

# SECURITY OF CRITICAL INFRASTRUCTURE

CLAYTON UTZ



*Communications*



*Food and grocery*



*Data storage or processing*



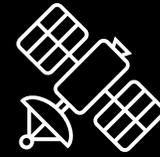
*Higher education and research*



*Financial services and markets*



*Water and sewerage*



*Space technology*



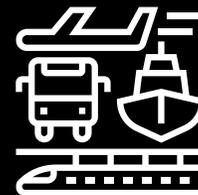
*Health care and medical*



*Energy*



*Defence Industry*



*Transport*

*Is your asset any of the following?  
Click to find out more*

*No*



*Is your  
Communications  
asset one of the  
following?*

**Critical telecommunications  
asset**

**Critical broadcasting asset**

**Critical domain name system**



Critical telecommunications asset

Critical broadcasting asset

Critical domain name system

**A critical telecommunications asset means:**

- a telecommunications network that is owned or operated by a carrier or a carriage service provider and is used to supply a carriage service;

or

- a facility that is owned or operated by a carrier or a carriage service provider and is used to supply a carriage service.

Does your asset meet either of these criteria?

Yes

No



Critical telecommunications  
asset

Critical broadcast asset

Critical domain name system

**A critical broadcast asset means one or more broadcast transmission assets that are:**

- owned or operated by the same entity and located on a site prescribed by the rules to be a critical transmission site (currently no sites are prescribed);

or

- owned or operated by the same entity, is located on at least 50 different sites, and are not **broadcasting re-transmission assets**;

or

- owned or operated by an entity that is prescribed by the rules to be critical to the transmission of a **broadcasting service** (currently only one entity has been prescribed as critical).

Does your asset meet either of these criteria?

Yes

No





**Critical telecommunications asset**

**Critical broadcast asset**

**Critical domain name system**

**A critical domain name system means an asset that:**

- is managed by an entity that is prescribed by the rules to be critical to the administration of an Australian domain name system (currently only a .au Domain Administration Ltd has been prescribed to be critical);
- and
- is used in connection with the administration of an Australian domain name system;
- and
- is prescribed by the rules to be critical to the administration of an Australian domain name system (currently any entity administering the '.au' country code Top Level Domain).

**Does your asset meet all of these criteria?**

**Yes**

**No**



Critical telecommunications asset

Critical broadcasting asset

Critical domain name system

**A critical telecommunications asset means:**

- a telecommunications network that is owned or operated by a carrier or a carriage service provider and is used to supply a carriage service;

or

- a facility that is owned or operated by a carrier or a carriage service provider and is used to supply a carriage service.

Does your asset meet either of these criteria?

Yes

No

**SOCI requirements for this asset:**

Cyber security incident reporting obligations and obligations to provide information about assets equivalent to the obligations in the SOCI Act now apply to carriers and carriage service providers under the *Telecommunications (Carrier License Conditions – Security Information) Declaration 2022* and *Telecommunications (Carriage Service Provider – Security Information) Determination 2022*)

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Critical telecommunications asset

Critical broadcast asset

Critical domain name system

**A critical broadcast asset means one or more broadcast transmission assets that are:**

- owned or operated by the same entity and located on a site prescribed by the rules to be a critical transmission site (currently no sites are prescribed);

or

- owned or operated by the same entity, is located on at least 50 different sites, and are not [broadcasting re-transmission assets](#);

or

- owned or operated by an entity that is prescribed by the rules to be critical to the transmission of a [broadcasting service](#) (currently only one entity has been prescribed as critical).

Does your asset meet either of these criteria?

Yes

No

**SOCI requirements for this asset:**

From 3 December 2022, you must comply with directions in relation to management of cyber security incidents and allow ASD involvement in incidents.

Information about the asset must be provided for inclusion on the **Critical Asset Register**

Any **cyber security incidents** must be reported to the ASD within 12 hours

Risk management obligations now apply. You must have a critical infrastructure risk management program in place by **18 August 2023**

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Critical telecommunications asset

Critical broadcast asset

Critical domain name system

**A critical domain name system means an asset that:**

- is managed by an entity that is prescribed by the rules to be critical to the administration of an Australian domain name system (currently only a .au Domain Administration Ltd has been prescribed to be critical);
- and
- is used in connection with the administration of an Australian domain name system;
- and
- is prescribed by the rules to be critical to the administration of an Australian domain name system (currently any entity administering the '.au' country code Top Level Domain).

Does your asset meet all of these criteria?

Yes

No

**SOCI requirements for this asset:**

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**Critical food and grocery asset**

**A critical food and grocery asset is a network that:**

- is used for the distribution of essential food or groceries;

and

- is owned or operated by an entity prescribed by the rules to be a critical supermarket retailer, a critical food wholesaler, or a critical grocery wholesaler (currently Aldi Pty Limited, Coles Group Ltd, Woolworths Group Ltd and MetCash Trading Ltd).

**Does your asset meet all of these criteria?**

**Yes**

**No**



Critical food and grocery asset

**A critical food and grocery asset is a network that:**

- is used for the distribution of essential food or groceries; and
- is owned or operated by an entity prescribed by the rules to be a critical supermarket retailer, a critical food wholesaler, or a critical grocery wholesaler (currently Aldi Pty Limited, Coles Group Ltd, Woolworths Group Ltd and MetCash Trading Ltd).

Does your asset meet all of these criteria?

Yes

No

**SOCI requirements for this asset:**

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Critical data storage and processing

**A critical data storage or processing asset is an asset that:**

- is owned or operated by a data storage or processing provider;
- and
- is used wholly or primarily to provide data storage or processing in relation to business critical data of government entities or responsible entities of other critical infrastructure assets.

Does your asset meet all of these criteria?

Yes

No



Critical data storage and processing

**A critical data storage or processing asset is an asset that:**

- is owned or operated by a [data storage or processing provider](#);
- and
- is used wholly or primarily to provide data storage or processing in relation to [business critical data](#) of government entities or responsible entities of other critical infrastructure assets.

Does your asset meet all of these criteria?

Yes

No

**SOCI requirements for this asset:**

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Risk management obligations now apply. You must have a critical infrastructure risk management program in place by **18 August 2023**



Critical education asset

**A critical education asset is an asset that:**

- is owned or operated by an entity that is registered in the Australian university category of the National Register of Higher Education Providers;

and

- is used in connection with research that is critical to a critical infrastructure sector, the defence of Australia, or national security.

Does your asset meet all of these criteria?

Yes

No



Critical education asset

**A critical education asset is an asset that:**

- is owned or operated by an entity that is registered in the Australian university category of the National Register of Higher Education Providers;

and

- is used in connection with research that is critical to a critical infrastructure sector, the defence of Australia, or national security.

Does your asset meet all of these criteria?

Yes

No

**SOCI requirements for this asset:**

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*Is your  
Financial  
Services and  
Markets asset  
one of the  
following?*

**Critical banking asset**

**Critical superannuation asset**

**Critical insurance asset**

**Critical financial market and  
infrastructure asset**



**Critical banking asset**

**Critical superannuation asset**

**Critical insurance asset**

**Critical financial market  
infrastructure asset**

**A critical banking asset is an asset that:**

- is owned or operated by (or is a related body corporate of) an **authorised deposit-taking institution** which is prescribed by the rules to be critical to the security and reliability of the financial services and markets sector (currently any authorised deposit-taking institution or body corporate with assets over \$50 billion);  
and
- is used in connection with the carrying on of a **banking business**.

**Does your asset meet all of these criteria?**

**Yes**

**No**





**Critical banking asset**

**Critical superannuation asset**

**Critical insurance asset**

**Critical financial market  
infrastructure asset**

**A critical banking asset is an asset that:**

- is owned or operated by (or is a related body corporate of) an **authorised deposit-taking institution** which is prescribed by the rules to be critical to the security and reliability of the financial services and markets sector (currently any authorised deposit-taking institution or body corporate with assets over \$50 billion); and
- is used in connection with the carrying on of a **banking business**.

**Does your asset meet either of these criteria?**



**SOCI requirements for this asset:**

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Critical banking asset

Critical superannuation asset

Critical insurance asset

Critical financial market  
infrastructure asset

**A critical superannuation asset is an asset that:**

- is owned or operated by an RSE licensee that is prescribed by the rules to be critical to the security and reliability of the financial services and markets sector (currently any RSE licensee which holds assets over \$20 billion);  
and
- is used in connection with the operation of a superannuation fund.

Does your asset meet all of these criteria?

Yes

No





Critical banking asset

Critical superannuation asset

Critical insurance asset

Critical financial market  
infrastructure asset

**A critical superannuation asset is an asset that:**

- is owned or operated by an [RSE licensee](#) that is prescribed by the rules to be critical to the security and reliability of the financial services and markets sector (currently any [RSE licensee](#) which holds assets over \$20 billion); and
- is used in connection with the operation of a [superannuation fund](#).

Does your asset meet all of these criteria?

**Yes**

**No**

**SOCI requirements for this asset:**

From 3 December 2022, you must comply with directions in relation to management of cyber security incidents and allow ASD involvement in incidents.

Any **cyber security incidents** must be reported to the ASD within 12 hours

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Critical banking asset

Critical superannuation asset

Critical insurance asset

Critical financial market  
infrastructure asset

**A critical insurance asset is any of the following assets:**

**Insurance business asset:**

- is owned or operated by (or is a related body corporate of) an entity that carries on an insurance business; and
- the entity (or related body corporate) is prescribed by the rules to be critical to the security and reliability of the financial services and markets sector (currently any entity or body corporate which holds assets over \$2 billion); and
- is used in connection with the carrying on of insurance business.

**Health insurance business asset:**

- is owned or operated by (or is a related body corporate of) an entity that carries on a health insurance business; and
- the entity (or related body corporate) is prescribed by the rules to be critical to the security and reliability of the financial services and markets sector (currently any entity or body corporate which holds assets over \$500 billion); and
- is used in connection with the carrying on of a health insurance business.

**Life insurance business asset:**

- is owned or operated by (or is a related body corporate of) an entity that carries on a life insurance business; and
- the entity (or related body corporate) is prescribed by the rules to be critical to the security and reliability of the financial services and markets sector (currently any entity or body corporate which holds assets over \$5 billion); and
- is used in connection with the carrying on of a life insurance business.

Does your asset meet all of these criteria?

**Yes**

**No**





Critical banking asset

Critical superannuation asset

Critical insurance asset

Critical financial market infrastructure asset

**A critical insurance asset is any of the following assets:**

**Insurance business asset:**

- is owned or operated by (or is a related body corporate of) an entity that carries on an **insurance business**; and
- the entity (or related body corporate) is prescribed by the rules to be critical to the security and reliability of the financial services and markets sector (currently any entity or body corporate which holds assets over \$2 billion); and
- is used in connection with the carrying on of **insurance business**.

**Health insurance business asset:**

- is owned or operated by (or is a related body corporate of) an entity that carries on a **health insurance business**; and
- the entity (or related body corporate) is prescribed by the rules to be critical to the security and reliability of the financial services and markets sector (currently any entity or body corporate which holds assets over \$500 billion); and
- is used in connection with the carrying on of a **health insurance business**.

**Life insurance business asset:**

- is owned or operated by (or is a related body corporate of) an entity that carries on a **life insurance business**; and
- the entity (or related body corporate) is prescribed by the rules to be critical to the security and reliability of the financial services and markets sector (currently any entity or body corporate which holds assets over \$5 billion); and
- is used in connection with the carrying on of a **life insurance business**.

Does your asset meet either of these criteria?

Yes

No

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Critical banking asset

Critical superannuation asset

Critical insurance asset

Critical financial market infrastructure asset

**A critical financial market infrastructure asset is any of the following assets:**



**Australian market licence asset**

- is owned or operated by (or is an associated entity of) an Australian body corporate that holds an [Australian market licence](#);
- and
- is used in connection with the operation of a financial market that is prescribed by the rules to be critical to the security and reliability of the financial services and markets sector.

Currently a prescribed financial market is operated by an entity which holds a Tier 1 market licence *and* has any of the following turnovers for at least two consecutive quarters:

- 35% market share of Cash Market Products ;
- \$4 billion average daily value of traded Cash Market Products;
- \$15 billion average daily notional value of Futures Market Contract transactions; or
- \$30 billion average daily notional value of transactions that are not Cash Market Products or Futures Market Contracts.

**Benchmark administrator licence asset**

- is owned or operated by (or is an associated entity of) an Australian body corporate that holds a [benchmark administrator licence](#);
- and
- is used in connection with the administration of a significant financial benchmark that is prescribed by the rules to be critical to the security and reliability of the financial services and markets sector (currently only a significant financial benchmark declared under section 908AC(2) of the *Corporations Act* has been prescribed as critical).

**CS facility licence asset**

- is owned or operated by (or is an associated entity of) an Australian body corporate that holds an [Australian CS facility licence](#);
- and
- is used in connection with the operation of a clearing and settlement facility that is prescribed by the rules to be critical to the security and reliability of the financial services and markets sector (currently any clearing and settlement facility that is owned or operated by a body corporate (or associated entity) that is required to comply with the financial stability standards determined by the Reserve Bank of Australia).



**Derivative trade repository licence asset**

- is owned or operated by (or is an associated entity of) an Australian body corporate that holds a [derivative trade repository licence](#);
- and
- is used in connection with the operation of a derivative trade repository that is prescribed by the rules to be critical to the security and reliability of the financial services and markets sector (currently any derivative trade repository which has at least \$20 trillion average daily notional value of outstanding transactions for all asset classes for at least two consecutive quarters).

Does your asset meet any of these criteria?

Yes

No



**A critical financial market infrastructure asset is any of the following assets:**

**Critical banking asset**

**Australian market licence asset**

- is owned or operated by (or is an associated entity of) an Australian body corporate that holds an [Australian market licence](#);

and

- is used in connection with the operation of a financial market that is prescribed by the rules to be critical to the security and reliability of the financial services and markets sector.

Currently a prescribed financial market is operated by an entity which holds a Tier 1 market licence and has any of the following turnovers for at least two consecutive quarters:

- 35% market share of Cash Market Products ;
- \$4 billion average daily value of traded Cash Market Products;
- \$15 billion average daily notional value of Futures Market Contract transactions; or
- \$30 billion average daily notional value of transactions that are not Cash Market Products or Futures Market Contracts.

**CS facility licence asset**

- is owned or operated by (or is an associated entity of) an Australian body corporate that holds an [Australian CS facility licence](#);

and

- is used in connection with the operation of a clearing and settlement facility that is prescribed by the rules to be critical to the security and reliability of the financial services and markets sector (currently any clearing and settlement facility that is owned or operated by a body corporate (or associated entity) that is required to comply with the financial stability standards determined by the Reserve Bank of Australia).

**Critical superannuation asset**

**Benchmark administrator licence asset**

- is owned or operated by (or is an associated entity of) an Australian body corporate that holds a [benchmark administrator licence](#);

and

- is used in connection with the administration of a significant financial benchmark that is prescribed by the rules to be critical to the security and reliability of the financial services and markets sector (currently only a significant financial benchmark declared under section 908AC(2) of the *Corporations Act* has been prescribed as critical).

**Derivative trade repository licence asset**

- is owned or operated by (or is an associated entity of) an Australian body corporate that holds a [derivative trade repository licence](#);

and

- is used in connection with the operation of a derivative trade repository that is prescribed by the rules to be critical to the security and reliability of the financial services and markets sector (currently any derivative trade repository which has at least \$20 trillion average daily notional value of outstanding transactions for all asset classes for at least two consecutive quarters).

**Critical insurance asset**

**Critical financial market infrastructure asset**



Does your asset meet any of these criteria?



**SOCI requirements for this asset:**

From 3 December 2022, you must comply with directions in relation to management of cyber security incidents and allow ASD involvement in incidents.

Information about the asset must be provided for inclusion on the **Critical Asset Register**

Any **cyber security incidents** must be reported to the ASD within 12 hours

If your asset is used in connection with the operation of a payment system that is critical to the security and reliability of the financial services and markets sector, task management obligations now apply. You must have a critical infrastructure risk management program in place by **18 August 2023**

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Critical water asset

**A critical water asset:**

- is one or more water or sewerage systems that are managed by a single water utility and deliver services to at least 100,000 water or sewerage connections.

Does your asset meet this criteria?

Yes

No



Critical water asset

**A critical water asset:**

- is one or more water or sewerage systems that are managed by a single water utility and deliver services to at least 100,000 water or sewerage connections.

Does your asset meet this criteria?

Yes

No

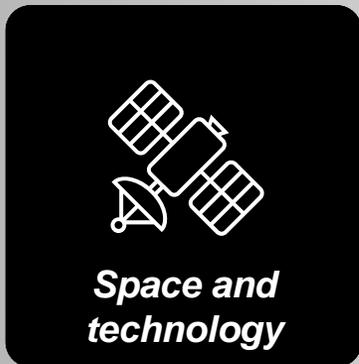
**SOCI requirements for this asset:**

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*No critical infrastructure assets have yet been defined in this sector, but may be in future as new rules are introduced.*

**Space technology sector means:**

- the sector of the Australian economy that involves the commercial provision of space-related services.

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Critical defence industry  
asset

**A critical defence industry is an asset that:**

- is supplied by an entity to the Defence Department or the ADF, under a contract; and
- consists of, or enables, a critical defence capability.

Does your asset meet all of these criteria?

Yes

No



Critical defence industry asset

**A critical defence industry asset is an asset that:**

- is supplied by an entity to the Defence Department or the ADF, under a contract; and
- consists of, or enables, a [critical defence capability](#).

Does your asset meet all of these criteria?

Yes

No

**SOCI requirements for this asset:**

From 3 December 2022, you must comply with directions in relation to management of cyber security incidents and allow ASD involvement in incidents.

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Critical hospital

**A critical hospital is:**

- a hospital that has a general intensive care unit.

Does your asset meet this criteria?

Yes

No



Critical hospital

**A critical hospital is:**

- a hospital that has a general intensive care unit.

Does your asset meet this criteria?

Yes

No

**SOCI requirements for this asset:**

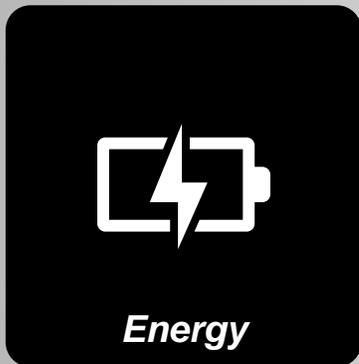
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From 3 December 2022, you must comply with directions in relation to management of cyber security incidents and allow ASD involvement in incidents.

Information about the asset must be provided for inclusion on the **Critical Asset Register**

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If your hospital is listed as a "designated hospital" in Schedule 1 of the RMP Rules, risk management obligations now apply. You must have a critical infrastructure risk management program in place by **18 August 2023**



*Is your  
Energy asset  
one of the  
following?*

**Critical electricity asset**

**Critical gas asset**

**Critical energy market  
operator asset**

**Critical liquid fuel asset**



Critical electricity asset

Critical gas asset

Critical energy market operator asset

Critical liquid fuel asset

**A critical electricity asset is:**

- a network, system, or interconnector, for the transmission or distribution of electricity to ultimately service at least 100,000 customers;

or

- an electricity generation station prescribed by the rules to be critical to ensuring the security and reliability of electricity networks or electricity systems in a State or Territory.

- An electricity generation station will be considered critical if:
  - either:
    - the entity that owns or operates it is contracted to provide a system restart ancillary services in the State or Territory; or
  - it is:
    - an electricity generator, in the State or Territory, that has an installed capacity of at least 30 megawatts; and
    - connected to a wholesale electricity market.
- An electricity generation station provides a system restart ancillary services if it can:
  - start without an external power supply; and
  - connect, and provide energy, to an electricity network or an electricity system for the transmission or distribution of electricity.

Does your asset meet either of these criteria?

Yes

No





Critical electricity asset

Critical gas asset

Critical energy market operator asset

Critical liquid fuel asset

**A critical electricity asset is:**

- a network, system, or interconnector, for the transmission or distribution of electricity to ultimately service at least 100,000 customers;
- or
- an electricity generation station prescribed by the rules to be critical to ensuring the security and reliability of electricity networks or electricity systems in a State or Territory;
  
- An electricity generation station will be considered critical if:
  - either:
    - the entity that owns or operates it is contracted to provide a system restart ancillary services in the State or Territory; or
  - it is:
    - an electricity generator, in the State or Territory, that has an installed capacity of at least 30 megawatts; and
      - connected to a wholesale electricity market.
  
- An electricity generation station provides a system restart ancillary services if it can:
  - start without an external power supply; and
  - connect, and provide energy, to an electricity network or an electricity system for the transmission or distribution of electricity.

Does your asset meet either of these criteria?



**SOCI requirements for this asset:**

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Critical electricity asset

Critical gas asset

Critical energy market operator asset

Critical liquid fuel asset

**A critical gas asset is any of the following:**

- a gas processing facility that has a capacity of at least 300 terajoules per day;

or

- a gas storage facility that has a maximum daily withdrawal capacity of at least 75 terajoules per day;

or

- a network or system for the distribution of gas to ultimately service at least 100,000 customers;

or

- a gas transmission pipeline that is prescribed by the rules to be critical to ensuring the security and reliability of a gas market (or a control room or any other asset required to operate such gas transmission pipelines) (currently the Tasmania Gas Pipeline, the Carpentaria Gas Pipeline and any pipeline that has a nameplate rating of 200 terajoules per day for the Eastern gas market, 80 terajoules per day for the Northern gas market or 150 terajoules per day for the Western gas market).

Does your asset meet either of these criteria?

Yes

No





Critical electricity asset

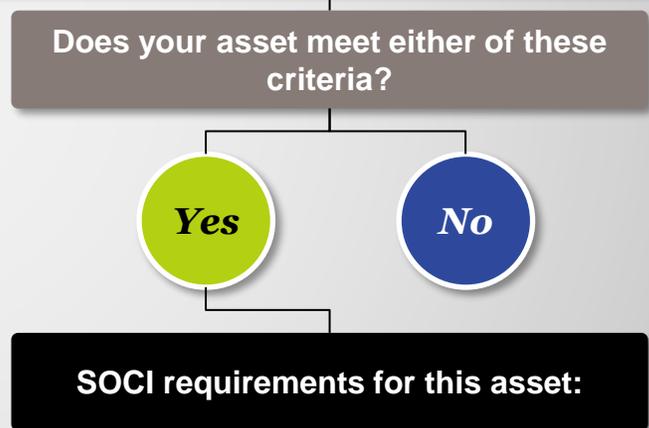
Critical gas asset

Critical energy market operator asset

Critical liquid fuel asset

**A critical gas asset is any of the following:**

- a gas processing facility that has a capacity of at least 300 terajoules per day;
- or
- a gas storage facility that has a maximum daily withdrawal capacity of at least 75 terajoules per day;
- or
- a network or system for the distribution of gas to ultimately service at least 100,000 customers;
- or
- a gas transmission pipeline that is prescribed by the rules to be critical to ensuring the security and reliability of a gas market (or a control room or any other asset required to operate such gas transmission pipelines) (currently the prescribed gas transmission pipelines are the Tasmania Gas Pipeline, the Carpentaria Gas Pipeline and any pipeline that has a nameplate rating of 200 terajoules per day for the Eastern gas market, 80 terajoules per day for the Northern gas market or 150 terajoules per day for the Western gas market).



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Risk management obligations now apply. You must have a critical infrastructure risk management program in place by **18 August 2023**





Critical electricity asset

Critical gas asset

Critical energy market operator asset

Critical liquid fuel asset

**A critical energy market operator asset is an asset that is:**

- owned or operated by Australian Energy Market Operator Ltd, Power and Water Corporation, Regional Power Corporation, or Electricity Networks Corporation; and
- used in connection with the operation of an energy market or system; and
- critical to ensuring the security and reliability of an energy market or system.

Does your asset meet all of these criteria?

Yes

No





Critical electricity asset

Critical gas asset

Critical energy market operator asset

Critical liquid fuel asset

**A critical energy market operator asset is an asset that is:**

- owned or operated by Australian Energy Market Operator Ltd, Power and Water Corporation, Regional Power Corporation, or Electricity Networks Corporation; and
- used in connection with the operation of an energy market or system; and
- critical to ensuring the security and reliability of an energy market or system.

Does your asset meet all of these criteria?

Yes

No

SOCI requirements for this asset:

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Critical electricity asset

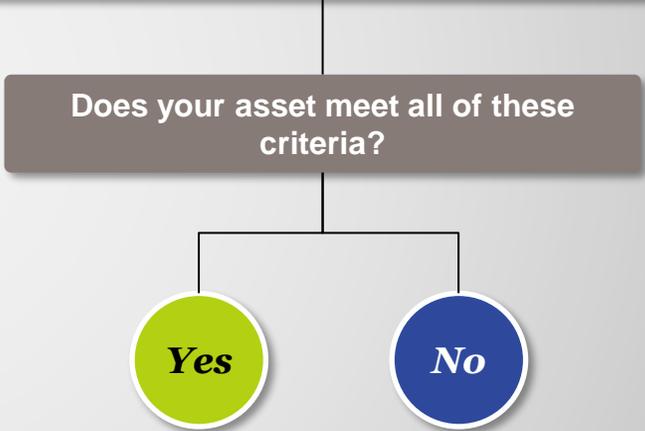
Critical gas asset

Critical energy market operator asset

Critical liquid fuel asset

**A critical liquid fuel asset is a:**

- **liquid fuel** refinery, pipeline, or storage facility that is prescribed by the rules to be critical to ensuring the security and reliability of a **liquid fuel** market.
- Currently the following are prescribed as critical:
  - any liquid fuel refineries located at Corio, Victoria and Lytton, Queensland;
  - Sydney Metropolitan Pipeline, Gore Bay Pipeline, Westernport Altona Geelong Pipeline, Longford (Dutson) to Hastings Pipeline, Melbourne Airport Jet Fuel Pipelines, Jet Fuel Pipeline (Kurnell to Sydney Airport), Brisbane Airport Jet Fuel Pipeline, Perth Airport Fuel Pipeline; and
  - any liquid fuel storage facility that has a storage capacity of more than 50 megalitres of liquid fuel.





Critical electricity asset

Critical gas asset

Critical energy market operator asset

Critical liquid fuel asset

**A critical liquid fuel asset is a:**

- **liquid fuel** refinery, pipeline, or storage facility that is prescribed by the rules to be critical to ensuring the security and reliability of a **liquid fuel** market.
- Currently the following are prescribed as critical:
  - any liquid fuel refineries located at Corio, Victoria and Lytton, Queensland;
  - Sydney Metropolitan Pipeline, Gore Bay Pipeline, Westernport Altona Geelong Pipeline, Longford (Dutson) to Hastings Pipeline, Melbourne Airport Jet Fuel Pipelines, Jet Fuel Pipeline (Kurnell to Sydney Airport), Brisbane Airport Jet Fuel Pipeline, Perth Airport Fuel Pipeline; and
  - any liquid fuel storage facility that has a storage capacity of more than 50 megalitres of liquid fuel.



Does your asset meet all of these criteria?

Yes

No

SOCI requirements for this asset:

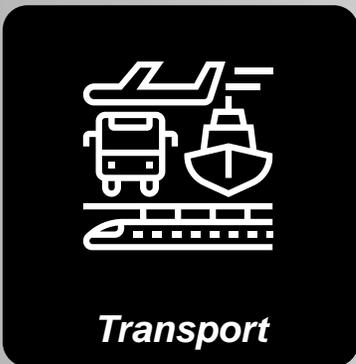
Click here to get in touch with a Specialist at CU

From 3 December 2022, you must comply with directions in relation to management of cyber security incidents and allow ASD involvement in incidents.

Information about the asset must be provided for inclusion on the **Critical Asset Register**

Any **cyber security incidents** must be reported to the ASD within 12 hours

Risk management obligations now apply. You must have a critical infrastructure risk management program in place by **18 August 2023**



*Is your  
Transport  
asset one of  
the following?*

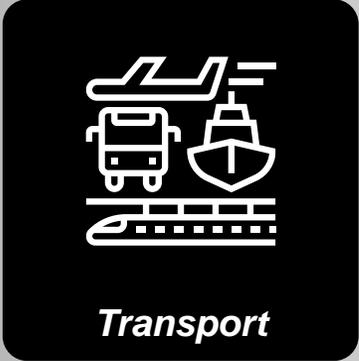
**Critical port**

**Critical freight  
infrastructure asset**

**Critical freight  
services asset**

**Critical public  
transport asset**

**Critical aviation asset**



**Critical port**

**Critical freight infrastructure asset**

**Critical freight services asset**

**Critical public transport asset**

**Critical aviation asset**

**A critical port includes each of the following:**

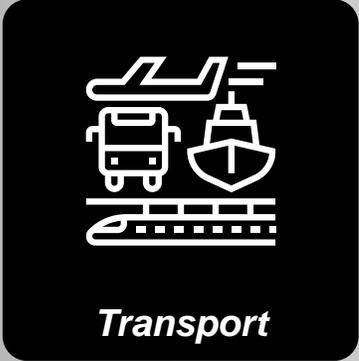
- Broome Port;
- Port Adelaide;
- Port of Brisbane;
- Port of Cairns;
- Port of Christmas Island;
- Port of Dampier
- Port of Darwin
- Port of Eden
- Port of Fremantle;
- Port of Geelong;
- Port of Gladstone;
- Port of Hay Point;
- Port of Hobart;
- Port of Melbourne;
- Port of Newcastle;
- Port of Port Botany;
- Port of Port Hedland;
- Port of Rockhampton;
- Port of Sydney Harbour;
- Port of Townsville; and
- a security regulated port prescribed by the rules (currently none prescribed).

**Does your asset meet this criteria?**

**Yes**

**No**





**Critical port**

**Critical freight infrastructure asset**

**Critical freight services asset**

**Critical public transport asset**

**Critical aviation asset**

**A critical port includes each of the following:**

- Broome Port;
- Port Adelaide;
- Port of Brisbane;
- Port of Cairns;
- Port of Christmas Island;
- Port of Dampier
- Port of Darwin
- Port of Eden
- Port of Fremantle;
- Port of Geelong;
- Port of Gladstone;
- Port of Hay Point;
- Port of Hobart;
- Port of Melbourne;
- Port of Newcastle;
- Port of Port Botany;
- Port of Port Hedland;
- Port of Rockhampton;
- Port of Sydney Harbour;
- Port of Townsville; and
- a security regulated port prescribed by the rules (currently none prescribed).

**Does your asset meet this criteria?**

**Yes**

**No**

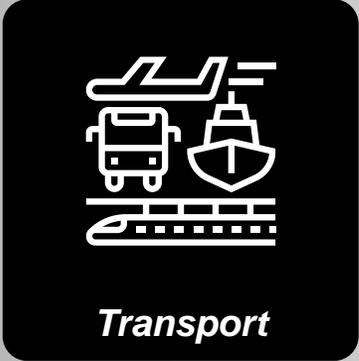
**SOCI requirements for this asset:**

From 3 December 2022, you must comply with directions in relation to management of cyber security incidents and allow ASD involvement in incidents.

Any **cyber security incidents** must be reported to the ASD within 12 hours

**Click here to get in touch with a Specialist at CU**





Critical port

Critical freight infrastructure asset

Critical freight services asset

Critical public transport asset

Critical aviation asset

**A critical freight infrastructure asset is:**

- a road or rail network that is prescribed by the rules to function as a critical corridor for the transportation of goods between States, Territories, or regional centres;

or

- an intermodal transfer facility that is prescribed by the rules to be critical to the transportation of goods between States, Territories, or regional centres.

Intermodal transfer facilities that transport goods between two States, a State and a Territory, two Territories or two regional centres at the following locations are currently prescribed as critical:

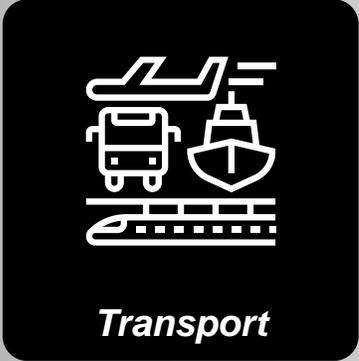
- Chullora, NSW (owned or operated by Pacific National);
- Parkes, NSW (owned or operated by Pacific National or SCT Logistics);
- Altona, Victoria (owned or operated by SCT Logistics);
- Barnawatha, Victoria (owned or operated by SCT Logistics);
- Dynon-North, Victoria (owned or operated by QUBE Logistics (Victoria) or Victorian Rail Track);
- Dynon-South, Victoria (owned or operated by Pacific National);
- Acacia Ridge, Queensland (owned or operated by Pacific National);
- Bromelton, Queensland (owned or operated by SCT Logistics);
- Townsville, Queensland (owned or operated by Linfox);
- Islington, South Australia (owned or operated by Pacific National);
- Penfield, South Australia (owned or operated by SCT Logistics);
- Forrestfield, Western Australia (owned or operated by SCT Logistics); and
- Brighton Transport Hub, Tasmania (owned or operated by Tasmania Railway or IPEC).

Does your asset either of these criteria?

Yes

No





Critical port

Critical freight infrastructure asset

Critical freight services asset

Critical public transport asset

Critical aviation asset

**A critical freight infrastructure asset is:**

- a road or rail network that is prescribed by the rules to function as a critical corridor for the transportation of goods between States, Territories, or regional centres;
- or
- an intermodal transfer facility that is prescribed by the rules to be critical to the transportation of goods between States, Territories, or regional centres.

Intermodal transfer facilities that transport goods between two States, a State and a Territory, two Territories or two regional centres at the following locations are currently prescribed as critical:

- Chullora, NSW (owned or operated by Pacific National);
- Parkes, NSW (owned or operated by Pacific National or SCT Logistics);
- Altona, Victoria (owned or operated by SCT Logistics);
- Barnawatha, Victoria (owned or operated by SCT

Logistics);

- Dynon-North, Victoria (owned or operated by QUBE Logistics (Victoria) or Victorian Rail Track);
- Dynon-South, Victoria (owned or operated by Pacific National);
- Acacia Ridge, Queensland (owned or operated by Pacific National);
- Bromelton, Queensland (owned or operated by SCT Logistics);
- Townsville, Queensland (owned or operated by Linfox);
- Islington, South Australia (owned or operated by Pacific National);
- Penfield, South Australia (owned or operated by SCT Logistics);
- Forrestfield, Western Australia (owned or operated by SCT Logistics); and
- Brighton Transport Hub, Tasmania (owned or operated by Tasmania Railway or IPEC).

Does your asset meet either of these criteria?

Yes

No

**SOCI requirements for this asset:**

From 3 December 2022, you must comply with directions in relation to management of cyber security incidents and allow ASD involvement in incidents.

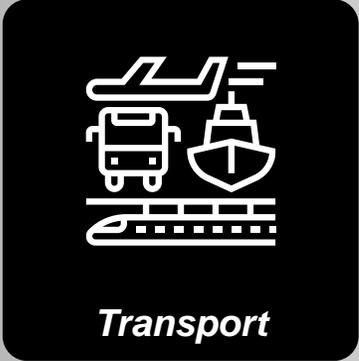
Information about the asset must be provided for inclusion on the **Critical Asset Register**

Any **cyber security incidents** must be reported to the ASD within 12 hours

Risk management obligations now apply. You must have a critical infrastructure risk management program in place by **18 August 2023**

[Click here to get in touch with a Specialist at CU](#)





**Critical port**

**Critical freight infrastructure asset**

**Critical freight services asset**

**Critical public transport asset**

**Critical aviation asset**

**A critical freight services asset is:**

- a network that is used by an entity carrying on a business that is prescribed by the rules to be critical to the transportation of goods by road, rail, inland waters, or sea.
- A business will be considered critical if:
  - it has an annual revenue of at least \$150 million; and
  - it provides a freight service that is a:
    - road freight transport service;
    - freight forwarding service;
    - rail freight transport service; or
    - water freight services; and
  - the freight services are involved in the transportation or storage of any of the following:
    - food and groceries, where transported to and from a critical supermarket retailer or critical grocery wholesalers;
    - Therapeutic goods registered on the Australian Register of Therapeutic Goods moved to or from premises storing such goods;
    - the supply of medicines listed under Schedules 2, 3, 4 or 8 of Part 4 of the current Poisons Standard, where transported to or from a premises at which the manufacture of the medicine is permitted under a law of a State or Territory;
    - liquid fuel, where transported to or from a critical liquid fuel asset;
    - essential goods and supplies required for water treatment facilities; and
    - any other good that is critical for the operation, maintenance or management of a critical infrastructure asset).

**Does your asset meet this criteria?**

**Yes**

**No**





**Critical port**

**Critical freight infrastructure asset**

**Critical freight services asset**

**Critical public transport asset**

**Critical aviation asset**

**A critical freight services asset is:**

- a network that is used by an entity carrying on a business that is prescribed by the rules to be critical to the transportation of goods by road, rail, inland waters, or sea.
- A business will be considered critical if:
  - it has an annual revenue of at least \$150 million; and
  - it provides a freight service that is a:
    - road freight transport service;
    - freight forwarding service;
    - rail freight transport service; or
    - water freight services; and
  - the freight services are involved in the transportation or storage of any of the following:
    - food and groceries, where transported to and from a critical supermarket retailer or critical grocery wholesalers;
    - Therapeutic goods registered on the Australian Register of Therapeutic Goods moved to or from premises storing such goods;
    - the supply of medicines listed under Schedules 2, 3, 4 or 8 of Part 4 of the current Poisons Standard, where transported to or from a premises at which the manufacture of the medicine is permitted under a law of a State or Territory;
    - liquid fuel, where transported to or from a critical liquid fuel asset;
    - essential goods and supplies required for water treatment facilities; and
    - any other good that is critical for the operation, maintenance or management of a critical infrastructure asset).

**Does your asset meet this criteria?**

**Yes**

**No**

**SOCI requirements for this asset:**

From 3 December 2022, you must comply with directions in relation to management of cyber security incidents and allow ASD involvement in incidents.

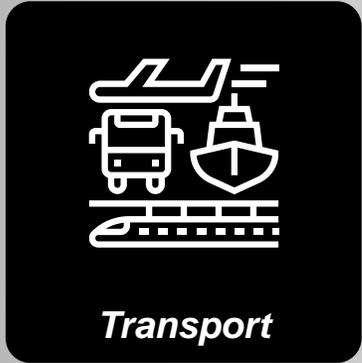
Information about the asset must be provided for inclusion on the **Critical Asset Register**

Any **cyber security incidents** must be reported to the ASD within 12 hours

Risk management obligations now apply. You must have a critical infrastructure risk management program in place by **18 August 2023**

**Click here to get in touch with a Specialist at CU**





Critical port

Critical freight infrastructure asset

Critical freight services asset

Critical public transport asset

Critical aviation asset

**A critical public transport asset is:**

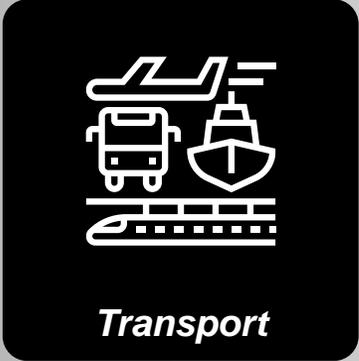
- a public transport network or system that is managed by a single entity and is capable of handling at least five million passenger journeys per month (other than a critical aviation asset).

Does your asset meet this criteria?

Yes

No





Critical port

Critical freight infrastructure asset

Critical freight services asset

Critical public transport asset

Critical aviation asset

**A critical public transport asset is:**

- a public transport network or system that is managed by a single entity and is capable of handling at least five million passenger journeys per month (other than a critical aviation asset).

Does your asset meet this criteria?

Yes

No

**SOCI requirements for this asset:**

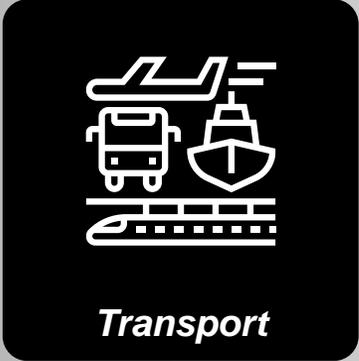
From 3 December 2022, you must comply with directions in relation to management of cyber security incidents and allow ASD involvement in incidents.

Information about the asset must be provided for inclusion on the **Critical Asset Register**

Any **cyber security incidents** must be reported to the ASD within 12 hours

**Click here to get in touch with a Specialist at CU**





Critical port

Critical freight infrastructure asset

Critical freight services asset

Critical public transport asset

Critical aviation asset

**A critical aviation asset is an asset that:**

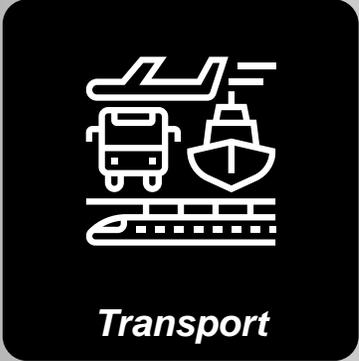
- is used in connection with the provision of an air service and is owned or operated by an aircraft operator or regulated air cargo agent;
- or
- Is used by an airport operator in connection with the operation of an **airport**.

Does your asset meet either of these criteria?

Yes

No





Critical port

Critical freight infrastructure asset

Critical freight services asset

Critical public transport asset

Critical aviation asset

**A critical aviation asset is an asset that:**

- is used in connection with the provision of an air service and is owned or operated by an **aircraft operator** or regulated air cargo agent;
- or
- is used by an **airport operator** in connection with the operation of an **airport**.

Does your asset meet either of this criteria?

Yes

No

**SOCI requirements for this asset:**

From 3 December 2022, you must comply with directions in relation to management of cyber security incidents and allow ASD involvement in incidents.

Any **cyber security incidents** must be reported to the ASD within 12 hours

**Click here to get in touch with a Specialist at CU**





It looks like your asset is indeed classified as a critical infrastructure asset subject to the current SOCI act, we are available to help you ensure you have the tools and processes in place to meet these obligations.

Please contact one of our experts below to discuss how we can help you fulfil your SOCI obligations for your asset(s).



**John Dieckmann**

**T (03) 9286 6907**

**[jdieckmann@claytonutz.com](mailto:jdieckmann@claytonutz.com)**



**Margaret Gigliotti**

**T (03) 9286 6316**

**[mgigliotti@claytonutz.com](mailto:mgigliotti@claytonutz.com)**



It looks like your asset is not classified as a critical infrastructure asset subject to the current SOCI act, however this may change as ministerial rules switch on further obligations.

Please feel free to contact one of our experts below to discuss potential SOCI obligations in your sector



**John Dieckmann**

T (03) 9286 6907

[jdieckmann@claytonutz.com](mailto:jdieckmann@claytonutz.com)



**Margaret Gigliotti**

T (03) 9286 6316

[mgigliotti@claytonutz.com](mailto:mgigliotti@claytonutz.com)

# Definitions



Critical telecommunications  
asset

A critical telecommunications asset means:

- a telecommunications network that is owned or operated by a **carrier** or a **carriage service provider** and is used to supply a carriage service;
- OR
- a facility (within the meaning of the Telecommunications Act 1997) that is owned or operated by a carrier or a carriage service provider and is used to supply a carriage

**Carriers, Carriage Service, Carriage Service Providers and Facility** are defined in the Telecommunications Act 1997 – if you supply a telecommunications network for use in supplying, or supply, telecommunications services to others you may caught. Seek advice on whether these concepts apply to you



Critical domain name system

Yes

No



Communications

# Definitions



Critical telecommunications asset

A critical broadcast asset means one or more broadcast transmission assets that are:

- owned or operated by the same entity and located on a site prescribed by the rules to be a critical transmission site (currently no sites are prescribed);
- or
- owned or operated by the same entity, is located on at least 50 different sites, and

**Broadcasting transmission asset** means:



- (a) a radiocommunications transmitter; or
- (b) a broadcasting transmission tower; or
- (c) an associated transmission facility;

that is used, or is capable of being used, in connection with the transmission of:

- (d) a national broadcasting service; or
- (e) a commercial radio broadcasting service; or
- (f) a commercial television broadcasting service.

Critical domain name system

Yes

No

# Definitions



Critical telecommunications asset

A critical broadcast asset means one or more broadcast transmission assets that are:

- owned or operated by the same entity and located on a site prescribed by the rules to be a critical transmission site (currently no sites are prescribed);

or

- owned or operated by the same entity, is located on at least 50 different sites, and are not **broadcasting re-transmission assets**;

or

- owned or operated by an entity that is prescribed by the rules to be critical to the

**Broadcasting service** is defined in the Telecommunications Act 1997 – if you supply a telecommunications network for use in supplying, or supply, telecommunications services to others you may be caught. Seek advice on whether these concepts apply to you.

Critical domain name system

Yes

No

# Definitions



Critical telecommunications asset

A critical telecommunications asset means:

- a telecommunications network that is owned or operated by a **carrier** or a **carriage service provider** and is used to supply a carriage service;
- OR
- a facility (within the meaning of the Telecommunications Act 1997) that is owned or operated by a carrier or a carriage service provider and is used to supply a carriage



**Carriers, Carriage Service, Carriage Service Providers and Facility** are defined in the Telecommunications Act 1997 – if you supply a telecommunications network for use in supplying, or supply, telecommunications services to others you may caught. Seek advice on whether these concepts apply to you

Critical domain name system

Yes

No

# Definitions



Critical telecommunications asset

A critical broadcast asset means one or more broadcast transmission assets that are:

- owned or operated by the same entity and located on a site prescribed by the rules to be a critical transmission site (currently no sites are prescribed);
- or
- owned or operated by the same entity, is located on at least 50 different sites, and

**Broadcasting transmission asset means:**



- (a) a radiocommunications transmitter; or
- (b) a broadcasting transmission tower; or
- (c) an associated transmission facility;

that is used, or is capable of being used, in connection with the transmission of:

- (d) a national broadcasting service; or
- (e) a commercial radio broadcasting service; or
- (f) a commercial television broadcasting service.

Critical domain name system

Yes

No

# Definitions



Critical telecommunications asset

A critical broadcast asset means one or more broadcast transmission assets that are:

- owned or operated by the same entity and located on a site prescribed by the rules to be a critical transmission site (currently no sites are prescribed);

or

- owned or operated by the same entity, is located on at least 50 different sites, and are not **broadcasting re-transmission assets**;

or

- owned or operated by an entity that is prescribed by the rules to be critical to the

**Broadcasting service** is defined in the Telecommunications Act 1997 – if you supply a telecommunications network for use in supplying, or supply, telecommunications services to others you may be caught. Seek advice on whether these concepts apply to you.

Critical domain name system

Yes

No



A critical data storage or processing asset is an asset that:

- is owned or operated by a **data storage or processing provider**:



**Data storage or processing provider** means an entity that provides a data storage or processing service.

**Data storage or processing service** means:

- (a) a service that:
  - (i) enables end-users to store or back-up data; and
  - (ii) is provided on a commercial basis; or
- (b) a data processing service that:
  - (i) involves the use of one or more computers; and
  - (ii) is provided on a commercial basis; or
- (c) a service that is specified in the rules.

However, the rules may prescribe that a specified service is not a data storage or processing service.



*Data storage and  
processing*

# Definitions



A critical data storage or processing asset is an asset that:

## **Business critical data** means:



- (a) personal information (within the meaning of the Privacy Act 1988) that relates to at least 20,000 individuals; or
- (b) information relating to any research and development in relation to a critical infrastructure asset; or
- (c) information relating to any systems needed to operate a critical infrastructure asset; or
- (d) information needed to operate a critical infrastructure asset; or
- (e) information relating to risk management and business continuity (however described) in relation to a critical infrastructure asset.



*Data storage and  
processing*



A critical data storage or processing asset is an asset that:

- is owned or operated by a **data storage or processing provider**:



**Data storage or processing provider** means an entity that provides a data storage or processing service.

**Data storage or processing service** means:

- (a) a service that:
  - (i) enables end-users to store or back-up data; and
  - (ii) is provided on a commercial basis; or
- (b) a data processing service that:
  - (i) involves the use of one or more computers; and
  - (ii) is provided on a commercial basis; or
- (c) a service that is specified in the rules.

However, the rules may prescribe that a specified service is not a data storage or processing service.



*Data storage and  
processing*

# Definitions



A critical data storage or processing asset is an asset that:

## **Business critical data** means:



- (a) personal information (within the meaning of the Privacy Act 1988) that relates to at least 20,000 individuals; or
- (b) information relating to any research and development in relation to a critical infrastructure asset; or
- (c) information relating to any systems needed to operate a critical infrastructure asset; or
- (d) information needed to operate a critical infrastructure asset; or
- (e) information relating to risk management and business continuity (however described) in relation to a critical infrastructure asset.



*Data storage and  
processing*

# Definitions

Critical banking asset

A critical banking asset is an asset that:

- is owned or operated by (or is a related body corporate of) an **authorised deposit-taking institution** which is prescribed by the rules to be critical to the security and reliability of the financial services and markets sector (currently any authorised deposit-taking institution or body corporate with assets over \$50 billion); and
- is used in connection with the carrying on of a **banking business**.



Financial services  
and markets

**Authorised deposit-taking institution** and **banking business** are defined in the Banking Act 1959 – if your business takes money on deposit, makes advances of money or is involved in other financial activities you may be caught. Seek advice on whether these concepts apply to you.

Yes

No

Critical financial market  
infrastructure asset

# Definitions



Critical banking asset

A critical superannuation asset is an asset that:

- is owned or operated by an **RSE licensee** that is prescribed by the rules to be critical to the security and reliability of the financial services and markets sector (currently any **RSE licensee** which holds assets over \$20 billion); and
- is used in connection with the operation of a **superannuation fund**.



*Financial services  
and markets*

**RSE licensee** and **superannuation fund** are defined in the Superannuation Industry (Supervision) Act 1993 – if your business is a provident, benefit, superannuation or retirement fund or a public sector superannuation scheme, you may be caught. Seek advice on whether these concepts apply to you.



Critical financial market  
infrastructure asset

# Definitions



Critical banking asset

A critical superannuation asset is an asset that:

- is owned or operated by an **RSE licensee** that is prescribed by the rules to be critical to the security and reliability of the financial services and markets sector (currently any **RSE licensee** which holds assets over \$20 billion); and
- is used in connection with the operation of a **superannuation fund**.



*Financial services  
and markets*

**RSE licensee** and **superannuation fund** are defined in the Superannuation Industry (Supervision) Act 1993 – if your business is a provident, benefit, superannuation or retirement fund or a public sector superannuation scheme, you may be caught. Seek advice on whether these concepts apply to you.



Critical financial market  
infrastructure asset

# Definitions

Critical banking asset

A critical insurance asset is any of the following assets:

**Insurance business asset:**

- is owned or operated by (or is a related body corporate of) an entity that carries on an **insurance business**; and
- the entity (or related body corporate) is prescribed by the rules to be critical to the security and reliability of the financial services and markets sector (currently any entity or body corporate which holds assets over \$2 billion); and
- is used in connection with the carrying on of **insurance business**.

**Health insurance business asset:**

- is owned or operated by (or is a related body corporate of) an entity that carries on a **health insurance business**; and
- the entity (or related body corporate) is prescribed by the rules to be critical to the security and reliability of the financial services and markets sector (currently any entity or body corporate which holds assets over \$500 billion); and
- is used in connection with the carrying on of a **health insurance business**.

Critical superannuation asset

**Insurance business** is defined in the Insurance Act 1973 – if your business undertakes liability in respect of any loss or damage, you may be caught. Seek advice on whether these concepts apply to you.

Does your asset meet all of these criteria?

Yes

No



Financial services  
and markets

Critical financial market  
infrastructure asset

# Definitions

Critical banking asset

A critical insurance asset is any of the following assets:

**Insurance business asset:**

- is owned or operated by (or is a related body corporate of) an entity that carries on an **insurance business**; and
- the entity (or related body corporate) is prescribed by the rules to be critical to the security and reliability of the financial services and markets sector (currently any entity or body corporate which holds assets over \$2 billion); and
- is used in connection with the carrying on of **insurance business**.

**Health insurance business asset:**

- is owned or operated by (or is a related body corporate of) an entity that carries on a **health insurance business**; and
- the entity (or related body corporate) is prescribed by the rules to be critical to the security and reliability of the financial services and markets sector (currently any entity or body corporate which holds assets over \$500 billion); and
- is used in connection with the carrying on of a **health insurance business**.

Critical superannuation asset

**Health insurance business** is defined in the Private Health Insurance Act 2007 – if your business undertakes liability that relates to hospital treatment or general treatment, you may be caught. Seek advice on whether these concepts apply to you.

Does your asset meet all of these criteria?

Yes

No

Critical financial market infrastructure asset



# Definitions

Critical banking asset

A critical insurance asset is any of the following assets:

**Insurance business asset:**

- is owned or operated by (or is a related body corporate of) an entity that carries on an **insurance business**; and
- the entity (or related body corporate) is prescribed by the rules to be critical to the security and reliability of the financial services and markets sector (currently any entity or body corporate which holds assets over \$2 billion); and
- is used in connection with the carrying on of **insurance business**.

**Health insurance business asset:**

- is owned or operated by (or is a related body corporate of) an entity that carries on a **health insurance business**; and
- the entity (or related body corporate) is prescribed by the rules to be critical to the security and reliability of the financial services and markets sector (currently any entity or body corporate which holds assets over \$500 billion); and
- is used in connection with the carrying on of a **health insurance business**.

Critical superannuation asset

**Life insurance business** is defined in the Life Insurance Act 1995 – if your business issues or undertakes liability of life or sinking fund policies, you may be caught. Seek advice on whether these concepts apply to you.

Critical insurance asset

Does your asset meet all of these criteria?

Yes

No

Critical financial market infrastructure asset



# Definitions

Critical banking asset

A critical insurance asset is any of the following assets:

**Insurance business asset:**

- is owned or operated by (or is a related body corporate of) an entity that carries on an **insurance business**; and
- the entity (or related body corporate) is prescribed by the rules to be critical to the security and reliability of the financial services and markets sector (currently any entity or body corporate which holds assets over \$2 billion); and
- is used in connection with the carrying on of **insurance business**.

**Health insurance business asset:**

- is owned or operated by (or is a related body corporate of) an entity that carries on a **health insurance business**; and
- the entity (or related body corporate) is prescribed by the rules to be critical to the security and reliability of the financial services and markets sector (currently any entity or body corporate which holds assets over \$500 billion); and
- is used in connection with the carrying on of a **health insurance business**.

Critical superannuation asset

**Insurance business** is defined in the Insurance Act 1973 – if your business undertakes liability in respect of any loss or damage, you may be caught. Seek advice on whether these concepts apply to you.

Critical insurance asset

Does your asset meet all of these criteria?

Yes

No

Critical financial market infrastructure asset



Financial services and markets

# Definitions

Critical banking asset

A critical insurance asset is any of the following assets:

**Insurance business asset:**

- is owned or operated by (or is a related body corporate of) an entity that carries on an **insurance business**; and
- the entity (or related body corporate) is prescribed by the rules to be critical to the security and reliability of the financial services and markets sector (currently any entity or body corporate which holds assets over \$2 billion); and
- is used in connection with the carrying on of **insurance business**.

**Health insurance business asset:**

- is owned or operated by (or is a related body corporate of) an entity that carries on a **health insurance business**; and
- the entity (or related body corporate) is prescribed by the rules to be critical to the security and reliability of the financial services and markets sector (currently any entity or body corporate which holds assets over \$500 billion); and
- is used in connection with the carrying on of a **health insurance business**.

Critical superannuation asset

**Health insurance business** is defined in the Private Health Insurance Act 2007 – if your business undertakes liability that relates to hospital treatment or general treatment, you may be caught. Seek advice on whether these concepts apply to you.

Does your asset meet all of these criteria?

Yes

No

Critical financial market infrastructure asset

Financial services and markets



# Definitions

Critical banking asset

A critical insurance asset is any of the following assets:

**Insurance business asset:**

- is owned or operated by (or is a related body corporate of) an entity that carries on an **insurance business**; and
- the entity (or related body corporate) is prescribed by the rules to be critical to the security and reliability of the financial services and markets sector (currently any entity or body corporate which holds assets over \$2 billion); and
- is used in connection with the carrying on of **insurance business**.

**Health insurance business asset:**

- is owned or operated by (or is a related body corporate of) an entity that carries on a **health insurance business**; and
- the entity (or related body corporate) is prescribed by the rules to be critical to the security and reliability of the financial services and markets sector (currently any entity or body corporate which holds assets over \$500 billion); and
- is used in connection with the carrying on of a **health insurance business**.

Critical superannuation asset

**Life insurance business** is defined in the Life Insurance Act 1995 – if your business issues or undertakes liability of life or sinking fund policies, you may be caught. Seek advice on whether these concepts apply to you.

Does your asset meet all of these criteria?

Yes

No

Critical financial market infrastructure asset



# Definitions



Critical banking asset

Critical superannuation asset

Critical financial market infrastructure asset

A critical financial market infrastructure asset is any of the following assets:

**Australian market licence asset**

- is owned or operated by (or is an associated entity of) an Australian body corporate that holds an **Australian market licence**;
- and
- is used in connection with the operation of a financial market that is prescribed by the rules to be critical to the security and reliability of the financial services and markets sector.

Currently a prescribed financial market is operated by an entity which holds a Tier 1 market licence *and* has any of the following turnovers for at least two consecutive quarters:

- 35% market share of Cash Market Products ;
- \$4 billion average daily value of traded Cash Market Products;
- \$15 billion average daily notional value of Futures Market Contract transactions; or
- \$30 billion average daily notional value of transactions that are not Cash Market Products.

**CS facility licence asset**

- is owned or operated by (or is an associated entity of) an Australian body corporate that holds an **Australian CS facility licence**;
- and
- is used in connection with the operation of a clearing and settlement facility that is prescribed by the rules to be critical to the security and reliability of the financial services and markets sector (currently any clearing and settlement facility that is owned or operated by a body corporate (or associated entity) that is required to comply with the financial stability standards determined by the Reserve Bank of Australia).

**Australian market licence** is defined in the Corporations Act 2001 – if you hold a licence that authorises a person to operate a financial market you may be caught. Seek advice on whether these concepts apply to you.

Does your asset meet either of these criteria?

Yes

No



# Definitions



Critical banking asset

Critical financial market infrastructure asset

Critical financial market infrastructure asset

Critical financial market infrastructure asset

A critical financial market infrastructure asset is any of the following assets:



### Australian market licence asset

- is owned or operated by (or is an associated entity of) an Australian body corporate that holds an **Australian market licence**;
- and
- is used in connection with the operation of a financial market that is prescribed by the rules to be critical to the security and reliability of the financial services and markets sector.

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- 35% market share of Cash Market Products ;
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### CS facility licence asset

- is owned or operated by (or is an associated entity of) an Australian body corporate that holds an **Australian CS facility licence**;
- and
- is used in connection with the operation of a clearing and settlement facility that is prescribed by the rules to be critical to the security and reliability of the financial services and markets sector (currently any clearing and settlement facility that is owned or operated by a body corporate (or associated entity) that is required to comply with the financial stability standards determined by the Reserve Bank of Australia).

**Benchmark administrator licence** is defined in the Corporations Act 2001 – if you hold a licence to administer a specified financial benchmark, you may be caught. Seek advice on whether these concepts apply to you.



Does your asset meet either of these criteria?

Yes

No

# Definitions



Critical banking asset

Critical financial market infrastructure asset

Critical financial market infrastructure asset

Critical financial market infrastructure asset

A critical financial market infrastructure asset is any of the following assets:

**Australian market licence asset**

- is owned or operated by (or is an associated entity of) an Australian body corporate that holds an **Australian market licence**;

and

- is used in connection with the operation of a financial market that is prescribed by the rules to be critical to the security and reliability of the financial services and markets sector.

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- 35% market share of Cash Market Products ;
- \$4 billion average daily value of traded Cash Market Products;
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**CS facility licence asset**

- is owned or operated by (or is an associated entity of) an Australian body corporate that holds an **Australian CS facility licence**;

and

- is used in connection with the operation of a clearing and settlement facility that is prescribed by the rules to be critical to the security and reliability of the financial services and markets sector (currently any clearing and settlement facility that is owned or operated by a body corporate (or associated entity) that is required to comply with the financial stability standards determined by the Reserve Bank of Australia).

**CS facility licence** is defined in the Corporations Act 2001 – if you hold a licence that authorises a person to operate a clearing and settlement facility, you may be caught. Seek advice on whether these concepts apply to you.

Does your asset meet either of these criteria?

Yes

No

# Definitions

Critical banking asset

A critical financial market infrastructure asset is any of the following assets:

### Australian market licence asset

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**Derivative trade repository licence** is defined in the Corporations Act 2001 – if you hold a licence that authorises a person to operate a clearing and settlement facility, you may be caught. Seek advice on whether these concepts apply to you.

Critical financial market infrastructure asset

Does your asset meet either of these criteria?

Yes

No



Financial services and markets

# Definitions



Critical banking asset

Critical superannuation asset

Critical financial market infrastructure asset

A critical financial market infrastructure asset is any of the following assets:

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**Australian market licence** is defined in the Corporations Act 2001 – if you hold a licence that authorises a person to operate a financial market you may be caught. Seek advice on whether these concepts apply to you.

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**Benchmark administrator licence** is defined in the Corporations Act 2001 – if you hold a licence to administer a specified financial benchmark, you may be caught. **Seek advice on whether these concepts apply to you.**

Critical financial market infrastructure asset

Does your asset meet either of these criteria?

Yes

No



Financial services and markets

# Definitions



Critical banking asset

Critical financial market infrastructure asset

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**CS facility licence** is defined in the Corporations Act 2001 – if you hold a licence that authorises a person to operate a clearing and settlement facility, you may be caught. Seek advice on whether these concepts apply to you.

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# Definitions



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and

- is used in connection with the operation of a clearing and settlement facility that is prescribed by the rules to be critical to the security and reliability of the financial services and markets sector (currently any clearing and settlement facility that is owned or operated by a body corporate (or associated entity) that is required to comply with the financial stability standards determined by the Reserve Bank of Australia).

**Derivative trade repository licence** is defined in the Corporations Act 2001 – if you hold a licence that authorises a person to operate a clearing and settlement facility, you may be caught. Seek advice on whether these concepts apply to you.

Does your asset meet either of these criteria?

Yes

No

# Definitions



A critical defence industry is an asset that:

- is supplied by an entity to the Defence Department or the ADF, under a contract; and
- consists of, or enables, a **critical defence capability**.

**Critical defence capability** includes:



- (a) material; and
  - (b) technology; and
  - (c) a platform; and
  - (d) a network; and
  - (e) a system; and
  - (f) a service;
- that is required in connection with:
- (g) the defence of Australia; or
  - (h) national security.

# Definitions



A critical defence industry is an asset that:

- is supplied by an entity to the Defence Department or the ADF, under a contract; and
- consists of, or enables, a **critical defence capability**.

**Critical defence capability** includes:



- (a) material; and
  - (b) technology; and
  - (c) a platform; and
  - (d) a network; and
  - (e) a system; and
  - (f) a service;
- that is required in connection with:
- (g) the defence of Australia; or
  - (h) national security.

# Definitions

Critical electricity asset

Critical gas asset

**Liquid fuel** is defined in the Liquid Fuel Emergency Act 1984 to mean liquid petroleum, a liquid petroleum product, a liquid petrochemical, methanol or ethanol.

Critical liquid fuel asset

A critical liquid fuel asset is a:

- **liquid fuel** refinery, pipeline, or storage facility that is prescribed by the rules to be critical to ensuring the security and reliability of a **liquid fuel** market.
- Currently the following are prescribed as critical:
  - any liquid fuel refineries located at Corio, Victoria and Lytton, Queensland;
  - Sydney Metropolitan Pipeline, Gore Bay Pipeline, Westernport Altona Geelong Pipeline, Longford (Dutson) to Hastings Pipeline, Melbourne Airport Jet Fuel Pipelines, Jet Fuel Pipeline (Kurnell to Sydney Airport), Brisbane Airport Jet Fuel Pipeline, Perth Airport Fuel Pipeline; and
  - any liquid fuel storage facility that has a storage capacity of more than 50 megalitres of liquid fuel.



Energy

Yes

No



# Definitions

Critical electricity asset

Critical gas asset

**Liquid fuel** is defined in the Liquid Fuel Emergency Act 1984 to mean liquid petroleum, a liquid petroleum product, a liquid petrochemical, methanol or ethanol.

Critical liquid fuel asset

A critical liquid fuel asset is a:

- **liquid fuel** refinery, pipeline, or storage facility that is prescribed by the rules to be critical to ensuring the security and reliability of a **liquid fuel** market.
- Currently the following are prescribed as critical:
  - any liquid fuel refineries located at Corio, Victoria and Lytton, Queensland;
  - Sydney Metropolitan Pipeline, Gore Bay Pipeline, Westernport Altona Geelong Pipeline, Longford (Dutson) to Hastings Pipeline, Melbourne Airport Jet Fuel Pipelines, Jet Fuel Pipeline (Kurnell to Sydney Airport), Brisbane Airport Jet Fuel Pipeline, Perth Airport Fuel Pipeline; and
  - any liquid fuel storage facility that has a storage capacity of more than 50 megalitres of liquid fuel.



Energy

Yes

No



# Definitions



Critical port

A critical aviation asset is an asset that:

- is used in connection with the provision of an air service and is owned or operated by an **aircraft operator** or regulated air cargo agent;
- or
- Is used by an **airport operator** in connection with the operation of an **airport**.

Critical freight infrastructure asset

Does your asset meet either of these criteria?

**Aircraft operator** and **airport** are defined in the Aviation Transport Security Act 2004 – if you conduct or offer aircraft services to others you may be caught. Seek advice on whether these concepts apply to you.



Critical public transport asset

Critical aviation asset



Transport

# Definitions



Critical port

A critical aviation asset is an asset that:

- is used in connection with the provision of an air service and is owned or operated by an **aircraft operator** or regulated air cargo agent;
- or
- Is used by an **airport operator** in connection with the operation of an **airport**.

Critical freight infrastructure asset

Does your asset meet either of these criteria?

**Aircraft operator** and **airport** are defined in the Aviation Transport Security Act 2004 – if you conduct or offer aircraft services to others you may be caught. Seek advice on whether these concepts apply to you.



Critical public transport asset

Critical aviation asset



Transport