

What's Ahead: 2022 Financial Services Regulatory Timeline

Ashurst's 2022 Financial Services Regulatory Timeline sets out the key dates you should be aware of in 2022. This timeline is current at the date of publication and events and dates in the timeline may change. An interactive timeline with further details on the key milestones and links to additional resources will be available on our website shortly.

Early 2022	<ul style="list-style-type: none"> ASIC to consider feedback on its proposals to make product intervention orders for short term credit and continuing credit contracts APRA and ASIC to release a Joint Administration Agreement in relation to the administration of FAR ASIC expected to release a second consultation paper outlining proposed changes to simplify the ASIC Derivative Transaction Rules (Reporting) 	JANUARY 1 January: The Better Advice reforms for financial advisers and tax agents came into force 1 January: Use of the London Interbank Offered Rate (LIBOR) to cease in new contracts 1 January: Businesses providing claims handling and settling services now required to comply with Chapter 7 obligations 24 January: Treasury releases report on Consumer Data Right Strategic Assessment	FEBRUARY 11 February: Comments due on ASIC's draft regulatory guide governing consumer remediation 15 February: Senate Committee issues report into the Financial Accountability Regime Bill and Financial Services Compensation Scheme of Last Resort Levy Bill 16 February: ACCC issues determination to grant re-authorization to the FBAA for its disciplinary scheme 21 February: ASIC extends relief on PDS requirements where a quote for general insurance product is given 25 February: ASIC extends relief on simple arrangements following a hardship notice to 1 April 2024	MARCH 7 March: ASIC publishes report on submissions to its review of the ePayments Code 9 March: ACCC issues determination reauthorising the MFAA's disciplinary rules 24 March: ACCC makes determination to grant authorisation to the Insurance Council of Australia and members to coordinate on business interruption cover 28 March: Comments due on ASIC's proposed updates to RG 263 Financial Services and Credit Panel 30 March: ASIC publishes an internal dispute resolution data dictionary and data glossary 30 March: Senate Committee issues report on the adequacy and efficacy of Australia's anti-money laundering and counter-terrorism financing regime 31 March: APRA releases five year road map on how it intends to collect financial industry data	APRIL April: ACCC to issue a final determination in relation to AusPayNet's request for authorisation to give effect to the HVCS Regulations and Procedures 6 April: ASIC extends product intervention order imposing conditions on the issue and distribution of CFDs to retail clients 15 April: ASIC COVID-19 relief measures in relation to financial advisers advising consumers impacted by COVID-19 will end 15 April: Submissions to APRA close on phase 1 of APRA's plans to expand the breadth and granularity of published superannuation data 27 April: Relief from dollar disclosure requirements for PDSs for litigation funding schemes expires 29 April: Submissions to APRA close on new prudential standards to respond to future financial crises
		Mid 2022	MAY May: ASIC expected to release updated RG 263 Financial Services and Credit Panel 12 May: Submissions to APRA close on phase 2 of APRA's plans to expand the breadth and granularity of published superannuation data	JUNE June: BPAY, eftpos and NPPA to implement an industry-wide standard supporting payment with QR codes after accepting undertaking for authorised merger 3 June: Submissions close on Treasury Issues Paper on Quality of Advice Review	JULY 1 July: Revised prudential standards for insurance in superannuation commence 1 July: Amendments to Privacy Act to permit reporting of financial hardship information within the credit reporting framework commence 1 July: End of transitional period for obligations surrounding the renewal and charging of annual advice fees
			Late 2022	SEPTEMBER September: ALRC to release second interim report in its review of Corporations and Financial Services regulatory framework	NOVEMBER November: SWIFT's migration to ISO 2022 standard commences

THEMES FOR 2022

- Potential reforms to Responsible Lending
- Potential re-introduction of FAR reforms
- Potential re-introduction of Financial Services Compensation Scheme of Last Resort
- Regulation of payments systems and cryptocurrency
- Focus on cyber-resilience
- Focus on sustainable finance in response to climate change
- Potential reintroduction of unfair contract terms reform



CASES TO WATCH

- CDPP v Vina Money Transfer:** Cartel proceedings for allegedly fixing foreign exchange transactions
- ASIC v Macquarie Bank:** Proceedings in relation to alleged third party access to deposit accounts
- ASIC v Westpac:** Proceedings alleging instances of insider trading in relation to an interest rate swap transaction
- J Wisbey & Associates Pty Ltd v UBS AG & Ors:** Class action proceedings alleging cartel conduct in the foreign exchange market
- ASIC v Commonwealth Bank:** Criminal proceedings for the alleged mis-selling of consumer credit insurance
- ASIC v RI Advice Group:** Proceedings brought by ASIC for a number of alleged cyber breach incidents



ON THE RADAR FOR 2023

- New remuneration prudential standard to commence on 1 January 2023
- New market integrity rules in relation to securities and futures market operators and participants to commence in March 2023
- ALRC to release final report into the potential simplification of the financial services laws in Australia



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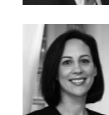
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