



Securities Act (Dominion Finance Holdings Limited) Exemption Notice 2004

Pursuant to the Securities Act 1978, the Securities Commission gives the following notice (to which is appended a statement of reasons of the Securities Commission).

Contents

1	Title	5	Exemptions from regulations 3(1) and 7A(1) of Regulations
2	Commencement	6	Conditions of exemptions in clause 5
3	Expiry		
4	Interpretation		

Notice

- 1 Title**
This notice is the Securities Act (Dominion Finance Holdings Limited) Exemption Notice 2004.

- 2 Commencement**
This notice comes into force on the day after the date of its notification in the *Gazette*.

- 3 Expiry**
This notice expires on the close of 31 October 2004.

- 4 Interpretation**
 - (1) In this notice, unless the context otherwise requires,—
 - Act** means the Securities Act 1978
 - Dominion** means Dominion Finance Holdings Limited
 - Regulations** means the Securities Regulations 1983

specified equity securities means ordinary shares in the capital of Dominion that have previously been allotted by Dominion and are to be offered to members of the public in New Zealand by 1 or more of the following persons:

- (a) Terence Maxwell Butler;
 - (b) Robert Barry Whale;
 - (c) Ann Kathleen Butler.
- (2) Any term or expression that is defined in the Act or the Regulations and used, but not defined, in this notice has the same meaning as in the Act or the Regulations.

5 Exemptions from regulations 3(1) and 7A(1) of Regulations

Dominion, Terence Maxwell Butler, Robert Barry Whale, Ann Kathleen Butler, and every person acting on behalf of any or all of them are exempted from regulations 3(1) and 7A(1) of the Regulations to the extent that those provisions require a registered prospectus or investment statement relating to the specified equity securities to contain information about Terence Maxwell Butler, Robert Barry Whale, and Ann Kathleen Butler as issuers of those securities.

6 Conditions of exemptions in clause 5

The exemptions in clause 5 are subject to the conditions that the registered prospectus and the investment statement that relate to the specified equity securities each contain—

- (a) a description of the effect of the exemptions in clause 5; and
- (b) a statement to the effect that Dominion, Terence Maxwell Butler, Robert Barry Whale, and Ann Kathleen Butler—
 - (i) are issuers of the specified equity securities; and
 - (ii) each have obligations as issuers under the Act and the Regulations.

Dated at Wellington this 11th day of May 2004.

The Common Seal of the Securities Commission was affixed in the presence of:

[L.S.]

F. R. S. Clouston,
Member.

Statement of reasons

This notice, which comes into force on the day after the date of its notification in the *Gazette* and expires on 31 October 2004, exempts Dominion Finance Holdings Limited, Terence Maxwell Butler, Robert Barry Whale, and Ann Kathleen Butler from 2 provisions of the Securities Regulations 1983, subject to certain conditions, in the case of an offer of ordinary shares in Dominion Finance Holdings Limited that have previously been allotted by that company.

The Securities Commission considers that it is appropriate to grant the exemptions because—

- (a) when Part II of the Securities Act 1978 applies to an offer of previously allotted securities to the public, both the person offering the securities and the original allotter of the securities have a responsibility for the offer as issuers; and
 - (b) information relating to the offerors is unlikely to be useful to potential investors in considering whether or not to subscribe for shares in Dominion and may be confusing; and
 - (c) the conditions of the exemptions require potential investors to be advised that the offerors remain legally responsible as issuers.
-

Issued under the authority of the Acts and Regulations Publication Act 1989.

Date of notification in *Gazette*: 13 May 2004.

This notice is administered by the Securities Commission.
