



**ASIC**

Australian Securities & Investments Commission

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## **ASIC Market Integrity Rules (Securities Markets) Class Waiver 2018/266**

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

Date 23 April 2018

Anthony Graham

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## **Part 1—Preliminary**

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

This is the *ASIC Market Integrity Rules (Securities Markets) Class Waiver 2018/266*.

### **2 Commencement**

This instrument commences on the day after this instrument 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 subrule 1.2.1(1) of the *ASIC Market Integrity Rules (Securities Markets) 2017 (Rules)*.

### **4 Interpretation**

In this instrument, unless the contrary intention appears, capitalised terms have the same meaning as in the Rules.

## Part 2—Waiver

### 5 Waiver from paragraph 5A.2.2(1)(a) of the Rules

- (1) A Market Participant that operates a Crossing System does not have to comply with paragraph 5A.2.2(1)(a) of the Rules.
- (2) The relief in subsection (1) is subject to the condition that the Market Participant must, prior to accepting an Order from a client for the first time which may be matched on the Participant's Crossing System, provide the client with a copy of the Publicly Available Crossing System Information or inform the client of the website address where that information is available.

Note: The conditions imposed on a waiver must be complied with in order for the waiver to be effective: subrule 1.2.1(2) of the Rules.

### 6 Waiver from subrule 5A.2.2(2) of the Rules

- (1) A Market Participant that operates a Crossing System does not have to comply with subrule 5A.2.2(2) of the Rules.
- (2) The relief in subsection (1) is subject to the condition that the Market Participant must:
  - (a) prior to accepting an Order from a client for the first time which may be matched on the Participant's Crossing System; and
  - (b) prior to accepting an Order from a client which may be matched on the Participant's Crossing System after the Non-Public Crossing System Information has been updated under subrule 5A.2.2(3) of the Rules;

provide that client with a document containing the Non-Public Crossing System Information, in relation to that Crossing System.

Note: The conditions imposed on a waiver must be complied with in order for the waiver to be effective: subrule 1.2.1(2) of the Rules.