



Exemption 12 of 2017

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

I, Kathryn Haigh, National Manager, Legal Strategy and Solutions, of the Australian Transaction Reports and Analysis Centre (AUSTRAC) and a delegate of the AUSTRAC CEO, pursuant to paragraph 248(1)(a) of the *Anti-Money Laundering and Counter-Terrorism Financing Act 2006 (AML/CTF Act)*, hereby exempt Mutual Management Services Ltd, ACN No 605323948, of 601 High Street Penrith, NSW 2750 (**MMS**) in respect of **MMS**'s provision of the designated service described in Item 54, of Table 1, subsection 6(2) of the AML/CTF Act (*the specified designated service*), from the following specified provisions of the AML/CTF Act:

- (a) Divisions 2 to 7 of Part 2 (other than section 39);
- (b) Divisions 2 to 5 of Part 3 (other than section 44);
- (c) Parts 3A, 5, 6 and 7
- (d) Part 10 (other than section 118)

during any period in which **MMS** satisfies all of the conditions specified in this instrument.

Conditions

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

1. That **MMS**, in the capacity of holder of an Australian financial services licence, makes arrangements for its members to receive the designated service described in Item 35 in Table 1 of section 6(2) of the AML/CTF Act.
2. That if an event occurs that may affect **MMS**'s compliance with this exemption, including the conditions, **MMS** must, in writing, notify the AUSTRAC CEO:
 - (a) within 14 days of the event occurring; or
 - (b) within such other period as is authorised in writing by the AUSTRAC CEO;

otherwise, this exemption ceases to apply until **MMS** notifies the AUSTRAC CEO of the event.

KTHaigh

 Kathryn Haigh
National Manger
Legal Strategy and Solutions
AUSTRAC

~~October 2017~~
3 November

Important Notice to the person named in this instrument

1. Under subsection 248(3) of the AML/CTF Act, a person granted an exemption subject to one or more conditions must comply with the conditions specified in the instrument. Failure to comply with subsection 248(3) is a civil penalty provision and may result in any or all of the following:
 - the exemption ceasing to apply to the person during any period in which the person does not comply with the relevant condition/s;
 - the exemption being revoked;
 - the AUSTRAC CEO applying to the Federal Court of Australia for a civil penalty order requiring the person to pay a pecuniary penalty in respect of the breach.
2. Under sections 136 and 137 of the AML/CTF Act, it is an offence to provide false or misleading information or documents. If any of the information submitted by the applicant or its representatives is found to be false or misleading, the exemption may be revoked and action initiated against the applicant.
3. The person granted the exemption may request the AUSTRAC CEO to revoke or vary the exemption at any time.
4. Any request to vary this exemption must be submitted to the AUSTRAC CEO or an approved delegate no later than 14 days before the date the change is requested to commence.