# SECURITIES AND EXCHANGE COMMISSION

Washington, D.C. 20549

# FORM 6-K

**Report of Foreign Private Issuer** 

Pursuant to Rule 13a-16 or 15d-16 of the Securities Exchange Act of 1934

September 3, 2004

# JAMES HARDIE INDUSTRIES N.V.

(Exact name of Registrant as specified in its charter)

4<sup>th</sup> Level, Atrium, unit 04-07 Strawinskylaan 3077 1077 ZX Amsterdam, The Netherlands (Address of principal executive offices)

Indicate by check mark whether the registrant files or will file annual reports under cover 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): Not Applicable

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): Not Applicable

Indicate by check mark whether by furnishing the information contained in this Form, the registrant 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): Not Applicable

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#### Safe Harbor Statement

The exhibit attached to this Form 6-K contains forward-looking statements. Words such as "believe," "anticipate," "plan," "expect," "intend," "target," "estimate," "project," "predict," "forecast," "guideline," "should," "aim" and similar expressions are intended to identify forward-looking statements but are not the exclusive means of identifying such statements. Forward-looking statements involve inherent risks and uncertainties. We caution you that a number of important factors could cause actual results to differ materially from the plans, objectives, expectations, estimates and intentions expressed in such forward-looking statements. These factors, which are further discussed in our reports submitted to the Securities and Exchange Commission on Forms 20-F and 6-K and in our other filings, include but are not limited to: competition and product pricing in the markets in which we operate; general economic and market conditions; compliance with, and possible changes in, environmental and health and safety laws; dependence on cyclical construction markets; the supply and cost of raw materials; our reliance on a small number of product distributors; the consequences of product failures or defects; exposure to environmental or other legal proceedings; and risks of conducting business internationally. We caution you that the foregoing list of factors is not exclusive and that other risks and uncertainties may cause actual results to differ materially from those contained in forward-looking statements. Forward-looking statements speak only as of the date they are made.

# EXHIBIT INDEX

Exhibit No.	Description					
99.1	Response to 3rd party incorrect statements re AIM – Filed with the Australian Stock Exchange on September 2, 2004					

## 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.

# James Hardie Industries N.V.

Date: September 3, 2004

By: /s/ W. (Pim) Vlot W. (Pim) Vlot Secretary

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Exhibit No.	Description					
99.1	Response to 3rd party incorrect statements re AIM – Filed with the Australian Stock Exchange on September 2, 2004					





James Hardie Industries N.V. ARBN 097 829 895 Incorporated in The Netherlands The liability of members is limited

Level 3, 22 Pitt Street SYDNEY NSW 2000

Telephone: (02) 8274 5274 Fax: (02) 8274 5217

GPO Box 3935 Sydney NSW 2001 Australia

02 September 2004

The Manager Company Announcements Office Australian Stock Exchange Limited 20 Bridge Street SYDNEY NSW 2000

Dear Sir

### James Hardie 2004 Annual Information Meeting (AIM)

We have become aware that incorrect statements have been made by third parties in a public context about the purpose of the Annual Information Meeting (**AIM**") for James Hardie CUFS holders and Australian shareholders to be held on Wednesday, 15 September 2004 in Sydney. We wish to reaffirm the correct position so as to avoid confusion and misinformation.

The items of business for discussion at the AIM and for consideration and vote at the Annual General Meeting (**AGM**") to be held in the Netherlands on 17 September, were advised in the formal Notice of Meetings lodged with the ASX on 13 August 2004 and mailed to CUFS holders. Those items are to consider the accounts, the reappointment of a board member and approve his participation in the Company's Board Share Plan, and to renew powers to enable the Company to buy back shares. They remain the sole items on the agendas of these meetings.

These meetings are not able to formally consider or vote upon any matters relating to the establishment or funding of a statutory scheme proposed at the recent NSW Special Commission of Inquiry. The Company continues to await the Commissioner's report (due on 21 September 2004) and its recommendations, including its recommendations on the scheme proposal. The Company also awaits the response of the NSW Government on these issues.

As stated in the Notice of Meetings, no voting can take place at the AIM in Sydney, although CUFS holders will be able to lodge direction forms specifying how their vote is to be recorded at the AGM in the Netherlands.

Yours faithfully

/S/ Alan T. Kneeshaw

A T Kneeshaw Manager Secretarial Services