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Manager
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Dear Manager

SMSF auditor registration regulations

These are comments on the exposure draft *Superannuation Industry (Supervision) Amendment Regulation 2012 (No.)*.

In subregulation 9A.01(4), omit “subsection(2)” and substitute “subregulation (2)”.

As a matter of policy, you may wish to supplement paragraph 9A.02(a) of the draft regulations so that it extends to supervision by an approved auditor of a self managed superannuation fund before 31 January 2013 (at which time nobody could have been an “approved SMSF auditor”). Item 70 of Schedule 2 to the *Superannuation Laws Amendment (Capital Gains Tax Relief and Other Efficiency Measures) Bill 2012* has no application to supervision by an approved auditor of a self managed superannuation fund before 31 January 2013. Paragraph 9A.02(b) allows ASIC to fill this gap by case-by-case decisions (and it could give some certainty by publishing a policy on this), but there is scope to give greater certainty by the Regulation.

Yours sincerely

Gregory F Parkin