



ASIC
Australian Securities &
Investments Commission

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and Investments Commission**

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**JOSEPH LONGO
CHAIR**

4 August 2023

Mr Jason Lange
Executive Director
Office of Impact Analysis
Department of the Prime Minister and Cabinet

Via email: Helpdesk-OIA@pmc.gov.au

Dear Mr Lange

ASIC DERIVATIVE TRADE REPOSITORY RULES 2013

I am writing to the Office of Impact Analysis (OIA) regarding the *ASIC Derivative Trade Repository Rules 2013* (DTR Rules 2013), which, as per the *Legislation Act 2003*, had been scheduled to sunset on 1 October 2023. However, it has been decided that the instrument is to be remade without significant amendment.

The Australian Securities and Investments Commission (ASIC) certifies that the DTR Rules 2013 are operating effectively and efficiently, and that therefore Impact Analysis is not required for this legislation to be remade.

The assessment that the legislation is operating effectively and efficiently has been informed by a public consultation process, set out in Consultation Paper 370 *Proposed remake of the ASIC Derivative Trade Repository Rules 2013*, over the period 15 June 2023 to 6 July 2023. Following the close of the consultation period, ASIC sought further bilateral feedback from key stakeholders.

I also note that the regulatory burden to business, community organisations or individuals has been quantified using the Australian Government's *Regulatory Burden Measurement framework*. These are provided below. The proposed remake of the DTR Rules 2013, in substantially the same form, would not impose any additional regulatory burden on business, community organisations or individuals compared to the existing legislation.

I acknowledge that OIA will publish this letter for transparency purposes.

Average annual regulatory costs (from business as usual)

Change in costs (\$ million)	Business	Community organisations	Individuals	Total change in costs
Total, by sector	\$0	\$0	\$0	\$0

If you have any queries about this advice, please contact Sheriden Hure on 0435700489, or Sheriden.hure@asic.gov.au. *{This paragraph will be excluded from publication for privacy}*

Yours sincerely



JOSEPH LONGO
CHAIR