <p>1.1 In respect of transactions that are settled outside of CHESSE, mark transfer forms as required by Appendix 8A.</p> <p>1.2 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.</p>
Basis For Decision	<p>Underlying Policy Entity must comply with Appendix 8A - time limits for CHESSE requirements - maintains orderly market - supports ASX Settlement Rules - supports integrity of ASX market.</p> <p>Present Application Transaction in entity's securities settled outside CHESSE - institutional nature of the likely holders - waiver granted to the extent that transactions are settled outside CHESSE.</p>

Rule Number	9.7
Date	15/09/2011
ASX Code	OEG
Listed Company	ORPHEUS ENERGY LIMITED
Waiver Number	WLC110245-001
Decision	<p>1. Based solely on the information provided, ASX Limited ("ASX") grants Orpheus Energy Limited (the "Company") a waiver from listing rule 9.7 to the extent necessary to permit the Company to change the executed restriction agreement between the Company and Coalworks Limited ("Coalworks") to enable the carrying out of the in specie distribution of 18,636,119 shares in the Company held by Coalworks to shareholders of Coalworks in satisfaction of an unfranked dividend on a pro rata basis (the "In Specie Distribution"), on the following conditions:</p> <p>1.1 The In Specie Distribution is made within three months of the reinstatement to official quotation of the Company's securities.</p> <p>1.2 The record date for the In Specie Distribution is 30 days after the reinstatement to official quotation of the Company's securities.</p> <p>1.3 After the reinstatement of the Company's securities, Coalworks provides the market with at least one month's notice of the proposed despatch date with respect to the shares subject to the In Specie Distribution.</p> <p>1.4 The first annual report of the Company and Coalworks released after the reinstatement of the Company's securities states the number of shares the subject of the In Specie Distribution.</p> <p>1.5 Any securities distributed as part of the In Specie Distribution to related parties or promoters of the Company or Coalworks or any of their respective associates (the "Related Parties") are to be held in escrow from the effective date of the In Specie Distribution until the end of the restriction period.</p> <p>1.6 The Company and each of the Related Parties enter into restriction agreements for any shares distributed to the Related Parties as part of In Specie Distribution.</p> <p>1.7 The Company and Coalworks enter into a new restriction agreement for the remaining securities retained by Coalworks and not distributed as part of the In Specie Distribution.</p> <p>1.8 The Company discloses to the market details of the In Specie Distribution, including:</p> <p>1.8.1 the number of shares subject to the In Specie Distribution;</p> <p>1.8.2 the proposed dates that Coalworks intends to despatch the shares the subject of the In Specie Distribution (if known); and</p> <p>1.8.3 a statement that the shares the subject of the In Specie Distributions received by shareholders of Coalworks (other than Related Parties) will cease to be subject to restriction after the despatch date.</p>

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Basis For Decision	<p>Underlying Policy 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> <p>Present Application Spin-off of assets owned by Coalworks into Company which is a listed entity recomplying with Chapters 1 & 2 - Coalworks to receive securities in Company for assets spun off -- part of the securities in the Company received by Coalworks to be distributed in specie to shareholders of Coalworks post reinstatement of the Company- assets transferred are classified assets but have been continuously held by Coalworks and subject to continuous disclosure regime - Coalwork's security holders exchanging indirect interest in assets for direct interest - despatch of distributed securities to take place after reinstatement of the Company's securities to quotation following recompliance with chapters 1 and 2 - waiver granted to permit securities distributed in specie by Coalworks to non-associated security holders of Company or Coalworks not to be restricted - securities distributed to related parties and promoters of Company or Coalworks and their associates will continue to be subject to escrow - adequate notice to be given of the carrying out of the in specie distribution.</p>
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Rule Number	10.11
Date	15/09/2011
ASX Code	AVM
Listed Company	ANVIL MINING LIMITED
Waiver Number	WLC110235-001
Decision	<p>1. Based solely on the information provided, ASX Limited ("ASX") grants Anvil Mining Limited (the "Company") a waiver from listing rule 10.11 to the extent necessary to permit the Company to issue or agree to issue securities to a related party without shareholder approval under that rule on condition that:</p> <p>1.1. the Company complies with the requirements imposed on the Company under the Toronto Stock Exchange ("TSX") rules; and</p> <p>1.2. each year, the Company provides the ASX with certification of continued compliance with the requirements imposed under the TSX rules.</p>
Basis For Decision	<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 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>Present Application Foreign incorporated company - primary listing on TSX - majority of shareholders hold their securities on the TSX - on average, 95% of trades in the Company's securities occurs on the TSX - Company's operations are based outside Australia - Company required to comply with the ASX listing rules and TSX rules for the issue of securities to related parties - issues to related parties require TSX approval - TSX may impose conditions, including shareholder approval in some circumstances - TSX rules governing issues of securities are different from but comparable to ASX rules on that subject - company eligible for relief from requirement to comply with ASX rule as well as its home exchange's rule in respect of this particular rule in accordance with dual listed company policy in Guidance Note 4 - waiver granted.</p>

Rule Number	10.11
Date	13/09/2011
ASX Code	CBX
Listed Company	CAPE ALUMINA LIMITED
Waiver Number	WLC110238-004
Decision	<p>1. Based solely on the information provided, ASX Limited ("ASX") grants Cape Alumina Limited (the "Company") the following waiver to the extent necessary to permit the Company to undertake a capital raising to raise up to \$10 million by way of an accelerated non-renounceable pro rata entitlement offer of the Company's securities (the "Rights Offer").</p> <p>1.1. A waiver from listing rule 10.11 to the extent necessary to permit the Company to conduct the Rights Offer without shareholder approval, on condition that the Rights Offer complies with the following.</p> <p>1.1.1. On or before the record date, shareholders who are believed by the Company or the underwriters to the Rights Offer to be persons to whom offers of ordinary shares may be made without a prospectus in accordance with Chapter 6D of the Corporations Act 2001 (Cth) ("Institutional Shareholders") may be invited by the Company to subscribe for a number of ordinary shares equal to their pro rata allocation of the Rights Offer ("Institutional Rights Offer"), unless listing rule 7.7.1 would permit the holder not to be included in the pro rata offer.</p> <p>1.1.2. Entitlements not taken up by Institutional Shareholders under the Institutional Rights Offer, and, if the underwriters determine, entitlements which would have been offered to investors who have been excluded under listing rule 7.7.1 (the "Foreign Excluded Investors") are offered to other Institutional Shareholders and other institutional investors who are not shareholders of the Company as at the record date through a bookbuild process conducted and completed on or before the record date.</p> <p>1.1.3. Institutional Shareholders and Foreign Excluded Investors who sell down their holdings before the record date have their pro rata allocations reduced accordingly.</p> <p>1.1.4. All shareholders, other than shareholders who received an offer in the Institutional Rights Offer and Foreign Excluded Investors, are offered a number of ordinary shares equal to their pro rata allocations of the Rights Offer ("Retail Rights Offer"), unless listing rule 7.7.1 would permit the holder not to be included in the pro rata offer.</p> <p>1.1.5. Shares are offered under the Institutional Rights Offer and Retail Rights Offer at the same price.</p> <p>1.1.6. 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 shareholders.</p>

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Basis For Decision	<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 Accelerated entitlement 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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Rule Number	10.13.3
Date	12/09/2011
ASX Code	SCR
Listed Company	SCANDINAVIAN RESOURCES LIMITED
Waiver Number	WLC110247-001
Decision	<p>1. Based solely on the information provided, ASX Limited ("ASX") grants Scandinavian Resources Limited (the "Company") a waiver from listing rule 10.13.3 to the extent necessary to permit the Company's notice of meeting ("Notice") seeking shareholder approval for the issue of 5,000,000 ordinary shares in the Company and 5,000,000 options exercisable at \$0.20 each on or before 31 October 2012 (together "Deferred Consideration") to Equity and Royalty Investments Limited ("ERI") in accordance with the agreement to acquire 100% of the share capital of Hannans Scandinavian AB (the "Agreement"), to state that the issue of the Deferred Consideration will occur later than one month after the date of the shareholders' meeting, on the following conditions.</p> <p>1.1. The Notice states that the Deferred Consideration is to be issued upon satisfaction of the relevant milestone, being the Company's market capitalisation exceeding \$50,000,000 for 15 consecutive ASX trading days within two years of the Company listing on ASX ("Milestone"), and in any event no later than 21 April 2012.</p> <p>1.2. The Notice discloses the material terms of the Agreement to the satisfaction of ASX.</p> <p>1.3. The Company releases the terms of the waiver to the market immediately.</p> <p>1.4. The Company's annual report for the period during which the Deferred Consideration may be issued discloses details of the Deferred Consideration that has been issued to ERI and details of the Milestone.</p>
Basis For Decision	<p>Underlying Policy Notice of meeting requirement - approval of an issue of securities for listing rule 10.11 purposes - statement that securities will be issued within one month 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>Present Application Related party vendor to receive securities in connection with acquisition - securities to be issued upon satisfaction of milestone no later than 21 April 2012 (which date is approximately 6 months after the date of the general meeting to approve the issue) - notice of meeting to state that securities to be issued by 21 April 2012 - acceptable to link the issue of securities to the achievement of commercial milestones - number of securities to be issued is fixed - material details of the agreement to be given to shareholders in the meeting documentation - annual disclosure to keep the market apprised of the issue of securities - waiver granted to permit securities to be issued to related party following satisfaction of conditions precedent to agreement.</p>

Rule Number	10.13.3
Date	7/09/2011
ASX Code	WGO
Listed Company	WARATAH RESOURCES LIMITED
Waiver Number	WLC110251-002
Decision	<p>1. Based solely on the information provided, ASX Limited ("ASX") grants Waratah Resources Limited (the "Company") a waiver from listing rule 10.13.3 to the extent necessary to permit the notice of meeting (the "Notice") seeking shareholder approval for the issue of securities to the vendors of 100% of the issued share capital of Galina Iron Limited ("Galina") (including a related party), and to the facilitators of that transaction, to state that up to 5,000,000 ordinary fully paid shares ("Tranche 2 Initial Consideration Shares") and up to 47,000,000 ordinary fully paid shares ("Deferred Consideration Shares") ("Shares") may be issued later than one month (in the case of the related party vendor) and later than three months (in the case of the other vendors and facilitators) after the date of the shareholders' meeting, on the following conditions:</p> <p>1.1 The Tranche 2 Initial Consideration Shares are issued no later than one week following satisfaction of the further conditions, being the grant of the Keka 2 tenements, and in any case no later than 12 months after the date of shareholder approval.</p> <p>1.2 The Deferred Consideration Shares are issued no later than 36 months after the date of shareholder approval.</p> <p>1.3 For any annual reporting period during which any of the Shares have been issued or any of them remain to be issued, the Company's annual report must disclose the number of Shares issued and the number that remain to be issued, and a summary of the milestones for the transaction upon which each tranche of Shares is to be issued, including those that were satisfied during that annual reporting period.</p> <p>1.4 The Company releases the terms of the waiver to the market immediately.</p>
Basis For Decision	<p>Underlying Policy Notice of meeting requirement - approval of an issue of securities for listing rule 10.11 purposes - statement that securities will be issued within 1 month 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>Present Application Issue of securities pursuant to a Share Sale Agreement - securities to vendors and facilitators to be issued in tranches - one vendor is a related party - Tranche 2 Initial Consideration Shares to be issued upon satisfaction of further conditions, and Deferred Consideration Shares to be issued on satisfaction of milestones - shareholders to be given sufficient information to assess whether to approve delayed issue of securities - number of shares and consideration is fixed, and the milestones that must be achieved to trigger the issue of each tranche of shares are defined - latest date for issue of any securities 36 months after shareholder approval - nature of milestones and period of time for them to be achieved reasonable in context of transaction - securities to be issued to related party vendor at the same time and according to the achievement of the</p>

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same milestones as the non-related vendors - no undue advantage appears to accrue to related party allottee as a result of the issue of vendor shares to him taking place on that basis - shareholders can give informed consent to the issue of tranches of vendor consideration over the periods of time contemplated by transaction - annual report discloses details of commitment to issue additional securities and circumstances in which they may be issued.

Rule Number	10.14
Date	15/09/2011
ASX Code	AVM
Listed Company	ANVIL MINING LIMITED
Waiver Number	WLC110235-002
Decision	<p>1. Based solely on the information provided, ASX Limited ("ASX") grants Anvil Mining Limited (the "Company") a waiver from listing rule 10.14 to the extent necessary to permit the Company to allow directors (and directors' associates) to acquire securities under an employee incentive scheme without shareholder approval under that rule on condition that:</p> <p>1.1. the Company complies with the requirements imposed on the Company under the TSX rules; and</p> <p>1.2. each year, the Company provides ASX with certification of continued compliance with the requirements imposed under the TSX rules.</p>
Basis For Decision	<p>Underlying Policy 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>Present Application Foreign incorporated company - primary listing on TSX - majority of shareholders hold their securities on the TSX - Company's operations are based outside Australia - Company required under TSX rules to have security based compensation arrangements approved by a majority of the Company's directors and shareholders - must be approved every 3 years - insiders entitled to receive a benefit not eligible to vote if their securities to approve the arrangement if the securities issuable exceed 10% of issued capital - TSX rules governing issues of securities are different from but comparable to ASX rules on that subject - company eligible for relief from requirement to comply with ASX rule as well as its home exchange's rule in respect of this particular rule in accordance with dual listed company policy in Guidance Note 4 - waiver granted.</p>

Rule Number	10.15A.2
Date	6/09/2011
ASX Code	BXB
Listed Company	BRAMBLES LIMITED
Waiver Number	WLC110237-001
Decision	<p>1. Based solely on the information provided, ASX Limited ("ASX") grants Brambles Limited (the "Company") a waiver from listing rule 10.15A.2 to the extent necessary to permit the Company's notice of annual general meeting 2011 (the "Notice"), in relation to resolutions seeking shareholder approval pursuant to listing rule 10.14 for the issue of shares under the Company's MyShare Plan and the grant of awards under the Company's 2006 Performance Share Plan to Mr Thomas Gorman and Mr Gregory Hayes, not to state the maximum number of shares that may be issued and Awards that may be granted under the respective plans, on condition that the Notice states the method by which the number of shares to be issued and Awards to be granted is calculated, and includes a worked example of the number of shares to be issued under the Company's MyShare Plan.</p>
Basis For Decision	<p>Underlying Policy Notice of meeting requirement - approval of acquisition of securities for listing rule 10.14 purposes - statement of the maximum number of entitlements to be issued - provides certainty to security holders.</p> <p>Present Application Employee incentive schemes - maximum number of shares to be issued under MyShare Plan and Awards to be granted under Performance Share Plan based on formula and future share price - maximum number to be issued or granted under respective plans not yet ascertainable - waiver granted on condition that Notice contains sufficient information about the method of calculating entitlements.</p>

Rule Number	10.15.2
Date	8/09/2011
ASX Code	ORG
Listed Company	ORIGIN ENERGY LIMITED
Waiver Number	WLC110244-001
Decision	<p>1. Based solely on the information provided, ASX Limited ("ASX") grants Origin Energy Limited (the "Company") a waiver from listing rule 10.15.2 to the extent necessary to permit the Company's 2011 Notice of Annual General Meeting ("Notice") seeking shareholder approval for the issue of options and performance share rights under the Senior Executive Option Plan and Senior Executive Performance Share Rights Plan (respectively) not to state the maximum number of options and performance share rights that may be issued to Mr Grant King and Ms Karen Moses, on condition that the Notice includes the method by which the number of options and performance share rights to be issued is determined.</p>
Basis For Decision	<p>Underlying Policy Notice of meeting requirement - approval of acquisition of securities for listing rule 10.14 purposes - statement of the maximum number of securities to be issued - provides certainty to security holders.</p> <p>Present Application Employee incentive scheme - maximum number of options and performance share rights to be acquired based on future fair value of the securities calculated at the time of grant - maximum value of securities specified - maximum number of securities not ascertainable - waiver granted on condition that notice contains sufficient information about the method of calculating entitlements.</p>

Rule Number	10.15.2
Date	12/09/2011
ASX Code	WES
Listed Company	WESFARMERS LIMITED
Waiver Number	WLC110252-001
Decision	<p>1. Based solely on the information provided, ASX Limited ("ASX") grants Wesfarmers Limited (the "Company") a waiver from listing rule 10.15.2 to the extent necessary to permit the Company's 2011 notice of annual general meeting (the "Notice"), in relation to the resolution seeking shareholder approval for the grant of reward shares under the Company's Long Term Incentive Plan to Mr Richard Goyder and Mr Terry Bowen, not to state a maximum number of reward shares that may be granted to them, on condition that the Notice states the method by which the number of reward shares to be granted is calculated.</p>
Basis For Decision	<p>Underlying Policy Notice of meeting requirement - approval of acquisition of securities for listing rule 10.14 purposes - statement of the maximum number of entitlements to be issued - provides certainty to security holders.</p> <p>Present Application Employee incentive scheme - issue of reward shares to Group Managing Director and Finance Director - maximum number of reward shares to be granted based on formula and future security price - maximum number of reward shares to be granted not currently ascertainable - monetary value of incentive arrangements to be disclosed in notice of AGM - waiver granted on condition that notice contains sufficient information about the method of calculating entitlements.</p>

Rule Number	10.17.1
Date	15/09/2011
ASX Code	BNC
Listed Company	BIONICHE LIFE SCIENCES INC.
Waiver Number	WLC110236-002
Decision	1. Based solely on the information provided, ASX Limited("ASX") grants Bioniche Life Sciences Inc. (the "Company") waivers from the following listing rule 10.17.1 to the extent necessary to permit the resolution for approval of the total amount of directors fees payable by the Company in the Company's notice of meeting for the Annual General and Special Meeting of Shareholders to exclude the amount of the increase in the fees payable.
Basis For Decision	<p>Underlying Policy Entity must not increase the total amount of directors fees payable without approval of holders of its ordinary securities - notice of meeting must contain specified information - shareholders must have clarity with regards to the fees and salary payable to executive directors.</p> <p>Present Application Foreign incorporated company recently admitted to the official list of ASX - notice of meeting to contain maximum amount of fees payable to directors but not the amount of the increase as no maximum amount of fees payable has been approved to date -information in notice not considered to be inconsistent with the policy behind listing rule 10.17.1 - future resolutions for increases in fees will be in compliance with listing rule 10.17 - waiver granted.</p>

Rule Number	14.2.1
Date	15/09/2011
ASX Code	BNC
Listed Company	BIONICHE LIFE SCIENCES INC.
Waiver Number	WLC110236-003
Decision	<p>1. Based solely on the information provided, ASX Limited("ASX") grants Bioniche Life Sciences Inc. (the "Company") waivers from the following listing rule 14.2.1 to the extent necessary to permit the Company not to provide in its proxy form for holders of CDIs to vote against a resolution to elect a director or to appoint an auditor, on the following conditions.</p> <p>1.1. The Company complies with relevant Canadian laws as to the content of proxy forms applicable to resolutions for the election of directors and the appointment of an auditor.</p> <p>1.2. The notice given by the Company to CDI holders under ASX Settlement Operating Rule 13.8.9 makes it clear that holders are only able to vote for the resolutions or abstain from voting, and the reasons why this is the case.</p> <p>1.3. The Company releases details of the waiver to the market and the terms of the waiver are set out in the management proxy circular provided to all holders of CDIs.</p>
Basis For Decision	<p>Underlying Policy Proxy form must provide for security holder to vote for or against each resolution - ensures that all shareholders can express their views on every resolution put to a shareholders' meeting.</p> <p>Present Application Entity regulated by Canadian law - entity issuer of CDIs - law of its home jurisdiction does not provide for the casting of votes against certain types of resolution (election of directors, appointment of auditors) - alternative legislative scheme for shareholders to contest the reappointment of directors - waiver granted to permit company to comply with laws of its place of incorporation.</p>

Rule Number	14.2.1
Date	7/09/2011
ASX Code	GID
Listed Company	GI DYNAMICS, INC
Waiver Number	WLC110232-006
Decision	<p>1. Based solely on the information provided, ASX Limited ("ASX") grants GI Dynamics, Inc (the "Company") a waiver from listing rule 14.2.1 to the extent necessary to permit the Company not to provide in its proxy form for holders of CDIs to vote against a resolution to elect a director or a resolution to vote on the frequency with which the Company seeks approval of executive compensation arrangements ("Frequency Resolution"), on the following conditions.</p> <p>1.1. The Company complies with the relevant US laws as to the content of proxy forms applicable to resolutions for the election of directors and Frequency Resolutions.</p> <p>1.2. The notice given by the Company to CDI holders under ASX Settlement Operating Rule 13.8.9 makes it clear that holders are only able to vote for such resolutions or abstain from voting, and the reasons why this is the case.</p> <p>1.3. The Company releases details of the waiver to the market as part of pre-quotation disclosure, and the terms of the waiver are set out in the management proxy circular provided to all holders of CDIs.</p> <p>1.4. Without limiting ASX's right to vary or revoke its decision under listing rule 18.3, the waiver from listing rule 14.2.1, as it relates to the election of directors, only applies for so long as the relevant US laws prevent the Company from permitting security holders to vote against a resolution to elect a director.</p>
Basis For Decision	<p>Underlying Policy Proxy form must provide for security holder to vote for or against each resolution - ensures that all shareholders can express their views on every resolution put to a shareholders' meeting.</p> <p>Present Application Entity incorporated in Delaware - law of its home jurisdiction does not provide for the casting of votes against the election of directors - alternative legislative schemes for security holders to contest the reappointment of directors - entity also required by law to seek a non-binding vote from security holders regarding frequency at which the entity must seek approval of its executive compensation arrangements at annual meetings - vote is advisory only - meaningless to have an 'against' option for a frequency resolution -waiver granted to permit entity to comply with law and custom of its place of incorporation.</p>

Rule Number	14.4
Date	7/09/2011
ASX Code	GID
Listed Company	GI DYNAMICS, INC
Waiver Number	WLC110232-007
Decision	<p>1. Based solely on the information provided, ASX Limited ("ASX") grants GI Dynamics, Inc (the "Company") a waiver from listing rule 14.4 to the extent necessary to permit the Company to permit a director appointed by the Board to fill a casual vacancy or as an additional director to hold office beyond the next annual meeting after that person's appointment if the term of office of the class of director into which that person has been appointed expires at a later annual general meeting, in compliance with the provisions of the election of directors set out in Article II, Section 2 of the Company's by-laws.</p>
Basis For Decision	<p>Underlying Policy Director (other than managing director) must not hold office past third annual general meeting following appointment of director or for more than three years, which ever is longer - prevents entrenchment of directors - supports shareholder democracy.</p> <p>Present Application Entity incorporated in Delaware - constitution of entity complies with law of its home jurisdiction - law requires retirement of directors in classes - directors appointed to casual vacancies hold office until the time for the class into which they have been appointed to stand for re-election - statutory requirement inconsistent with listing rule - waiver granted to permit entity to comply with law of its place of incorporation.</p>

Rule Number	14.7
Date	14/09/2011
ASX Code	VMG
Listed Company	VDM GROUP LIMITED
Waiver Number	WLC110250-001
Decision	<p>1. Based solely on the information provided, and subject to the conditions in resolution 2, ASX Limited ("ASX") grants VDM Group Limited (the "Company") a waiver from listing rule 14.7 in relation to the Company's fundraising approved by shareholders at a general meeting held on 12 August 2011 (the "General Meeting") including:</p> <p>(a) a non-renounceable entitlements issue of ordinary fully paid shares at an issue price of \$0.05 on a 5:1 basis (the "Entitlements Issue"); and</p> <p>(b) the issue of shares from any shortfall from the Entitlement Offer to directors on the terms approved by shareholders at the General Meeting (the "Directors' Shortfall Shares").</p> <p>to the extent necessary to permit the Company to do the following.</p> <p>1.1 Extend the closing date of the Entitlement Issue by 1 month from the date of lodgement of a supplementary prospectus.</p> <p>1.2 Reduce the minimum subscription from \$32 million (as stated in the notice of General Meeting dated 11 July 2011) to \$28 million. (together the "Extended Offer")</p> <p>1.3 Issue Directors' Shortfall Shares to directors of the Company later than 1 month after the General Meeting.</p> <p>2. The waiver in resolution 1 is granted on the following conditions.</p> <p>2.1 Shareholders are given the right to withdraw their application monies to be refunded to the extent that they participated in the Entitlement Issue in accordance with section 724(2) of the Corporations Act, full details of which are to be disclosed in the supplementary prospectus.</p> <p>2.2 The Directors' Shortfall Shares are issued to the directors of the Company at the same time as shares from any shortfall under the Extended Offer are issued to other allottees of the shortfall and in any case no later than 1 month after the closing date of the Extended Offer, and otherwise on the same terms and conditions as were approved by shareholders pursuant to the relevant resolutions passed at the General Meeting.</p> <p>2.3 The Company immediately releases the terms of this waiver to the market.</p>
Basis For Decision	<p>Underlying Policy</p> <p>If a notice of meeting states that an entity will do something that the listing rules require it to do, the entity must do that thing - supports listing rule requirements.</p> <p>Present Application</p> <p>Extended Timetable - Company's securities suspended from quotation - company received shareholder approval to complete a non-renounceable entitlements issue on a 5:1 basis - entitlement issue connected with recapitalisation of company for purposes of meeting debt obligations and securing sufficient working capital for future operations - minimum subscription not achieved under original prospectus - company did not comply with the timetable approved by shareholders and seeks to extend the closing date of the entitlement issue - supplementary prospectus to be lodged with full</p>

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details of the extended offer - shareholders provided with opportunity to reject the extended offer and be reimbursed any application monies committed to date - record date determining the entitlement under the issue to remain unchanged - unlikely that shareholders will be unfairly prejudiced as a result of an extension of the existing entitlement issue - company's securities are suspended from official quotation - circumstances have not changed materially since shareholder approval was obtained - company to announce waiver to the market - waiver granted.

Director's Shortfall Shares - Company's securities suspended from quotation - company received shareholder approval to complete a non-renounceable entitlements issue on a 5:1 basis - shareholder approval obtained for directors to receive shortfall shares under the entitlements issue in accordance with notice requirements of listing rule 10.13 - minimum subscription under prospectus not achieved - company did not comply with the timetable approved by shareholders and seeks to extend the closing date of the entitlement issue - proposed extension requires the provision of a one month period from the lodgement of supplementary prospectus for investors to change their investment decision - placement of any shortfall shares under the extended offer will fall outside of the 1 month period previously approved by shareholders - terms of the shortfall offer were previously approved by shareholders and have not changed - company's securities continue to be suspended from official quotation - circumstances have not changed materially since shareholder approval was obtained - no additional benefit to directors under the extended offer - unlikely that shareholders will be unfairly prejudiced as a result of an extension of the existing entitlement issue - company to announce waiver to the market - waiver granted.