



**ASIC**  
Australian Securities &  
Investments Commission

---

**ASIC Corporations (Email Lodgement  
Service—ASIC Corporations (Wholly-owned  
Companies) Instrument 2016/785) Instrument  
2022/444**

---

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

Date 6 June 2022

A handwritten signature in blue ink, appearing to read 'Claire LaBouchardiere'.

Claire LaBouchardiere

---

## **Contents**

<b>Part 1—Preliminary</b>	<b>3</b>
1 Name of instrument .....	3
2 Commencement .....	3
3 Authority .....	3
4 Definitions .....	3
<b>Part 2—Approval</b>	<b>4</b>
5 Approval of electronic lodgements of documents under <i>ASIC Corporations (Wholly-owned Companies) Instrument 2016/785</i> via ELS .....	4
<b>Schedule 1—Approved documents</b>	<b>5</b>
Documents under <i>ASIC Corporations (Wholly-owned Companies) Instrument 2016/785</i> that may be lodged or submitted to ASIC via ELS .....	5

## Part 1—Preliminary

### 1 Name of instrument

This is the *ASIC Corporations (Email Lodgement Service—ASIC Corporations (Wholly-owned Companies) Instrument 2016/785) Instrument 2022/444*.

### 2 Commencement

This instrument commences on the day it is signed.

Note: The register may be accessed at [www.legislation.gov.au](http://www.legislation.gov.au).

### 3 Authority

This instrument is made under:

- (a) paragraph 352(1)(b) of the *Corporations Act 2001*; and
- (b) subsection 11(4) of the *Australian Securities and Investments Act 2001*.

### 4 Definitions

In this instrument:

**ASIC Act** means the *Australian Securities and Investments Act 2001*.

**Corporations Act** means the *Corporations Act 2001*.

**ELS** means ASIC's Email Lodgement Service.

**ELS User Agreement** means the ASIC Email Lodgement Service: User Agreement for *ASIC Corporations (Wholly-owned Companies) Instrument 2016/785*.

Note: The ELS User Agreement is available on ASIC's website at [www.asic.gov.au](http://www.asic.gov.au).

## Part 2—Approval

### 5 Approval of electronic lodgements of documents under ASIC Corporations (Wholly-owned Companies) Instrument 2016/785) via ELS

#### *Approvals of electronic lodgements*

- (1) To facilitate electronic lodgements of documents under ASIC Corporations (Wholly-owned Companies) Instrument 2016/785 via the ELS and for the purposes of paragraph 352(1)(b) of the Corporations Act, ASIC approves the electronic lodgement with ASIC of the documents set out in the Schedule through the ELS in accordance with the method specified in subsection (2) and the terms and conditions of the ELS User Agreement.
- (2) The method for electronically lodging with or submitting to ASIC through the ELS a document specified in the Schedule is lodging or submitting:
  - (a) if the document is required to be signed for the purposes of lodgement or submission:
    - (i) if a physical form of the document has been signed by hand for the purposes of lodgement or submission—an electronic form of the signed document; and
    - (ii) otherwise—a electronic form of the document that has been signed for the purposes of lodgement or submission using electronic means in accordance with section 110A of the Act; and
  - (b) if the document is required to be signed for the purposes of executing the document:
    - (i) if a physical form of the document has been signed by hand for the purposes of execution—an electronic form of the signed document; and
    - (ii) otherwise—an electronic form of the document that has been signed for the purposes of execution using electronic means in accordance with section 110A of the Act.

Note: If a document needs to be signed for the purposes of lodgement or submission and for the purposes of executing the document, then paragraphs (a) and (b) must both be satisfied.

## Schedule 1—Approved documents

### Documents under *ASIC Corporations (Wholly-owned Companies) Instrument 2016/785* that may be lodged or submitted to ASIC via ELS

<b>Form code</b>	<b>Document</b>
CF06	Deeds of cross guarantee and related documents (cover form)
351	Deed of cross guarantee - (Pro Forma 24) or deed of variation of a deed of cross guarantee
No form code	Certificate in respect of deed of cross guarantee or assumption deed
352	Assumption deed - (Pro Forma 27)
353	Notice of disposal - (Pro Forma 25)
No form code	Certificate for notice of disposal
355	Revocation deed - (Pro Forma 26)
389	Opt-in/change of holding entity notice by wholly-owned company relieved from financial reporting obligations
399	Opt-out notice by wholly-owned company relieved from financial reporting obligations
No form code	Email lodgement form and declaration