



**ASIC**  
Australian Securities &  
Investments Commission

<b>Committee</b>	Parliamentary Joint Committee on Corporations and Financial Services
<b>Inquiry</b>	Oversight of ASIC, the Takeovers Panel and the Corporations Legislation
<b>Question No.</b>	041
<b>Topic</b>	PwC - Evidence relied on by ASIC delegate to ban Peter Collins
<b>Reference</b>	Spoken, 20 October 2023, Hansard page 54
<b>Committee member</b>	Senator Barbara Pocock

### Question

**Senator BARBARA POCOCK:** What evidence did you use to establish Mr Collins's failure to meet the fit and proper test?

**Ms Court:** The matter was heard by an ASIC delegate, which is in the normal course. I don't have to hand the details of all the evidence that the delegate considered. I am sure I can get that for you, on notice. Clearly, she considered information that was made available to us by the Tax Practitioners Board, but I am sure she had access to other information. I just note that I would like to be relatively cautious, at least in public discussions, to the extent that this is subject to an Australian Federal Police investigation. We need to be cautious about the extent to which we talk publicly about that information. I can certainly take it on notice and see what we are able to give you in that regard.

### Answer

The evidence considered by the ASIC Delegate (and upon which ASIC's concerns are based) included publicly available information and material that was provided to ASIC by the Tax Practitioners Board. ASIC is unable to provide further details about the substance of the material received from the Tax Practitioners Board as this was received on a confidential basis.

The ASIC Delegate was also provided with Mr Collins' written submissions in response to ASIC's concerns. These submissions are confidential and cannot be disclosed.