



**ASIC**

Australian Securities & Investments Commission

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## **ASIC Corporations (Disregarding Technical Relief) Instrument 2016/73**

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I, Grant Moodie, delegate of the Australian Securities and Investments Commission, make the following legislative instrument.

Date            9 March 2016

Grant Moodie

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## **Part 1—Preliminary**

### **1 Name of legislative instrument**

This instrument is *ASIC Corporations (Disregarding Technical Relief) Instrument 2016/73*.

### **2 Commencement**

This instrument commences on the day after it is registered on the Federal Register of Legislation.

Note: The register may be accessed at [www.legislation.gov.au](http://www.legislation.gov.au).

### **3 Authority**

This instrument is made under sections 741 and 1020F of the *Corporations Act 2001*.

### **4 Definitions**

In this instrument:

*Act* means the *Corporations Act 2001*.

## Part 2—Declaration

### 5 Disregarding technical relief instruments for certain purposes

Chapter 6D and Part 7.9 of the Act apply to all persons as if the following provisions were modified or varied:

- (a) in section 9 insert the following definition:

“**technical relief instrument** means any instrument (however described) mentioned in column 2 or 3 of the following table:

	ASIC Instrument	ASIC Class Order
1.	<i>ASIC Corporations (Disregarding Technical Relief) Instrument 2016/73</i>	ASIC Class Order [CO 01/1455] ASIC Class Order [CO 04/672] ASIC Class Order [CO 07/571] (each as in force as at the day immediately before the day those class orders were repealed)
2.		ASIC Class Order [CO 98/100]
3.		ASIC Class Order [CO 98/101]
4.		ASIC Class Order [CO 98/104]
5.		ASIC Class Order [CO 98/1418]
6.		ASIC Class Order [CO 98/2395]
7.		ASIC Class Order [CO 99/90] (as in force as at the day immediately before the day the class order was repealed)
8.		ASIC Class Order [CO 00/2449]
9.	<i>ASIC Corporations (Stapled Group Reports) Instrument 2015/838</i>	ASIC Class Order [CO 05/642] (as in force as at the day immediately before the day the class order was repealed)
10.	<i>ASIC Corporations (Post Balance Date Reporting) Instrument 2015/842</i>	ASIC Class Order [CO 05/644] (as in force as at the day immediately before the day the class order was repealed)
11.	<i>ASIC Corporations (Related Scheme Reports) Instrument 2015/839</i>	ASIC Class Order [CO 06/441] (as in force as at the day immediately before the day the class order was repealed)
12.		ASIC Class Order [CO 09/425]
13.		ASIC Class Order [CO 10/321] (as in force as at the day immediately before the day the class order was repealed)
14.	<i>ASIC Corporations (Sale Offers: Securities Issued on Conversion of Convertible Notes) Instrument 2016/82</i>	ASIC Class Order [CO 10/322] (as in force as at the day immediately before the day the class order was repealed)
15.		ASIC Class Order [CO 10/654]
16.		ASIC Class Order [CO 13/1050]
17.		ASIC Class Order [CO 14/757]
18.	an order under section 340 to the extent it relieves the entity, or any	

	person as director or auditor of the entity, from the requirements of subsection 323D(3).	
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In this table, unless a contrary intention appears, a reference to an instrument is taken to be a reference to the instrument as in force from time to time.”;

- (b) in section 9 in the definition of *continuously quoted securities*, at the beginning of both subparagraphs (b)(ii) and (iii), insert “other than a technical relief instrument,”;
- (c) in paragraphs 708AA(2)(e), 708A(5)(d), 1012DAA(2)(e) and 1012DA(5)(d), at the beginning of each respective paragraph, insert “other than a technical relief instrument,”.