

New Zealand

Financial Markets Law and Practice

A guide to the
financial
markets laws



Designed for lawyers, accountants, financial institutions and investment advisers, New Zealand Financial Markets Law and Practice walks readers through the complex legislative framework, explaining relevant regulations and guidance and the rationale for the new requirements. Exemption notices are also discussed in the commentary, including summaries of disclosure and financial reporting class exemptions.

Commentary

- Financial markets conduct offer disclosure
- Governance of financial products
- Market services (licensed fund managers, independent trustees, DIMS providers, crowd funding and peer-to-peer lending providers)
- Financial reporting
- NZX Listing (including NXT)
- Fair dealing
- Insider trading and market manipulation
- Takeovers

- Financial advisers
- Financial service providers registration
- Broking services
- Anti-money laundering *new September 2016
- Securities Act
- Regulators and enforcement

Legislation

Key financial markets legislation is reproduced with history notes and summaries of amendments. This includes regulations, orders and exemption notices (both class and individual).

Guidance notes

There is a dedicated section for FMA guidance.

CCH company law cases

The subscription includes all cases reported by CCH in New Zealand Company Law Cases. These cases include historical and current securities and financial markets law cases.



NEWS: Included in the service is New Zealand Company and Securities Law Tracker, a regular alerting service from CCH analysts that keeps you up to date with news and developments as they happen, including the Financial Markets Authority's consultations and guidance to support the new regime. Tracker alerts can be received daily or weekly, by RSS feed or email.



ONLINE: This 12-month subscription can be accessed through IntelliConnect®, CCH's online subscription platform. IntelliConnect® provides easy access to your subscription content with powerful search functions to speed up research. Regular updates to the content ensure you have access to the most current information.



PRINT: A 2016 legislation book is available, separately.

New Zealand Financial Markets Law and Practice Contributors

Derek Parker has written the core financial markets conduct chapters including the chapters on Offer Disclosure, Fair Dealing, Governance and FMC Market Services. Derek has nearly 30 years experience as a lawyer in the financial services area. He was a partner at Chapman Tripp and also worked for major international law firms in London and Hong Kong. His experience encompasses capital markets and corporate finance transactions, funds management, corporate governance and financial regulatory matters.

Nicky Won has reviewed and edited all of New Zealand Financial Markets Law and Practice and has updated the chapters on Financial Advisers, Financial Service Providers and Brokers. Nicky is also editor of New Zealand Company Law and Practice. She has worked in New Zealand and Hong Kong as a corporate securities lawyer, including working as a senior solicitor at the Financial Markets Authority.

Bede Carran, qualified as a lawyer and accountant, Bede has written the Financial Reporting chapter of Financial Markets Law and Practice and has also revised the Accounts chapter of New Zealand Company Law and Practice. He is currently Chief Executive of Waimate District Council.

Kevin Patterson, barrister New Zealand and Hong Kong. Kevin has written the Market Misconduct chapter. He has worked as a partner at Richards Butler in Hong Kong, as a barrister at Gilt Chambers Hong Kong and at the New Zealand Serious Fraud Office.

Angus Dale-Jones has reviewed the Financial Advisers chapter. Angus has extensive experience in regulatory compliance in the financial services sector, with over 17 years at ASIC and three years at the New Zealand Securities Commission, where he was the director responsible for the implementation of the Financial Advisers Act 2008. He is now Head of Compliance at New Zealand Assets Management and has his own regulatory compliance consultancy business, Knax Consulting Ltd.

Sara Bruce has written the Anti-Money Laundering chapter and the Mutual Recognition for Offers commentary. Sara was formerly a senior solicitor at the FMA. Prior to that she worked in AML legal and compliance for the investment bank Credit Suisse First Boston in London and was instrumental in setting up the global AML programme for the fund manager Wellington Management Company headquartered in Boston

DLA Piper New Zealand

DLA Piper has reviewed and updated four chapters: NZX Listing, Takeovers, Regulators and Enforcement and Securities Act Disclosure. DLA Piper New Zealand, the first global business law firm operating in New Zealand, advises New Zealand and international clients in every major sector. They provide innovative, commercially astute advice.

Sue Brown is a partner in DLA Piper's Corporate and Financial Services teams and has overseen and edited DLA Piper's writing for New Zealand Financial Markets Law and Practice. Before joining DLA Piper, Sue was a member of the Financial Markets Authority's leadership team and played a lead role in shaping and delivering the FMA's regulatory approach to recent regulatory reforms.

Tom Barnes is a senior associate in DLA Piper's Financial Services team and updated the Takeovers chapter. Tom started his legal career at the Takeovers Panel, where he was involved in a broad cross-section of the Panel's regulatory activities. At DLA Piper, Tom's practice focuses on regulation and compliance in financial services.

Geoff Ward-Marshall is a senior associate in DLA Piper's Corporate and Financial Services teams and updated the NZX listing commentary. Before joining DLA Piper, Geoff spent over a decade practising law in Guernsey, Channel Islands, where he regularly established and advised entities listed on the London Stock Exchange and various other exchanges.

Lara Wood is a senior associate in DLA Piper's Corporate and Financial Services teams and updated the Securities Act commentary. Prior to joining DLA Piper, Lara worked for another large New Zealand law firm as well as Ogier in Hong Kong and Westpac in Sydney. At DLA Piper, Lara works on a wide range of corporate and commercial matters, but specialises in trans-Tasman offerings and funds management.

Simon York was a senior associate in DLA Piper's Financial Services team when he wrote the Regulators and Enforcement chapter. Simon has over 10 years financial markets legal experience. Prior to joining DLA Piper, Simon spent five years working in Jersey, Channel Islands, for a leading offshore law firm where he focused on investment funds.

Why Choose New Zealand Financial Markets Law and Practice?

Written by experienced practitioners and regulatory compliance specialists

Comprehensive coverage of class and individual exemptions, with notices reproduced and also discussed in commentary

Useful glossary of technical terms

Commentary discusses policy behind laws and refers to applicable guidance notes

Regularly updated by CCH to keep abreast with new developments as the new regime is fine-tuned

Links between commentary and legislation make it easy to review the practical commentary against the regulatory provisions

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