

BET 25: Appendix 1- Compulsory powers and their frequency of use

Provision	Description of power	State	Frequency of use			Total
			07/08	08/09	09/ 17 June 2010	
s19 ASIC Act	Notice requiring appearance for examination	NSW	427	469	348	1289
		VIC	107	172	221	500
		QLD	251	179	371	801
		TAS	26	28	7	61
		WA	269	99	75	443
		SA	33	39	47	119
		ACT	62	79		141
	Sub total		1175	1065	1069	3354
s30 ASIC Act	Notice to produce books about affairs of body corporate or registered scheme	NSW	529	304	316	1149
		VIC	580	647	856	2083
		QLD	659	624	501	1784
		TAS	22	22	4	48
		WA	88	121	193	402
		SA	65	54	59	178
		ACT	22	12	9	43
	Sub total		1965	1784	1938	5687
s31 ASIC Act	Notice to produce books about financial products	NSW	303	268	157	728
		VIC	82	89	179	350
		QLD	40	19	22	81
		TAS	28	2	2	32
		WA	70	62	55	187
		SA	23	17	8	48
		ACT	1	3	Nil	4
	Sub total		547	460	423	1430
s32 ASIC Act	Notice to produce books about futures contracts	NSW	1	2		3
		VIC				
		QLD				
		TAS	1			1
		WA		1		1
		SA				
		ACT	2			2
	Sub total		4	3		7
s32A ASIC Act	Notice to produce books about financial services	NSW				
		VIC				
		QLD				
		TAS				
		WA				
		SA				
		ACT		2		2
	Sub total					2
s33 ASIC Act	Notice to produce documents in person's possession	NSW	1668	1566	1131	4365
		VIC	189	151	343	683
		QLD	180	209	222	611
		TAS	39	21	21	81
		WA	150	201	222	573
		SA	99	71	97	267
		ACT	147	214	43	404
	Sub total		2472	2433	2079	6984

Provision	Description of power	State	Frequency of use			Total
			07/08	08/09	09/17 June 2010	
s37 ASIC Act	Powers where books are produced: s37(9) Require person to explain compilation of books	NSW	54	5		59
		VIC				
		QLD				
		TAS				
		WA				
		SA				
		ACT		1		1
		Sub total	54	6		60
s912C Corporations Act	ASIC may direct financial services licensee to give a written statement	NSW	89	91	120	300
		VIC	49	71	104	224
		QLD	35	10	89	134
		TAS	1	1		2
		WA	74	85	69	228
		SA	29	10	2	41
		ACT	2	1	7	10
		Sub total	279	269	391	939
s1317R Corporations Act	Requirement to assist ASIC in relation to contravention of civil penalty provisions	NSW				
		VIC	1			1
		QLD				
		TAS			8	8
		WA	153			153
		SA				
		ACT				
		Sub total	154		8	162

Notes

- Powers exercised in respect of matters in the Northern Territory are included by reference to the location of the investigating team, which will be one of the six states or the ACT.