

Appendix 3

(Ref: Paras.18, 21)

SUMMARY OF FINANCIAL REQUIREMENTS APPLICABLE TO CERTAIN AFS LICENSEES

This table summarises and provides the regulatory references for certain financial and assurance requirements applicable to all non-exempt AFS Licensees, Responsible Entities, Operators of IDPS, Retail OTC derivative issuers, Crowd-Source Funding Intermediaries and Corporate Directors of retail CCIVs. This appendix may not be a complete summary of all legislative requirements. Practitioners are advised to refer to the current legislation and ASIC Regulatory Guides in place as issued from time to time.

Requirements Relating to:	Base Level requirements applicable to all non-exempt AFS Licensees	Responsible Entities and operators of IDPS	Retail OTC derivative issuers	Custodial or depository services	Crowd-Source Funding Intermediaries (CSF)	Corporate Directors of retail CCIVs
Key Regulatory References	<ul style="list-style-type: none"> • RG 166 Section B • ASIC PF 209 paragraph 13 	<ul style="list-style-type: none"> • RG 166 Appendix 2 and 3 • ASIC Class Order CO 13/760 	<ul style="list-style-type: none"> • RG 166 Appendix 8 • ASIC Class Order CO 12/752 	<ul style="list-style-type: none"> • RG 166 Appendix 4 • ASIC Class Order CO 13/761 	<ul style="list-style-type: none"> • RG 166 Appendix 9 • ASIC Instrument 2017/339 	<ul style="list-style-type: none"> • RG 166 Appendix 10 • ASIC Instrument 2022/449
Solvency and positive net assets	<ul style="list-style-type: none"> • Ability to pay debts when due and payable • Total assets exceeding total liabilities (unless using adjusted assets and liabilities defined in RG 166 Section E) • Regulatory References: <ul style="list-style-type: none"> ○ RG 166.31 RG 166.34 ○ ASIC PF 209 para 13 	<ul style="list-style-type: none"> • Base level solvency and positive net assets 	<ul style="list-style-type: none"> • Base level solvency and positive net assets 	<ul style="list-style-type: none"> • Base level solvency and positive net assets 	<ul style="list-style-type: none"> • Base level solvency and positive net assets 	<ul style="list-style-type: none"> • Base level solvency and positive net assets

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Requirements Relating to:	Base Level requirements applicable to all non-exempt AFS Licensees	Responsible Entities and operators of IDPSs	Retail OTC derivative issuers	Custodial or depository services	Crowd-Source Funding Intermediaries (CSF)	Corporate Directors of retail CCIVs
Cash needs	<ul style="list-style-type: none"> Not applicable where a tailored cash needs requirement applies Option 1 RG 166.40- RG 166.44 Option 2 RG 166.45- RG 166.47 Option 3 RG 166.50 Option 4 RG 166.51 Option 5 RG 166.52 Regulatory References: <ul style="list-style-type: none"> ASIC PF 9 	<ul style="list-style-type: none"> Tailored cash need requirement [RG 166.204 – RG 166.205 and RG 166.239 – RG 166.241] At least 12 month cash flow projection Documentation of calculations and assumptions Board approval of the cash flow projections at least quarterly 	<ul style="list-style-type: none"> Tailored cash need requirement [RG 166.316 – RG 166.321] At least 12 month rolling cash flow projection Documentation of calculations and assumptions Board approval of the cash flow projections 	<ul style="list-style-type: none"> Tailored cash need requirement [RG 166.265 – RG 166.267] At least 12 month cash flow projection Documentation of calculations and assumptions Cash flow projections approved by Board at least quarterly 	<ul style="list-style-type: none"> Tailored cash need requirement [RG 166.365 – RG 166.366] At least 12 month cash flow projection Documentation of calculations and assumptions Cash flow projections approved by Board at least quarterly 	<ul style="list-style-type: none"> Tailored cash need requirement [RG 166.373 – RG 166.374] At least 12 month cash flow projection Documentation of calculations and assumptions Cash flow projections approved by Board at least quarterly
Net Tangible Assets	<ul style="list-style-type: none"> N/A 	<ul style="list-style-type: none"> If requirements related to custody are satisfied or licensee is an IDPS operator, the greater of: <ul style="list-style-type: none"> \$150,000 or 0.5% of average value of 	<ul style="list-style-type: none"> Greater of: <ul style="list-style-type: none"> \$1,000,000 or 10% of average revenue Regulatory References: <ul style="list-style-type: none"> RG 166.325 RG 166.335 	<ul style="list-style-type: none"> Other than incidental providers (satisfy requirements for custodian) the greater of: <ul style="list-style-type: none"> \$10 million or 10% of average revenue For incidental providers if all 	N/A	<ul style="list-style-type: none"> If requirements related to custody are satisfied or licensee is an IDPS operator, the greater of: <ul style="list-style-type: none"> \$150,000 or 0.5% of average value of CCIV assets up to

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		<p>scheme and IDPS property up to \$5 million; or</p> <ul style="list-style-type: none"> o 10% of average RE and IDPS revenue <ul style="list-style-type: none"> • If requirements related to custody are not satisfied or licensee performs custodial functions as an IDPS operator, the greater of: <ul style="list-style-type: none"> o \$10 million or o 10% of average RE and IDPS revenue • Regulatory References: <ul style="list-style-type: none"> o RG 166.209 o RG 166.238 and o RG 166.245 o RG 166.264 		<p>assets are held by another complying custodian or eligible custodian – no NTA requirement; otherwise the greater of:</p> <ul style="list-style-type: none"> o \$150,000 or o 10% of average revenue <ul style="list-style-type: none"> • Regulatory References: <ul style="list-style-type: none"> o RG 166.268 o RG 166.292 		<ul style="list-style-type: none"> o \$5 million NTA; or o 10% of average Corporate Director revenue <ul style="list-style-type: none"> • If requirements related to custody are not satisfied or licensee performs custodial functions as a RE or IDPS operator, the minimum of NTA the greater of: <ul style="list-style-type: none"> o \$10 million or o 10% of your average corporate director, responsible entity and IDPS revenue • Regulatory References:

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Liquidity	<ul style="list-style-type: none"> N/A 	<ul style="list-style-type: none"> Greater of \$150,000 or 50% of NTA in cash and cash equivalent; and At least 100% of NTA in liquid assets Regulatory References: <ul style="list-style-type: none"> RG 166.214 and RG 166.246 	<ul style="list-style-type: none"> 50% of NTA in cash or cash equivalents; and 50% of NTA in liquid assets. Regulatory References: <ul style="list-style-type: none"> RG 166.326 	<ul style="list-style-type: none"> At least 50% of NTA in cash and cash equivalent; and At least 100% of NTA in liquid assets Regulatory References: <ul style="list-style-type: none"> RG 166.272 	<ul style="list-style-type: none"> N/A 	<ul style="list-style-type: none"> RG 166.383(a) RG 166.383(c) N/A
Audit	<ul style="list-style-type: none"> RA: Financial requirement; RA/LA: Cash needs requirement LA: s912A(1)(h) Regulatory References: <ul style="list-style-type: none"> RG 166.62 RG 166.68 PF 209 para 28(d) 	<ul style="list-style-type: none"> Combination RA and LA Tailored audit requirements Regulatory References: <ul style="list-style-type: none"> RG 166.208 RG 166.210 RG 166.251 RG 166.252 	<ul style="list-style-type: none"> Combination RA and LA Tailored audit requirements Regulatory References: <ul style="list-style-type: none"> RG 166.322 RG 166.324 	<ul style="list-style-type: none"> Combination RA and LA Tailored audit requirements Regulatory References: <ul style="list-style-type: none"> RG 166.279 RG 166.281 	<ul style="list-style-type: none"> Combination RA and LA Tailored audit requirements Regulatory References: <ul style="list-style-type: none"> RG 166.368 RG 166.370 	<ul style="list-style-type: none"> Combination RA and LA Tailored audit requirements Regulatory References: <ul style="list-style-type: none"> RG 166.375 RG 166.377

RA: Reasonable assurance
 LA: Limited assurance