



ASX

AUSTRALIAN SECURITIES EXCHANGE

# Admitting Your First Aqua Product

ETFs, Managed Funds & Structured Products

This brochure outlines the application process and documents required to become an approved AQUA Product Issuer and admission to Trading Status of your first AQUA Product. Applications for both the approval of an AQUA Product Issuer and the admission of the ETF, Managed Fund or Structured Product are generally submitted and considered simultaneously.

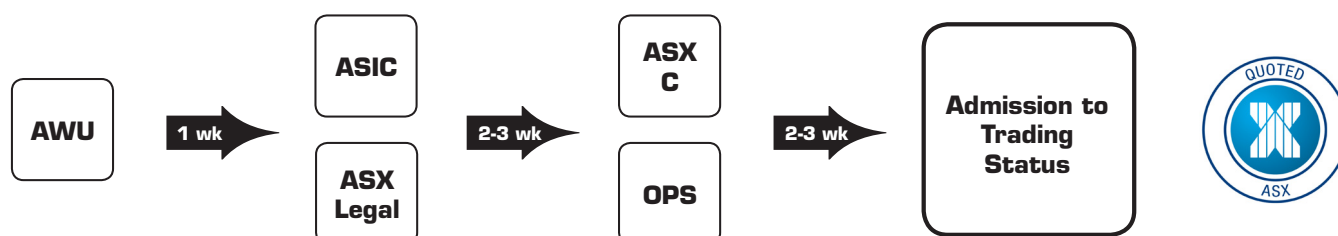
This brochure should be read in conjunction with Section 7 & Schedule 10A of the ASX Operating Rules and the corresponding Procedures. Please contact ASX if you require a copy of these rules.

## The Process

There are 5 primary departments involved in the application process, from the initial receipt of an application to the admission of Trading Status of the AQUA Product, as outlined below.

DEPARTMENT	FUNCTION
AWU	Review and consideration of product/application from a commercial & operational perspective Initial indication as to the suitability of the prospective issuer and product Preparation of internal application
ASIC	Review of PDS and ASIC policy review
ASX Legal	Review of legal documents Preparation of internal legal characterisation
ASX Compliance	Final application review Supervisory approval/decision on admission of issuer/product
Ops/CHESS	Operational setup (subject to ASX Compliance's approval as above)

## Process map and indicative timeframes:



Applications are initially submitted to the AQUA & Warrants Unit (AWU) of ASX Business Development, who become the primary point of contact between all departments, managing the process at all stages of the application on behalf of prospective issuers.

# Admitting Your First AQUA Product

## Document Checklist

### For the approval of an AQUA Product Issuer:

#### OR S10A.2.1 (1), (2), (3) & (4) or (5)

- Cover letter/submission** – ASX require specific detail as to how the applicable limbs are satisfied. This should be signed and on letterhead. All limbs of (1), (2), (3) and (4) or (5) must be included. For further guidance please contact AWU.
- Supporting Documents** including AFSL of Issuer (and Investment Manager, where applicable).

### For the admission of an AQUA Product – ETFs, Managed Funds & Structured Products

#### OR S10A.3.3

- Appendix 10A.3.3** – Application Form for admission of AQUA Products to Trading Status.
- PDS** – In addition to any requirements imposed by ASX or ASIC, the PDS must include the following:
  - a) Information as required by OR S10A.4, 10A.5 and 10A.6, where applicable.
  - b) A comparison of the differences between the AQUA Rules and the previous ASX Listing Rules.

#### OR S10A.3.4 (in the case of Managed Funds)

- Constitution** of the fund providing for a primary market redemption facility to operate daily.

#### OR S10A.3.5 (where applicable)

- Confirmation of authorisation to use the underlying index and index submission– ie: Index Licence Agreement.

#### OR S10A.3.6

- If an initial spread of 1000 holders is not obtained, evidence must be provided as to how the fund proposes to satisfy either 10A.3.6 (a) or (b)
  - 10A.3.6(a): Provide evidence of how the issuer has the facilities to ensure ongoing liquidity; or
  - 10A.3.6(b): Provide evidence of appointment of third party market maker (ie: Market Maker Deed)

### Upon request from ASX

#### OR S10A.2.3(b) & OR S10A.3.1(e)

- Additional documents** - ASX may request additional documents and/or impose certain conditions at their discretion, and has the ability to suspend or revoke approval at any time.

### Product Specific Documents

Below is a list of the documents generally required by ASX to quote an ETF, Managed Fund or Structured Product. The documents required for your specific application will be determined by the product you are looking to admit to trading status and the way it will be managed.

- Cover Letter
- PDS
- Application Form - Appendix 10A.3.3
- Index License Agreement (where applicable)
- Index Submission (where applicable on request)
- Lead Market Maker Deed - including minimum spread and quantity schedules acceptable to ASX
- Legal Characterisation - AWU will provide you with the 5 standard legal questions to be addressed
- Responsible Entity's Certificate of Registration, Memorandum & Articles of Association
- Scheme registration letter - from ASIC
- Investment Administration Agreement
- Authorised Participant Agreement
- Fund Constitution
- Custodian Agreement
- Unit Pricing Policy
- Registry Agreement
- Nominee Deed Poll
- ASX Online Agreement - AWU will provide you a copy

## Contact Us

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