

# ASIC Class Order [CO 13/1534]

## Deferral of Stronger Super amendments in relation to PDS and periodic statement disclosure

This instrument has effect under s1020F(1) of the *Corporations Act 2001*.

This compilation was prepared on 3 March 2014 taking into account amendments up to [CO 14/55]. See the table at the end of this class order.

Prepared by the Australian Securities and Investments Commission.

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### Australian Securities and Investments Commission Corporations Act 2001 — Subsection 1020F(1) — Exemptions

#### Enabling legislation

1. The Australian Securities and Investments Commission makes this instrument under subsection 1020F(1) of the *Corporations Act 2001* (the *Act*).

#### Title

2. This instrument is ASIC Class Order [CO 13/1534].

#### Commencement

3. This instrument commences on the day it is registered under the *Legislative Instruments Act 2003*.

Note: An instrument is registered when it is recorded on the Federal Register of Legislative Instruments (*FRLI*) in electronic form: see *Legislative Instruments Act 2003*, section 4 (definition of *register*). The FRLI may be accessed at <http://www.frli.gov.au/>.

#### First exemption

##### *Deferral of amendments affecting PDS and periodic statement disclosure*

4. A trustee of a registrable superannuation entity does not have to comply with regulations made for the purposes of:

- (a) Division 2 of Part 7.9 of the Act (Product Disclosure Statements); or
- (b) section 1017D of the Act (periodic statements);

to the extent those regulations were amended or made by items 7 to 68 and 70 to 86 of Schedule 1 to the *Superannuation Legislation Amendment (MySuper Measures) Regulation 2013*.

5. This first exemption only applies in relation to:

- (a) Product Disclosure Statements given before 1 July 2014; and

- (b) periodic statements given under section 1017D of the Act in relation to reporting periods ending before 1 July 2014.

## Second Exemption

### *Latest product dashboard in periodic statement*

6. A trustee of a regulated superannuation fund (other than a self-managed superannuation fund) that is required to make publicly available a product dashboard for the investment option, under section 1017BA of the Act, does not have to comply with section 1017D of the Act to the extent that provision requires the trustee to comply with paragraph 7.9.20(1)(o) of the *Corporations Regulations 2001*.
7. This second exemption only applies in relation to periodic statements given under section 1017D of the Act in relation to reporting periods ending before 1 January 2015.

### *Condition*

8. A trustee that is relying on the second exemption must include in, or in a document accompanying, the periodic statement:
  - (a) a website address for the latest product dashboard for the investment option; and
  - (b) a statement to the effect that the latest product dashboard for the investment option can be found at the website address.

## Interpretation

9. In this instrument:

***registrable superannuation entity*** has the same meaning as in the *Superannuation Industry (Supervision) Act 1993*.

***regulated superannuation fund*** has the same meaning as in the *Superannuation Industry (Supervision) Act 1993*.

***self-managed superannuation fund*** has the same meaning as in the *Superannuation Industry (Supervision) Act 1993*.

## Notes to ASIC Class Order [CO 13/1534]

### Note 1

ASIC Class Order [CO 13/1534] (in force under s1020F(1) of the *Corporations Act 2001*) as shown in this compilation comprises that Class Order amended as indicated in the tables below.

### Table of Instruments

Instrument number	Date of FRLI registration	Date of commencement	Application, saving or transitional provisions
[CO 13/1534]	12/12/2013 ( <i>see</i> F2013L02077)	12/12/2013	
[CO 14/55]	3/3/2014 ( <i>see</i> F2014L00210)	3/3/2014	-

### Table of Amendments

ad. = added or inserted   am. = amended   rep. = repealed   rs. = repealed and substituted

Provision affected	How affected
Para 4 .....	am. [CO 14/55]
Para 9 .....	am. [CO 14/55]