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**From:** Claire Mather  
**Sent:** Tuesday, 12 March 2019 9:11 AM  
**To:** Martin Stockfeld; Eric Alexiades  
**Cc:** Adriana Bianchi; Kevin Truong  
**Subject:** RE: Text for ASIC website - CDDA & Act of Grace [SEC=UNCLASSIFIED]

Thanks Martin. Just to note that ASIC has not been authorised to decide applications under the CDDA Scheme since **September 2015** (not 2016 as per your earlier draft).

**Claire Mather**

Senior Lawyer, Chief Legal Office

**Australian Securities and Investments Commission**

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**ASIC**

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**From:** Martin Stockfeld  
**Sent:** Tuesday, 12 March 2019 9:10 AM  
**To:** Claire Mather s 22 > Eric Alexiades s 22  
**Cc:** Adriana Bianchi s 22; Kevin Truong s 22  
**Subject:** RE: Text for ASIC website - CDDA & Act of Grace [SEC=UNCLASSIFIED]

Looks good to me, thanks Claire. I will include same in my response to the Ombudsman.

**Martin Stockfeld**

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**ASIC**

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**From:** Claire Mather  
**Sent:** Tuesday, 12 March 2019 8:54 AM  
**To:** Eric Alexiades s 22; Martin Stockfeld s 22  
**Cc:** Adriana Bianchi s 22; Kevin Truong s 22  
**Subject:** Text for ASIC website - CDDA & Act of Grace [SEC=UNCLASSIFIED]

Hi Eric and Martin

Please see below text that Kevin and I have drafted to be put onto the complaints about ASIC webpage.

Let us know if you have any comments.

**Financial compensation schemes**

POI 231-2021

The Act of Grace mechanism under section 65 of the *Public Governance, Performance and Accountability Act 2013* applies to ASIC and is administered by the Department of Finance. The mechanism is a discretionary power to allow payments to be made if the Finance Minister or their delegate considers there are special circumstances and it is appropriate. Further information about the Act of Grace mechanism is available on the [Department of Finance's website](#).

The Scheme for Compensation for Detriment caused by Defective Administration (CDDA Scheme) permits individuals to apply for compensation from non-corporate Commonwealth entities (NCCEs) in certain circumstances. However, while ASIC is an NCCE, it is unable to consider applications made to it under the CDDA Scheme. This is because only Portfolio Ministers and officials authorised by the Portfolio Minister can decide applications made under the CDDA Scheme. ASIC has not been authorised to decide applications under the CDDA Scheme since September 2015.

The Department of Finance's website explains the [CDDA Scheme in further detail](#).

**Claire Mather**

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**ASIC**