



ASIC
Australian Securities &
Investments Commission

ASIC Corporations (Post Balance Date Reporting) Instrument 2025/437

I, Claire LaBouchardiere, delegate of the Australian Securities and Investments Commission, make the following legislative instrument.

Date 19 September 2025

Claire LaBouchardiere

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Part 1—Preliminary

1 Name of legislative instrument

This is the *ASIC Corporations (Post Balance Date Reporting) Instrument 2025/437*.

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.

3 Authority

This instrument is made under subsection 341(1) of the *Corporations Act 2001*.

4 Simplified outline of this instrument

This instrument sets out an exemption from the financial reporting requirements under Part 2M.3 of the Act to allow the presentation of a pro forma balance sheet in notes to financial statements to explain the financial effect of material acquisitions and disposals of entities and businesses after the end of a reporting period, subject to meeting various requirements.

5 Definitions

- (1) In this instrument:

Act means *Corporations Act 2001*.

relevant entity means company, registered scheme, registrable superannuation entity or disclosing entity.

- (2) Information is **material** in relation to a financial statement if its misstatement in or omission from the statement could influence the economic decisions taken on the basis of the statement.

Part 2—Order

6 Relief for post balance date disclosure

Relief

- (1) A relevant entity does not have to comply with Part 2M.3 of the Act, and a retail CCIV does not have to comply with Part 2M.3 of the Act in relation to a sub-fund, to the extent that that Part prevents the notes to the financial statements and consolidated financial statements for a financial year or half-year (each a **relevant period**) from including a balance sheet (and, where applicable, a consolidated balance sheet) explaining the financial effect of acquisitions and disposals (each the **relevant transactions**) of entities and businesses after the end of the relevant period.

Where relief applies

- (2) The relief in subsection (1) is available where both of the following apply:
- (a) either:
- (i) the relevant transactions have a material effect on the relevant entity or sub-fund (as the case may be) and a single entity balance sheet is included in the notes to the financial statements that is either:
- (A) an actual balance sheet drawn up to a point in time after the relevant transactions have occurred; or
- (B) a pro forma balance sheet drawn up on the basis of the relevant entity's or sub-fund's (as the case may be) actual balance sheet drawn up at the end of the relevant period or a later date; or
- (ii) consolidated financial statements are included in the financial report, the relevant transactions have a material effect on the consolidated entity and a consolidated balance sheet is presented in the notes to those consolidated financial statements that is either:
- (A) an actual consolidated balance sheet drawn up to a point in time after the relevant transactions have occurred; or
- (B) a pro forma consolidated balance sheet drawn up on the basis of the consolidated entity's actual consolidated balance sheet drawn up at the end of the relevant period or a later date;
- (b) where a pro forma balance sheet or pro forma consolidated balance sheet is included in a note to the financial statements in accordance with sub-subparagraph (a)(i)(B) or sub-subparagraph (a)(ii)(B):

- (i) the pro forma balance sheet is prepared on a basis consistent with the accounting standards; and
- (ii) the basis of preparation and any key underlying assumptions are disclosed in the note; and
- (iii) any other material transactions or events after balance date are reflected in the note where necessary to ensure that the pro forma balance sheet is not misleading.

Part 3—Repeal

7 Repeal

This instrument is repealed at the start of 1 October 2030.