



ASIC
Australian Securities &
Investments Commission

Committee	Parliamentary Joint Committee on Corporations and Financial Services
Inquiry	Oversight of the ASIC, the Takeovers Panel and the Corporations Legislation No. 1 of the 46th Parliament
Question No.	QoN 005
Date	27 August 2021
Topic	Nuix - Preliminary results
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Committee member	Senator O'Neill

Question

Senator O'NEILL: I'm not an auditor. I haven't got the same qualifications and academic history that you have. What is the essential difference between the preliminary figures and more robust figure that might come later?

Mr Longo: That's really a matter for Nuix. I can take that question on notice. Each entity has its own approach—

Senator O'NEILL: Is one of the differences—

Mr Longo: and its own accounting principles to observe, and it's a matter for them what numbers they publish on Monday. I'm not in a position to comment on that this morning.

Answer

In addition to the requirements of the Corporations Act, entities with securities listed on the ASX must also comply with the periodic reporting requirements of the ASX Listing Rules contained in Chapter 4 Periodic Disclosure of the ASX Listing Rules (ASX LR).

Listed entities are required to provide an Appendix 4E preliminary final report to the ASX for each annual reporting period, within two months of year end (ASX LR 4.3B).

The information included in the Appendix 4E and the financial reports upon which it is based must use the same accounting policies. The information must comply with all relevant accounting standards, which may be accounting standards other than Australian Accounting Standards where the entity is a foreign entity.

In summary, information included in the Appendix 4E, includes:

- financial results including revenue & profits compared to prior corresponding period;
- key financial statements (including statement of comprehensive income, statement of financial position, statement of cash flow and retained earnings);
- information about dividends;
- commentary sufficient for the user to be able to compare the information presented with equivalent information for previous periods; and
- a statement as to whether the report is based on accounts which have been audited or subject to review, are in the process of being audited or reviewed, or have not yet been audited or reviewed.

If an entity becomes aware of any circumstances which are likely to materially affect the results or other information contained in the preliminary final report given to ASX, it must immediately give ASX an explanation of the circumstances and the effects the circumstances are expected to have on the entity's current or future financial performance or financial position (ASX LZR 4.3D).

The final annual report must be completed, audited and lodged with ASX and ASIC within three months of year end. Given the timing, it is not unusual for listed companies to release preliminary results that are still subject to the audit being finalised.