Attachment to CS 17: Draft instrument



ASIC Derivative Trade Repository Rules (Amendment) Instrument 2025/XX

I, [ASIC delegate], delegate of the Australian Securities and Investments Commission, acting with the written consent of the Minister, make the following legislative instrument.

Date 2025

[DRAFT ONLY – NOT FOR SIGNATURE]

<signature>

<insert name>

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Part 1—Preliminary

1 Name of legislative instrument

This is the ASIC Derivative Trade Rules (Amendment) Instrument 2025/XX.

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 <u>www.legislation.gov.au</u>.

3 Authority

This instrument is made under section 903K 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Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.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 Derivative Trade Repository Rules 2023

1 Rule 1.2.2 (the note)

Repeal the note.

- 2 Rule 1.2.3 (definition of *Chapter 5 Body Corporate*) Repeal the definition.
- 3 Rule 1.2.3 (definition of *Derivative*)

Repeal the definition.

4 Rule 1.2.3 (definition of *Derivative Trade Data*)

Omit "section 761A", substitute "section 9".

- 5 Rule 1.2.3 (definition of *Derivative Trade Repository*) Repeal the definition.
- 6 Rule 1.2.3 (definition of *Derivative Transaction*)

Repeal the definition.

7 Rule 1.2.3 (definition of *Licence*)

Omit "section 761A", substitute "section 9".

8 Rule 1.2.3 (definition of *Officer*)

Repeal the definition.

9 Rule 1.2.3 (definition of *Prescribed Derivative Trade Repository*) Repeal the definition.

10 Rule 1.2.3 (definition of *Trade Repository*)

Omit "section 761A", substitute "section 9".

11 Paragraph 2.4.4(2)(b)

Omit "Linked Providers", substitute "Linked Entities".