

## Technical Alert

---

10 September 2021

### Proposed revisions to Insolvency Services to address small business restructuring reforms

Accounting Professional & Ethical Standards Board Limited (APESB) invites comments from accountants, professional accounting bodies, firms, regulators and other stakeholders on an exposure draft to amend APES 330 *Insolvency Services* (APES 330) to address the Federal Government's insolvency reforms to assist small businesses.

The insolvency reforms commenced from 1 January 2021 and enable small businesses (companies with less than \$1m in liabilities and that meet other eligibility criteria) that are or are likely to become insolvent to come to an agreement with creditors to restructure their businesses.

Key revisions to APES 330 include proposed:

- amendments to the definitions of Appointment and Approving Body and a new definition for Restructuring Practitioners;
- relocation of the *Declaration of Independence, Relevant Relationships and Indemnities* (DIRRI) requirements to a new Section 5;
- the development of a new Section 10 specific for Restructuring Practitioners and requirements on Independence and Professional Fees and Expenses;
- amendments to Appendix 2 and the template DIRRI;
- Appendix 4 providing context on the nature of Restructuring Practitioner appointments and the applicability of sections in APES 330 to Restructuring Practitioners.

The Exposure Draft, which includes details of the proposed revisions, is available on the APESB website: [www.apesb.org.au](http://www.apesb.org.au).

Feedback on the proposed changes should be received by the APESB no later than **27 October 2021**. APESB also invites comments regarding these proposed amendments from small and medium-sized firms.

Keep up to date with APESB standards via our website [www.apesb.org.au](http://www.apesb.org.au) by downloading our app from one of the app stores below or following us on [LinkedIn](#).

– ENDS –



#### Technical Enquiries:

Mr Channa Wijesinghe  
Chief Executive Officer  
Email: [channa.wijesinghe@apesb.org.au](mailto:channa.wijesinghe@apesb.org.au)  
Phone: 03 9642 4372