



**ASIC**  
Australian Securities &  
Investments Commission

**Australian Securities  
and Investments Commission**

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Dr Sean Turner  
Committee Secretary  
Parliamentary Joint Committee on Corporations and  
Financial Services

*By email: [corporations.joint@aph.gov.au](mailto:corporations.joint@aph.gov.au)*

20 May 2024

Dear Dr Turner,

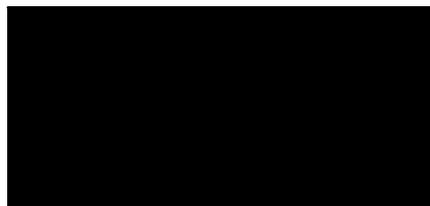
**Correction to ASIC's submission dated 26 April 2024 to the Parliamentary Joint  
Committee on Corporations and Financial Services**

On 26 April 2024, ASIC provided a submission to the Committee in response to enforcement related topics flagged by the Committee for its public hearing on 30 April 2024.

The purpose of this letter is to provide a correction to Table 4 in Appendix 1 of ASIC's submission (page 44). The changes in the numbers are due to the timing of the preparation of the submission and cut-off date for data extraction, and some historical system limitations in the way referrals were captured.

Please find attached the revised table attached to this letter.

Yours faithfully,



**Tim Mullaly**  
**Executive Director**  
**Enforcement and Compliance**  
**Australian Securities and Investments Commission**

**Revised Table 4, Appendix 1 (p.44)**  
**ASIC's submission dated 26 April 2024 to the Parliamentary Joint Committee on Corporations and Financial Services**

**Table 4: Current status of briefs referred to the CDPP as at 31 March 2024 (by year referred)**

	2018-19	2019-20	2020-21	2021-22	2022-23	2023-24 (to 31 Mar)
<b>Total number of briefs referred to the CDPP (individuals/companies)</b>	<b>47</b>	<b>54</b>	<b>84</b>	<b>50</b>	<b>35</b>	<b>9</b>
Individuals/companies charged	35	39	50	37	17	3
Individuals/companies not charged	11	13	31	10*	4	-
Briefs still under consideration by the CDPP	1	2	3	3	14	6

Note 1: The number of briefs referred to the CDPP represents a count of individuals and companies referred for assessment. There may be instances where more than one individual or company is referred to the CDPP following an investigation, therefore the number of briefs should not be interpreted as the number of investigations or matters.

Note 2: Criminal actions commence when the CDPP lay criminal charges.

Note 3: Individuals/companies not charged reflects where the CDPP has made a formal recommendation to close the matter and not lay criminal charges.

\* In 2021-22, there was one brief where a determination was made by the CDPP to proceed to charge, however the defendant could not be served. This brief is reflected in the number of individuals and companies not charged.