



## MARKET ANNOUNCEMENT

6 October 2010

### ASX Compliance Monthly Activity Report – September 2010

#### Issuers

Listings	September 2010
Listed entities at month start	2186
New listings	8
De-listings	10
Listed entities at month end	2184

Average monthly new listings for FY11 year-to-date stand at 9 (compared to 8 listings per month on average for the whole of FY10).

The 8 new listings for the month were Avenue Resources Limited (AVY), Bella Trust Series 2010-1 (BNN), Forge Resources Limited (FRG), Latin Resources Limited (LRS), Maverick Drilling & Exploration Limited (MAD), Mobilarm Limited (MBO), Redhill Education Limited (RDH) and Zheng He Global Capital Limited (ZHE).

The 10 de-listings for the month were Adelphi Energy Limited (ADI), African Petroleum Corporation Limited (AFQ), Aurox Resources Limited (AXO), CBH Resources Limited (CBH), Corporate Express Australia Limited (CXP), Dexion Limited (DEX), DMC Mining Limited (DMM), International Petroleum Limited (IPO), Shield Mining Limited (SHX) and Watty Limited (WYL). Eight of those entities were removed from the official list as a result of a court approved scheme of arrangement or compulsory acquisition following a takeover bid.

Key Issuer Statistics	September 2010
Total company announcements	10544
Continuous disclosure queries made by ASX <sup>1</sup>	39
Price queries <sup>2</sup> by ASX	63
Aware letters <sup>3</sup> sent by ASX	9
Announcements made following a price query	56
Trading halts at the issuer's request	98
Trading halts following a price query by ASX	20

<sup>1</sup> Excluding price queries.

<sup>2</sup> Price queries are enquiries made by ASX (either by letter or verbally) to a listed entity if it detects unusual movements in the listed entity's security price or trading volumes to ask if the listed entity is aware of any information that has not been announced which, if known, might explain the movements.

<sup>3</sup> Aware letters are sent by ASX following an announcement by a listed entity and ask for details of when the listed entity became aware of the material information contained in the announcement.

Key Issuer Statistics	September 2010
Suspensions at the issuer's request	6
Suspensions imposed by ASX for breach of the Listing Rules	4

## Participants

ASX Participants	September 2010
Market/Clearing/Settlement Participants at month start	172
New admissions	0
Resignations and removals	7
Market/Clearing/ Settlement Participants at month end	165

CLSA Singapore Pte Limited, Asian Trading Group Pty Limited and Westpac Securities Limited resigned as ASX Participants and Stonebridge Securities Limited and Westpac Securities Limited resigned as Participants of both ASX Clear and ASX Settlement.

ASX 24 Participants	September 2010
Market/Clearing Participants at month start	41
New admissions	1
Resignations and removals	2
Market/Clearing Participants at month end	40

Seacurl Trading Pty Ltd was admitted as a new ASX 24 Participant while Eastmount Enterprises Pty Ltd and Firehorse Pty Ltd resigned as ASX 24 Participants.

## Enforcement

Referrals to ASIC <sup>4</sup>	September 2010
Continuous disclosure referrals	2
Other referrals	4
Total referrals to ASIC	6

<sup>4</sup> ASX is required, under section 792B(2)(c) of the Corporations Act 2001, to refer a matter to ASIC if it has reason to suspect that a person has committed, is committing, or is about to commit a significant contravention of the ASX Group's operating rules or the Corporations Act. It should be noted that a single referral may relate to more than one potential contravention. It should also be noted that the fact a matter has been referred to ASIC does not necessarily mean that a contravention has been committed or that ASIC will take enforcement proceedings in relation to it.

Pre 1 August 2010 Enforcement Matters <sup>5</sup>	September 2010
Open ASX Enforcement matters at month start	23
New enforcement matters commenced during the month	1
Enforcement matters concluded during the month	4
Open ASX Enforcement matters at month end	20
Fines imposed during the month (excl GST)	\$195,000

One new enforcement matter commenced during the month in respect of various alleged breaches of the SFE Operating Rules that occurred prior to 1 August 2010. To date there have been no enforcement matters commenced in respect of potential contraventions of the ASX and ASX 24 Operating Rules that have occurred after 1 August 2010.

There were six referrals made to ASIC during the month, relating to four trust breaches and two continuous disclosure breaches of the Corporations Act 2001.

Four Circulars were released by the ASX Disciplinary Tribunal during the month. Copies of the Disciplinary Circulars are available online at: <http://www.asx.com.au/asx/research/disciplinaryAnnouncements.do?by=all>.

### ASX Rule Changes, Waivers and Exemptions

A number of changes to the ASX, ASX 24 and ASX Clear Operating Rule Procedures came into effect during the month. Details of the changes can be accessed online at: [http://www.asx.com.au/compliance/rules\\_guidance/recent\\_rule\\_amendments.htm](http://www.asx.com.au/compliance/rules_guidance/recent_rule_amendments.htm).

47 waivers were granted in respect of the ASX Listing Rules during the month. There were no waivers granted in respect of any other rules of the ASX Group during the month. Details of the Listing Rules waivers can be accessed online at the Rules, Guidance Notes and Waivers page on the ASX website: [http://www.asx.com.au/compliance/rules\\_guidance/index.htm](http://www.asx.com.au/compliance/rules_guidance/index.htm).

### Education & Research Program

An Early Adopters' Network meeting was held in Sydney on 21 September 2010 to bring together listed companies planning to adopt the ASX Corporate Governance Council's 30 June 2010 recommendations on gender diversity ahead of schedule.

Jillian Segal<sup>6</sup> and Eric Mayne<sup>7</sup> recorded a video presentation for the SAIS Centre for Transatlantic Relations (part of Johns Hopkins University) conference - Closing the Gender Gap: Global Perspectives on Women in the Boardroom. The presentation will be made available on the ASX website in the near future.

<sup>5</sup> Prior to 1 August 2010, ASX was responsible for supervising the ASX and ASX 24 markets and their participants and for monitoring and enforcing compliance with the market rules for those markets. The responsibility for supervising the ASX and ASX 24 markets and their participants was transferred from ASX to ASIC on 1 August 2010 pursuant to the Corporations Amendment (Financial Market Supervision) Act 2010, and the market rules for the ASX and ASX 24 markets were effectively split into market integrity rules administered by ASIC and Operating Rules administered by ASX. However, ASX remains responsible for enforcing any breaches of the former market rules that occurred prior to 1 August 2010.

<sup>6</sup> Jillian Segal is a member of the ASX Ltd and ASX Compliance Boards.

<sup>7</sup> Eric Mayne was formerly Chair of the ASX Corporate Governance Council and Chief Supervision Officer, ASX Markets Supervision.