



ASIC

Australian Securities & Investments Commission

ASIC Market Integrity Rules (Securities Markets) Class Waiver 2018/303

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

Date 26 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 2018/303*.

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.

3 Authority

This instrument is made under subrule 1.2.1(1) and Rule 1.2.3 of the *ASIC Market Integrity Rules (Securities Markets) 2017 (Rules)*.

4 Interpretation

- (1) In this instrument, unless the contrary intention appears, capitalised terms have the same meaning as in the Rules.
- (2) In this instrument a reference to time is to the time in Sydney, Australia.

Part 2—Waiver

5 Waiver from requirements of Rule 3.4.1

A Market Participant does not have to comply with Rule 3.4.1 of the Rules in respect of a Client and a Market transaction if.

- (a) the Client is not a retail client; and
- (b) the Market transaction is in respect of a financial product which is a Derivatives Market Contract; and
- (c) the Market Participant has notified the Client before entering a Trading Message on the Client's behalf that Market transactions effected for the client are subject to:
 - (i) the directions, decisions and requirements of the Market operator, the *ASIC Market Integrity Rules (Securities Markets) 2017*, the operating rules of the Market, the Clearing Rules and where relevant, the Settlement Rules; and
 - (ii) the customs and usages of the Market; and
 - (iii) the correction of errors and omissions.

6 Conditions

A Market Participant must keep a record of the notification referred to in paragraph 5(c).

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.

7 Period during which the relief applies

The relief in section 5 applies until the end of 30 June 2020.