

Listed@ASX Compliance Update no. 05/22

24 June 2022

ASX Listing Rule Compliance Course now available

Background

On 1 December 2019, ASX made changes to the listing rules following receipt and review of responses to its consultation paper titled *'Simplifying, clarifying and enhancing the integrity and efficiency of the ASX listing rules'* released in November 2018.

The listing rule changes included amendments to Listing Rule 1.1 condition 13 and Listing Rule 12.6 to require the person who is appointed to be responsible for communication with ASX in relation to listing rule matters to have completed an approved listing rule compliance course and attained a satisfactory pass mark in the examination for that course.

As previously noted, the implementation of these changes has been deferred due to ASX's online education vendor having closed its operations in Australia and the subsequent delays ASX has encountered finding and installing an acceptable replacement for its learning management system.

Listing rule compliance course now available

The listing rule compliance course is now available and can be completed in advance of the Listing Rule changes becoming effective. The course is free and can be accessed at:

<https://www2.asx.com.au/about/regulation/asx-compliance/listings-compliance/asx-listing-rules-compliance-course.html>

Effective date and transitional arrangements

On 5 April 2022, ASX released a consultation paper titled 'Continually improving the reputation and integrity of the ASX market' which confirmed that the listing rule compliance course changes will formally come into effect from 1 July 2022.

To assist entities to transition to the new regime, ASX will apply a 'grace period' between 1 July and 30 September 2022. During this period, the following arrangements will apply:

Existing listed entities appointing a new nominated ASX contact between 1 July and 30 September 2022:	Any person who is newly appointed as a nominated ASX contact for an existing listed entity will have until 14 October 2022 to complete the course and email a copy of their completion certificate to the listings adviser for their entity.
Entities that apply for admission on or after 1 July 2022 and are admitted (or readmitted) by 30 September 2022:	Any nominated ASX contact for the entity will have until 14 October 2022 to complete the course and email a copy of their completion certificate to the listings adviser for their entity.

From 1 October 2022, any new nominated ASX contact will need to pass the course prior to their appointment as a nominated ASX contact, and the nominated ASX contact for any entities that lodge an application for admission to the official list of ASX will need to have passed the course before the entity is admitted (or readmitted).

How to notify ASX of a change in nominated ASX contact?

Entities are reminded that they should notify ASX of changes to their nominated ASX contact person through ASX Online. The details can be updated via the Directors & Management section. Nominated ASX contacts should be assigned the title of “Communications Person”, in addition to their title at the entity. For example, if the nominated ASX contact person is the Company Secretary, they should be assigned both the “Company Secretary” title and the “Communications Person” title.

Entities should separately email their listings adviser to confirm any changes made to their nominated ASX contact on ASX Online.

How does this effect existing nominated ASX contacts?

The current nominated ASX contacts for existing listed entities do not need to complete the course in order to remain the nominated ASX contact for that entity. Existing nominated ASX contacts will only need to complete the course if they are appointed as the nominated contact for another listed entity on or after 1 July 2022.

All entities are encouraged to log in to ASX Online by 30 June 2022 and check that the details of their nominated ASX contact are correctly recorded. The details recorded in ASX Online will be used to track compliance with the revised listing rules.

For the avoidance of doubt, the new requirements do not apply to ASX Debt Listings or ASX Foreign Exempt Listings.
