



7 June 2023

Senator Deborah O'Neill

Committee Chair
Parliamentary Joint Committee on Corporations and Financial Services
PO Box 6100
Parliament House
Canberra ACT 2600

By email: corporations.joint@aph.gov.au

Dear Senator O'Neill,

Digital Asset submission to the Parliamentary Joint Committee on Corporations and Financial Services

I refer to your letter of 6 June 2023, and to my letter of the same date. Thank you again for the opportunity to identify any parts of the Digital Asset submission which ASX considers should remain confidential. Having carefully considered the issue, ASX does not agree with Digital Asset's position that the submission contains no Confidential Information under the Licence and Services Agreement. We consider that the submission does contain Confidential Information, and we are concerned that disclosure of certain of that information is likely to cause commercial harm to ASX, including (without limitation) detriment to ASX's commercial relationships or negotiations with third party vendors.

We also want to note to you that the submission contains various factual statements which we think are inaccurate, and expresses various opinions with which ASX does not agree. Those matters will require further detailed consideration by ASX, noting that ASX is currently limited in the extent to which it can respond to a number of matters in the submission which overlap with the subject matter of the ongoing ASIC investigation. However, ASX is mindful of the Committee's strong preference for the submission to be published. In those circumstances, ASX will not request that any parts of the Digital Asset submission remain confidential, on the basis that the Committee will also release a copy of this letter at the same time.

Yours sincerely

Helen Lofthouse
Managing Director & CEO
ASX