

Managing your FIRB approval compliance obligations

Recent changes to Australia's foreign investment and acquisition regime have led to an increase in the regularity and scope of conditions imposed by the Treasurer on approvals granted to foreign entities investing in Australian assets.

The complexity and breadth of these obligations, regulated by the Foreign Investment Review Board (FIRB), often present material compliance challenges that should be carefully considered by affected investors.

Treasury has also recently been granted enhanced enforcement, monitoring and investigative powers, as well as a mandate to actively deter contravention. Non-compliance with FIRB obligations may have significant consequences including infringement notices, divestment orders, increased civil and criminal penalties, reputational damage and negative impacts for future FIRB applications.

How we can help

Expert compliance advice following FIRB approval

A&O Consulting comprises experienced compliance professionals that can help you cut through the complexity and implement a cost-effective organisational risk and compliance framework that is appropriately scaled for your organisation's size, operations and commercial objectives.

Simplify your FIRB obligations to support business activities

We can help translate your relevant FIRB conditions (as well other relevant FATA obligations) in plain English, capturing these in a simple register with relevant actions, timeframes and reporting entities.

Design and implement effective compliance arrangements

We can help design and implement effective compliance arrangements to ensure that you are proactively managing your FIRB obligations, from policies and procedures through to governance, controls and record-keeping protocols.

Review your compliance arrangements

We can provide ongoing review of your FIRB compliance arrangements to support any compliance certifications, as well as risk assessments to identify specific triggers for FIRB condition breaches.

Support uplift and remediation activities

We can help design remediation programs that are appropriate to the scale and complexity of the issue in question, or review your remediation activities to ensure completion and adequacy.

Regulatory engagement strategy

Working with our lawyers, we can design and support effective regulatory engagements strategies, including any necessary engagement with other regulators or government departments.





About A&O Consulting



We have a different outlook

As former regulators and industry leaders, we are specialists who bring deep compliance expertise and diverse experience.



We understand your challenge

We have first-hand experience in delivering risk and compliance solutions in organisations both large and small.

We know the importance of a proportionate, risk-based approach to ensure resources and focus are directed in the most impactful and cost-effective way.



We offer a seamless client experience

We work hand-in-glove with A&O's experienced Corporate legal team, marrying their market-leading technical expertise with our practical compliance experience and operational insights.

Please reach out to us to find out more about how we can help:



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Our solution to your challenge will be innovative, practical and sustainable, helping your business be resilient today and ready for tomorrow.

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