



ASIC
Australian Securities &
Investments Commission

ASIC Corporations (Virtual-only Meetings) Instrument 2022/129

I, Kim Demarte, delegate of the Australian Securities and Investments Commission, make the following legislative instrument.

Date 2 March 2022

Kim Demarte

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Part 1—Preliminary

1 Name of legislative instrument

This is the *ASIC Corporations (Virtual-only Meetings) Instrument 2022/129*.

2 Commencement

This instrument commences on the later of:

- (a) 1 April 2022; 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 subsection 253TA(2) of the *Corporations Act 2001*.

4 Definitions

In this instrument:

Act means the *Corporations Act 2001*.

Part 2—Determination

5 Entities that may hold meetings using virtual meeting technology only—listed companies and schemes

- (1) Each listed company and each listed and unlisted registered scheme is specified for the purposes of section 253TA of the Act.
- (2) The determination in subsection (1) ceases to apply at the end of 31 May 2022.

6 Entities that may hold meetings using virtual meeting technology only—unlisted companies

- (1) Each unlisted company is specified for the purposes of section 253TA of the Act.
- (2) The determination in subsection (1) ceases to apply at the end of 30 June 2022.

7 Condition

Before a company or the responsible entity of a registered scheme relies on a determination in section 5 or 6, the board of directors of the company or responsible entity must pass a resolution to the effect that, in the opinion of the directors voting for the resolution, it would be unreasonable for the company or registered scheme to hold a meeting of its members, wholly or partially, at one or more physical venues due to the impact of the COVID-19 pandemic.

Part 3—Repeal

8 Repeal

This instrument is repealed at the end of 30 June 2022.