

**Australian Securities and Investments Commission
Corporations Act 2001 – Subsection 340(1) – Order**

Enabling legislation

1. The Australian Securities and Investments Commission (*ASIC*) makes this instrument under subsection 340(1) of the *Corporations Act 2001 (Act)*.

Title

2. This instrument is ASIC Instrument 19-0976.

Commencement

3. This instrument commences on the day it is signed.

Order

4. Wynnum Manly Seagulls Rugby League Football Club Ltd ACN 050 542 660 (*Company*) does not have to comply with a requirement arising from or under Part 2M.3 of the Act in relation to:
 - (a) the Company's financial year commencing on 1 October 2018;
 - (b) the Company's financial year commencing on 1 October 2019; and
 - (c) all financial years of the Company commencing on 1 October in any year after the date of this instrument.

Where this instrument applies

5. This instrument applies where:
 - (a) as at the date of this instrument the Company's financial year within the meaning of s323D of the Act starts on 1 October each year and is 12 months long unless shortened or extended within the meaning of s323D of the Act;
 - (b) on or about 10 December 2019 the Company applied for relief to change the Company's financial year from a start date of 1 October each year to a start date of 1 November each year by way of a 13 month transitional year (*transitional year*) for the period 1 October 2018 to 31 October 2019 (instead of a 12 month period ending on 30 September 2019) and with each subsequent changed financial starting at the end of the previous changed financial year and being 12 months long year (*subsequent notional financial year*);
 - (c) the application was authorised by resolution of the Board of Directors of the Company on 18 September 2019;
 - (d) in furtherance of the application, the Company prepared and obtained any report that it would have been required to prepare and obtain under Division 1 of Part

2M.3 of the Act but for the relief provided under this instrument in relation to its financial year that commenced on 1 October 2018 as if the financial year of the Company was the transitional year;

- (e) the Company reported to members substantially in accordance with s316A of the Act on 12 December 2019 as if the financial year that commenced on 1 October 2018 ended on 31 October 2019 and the reports referred to in paragraph (d) were the reports that, but for the relief provided under this instrument, were the reports required to be prepared and obtained under Division 1 of Part 2M.3 of the Act in relation to the Company's financial year that commenced on 1 October 2018;
 - (f) the Directors of the Company laid the reports referred to in paragraph (d) before the Annual General Meeting of the Company held on 16 December 2019.
6. This instrument ceases to apply in relation to any subsequent financial years of the Company within the meaning of s323D of the Act starting after the date of this instrument where the Company has failed to comply with any condition precedent specified in paragraphs 7 to 10 for the purposes of relief in relation to the subsequent financial year on or before the due date specified under s319 of the Act for lodgement of any report that would, in the absence of this relief, be required to be prepared or obtained under Division 1 of Part 2M.3 in relation to the subsequent financial year.
 7. This instrument ceases to apply in relation to a subsequent financial year where the subsequent financial year is changed within the meaning of s323D of the Act from the date of the change.

Conditions

8. The Company must arrange for a notice explaining the relief granted by this instrument to be published in a prominent place on the Company's website within 5 business days after the date of commencement of this instrument and ensure that the notice is publicly available whilst the relief is being relied on by the Company.
9. For the purposes of obtaining the benefit of relief under paragraph 4 in relation to the Company's financial year that commenced on 1 October 2018 - the Company must lodge the reports referred to in paragraph 5(d) for the transitional year with ASIC under Form 388 on or before 31 January 2020.
10. For the purposes of obtaining the benefit of relief under paragraph 4 in relation to the Company's first subsequent financial year to the financial year that commenced on 1 October 2018 (*first subsequent statutory financial year*) – the Company must have lodged the reports referred to in paragraph 5(d) for the transitional year with ASIC under Form 388 on or before 31 January 2020.
11. For the purposes of obtaining the benefit of relief under paragraph 4 in relation to a subsequent financial year (being a statutory financial year within the meaning of s323D of the Act) after the first subsequent statutory financial year - the Company must have:

- (a) substantially complied with Part 2M.3 of the Act in relation to the subsequent notional financial year that immediately preceded the subsequent financial year as if the subsequent notional financial year was the financial year of the Company immediately preceding subsequent financial year; and

Note: This is a condition precedent. This means that in order to have the benefit of the relief for a future financial year the Company must have prepared and lodged its financial reports for its c immediately preceding changed financial year by the end February following the end of the changed financial year.

- (b) included a statement about the relief provided by this instrument in any report that the Company is required by paragraph (a) to be prepared and obtain under Division 1 of Part 2M.3 for any subsequent notional financial year.

6. This instrument ceases to apply where the Company fails to comply with a condition in paragraph 5 of this instrument.

Dated this 22nd day of January 2020



Signed by Lydia Sia
as a delegate of the Australian Securities and Investments Commission