



Register of ASX Clear (Futures) Operating Rule Waivers

16 to 30 November 2018

The purpose of this register is to record when ASX has exercised its discretion and granted a waiver from the ASX Clear (Futures) Operating rules. Waivers are published bi-monthly and include information such as:

- Organisation**
- Rule Number**
- Decision Details**
- Basis for Decision**

**For all product enquiries, please contact:
- Customer Service Centre on 131 279**

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Rule Number	4.14(a)
Date	10/12/2018
Participant	Participants (All)
Waiver Number	WPA180007-001
Decision	<p>A waiver is now being granted to permit all participants to omit the reference to ASXCL/ASXCLF (as applicable) as detailed below:</p> <ul style="list-style-type: none"> - ASXCL grants all participants a waiver of ASXCL Rule 4.4.3(b) such that they have the option to lodge an auditor's report that varies from the acceptable form as set out in Annexure 4.4.3-1 of the ASXCL Rules Procedures. The variation permitted under this waiver is the omission of the words "and ASX Clear" in the sentence 'We disclaim any assumption of responsibility for reliance on this report to any person other than the Participant and ASX Clear or for any purpose other than that for which it was prepared'. - ASXCLF grants all participants a waiver of ASXCLF Rule 4.14(a) such that they have the option to lodge an annual audit certificate that varies from the prescribed form set out in the ASXCLF Rules Procedure 4.14(a). The variation permitted under this waiver is the omission of the words "and ASX Clear (Futures) Pty Limited" in the sentence 'We disclaim any assumption of responsibility for reliance on this report to any person other than the Participant and ASX Clear (Futures) Pty Limited or for any purpose other than that for which it was prepared' in both Forms 1 and 2 of the annual audit certificate.
Basis For Decision	<p>Underlying Policy ASXCLF Rule 4.14(a): All non-ADI participants are required to provide the prescribed annual audit certificate within three months of their financial year end in order to provide ASX Clear (Futures) with assurance, within a reasonable timeframe, on their compliance with the financial requirements set out in the Operating Rules.</p> <p>Present Application ASX has performed a review on the audit requirements across a number of jurisdictions and found that the format of ASX's audit certificate is the only form that requires an auditor to provide ASX with assurance that it can rely on the auditor's report. ASX has determined that the inclusion of ASXCL/ASXCLF as a party which is reliant on the report should be removed from the auditor's report.</p> <p>This waiver will allow all clearing participants to choose whether to retain or omit the reference to ASXCL/ASXCLF from the audit reports until such time as the prescribed pro forma in the respective ASXCL Rules Procedure Annexure 4.4.3-1 and ASXCLF Rules Procedure 4.14(a) have been updated.</p>