



**ASIC**  
Australian Securities &  
Investments Commission

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## **ASIC Corporations (Amendment) Instrument 2023/2**

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I, Calissa Aldridge, delegate of the Australian Securities and Investments Commission, make the following legislative instrument.

Date            16 January 2023

Calissa Aldridge

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## **Part 1—Preliminary**

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

This is the *ASIC Corporations (Amendment) Instrument 2023/2*.

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Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

## Schedule 1—Amendments

### *ASIC Corporations (NZD Denominated Client Money) Instrument 2018/152*

#### 1 Section 5 (notional subparagraph 981B(1)(a)(iii))

After “if the money is ASX 24 NZD futures contract money”, insert “or ASX NZD OTC clearing derivative money”.

#### 2 Section 5 (notional subsection 981B(3))

Insert the following definitions:

***ASX NZD OTC clearing derivative*** means a New Zealand dollar-denominated OTC derivative that is cleared or to be cleared by ASX Clear (Futures) Pty Limited (ACN 050 615 864).

***ASX NZD OTC clearing derivative money*** means money to which this Subdivision applies and in relation to which:

- (a) the financial service referred to in subparagraph 981A(1)(a)(i) is or relates to a dealing in an ASX NZD OTC clearing derivative; or
- (b) the financial product referred to in subparagraph 981A(1)(a)(ii) is an ASX NZD OTC clearing derivative.

***OTC derivative*** means a derivative that is not able to be traded on a prescribed financial market.