Meeting with Libra Association and Facebook - 23 October 2019

A number of legal counsel from Facebook/Libra

Libra

- Slide: Internet has changed the world
 - Telecommunications costs and access to telecommunications
 - Often people who can't afford are most impacted
 - Same for the financial sector
- Slide: Financial networks look like telecoms pre-internet
 - Limited competition
 - Payment networks are siloed
 - Costs and reach of movement of money

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- Slide: Addressing inefficiencies
- the FOI Act 1982 on TEebruary 2020 Opportunity for widely accessible standardized platform
 - Libra can provide this backbone
- Slide: Remittance as an example
 - High costs for remittance
- Slide: Opportunity
 - o 1.7 billion without bank account
 - 1 billion with mobile phone
 - Aim to pull these people into markets

- Slide: Libra Vision
 - o Secure stable blockchain
- Slide: Libra coin
 - Designed to be useful medium of exchange in daily transactions
 - Not designed to replace sovereign currencies; but supplement
 - 1:1 backing with a reserve
- Slide: Complement to existing currencies
 - Not new money creation
 - Libra reserve has not discretion in monetary policy
- Slide: Association
 - Independent Swiss association, with HQ in Geneva

- Will apply for a licence from Swiss FINMA as a Payment System Operators; and register with FinCEN as a Money Service Business
- Slide: Stand up of Libra
 - o Initial governance now in place
 - o Coming months; work with governmental entities around world; adopt payment and procedures including AML compliance
- Slide: AML/CTF/Sanctions

- Custodial wallets including Calibra are expected to comply with AML/CTF and sanctions based on local laws
- Exchanges operating on the Libra network also expected to comply with local laws.
- Slide: Libra will be open
 - o Designed to promote competition

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Calibra

Slide:s47(1)(b)

Will be built into Messenger, WhatsApp and a stand alone app

s47(1)(b)

Slide:

 Cost and time associated with remittance means it is a challenge for those communities to receive money in a timely fashion and at low cost.

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- Slide: Security and privacy
 - Built in fraud protection
 - Password recovery
 - Social and financial data are separate
 - Clear and transparent policies
- Slide: Customer support:
 - Investing in customer support
- Slide: Calibra's role in the Libra Network
 - Wholly owned by Facebook
 - One of the founding members
 - Operator of a node on the Libra network

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o Calibra would only carry Libra; not bitcoin etc

Questions

- Varying levels of confidence in ID docs around the world and verification. How will they manage that?
 - Chosen to start with high bar won't be able to serve everyone around the world (eg refugees that don't have docs); but will look for ways in the future
 - NPOs part of association thinking about this issue
 - o Calibra starting in a safe way; working to bring the bar down responsibly
 - o Financial inclusion: internet access and acceptable ID; it is a challenge

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- What relationships between Libra and service providers?
 - Association will have know your business

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Work with DCEs around the world

s47(1)(b)

• Would Libra conduct compliance checks?

s47(1)(b)

- What is the exchange
 - o Calibra is the platform

s47(1)(b)

What sort of businesses/processes that would allow the exchange of FIAT to Crypto?

s47(1)(b)

How to regulate/manage reserve

s47(1)(b)

- How do you want this regulated?
 - \circ From ground up, S47(1)(b)
 - No monetary sovereignty aspirations
 - Think as a payment instrument and with stable value
 - Supported by a payment network that is digital ready and low cost
- Relying on associations financial substance to back Libra?

s47(1)(b)

• Do designated dealers...

s47(1)(b)

How far advanced the legal and technical progress?

- Desire to have 100 organisations as part of the association contribute to technical build; they would have a 'node' in the blockchain
- o In test net environment working to main net

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- Have had a test net since announce in June
- Contribution from entities around the world

s47(1)(b)

o Other aspects are unique – integration into Messenger and WhatsApp

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Exchange operation

s47(1)(b)

Incorporated parts in each country? So what if a dispute with an Aus resident?

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- Clarify breakdown of how this actually looks
 - Association building payment infrastructure a settlement engine

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- Consent of data going to Facebook or other providers?
 - Calibra has zero intention of sharing data

s47(1)(b)

Data protection

• Where are the fees; profit?

s47(1)(b)

 Is there a Plan B if it doesn't survive the regulators \$47(1)(b)

Next steps

- Circulate the slides
- Questions from Regulators will be responded to in writing. Timing to be advised.

Libra -

Tuesday, 9 July 2019

2:02 PM

s22

(legal)- Facebook

s22

 Seeing tremendously positive comments coming out in relation to the use of the product as remittance

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Libra team and association is visiting later in the year - happy to organise a briefing. s47(1)(b)

s22

- Libra association is an attempt to unlock the benefits of crypto while also addressing some of those concerns.
- · Libra association is a not for profit

s47(1)(b)

- 30 founding members, want to get to 100. Plans to start in first half of 2020
- Open source code. First instance it is permissioned blockshain with number of conditions to meet to transact.
- Facebook is building calibra (facebook product). Digital wallet payment application, also
 integrated into products such as whatsapp and messenger to make it easier to use.
 - o Subsidiary of facebook
 - Financial data gathered through calibra will be separate to facebook
 - Wont be used for targeted advertising
- Calibra one of many potential products built off libra
- See opportunity for developing and vulnerable, particularly around accessibility and fees.
- Understand that this will be along process
- (Note) highly aspirational in terms of reach.

Questions

s22 - timeframes question. s22

No further details on timeframe, but still thinking 2020

s22

How can you restrict the availability of the libra? S22

s47(1)(b)

s22

- How does it make money?
- About providing services of value. About putting forward products that people love.

s47(1)(b)

s22

Why in Switzerland? Who is first off the rank?

s22

- How does it make money if no targeted advertising?
- Where would data be shared? Not unless required by law enforcement or identity requirements.

s22

- How far is it actually progressed?
- Libra first half of 2020, calibra 2020.

s22

- s47(1)(b)
- Still at the early stage no further answer

s22

- 2982 on Trebruary 2020 How do you avoid manipulation or reserve loaded up in a way that causes consumers losses?
- Libra only issued in relation to market demand, people should be able to cash out at any time.
- How do you set the exchange rate team happy to brief further on this.

s22

- Will it be incorporated globally or locally?
- Intention is comply with all laws where they are. Calibra is incorporated in USA.
- Does facebook's investment give it a greater right to the tokenisation of the reserve?
- No greater share, exactly same rights as all the other members.
- s47(1)(b)

s22

How to deal with the trust deficit?

s22

- Q on how is feedback
- Happy to see positive comments, especially in relation to pacific and remittance.
- s47(1)(b)

s22

- What are consumer rights in terms of loss?
- Will partly come down to the design of the product, will cover instances of fraud.
- Is Calibra wanting to come under a particularly regulatory regime?
- Key principle is transparency.

- How does it differ from S22 ? s47(1)(b)
- What is the angle S47(1)(b)

Psudenomous transactions

- s47(1)(b)
- Members and Libra to ensure transactions is associated have a KYC.
- Calibra will be separarte will have to comply with KYC requirements. \$47(1)(b)

Whats the motivation for joining the LA

• Altruistic

Regulator session

- s22 remains concerned about the vagueness
- Want to stay joined up.

Kebruary 2020 TPs - should they be proactive or reactive in relation to queries. General feeling was better used as defensive rather than proactive.

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