



New Zealand Gazette

OF THURSDAY, 26 AUGUST 2004

WELLINGTON: TUESDAY, 31 AUGUST 2004 — ISSUE NO. 109

Authorities and Other Agencies of State Notices

Securities Commission

Securities Act 1978

Notice of Approval to Act as a Statutory Supervisor Under Section 48 of the Securities Act 1978

Pursuant to section 48 (3) of the Securities Act 1978, the Securities Commission gives the following notice.

Notice

1. The Securities Commission approves **John Huntsbry Midgley** to act as a statutory supervisor for the purposes of the Securities Act 1978 in respect of securities offered to the public for subscription by **Karadean Court Retirement Village Limited**.
2. This notice comes into force the day after its publication in the *New Zealand Gazette*.
3. This notice expires on the close of 31 August 2009.
4. The approval is given subject to the following conditions:
 - (a) That neither **John Huntsbry Midgley** nor any of his employees:
 - (i) is at any time a shareholder or employee of an issuer or manager of a scheme under which securities are offered by **Karadean Court Retirement Village Limited**;
 - (ii) at any time holds any office or appointment (including appointment as an auditor) or has any involvement, relationship or interest in respect of **Karadean Court Retirement Village Limited** or any manager of any scheme offered by the above, otherwise than in connection with the performance of **John**

Huntsbry Midgley's functions and powers as a statutory supervisor;

- (iii) at any time controls or has the right to control **Karadean Court Retirement Village Limited**, or any manager of any scheme offered by the above, otherwise than in connection with the performance of **John Huntsbry Midgley's** functions and powers as a statutory supervisor;
- (iv) at any time holds any participatory securities of **Karadean Court Retirement Village Limited**, or any manager of any scheme offered by the above;
- (b) That no relationship exists at any time between **John Huntsbry Midgley** and **Karadean Court Retirement Village Limited**, or any manager of any scheme offered by the above, that affects, or is likely to affect, his performance as a statutory supervisor;
- (c) That while **John Huntsbry Midgley** holds office as a statutory supervisor, he will maintain adequate professional indemnity insurance in respect of the exercise of the functions and powers of a statutory supervisor;
- (d) That **John Huntsbry Midgley** has undertaken, and abides by that undertaking, to report to the Commission on any occurrence or change in matters material to the Commission's approval of him; and in any event, on an annual basis to the Commission by 1 March of each calendar year for the duration of his approval.

Dated at Wellington this 25th day of August 2004.

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

[L.S.]

JANE DIPLOCK, Chairperson.

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Regulation Summary

Notice Under the Acts and Regulations Publication Act 1989

Pursuant to the Acts and Regulations Publication Act 1989, notice is hereby given of the making of Regulations as under:

<i>Authority for Enactment</i>	<i>Title or Subject-matter</i>	<i>Serial Number</i>	<i>Date of Enactment</i>	<i>Price Code</i>	<i>Retail</i>
Securities Act 1978	Securities Act (WestpacTrust Investments Limited—NZ Class Shares) Exemption Notice (No 2) 1999 Amendment Notice 2004	2004/265	26/8/04	3-BX	\$2.10

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