



Australian Government

AUSTRAC

INFRINGEMENT NOTICE

SECTION 184(1) OF THE *ANTI-MONEY LAUNDERING AND COUNTER-TERRORISM FINANCING ACT 2006*

To: Cointree Pty Ltd
ACN 167 203 303



Attention: The Proper Officer

1. I, Tim Lear, National Manager, Legal & Enforcement of the Australian Transaction Reports and Analysis Centre (**AUSTRAC**) an authorised officer for the purposes of section 184 of the *Anti Money Laundering and Counter Terrorism Financing Act 2006* (Cth) (**AML/CTF Act**), having reasonable grounds to believe that Cointree Pty Ltd has contravened a designated infringement notice provision, give this infringement notice (**Notice**) under section 184(1) of the AML/CTF Act.

Background

2. Cointree Pty Ltd provides digital currency exchange services to domestic clients. It is registered with AUSTRAC as a digital currency exchange provider. In the course of its business, Cointree Pty Ltd exchanges money (AUD) for digital currency and vice versa.
3. Under section 41(2)(a) of the AML/CTF Act, if a suspicious matter reporting obligation arises for a reporting entity in relation to a person, the reporting entity must give the AUSTRAC CEO a report about the matter within 3 business days after the day on which the reporting entity forms the relevant suspicion.
4. Section 41(2)(a) is a designated infringement notice provision: section 184(4) of the AML/CTF Act.

Details of alleged contravention

5. I have reasonable grounds to believe that Cointree Pty Ltd contravened section 41(2)(a) of the AML/CTF Act, by failing to give the AUSTRAC CEO a

suspicious matter report within 3 business days of forming the relevant suspicion.

6. AUSTRAC alleges that Cointree Pty Ltd has contravened section 41(2)(a) on four occasions. Given there is more than one alleged contravention in this infringement notice, the details of each alleged contravention are detailed in Schedule 1 attached to this notice as required by section 185(2).

Penalty amount

7. As Cointree Pty Ltd is a company, the penalty payable for each alleged contravention of section 41(2)(a) is \$18,780.
8. Therefore, the total penalty specified in this Notice for four alleged contraventions of section 41(2)(a) by Cointree Pty Ltd is \$75,120.
9. The penalty is calculated in accordance with subsection 186B of the AML/CTF Act and section 4AA of the *Crimes Act 1914*.
10. The penalty is payable to the AUSTRAC CEO (on behalf of the Commonwealth of Australia).

If you pay the penalty amount

11. If you pay the penalty specified in this Notice to the AUSTRAC CEO, **within 28 days after service of the Notice on you, being or before 26 March 2025, or other such period as approved by the AUSTRAC CEO**, neither criminal nor civil penalty proceedings will be brought in relation to the matters giving rise to the alleged contraventions and any liability you have for the alleged contraventions detailed in Schedule 1 to this Notice will be discharged.
12. Payment of the penalty amount is not an admission of guilt or liability.

If you fail to pay the penalty amount

13. If the penalty in this Notice is not paid by you on or before 26 March 2025 or such other time as approved by the AUSTRAC CEO, and the Notice is not withdrawn, the AUSTRAC CEO may choose to take further enforcement action in respect of the alleged contraventions. For example, it is open to the AUSTRAC CEO to commence civil penalty proceedings in the Federal Court of Australia seeking a pecuniary penalty of up to \$31,300,000 per contravention, and other orders.
14. If you think this Notice has been given in error or you think it should be withdrawn, you may write to the AUSTRAC CEO c/ [REDACTED]. Under section 187 of the AML/CTF Act, an infringement notice can only be withdrawn within 28 days after the infringement notice was given.

Payment methods

15. The penalty may be paid by electronic funds transfer or BPAY.
16. If you pay by electronic funds transfer, please use the following details and email the receipt to *accounts_receivable@austrac.gov.au*:

Name of Bank: Reserve Bank of Australia
Bank Branch: Sydney
BSB: [REDACTED]
Account Number: [REDACTED]
Account name: AUSTRAC Official Administered Receipts
Reference: [REDACTED]

17. If pay by BPAY, please use the following details and email the receipt to *accounts_receivable@austrac.gov.au*:

Biller Code: [REDACTED]
Reference: [REDACTED]

Date: 26 February 2025

[REDACTED]

Tim Lear

General Counsel and National Manager, Legal & Enforcement, AUSTRAC