



ASIC

Australian Securities & Investments Commission

ASIC Corporations and Credit (Amendment and Repeal) Instrument 2016/1182

I, Stephen Yen PSM, delegate of the Australian Securities and Investments Commission, make the following legislative instrument.

Date: 12 December 2016

Stephen Yen

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Part 1—Preliminary

1 Name of legislative instrument

This is the *ASIC Corporations and Credit (Amendment and Repeal) Instrument 2016/1182*.

2 Commencement

This instrument commences on the later of:

- (a) the date of its gazettal; and
- (b) the day after it 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 subsections 283GA(1), 341(1), 601QA(1), 601YAA(1), 741(1), 926A(2), 951B(1), 992B(1) and 1020F(1) and paragraph 911A(2)(1) of the *Corporations Act 2001* and subsection 109(3) of the *National Consumer Credit Protection Act 2009*.

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Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.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

- (1) The repeal of an instrument by section 4 does not affect any amendment to or repeal of another instrument (however described) made by the instrument.
- (2) Subsection (1) does not limit the effect of section 7 of the *Acts Interpretation Act 1901* as it applies to the repeal of an instrument by section 4 of this instrument.

6 Definitions

In this instrument:

Act means the *Corporations Act 2001*.

Schedule 1—Amendments

ASIC Class Order [CO 02/237]

- 1 Subparagraph 1(e) (under the heading “First Exemption — Rental pools operated by operators of time-sharing schemes that are exempt from the managed investment provisions”)**

Omit “or an affected auditor (as defined in ASIC Class Order [CO 14/757])”.

- 2 Subparagraph (b) (under the heading “Second Exemption — Disclosure relief for rental pools forming part of registered time-sharing schemes”)**

Omit “or an affected auditor (as defined in ASIC Class Order [CO 14/757])”.

ASIC Class Order [CO 09/425]

- 3 Paragraph 7A.**

Repeal the paragraph.

ASIC Class Order [CO 10/654]

- 4 Paragraph 7.**

Repeal the paragraph.

ASIC Class Order [CO 12/752]

- 5 Paragraph 4 (notional subsection 912AB(11) of the Act)**

Omit “or an affected auditor (as defined in ASIC Class Order [CO 14/757])”.

ASIC Class Order [CO 13/760]

- 6 Paragraph 4 (notional subsection 912AA(12) of the Act)**

Omit the notional subsection.

ASIC Class Order [CO 13/761]

- 7 Paragraph 4 (notional subsection 912AC(10) of the Act)**

Omit “or an affected auditor (as defined in ASIC Class Order [CO 14/757])”.

ASIC Class Order [CO 13/762]

8 Subparagraph 6(c) (notional paragraph 1013DAB(20)(aa) of the Act)

Omit the notional paragraph.

ASIC Class Order [CO 13/763]

9 Paragraph 6 (notional subsection 912AD(45) of the Act)

Omit the notional subsection.

ASIC Corporations (Disregarding Technical Relief) Instrument 2016/73

10 Paragraph 5(a) (definition of *technical relief instrument*, table item 17)

Repeal the item.

ASIC Corporations (Disclosing Entities) Instrument 2016/190

11 Subsection 5(3)

Repeal the subsection.

Schedule 2—Repeals

ASIC Class Order [CO 14/757]

1 The whole of the instrument

Repeal the instrument.