



**Australian Government**  
**Australian Transaction Reports  
and Analysis Centre**

## **Exemption**

### **Section 248 of the *Anti-Money Laundering and Counter-Terrorism Financing Act 2006***

I, Thomas M Story, AUSTRAC Executive General Manager, pursuant to paragraph 248(1)(a) of the *Anti-Money Laundering and Counter-Terrorism Financing Act 2006* (AML/CTF Act), hereby exempt the Treasurer of the Northern Territory of Australia (NT Treasurer) of Level 1 Cavenagh House, 38 Cavenagh Street, Darwin, NT, 0800, as administrator of the schemes listed in the Schedule (each a **Scheme**) from the following specified provisions of the AML/CTF Act:

sections 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 47, 80, 81, 82, 83, 84 and 85, insofar as they relate to the provision by or on behalf of a Scheme of the designated services described in items 41, 42 or 43 of table 1, subsection 6(2) of AML/CTF Act.

Notwithstanding anything to the contrary in this instrument, this exemption takes effect severally in respect of each Scheme as if it were granted in respect of that Scheme alone. For the avoidance of doubt, a modification, termination, or other matter concerning this exemption (including a breach of its conditions) in respect of a Scheme has no effect on any other Scheme in the absence of a clear intent to the contrary.

### **Conditions**

Pursuant to paragraph 248(2)(b) of the AML/CTF Act, the exemption is subject to the following conditions:

1. The NT Treasurer must inform the AUSTRAC CEO or delegate of any changes that may affect the exemption and/or conditions imposed by this written instrument within 14 days from when the change affecting the exemption occurs.
2. This exemption only applies as long as:
  - a. the NT Treasurer is, and continues to be, the proper person to receive or hold the benefit of the exemption on behalf of the relevant Scheme (for instance, pursuant to a delegation to the NT Treasurer under applicable legislation, including subsidiary legislation, or by the trustee(s) of the Scheme);
  - b. membership to any Scheme is not made available to the general public;

- c. contributions, other than from (i) the salary of the members, (ii) their employers who are, or form part of, the Northern Territory government, or (iii) the Northern Territory Treasury, are not accepted; and
- d. the Northern Territory Police Supplementary Benefit Scheme and Legislative Assembly Members' Superannuation Fund are, and continue to be, subject to oversight by the Northern Territory Auditor-General.

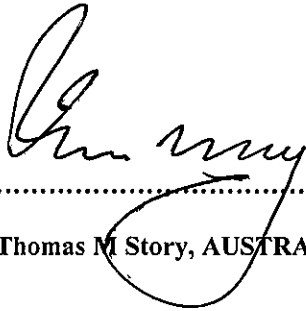
**Schedule**

Northern Territory Police Supplementary Benefit Scheme ABN 64 563 356 970

Legislative Assembly Members' Superannuation Fund ABN 61 929 107 845

Administrators Pension Scheme

Supreme Court (Judges Pensions) Scheme



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Thomas M Story, AUSTRAC Executive General Manager

5/11 / .....2009

### **Important Notice to person named in this instrument**

1. Any request for a change to this instrument must be submitted to the AUSTRAC CEO or approved delegate within 14 days from when the change is sought.
2. Pursuant to subsection 248(3), the person granted the exemption must comply with the conditions set out in the instrument. Failure to comply with those conditions may result:
  - in the revocation of the exemption; and
  - the AUSTRAC CEO making an application to the Federal Court of Australia for a civil penalty order requiring the person to pay a pecuniary penalty in respect of such a breach
3. It is an offence under sections 136 and 137 of the AML/CTF Act to provide false and misleading information or false documents. If any of the information submitted by the applicant or its representatives is found to be false and misleading, the exemption may be revoked, and action may be initiated against the applicant.
4. The person granted the exemption may request the AUSTRAC CEO at any time to change the exemption.