

DECLARATION UNDER SECTION 1221(1)(A) COMPANIES ACT 2006 APPROVING A THIRD COUNTRY QUALIFICATION (NEW ZEALAND)

INTERPRETATION

1. In this document:

- a) “appropriate qualification” means a professional qualification under section 1219 of the Act;
- b) “CAANZ” means Chartered Accountants Australia and New Zealand, an Australian registered body corporate that is governed by its Royal Charter and Byelaws;
- c) “CA Qualification” means a chartered accountant qualification where the New Zealand variant of the taxation paper was passed, and where the qualification is awarded by CAANZ;
- d) “FRC” means the Financial Reporting Council Limited, being a company limited by guarantee registered in England under number 02486368;
- e) “recognised professional qualification” means a professional qualification under sections 1219 and 1220 of and Schedule 11 to the Act;
- f) “the Act” is the Companies Act 2006.

POWERS EXERCISED

2. The FRC is exercising the power in section 1221(1)(a) of the Act, when it makes the declaration at paragraph 3. The power to make a declaration under section 1221(1)(a) of the Act was transferred to the FRC by regulation 7(1) of the Statutory Auditors (Amendment of Companies Act 2006 and Delegation of Functions etc.) Order 2012.

DECLARATION

3. The FRC declares a person is not to be regarded as holding an approved third country qualification for the purposes of Chapter 2 of Part 42 of the Act unless they:

- a. hold a CA Qualification; and
- b. have satisfied the condition in section 1221(1A)(b) of the Act by successfully completing an adaptation period in accordance with subsections 1221(7C) and (7D) of the Act.

4. In making this declaration:


- a. The FRC is satisfied for the purposes of section 1221(3)(a) of the Act that the CA Qualification together with successful completion of a period of adaptation, affords an assurance of professional competence equivalent to that afforded by a recognised professional qualification.

- b. The FRC is satisfied, for the purposes of section 1221(4)(a) of the Act, that the treatment those persons who are the subject of this declaration will receive as a result of it is comparable to the treatment which is, or is likely to be, afforded in New Zealand (or any part thereof) to some or all persons who are eligible to be appointed as a statutory auditor.

5. This declaration is effective from 26 September 2023.

By order of the Board

Signed:



Name: Sarah Rapson

Position: Acting CEO and Executive Director of Supervision

Date: 26 September 2023