

EXPOSURE DRAFT

2016-2017-2018

The Parliament of the
Commonwealth of Australia

HOUSE OF REPRESENTATIVES

EXPOSURE DRAFT

Corporations (Fees) Amendment (ASIC Fees) Bill 2018

No. , 2018

(Treasury)

**A Bill for an Act to amend the *Corporations (Fees)
Act 2001*, and for related purposes**

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1 **A Bill for an Act to amend the *Corporations (Fees)***
2 ***Act 2001, and for related purposes***

3 The Parliament of Australia enacts:

4 **1 Short title**

5 This Act is the *Corporations (Fees) Amendment (ASIC Fees) Act*
6 2018.

7 **2 Commencement**

8 (1) Each provision of this Act specified in column 1 of the table
9 commences, or is taken to have commenced, in accordance with
10 column 2 of the table. Any other statement in column 2 has effect
11 according to its terms.
12

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Commencement information

Column 1	Column 2	Column 3
Provisions	Commencement	Date/Details
1. The whole of this Act	The day after this Act receives the Royal Assent.	

1 Note: This table relates only to the provisions of this Act as originally
2 enacted. It will not be amended to deal with any later amendments of
3 this Act.

4 (2) Any information in column 3 of the table is not part of this Act.
5 Information may be inserted in this column, or information in it
6 may be edited, in any published version of this Act.

7 **3 Schedules**

8 Legislation that is specified in a Schedule to this Act is amended or
9 repealed as set out in the applicable items in the Schedule
10 concerned, and any other item in a Schedule to this Act has effect
11 according to its terms.

1 **Schedule 1—ASIC fees**
2

3 ***Corporations (Fees) Act 2001***

4 **1 Section 5A (heading)**

5 Repeal the heading, substitute:

6 **5A Differential fees**

7 **2 Section 5A**

8 Before “The”, insert “(1)”.

9 **3 At the end of section 5A**

10 Add:

- 11 (2) The regulations may prescribe, in relation to a chargeable matter,
12 different fees having regard to whether the matter is of low,
13 medium or high complexity.
- 14 (3) The regulations may prescribe, in relation to a chargeable matter,
15 different fees having regard to any matter relating to the person by
16 whom the fee for the matter is payable.
- 17 (4) ASIC may, by legislative instrument, make a determination
18 specifying criteria for whether a chargeable matter is of low,
19 medium or high complexity for the purposes of subsection (2).
- 20 (5) However, if no such determination is in operation, the fee for a
21 chargeable matter is the fee prescribed by the regulations for the
22 chargeable matter of low complexity.

23 **4 Paragraph 6(1)(a)**

24 Omit “\$10,000”, substitute “\$200,000”.

25 **5 Subsection 6(3)**

26 Omit “\$50,000”, substitute “\$300,000”.

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Schedule 1 ASIC fees

- 1 **6 Subsections 6(4) and (5)**
2 Omit "\$100,000", substitute "\$300,000".