



Anti-Money Laundering and Counter-Terrorism Financing (Modification—Checkout.com Australia Pty Ltd) Declaration 2021 (No. 3)

I, Kathryn Miller, make the following instrument as a delegate of the AUSTRAC CEO.

Dated 3 September 2021

A handwritten signature in blue ink that reads 'K. Miller'.

Kathryn Miller
National Manager, Legal and Enforcement
AUSTRAC

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1 Name

This instrument is the *Anti-Money Laundering and Counter-Terrorism Financing Modification—Checkout.com Australia Pty Ltd Declaration 2021 (No.3)*.

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. Sections 1 to 6 and anything in the instrument not covered elsewhere by this table | The day this instrument is signed. | 3 September 2021 |
| 2. Schedule 1 | The day after this instrument is signed. | 4 September 2021 |

Note: This table relates only to the provisions of this instrument as originally made.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 Cessation

This instrument ceases to have effect on 31 December 2026.

4 Authority

This instrument is made under paragraph 248(1)(b) of the *Anti-Money Laundering and Counter-Terrorism Financing Act 2006*.

5 Application

This instrument applies to Checkout.com Australia Pty Ltd ACN 616 757 969.

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Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

Schedule 1—Modification

Anti-Money Laundering and Counter-Terrorism Financing Act 2006

1 Section 5

Insert:

designated payment system means a payment system designated by the Reserve Bank under section 11 of the *Payment Systems (Regulation) Act 1998*.

2 Section 5

Insert:

push payment means the transfer of money to an ultimate transferee entity under a designated remittance arrangement, where:

- (a) the non-financier accepts an instruction from a transferor entity to transfer the money to the ultimate transferee entity; and
- (b) the non-financier utilises, or relies on, a designated payment system to effect the transfer; and
- (c) the money is credited to an account held by the ultimate transferee entity; and
- (d) the non-financier is not the account provider.

3 Subsection 6(2) (table item 32)

After “arrangement”, add “except for a push payment”.

Important Notice to the person named in this instrument

1. Under sections 136 and 137 of the Act, it is an offence to provide false or misleading information or documents to the AUSTRAC CEO. 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.
2. The person granted the modification may request the AUSTRAC CEO to revoke or vary the exemption at any time.
3. Any request to vary or extend this modification must be submitted to the AUSTRAC CEO or an approved delegate no later than 90 days before the date the change is requested to commence.