

EXPOSURE DRAFT



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Corporations Amendment (Ban on Advertising Superannuation Funds During Onboarding) Regulations 2026

I, the Honourable Sam Mostyn AC, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulations.

Dated 2026

Sam Mostyn AC
Governor-General

By Her Excellency's Command

Dr Daniel Mulino [**DRAFT ONLY—NOT FOR SIGNATURE**]
Assistant Treasurer
Minister for Financial Services

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1 Name

This instrument is the *Corporations Amendment (Ban on Advertising Superannuation Funds During Onboarding) Regulations 2026*.

2 Commencement

- (1) Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

Commencement information		
Column 1	Column 2	Column 3
Provisions	Commencement	Date/Details
1. The whole of this instrument	The day after the end of the period of 6 months starting on the day Schedule 2 to the <i>Treasury Laws Amendment (Supporting Choice in Superannuation and Other Measures) Act 2026</i> commences.	

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

- (2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

3 Authority

This instrument is made under the *Corporations Act 2001*.

4 Schedules

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

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Schedule 1—Amendments

Corporations Regulations 2001

1 At the end of Division 8 of Part 7.8

Add:

7.8.26 Conditions and disclosure requirements for certain MySuper products during onboarding

- (1) For the purposes of paragraph 992AB(4)(f) of the Act, the following conditions are prescribed:
 - (a) the advertisement or statement is clearly distinguishable from information about any other superannuation product that is shown to the employee:
 - (i) during the period described in paragraph 992AB(1)(b) of the Act; and
 - (ii) by the person making, or causing, the advertisement or statement or by any associate of that person;
 - (b) the advertisement or statement does not show information about the MySuper product with greater prominence than information about any:
 - (i) default fund for the employer and employee; or
 - (ii) stapled fund (within the meaning of the *Superannuation Guarantee (Administration) Act 1992*) for the employee;
that is shown to the employee:
 - (iii) during the period described in paragraph 992AB(1)(b) of the Act; and
 - (iv) by the person making, or causing, the advertisement or statement or by any associate of that person.
- (2) For the purposes of paragraph 992AB(4)(g) of the Act, the following requirements are prescribed for the clear and unambiguous disclosures that must accompany the advertisement or statement:
 - (a) all of the disclosures must be made immediately before, or at, the time the advertisement or statement is made;
 - (b) the disclosures must explain all of the following to the employee:
 - (i) that the advertisement or statement is an advertisement;
 - (ii) if there is a stapled fund (within the meaning of the *Superannuation Guarantee (Administration) Act 1992*) for the employee—that the Australian Taxation Office has advised the employer that the stapled fund is the employee’s existing fund;
 - (iii) any consideration or benefit the person making, and the person (if any) causing, the advertisement or statement has received, or will receive, (whether directly or indirectly) in relation to the advertisement or statement;
 - (iv) that the employee can search for the employee’s existing superannuation accounts (if any) and consolidate multiple superannuation accounts through myGov to save on fees from holding duplicate superannuation accounts (including by providing the employee a website address for the myGov website);

- (v) that the employee can compare superannuation products using the YourSuper comparison tool to help the employee make a more informed choice of superannuation product (including by providing the employee a website address for the YourSuper comparison tool website);
- (vi) that the employee should consider their personal situation and investment plan, as well as superannuation fund performance, costs and insurance arrangements when choosing or switching superannuation products.

(3) In this regulation:

default fund, for an employer and their employee, means the fund specified:

- (a) under section 32P of the *Superannuation Guarantee (Administration) Act 1992* in the standard choice form provided by the employer to the employee; and
- (b) as the fund to which the employer will contribute if the employee does not make a choice under Part 3A of that Act.