



**ASIC**  
Australian Securities &  
Investments Commission

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## **ASIC Corporations and Credit (Amendment and Repeal) Instrument 2022/1032**

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I, Suneeta Sidhu, delegate of the Australian Securities and Investments Commission, make the following legislative instrument.

Date 14 December 2022

Suneeta Sidhu

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## Part 1—Preliminary

### 1 Name of legislative instrument

This is the *ASIC Corporations and Credit (Amendment and Repeal) Instrument 2022/1032*.

### 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:

- (a) subsection 6(17) of the National Credit Code; and
- (b) subsections 601QA(1), 926A(2), 951B(1), 992B(1) and 1020F(1) of the *Corporations Act 2001*.

Note: The National Credit Code is found in Schedule 1 to 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Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

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## Schedule 1—Amendments

### *ASIC Corporations (Disclosure in Dollars) Instrument 2016/767*

#### 1 Section 4

Repeal the section, substitute:

##### 4 Definitions

In this instrument:

*Act* means the *Corporations Act 2001*.

*providing entity* has the meaning given in section 944A of the Act.

*responsible person* has the meaning given in subsection 1013A(3) of the Act.

*warrant* has the meaning given by subregulation 1.0.02(1) of the *Corporations Regulations 2001*.

#### 2 Section 8

Repeal the section.

### *ASIC Credit (Litigation Funding-Exclusion) Instrument 2020/37*

#### 3 Subsection 5(2)

Omit “31 January 2023”, substitute “31 January 2026”.

### *ASIC Corporations (Conditional Costs Schemes) Instrument 2020/38*

#### 4 Subsection 5(b)

Omit “(ma)”, substitute “(mb)”.

#### 5 Subsection 5(b) (notional paragraph (maa) of the definition of *managed investment scheme*)

Omit “(maa)”, substitute “(mba)”.

#### 6 Subsection 5(b) (notional paragraph (mab) of the definition of *managed investment scheme*)

Omit “(mab)”, substitute “(mbb)”.

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**7 Section 10**

Omit “31 January 2023”, substitute “31 January 2026”.

## **Schedule 2—Repeals**

### ***ASIC Corporations (Litigation Funding Schemes) Instrument 2020/787***

#### **1 The whole of the instrument**

Repeal the instrument.