BHP BILLITON LTD Form 6-K February 05, 2018

#### **UNITED STATES**

#### SECURITIES AND EXCHANGE COMMISSION

Washington, D.C. 20549

Form 6-K

#### REPORT OF FOREIGN PRIVATE ISSUER

PURSUANT TO RULE 13a-16 OR 15d-16

#### **UNDER THE SECURITIES EXCHANGE ACT OF 1934**

**February 5, 2018** 

**BHP BILLITON LIMITED** 

**BHP BILLITON PLC** 

(ABN 49 004 028 077)

(REG. NO. 3196209)

(Exact name of Registrant as specified in its charter)

(Exact name of Registrant as specified in its charter)

VICTORIA, AUSTRALIA

**ENGLAND AND WALES** 

(Jurisdiction of incorporation or organisation)

(Jurisdiction of incorporation or organisation)

171 COLLINS STREET, MELBOURNE,

NOVA SOUTH, 160 VICTORIA STREET,

VICTORIA 3000 AUSTRALIA

LONDON, SW1E 5LB

(Address of principal executive offices)

UNITED KINGDOM

(Address of principal executive offices)

Indicate by check mark whether the registrant files or will file annual reports under cover of Form 20-F or Form 40-F:

Form 20-F Form 40-F

Indicate by check mark if the registrant is submitting the Form 6-K in paper as permitted by Regulation S-T Rule 101(b)(1):

Indicate by check mark if the registrant is submitting the Form 6-K in paper as permitted by Regulation S-T Rule 101(b)(7):

Indicate by check mark whether the registrant by furnishing the information contained in this Form is also thereby furnishing the information to the Commission pursuant to Rule 12g3-2(b) under the Securities Exchange Act of 1934: Yes No

If Yes is marked, indicate below the file number assigned to the registrant in connection with Rule 12g3-2(b): n/a

**Issued by:** BHP Billiton Plc

**Date:** 5 February 2018

To: London Stock Exchange

Australian Securities Exchange

cc: JSE Limited

New York Stock Exchange

For Release: Immediately

**Contact:** Helen Ratsey +44 (0) 20 7802 7540

#### **BHP Billiton Plc** Notification of Major Interest in Shares

The attached notification was received on 3 February 2018 by BHP Billiton Plc from Elliott Capital Advisors, L.P. relating to major holdings of shares of BHP Billiton Plc.

The notification relates to a major holding in BHP Billiton Plc only, and not in the combined BHP Billiton Plc and BHP Billiton Limited group.

BHP Billiton Limited ABN 49 004 028 077 BHP Billiton Plc Registration number 3196209

LEI WZE1WSENV6JSZFK0JC28 LEI 549300C116EOWV835768
Registered in Australia Registered in England and Wales

Registered Office: 171 Collins Street Registered Office: Nova South 160 Victoria Street

Melbourne Victoria 3000 Australia London SW1E 5LB United Kingdom

Tel +61 1300 55 4757 Fax +61 3 9609 3015 Tel +44 20 7802 4000 Fax +44 20 7802 4111

The BHP Group is headquartered in Australia

# TR-1: Standard form for notification of major holdings

NOTIFICATION OF MAJOR HOLDINGS (to be sent to the relevant issuer and to the FCA in Microsoft Word format if possible)i

1a. Identity of the issuer or the underlying issuer of existing shares to which voting rights are attachedii:

**BHP Billiton PLC** 

**1b. Please indicate if the issuer is a non-UK issuer** (please mark with an X if appropriate)

Non-UK issuer

**2. Reason for the notification** (please mark the appropriate box or boxes with an X)

An acquisition or disposal of voting rights

An acquisition or disposal of financial instruments

An event changing the breakdown of voting rights

Other (please specify)iii:

date on which threshold was crossed or reached

Position of previous

3. Details of person subject to the notification obligation iv

Elliott Capital Advisors, L.P. (for itself and related Name

general partners and investment managers)

City and country of registered office (if applicable)

**4. Full name of shareholder(s)** (if different from 3.)<sup>v</sup>

Elliott International, L.P. Name

City and country of registered office (if applicable) Grand Cayman, Cayman Islands

5. Date on which the threshold was crossed or reached<sup>vi</sup>: 1 February 2018

6. Date on which issuer notified (DD/MM/YYYY): 2 February 2018

#### 7. Total positions of person(s) subject to the notification obligation

% of voting rights Total number of % of voting rights attabhodgh financial instrume itstal of both in % voting rights (total of 8.B 1 to shares (8.A +of (total of 8. A) 8.B) issuervii +8.B2Resulting situation on the 4.65% 0.80% 5.45% 115,183,724 notification (if applicable) 5.04% N/A 5.04%

# 8. Notified details of the resulting situation on the date on which the threshold was crossed or reached viii

# A: Voting rights attached to shares

Number of voting rights<sup>ix</sup> % of voting rights Class/type of shares **Indirect Indirect Direct** (Art 10 of Directive Direct (Art 10 of Directive (Art 9 of Directive 2004/109/EC) (Art 9 of Directive 2004/109/EC) ISIN code (if possible) 2004/109/EC) (DTR5.1) (DTR5.2.1)2004/109/EC) (DTR5.1) (DTR5.2.1) GB0000566504 98,325,953 4.65% **SUBTOTAL 8. A** 98,325,953 4.65%

B 1: Financial Instruments according to Art. 13(1)(a) of Directive 2004/109/EC (DTR5.3.1.1 (a))

Number of voting rights that may be acquired if the instrument

#### **SUBTOTAL 8. B 1**

B 2: Financial Instruments with similar economic effect according to Art. 13(1)(b) of Directive 2004/109/EC (DTR5.3.1.1 (b))

	Exercise/ Conversion Physical or Expiration Period cash			Number of	% of voting
Type of financial instrument	date <sup>x</sup>	xi	settlement xii	voting rights	rights
CFD	31/01/19	C	ASH	5,682,179	0.27%
CFD	03/01/19	C	EASH	8,122,768	0.39%
CFD	17/10/18	C	CASH	222,824	0.01%
CFD (ADR US05545E2090)	16/10/19	C	<sup>e</sup> ASH	2,830,000 (1,415,000 ADR s equivalent to 2,830,000 Voting Ords)	t 0.13%
		S	UBTOTAL 8.B.2	16,857,771	0.80%

**9. Information in relation to the person subject to the notification obligation** (please mark the applicable box with an X)

Person subject to the notification obligation is not controlled by any natural person or legal entity and does not control any other undertaking(s) holding directly or indirectly an interest in the (underlying) issuer<sup>xiii</sup>

<u>Full</u> chain of controlled undertakings through which the voting rights and/or the financial instruments are effectively held starting with the ultimate controlling natural person or legal entity<sup>xiv</sup> (please add additional rows as necessary)

% of voting rights if it equals or is higher than the notifiable threshold

% of voting rights through financial instruments if it equals or is higher than the notifiable threshold

Total of both if it equals or is higher than the notifiable threshold

# 10. In case of proxy voting, please identify:

Name of the proxy holder

Namexv

The number and % of voting rights held

The date until which the voting rights will be held

11. Additional information<sup>xvi</sup>

Place of completion London, United Kingdom

**Date of completion** 2 February 2018

# **SIGNATURES**

Pursuant to the requirements of the Securities Exchange Act of 1934, the registrant has duly caused this report to be signed on its behalf by the undersigned, thereunto duly authorized.

BHP Billiton Limited and BHP Billiton Plc

Date: February 5, 2018 By: /s/ Rachel Agnew

Name: Rachel Agnew Title: Company Secretary