

Senate Economics Legislation Committee

ANSWERS TO QUESTIONS ON NOTICE

Treasury Portfolio

Additional Estimates

2016 - 2017

Division/Agency: Australian Securities and Investment Commission

Question No: 159

Topic: Approval of codes

Reference: Hansard page (28 March 2017)

Senator: Ketter, Chris

Question:

Please identify which industry codes have been approved by ASIC and the date of their approval.

Answer:

ASIC has approved the Financial Planning Association (FPA) Professional Ongoing Fees Code under its code approval power in s1101A of the *Corporations Act, 2001*.

ASIC approved this code on 21 November, 2016. See ASIC Corporations (Ongoing Fees Code) [Instrument 2016/1129](#).

The FPA Professional Ongoing Fees Code is a limited code approved by ASIC for the sole purpose of seeking relief from the opt-in requirement.

The opt-in requirement was introduced as part of the Future of Financial Advice (FoFA) reforms and requires an Australian financial services (AFS) licensee or authorised representative who receives fees under an ongoing fee arrangement to provide personal financial product advice, to give the client a written renewal notice every two years which requires the client to opt-in to renew that fee arrangement.