



**ASIC**

Australian Securities & Investments Commission

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## **ASIC (Amendment, Repeal and Transitional) Instrument 2017/839**

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I, Anthony Graham, delegate of the Australian Securities and Investments Commission, make the following legislative instrument.

Date 22 September 2017

Anthony Graham

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## Part 1—Preliminary

### 1 Name of legislative instrument

This is the *ASIC (Amendment, Repeal and Transitional) Instrument 2017/839*.

### 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 paragraphs 601QA(1)(a), 601QA(1)(b), 926A(2)(c), 992B(1)(a) and 992B(1)(c) of the *Corporations Act 2001*.

### 4 Schedules

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

### 5 Definitions

In this instrument:

*Act* means the *Corporations Act 2001*.

## Schedule 1—Amendments

### ASIC Class Order [CO 13/1409]

**1 Paragraph 4 (notional subparagraph 601FCAA(1)(a)(iii) of the Act)**

Omit the notional subparagraph.

### ASIC Class Order [CO 13/1410]

**2 Paragraph 4 (notional paragraph 912AAC(3)(c) of the Act)**

Omit the notional paragraph, substitute:

“(c) the property is held under an arrangement in relation to which an exemption from paragraph 981B(1)(c) or 984B(1)(a) applies because of Schedule 3 to the *ASIC (Amendment, Repeal and Transitional) Instrument 2017/839*;

Note: Schedule 3 to the *ASIC (Amendment, Repeal and Transitional) Instrument 2017/839* continues in force the exemptions under ASIC Class Order [CO 03/1110] and ASIC Class Order [CO 03/1112] (as in force immediately before their repeal) until 30 September 2018.”.

## **Schedule 2—Repeals**

### **ASIC Class Order [CO 03/1110]**

**1 The whole of the instrument**

Repeal the instrument.

### **ASIC Class Order [CO 03/1111]**

**2 The whole of the instrument**

Repeal the instrument.

### **ASIC Class Order [CO 03/1112]**

**3 The whole of the instrument**

Repeal the instrument.

## **Schedule 3—Savings**

### **Transitional continuation of relief given by repealed ASIC Class Orders**

#### **1 Transitional relief**

- (1) An exemption specified in ASIC Class Order [CO 03/1110] or ASIC Class Order [CO 03/1112] (each as in force immediately before its repeal) continues to apply by force of this item in the circumstances and on the conditions specified in relation to the exemption.
- (2) A declaration specified in ASIC Class Order [CO 03/1112] (as in force immediately before its repeal) continues to apply by force of this item in the circumstances specified in relation to the declaration.
- (3) Subitems (1) and (2) have effect until 30 September 2018.