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FOREIGN INVESTMENT IN AUSTRALIA

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Foreign Investment in Australia

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Authors have restructured this service, whereby the chapters, *Introduction to Australia's Governments, Laws and Foreign Investment Regulation* and *Background to Foreign Investment Legislation* have merged to form one chapter, *Overview of Australia's foreign investment law and policy*.

Lachlan Molesworth has updated the new chapter, *Overview of Australia's foreign investment law and policy*, highlights of which are below:

- Entire chapter has been reviewed comprehensively to bring the currency up-to-date.
- New commentary on Australia's foreign investment framework—see [1.10].
- New commentary on Australia's foreign investment policy document—see [1.60].

Andrew Wong has provided new and updated commentary to the following chapters, highlights of which are below:

New Developments

- News and updates, have been inserted at [0.06]

Application of FATA to Specific Transactions and Investors

The following paragraphs have been amended:

- [4.10] Introduction
- [4.40] Share capital reductions and share buy-backs
- [4.60] Indirect acquisitions of shares in Australian companies by foreign persons
- [4.70] Acquisition of a direct interest in an agribusiness and of an interest in a share in an agricultural land corporation by foreign persons
- [4.80] Acquisition of an interest in residential land by a foreign person and the moneylending exemption
- [4.100] Acquisitions of securities in Australian land entities

Marcus Clark has provided new and updated commentary to the following chapters, highlights of which are below:

Key principles of FATA

- [3.150] General partners in limited partnerships
- New commentary on Common contractual funds—see [3.165]
- [3.310] Summary table of significant actions and of notifiable actions, and summary list of notifiable national security actions and reviewable national security actions

FIRB Guidance Notes and Other Policy Materials

The following paragraphs have been amended:

- Guidance Note 1 – Overview—see [24.GN1]
- Guidance Note 2 – Key concepts—see [24.GN2]
- Guidance Note 3 – Agricultural land—see [24.GN3]
- Guidance Note 4 – Commercial land—see [24.GN4]
- Guidance Note 5 – Mining—see [24.GN5]
- Guidance Note 6 – Residential land—see [24.GN6]
- Guidance Note 7 – Business investments—see [24.GN7]
- Guidance Note 8 – National security—see [24.GN8]
- Guidance Note 9 – Exemption certificates—see [24.GN9]
- Guidance Note 10 – Fees—see [24.GN10]
- Guidance Note 11 – Protecting the National Interest – Guiding principles for developing conditions—see [24.GN11]
- Guidance Note 12 – Tax conditions—see [24.GN12]
- Guidance Note 13 – Compliance reporting—see [24.GN13]
- Guidance Note 14 – Residential compliance—see [24.GN14]
- Guidance Note 15 – Register of Foreign Ownership of Australian Assets—see [24.GN15.1]
- Transitional Guide – Register of Foreign Ownership of Australian Assets—see [24.GN15.2]
- Proposal checklist—see [24.100]
- Monetary thresholds—see [24.200]

