



SFE Bulletin No: 46/05
From: SFE Corporation Limited ABN 74 000 299 392
Date of Issue: 28 June 2005
Effective Date: Immediately

**DISCIPLINARY ACTION IMPOSED BY THE BUSINESS CONDUCT COMMITTEE
UPON FIMAT SNC TRADING AS FIMAT AUSTRALIA**

Pursuant to Operating Rule 5.12, Sydney Futures Exchange Limited (the Exchange) advises that its Business Conduct Committee (the Committee) has determined the following:

FIMAT SNC trading as FIMAT Australia (FIMAT Australia) has been fined \$10,000 (exclusive of GST) for a failure during March 2005 to comply with Exchange Operating Rule 2.2.24 in that it failed to lodge Daily Beneficial Ownership Reports (DBORs) with the Exchange by the prescribed time.

FIMAT Australia appealed the Committee's decision on penalty before the Board of the Exchange (the Board) during June 2005. The Board rejected FIMAT Australia's appeal and ratified the Committee's findings and imposed penalty of \$10,000 (exclusive of GST) and approved public notification of the matter to the market.

In reaching its decision, the Committee noted that FIMAT Australia had failed to comply with this particular rule on a number of occasions during the previous 12 months - most recently during January 2005, an event which resulted in imposition of a financial penalty by the Committee and public notification to the market (refer Bulletin 26/05). However, consistent with its foreshadowed stance in Bulletin 26/05, on this occasion the Committee considered that a more serious penalty was warranted in order to act as a more effective sanction and that public notification was also warranted in order to clarify to the market the importance of DBOR submissions and that the Exchange takes such repeated breaches very seriously.

A handwritten signature in black ink, appearing to read 'Anne Brown', is written over a horizontal line. A vertical red line is positioned to the right of the signature.

ANNE T. BROWN
GENERAL MANAGER, RISK AND COMPLIANCE