

NOTICE OF FILING AND HEARING

Filing and Hearing Details

Document Lodged:	Originating Application - Form 15 - Rule 8.01(1)
Court of Filing:	FEDERAL COURT OF AUSTRALIA (FCA)
Date of Lodgment:	30/07/2025 9:22:10 AM AEST
Date Accepted for Filing:	30/07/2025 11:08:03 AM AEST
File Number:	NSD1310/2025
File Title:	CHIEF EXECUTIVE OFFICER OF THE AUSTRALIAN TRANSACTION REPORTS AND ANALYSIS CENTRE v MOUNT PRITCHARD & DISTRICT COMMUNITY CLUB LTD ACN 000 458 622
Registry:	NEW SOUTH WALES REGISTRY - FEDERAL COURT OF AUSTRALIA
Reason for Listing:	To Be Advised
Time and date for hearing:	To Be Advised
Place:	To Be Advised



Sia Lagos

Registrar

Important Information

This Notice has been inserted as the first page of the document which has been accepted for electronic filing. It is now taken to be part of that document for the purposes of the proceeding in the Court and contains important information for all parties to that proceeding. It must be included in the document served on each of those parties.

The date of the filing of the document is determined pursuant to the Court's Rules.



Originating application

No. of 2025

Federal Court of Australia
District Registry: New South Wales
Division: Commercial and Corporations

CHIEF EXECUTIVE OFFICER OF THE AUSTRALIAN TRANSACTION REPORTS AND ANALYSIS CENTRE

Applicant

MOUNT PRITCHARD & DISTRICT COMMUNITY CLUB LTD (ACN 000 458 622)
Respondent

To the Respondent.

The Applicant applies for the relief set out in this application.

The Court will hear this application, or make orders for the conduct of the proceeding, at the time and place stated below. If you or your lawyer do not attend, then the Court may make orders in your absence.

You must file a notice of address for service (Form 10) in the Registry before attending Court or taking any other steps in the proceeding.

Time and date for hearing: [Registry will insert time and date]

Place: [address of Court]

The Court ordered that the time for serving this application be abridged to [Registry will insert date, if applicable].

Date:

Signed by an officer acting with the authority
of the District Registrar

Filed on behalf of (name & role of party)	Chief Executive Officer of the Australian Transaction Reports and Analysis Centre, Applicant		
Prepared by (name of person/lawyer)	Tom Jarvis		
Law firm (if applicable)	Johnson Winter Slattery		
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Address for service (include state and postcode)	Level 34, 55 Collins Street Melbourne VIC 3000		



DETAILS OF CLAIM

On the grounds stated in the Concise Statement, the Applicant claims:

Declaratory relief

1. A declaration that Mount Pritchard & District Community Club Ltd (ACN 000 458 622) (**Mounties**) contravened s 81 of the *Anti-Money Laundering and Counter-Terrorism Financing Act 2006* (Cth) (**Act**) on each occasion that it commenced to provide a designated service to a customer between 30 July 2019 and 13 February 2024 (**Relevant Period**) in circumstances where Mounties had not at each such point in time adopted and maintained an Anti-Money Laundering and Counter-Terrorism program within the meaning of the Act.
2. A declaration that Part A of each version of the document styled as Mounties' Anti-Money Laundering and Counter-Terrorism program in the Relevant Period (**Mounties' AML/CTF Program**) failed to satisfy the requirements in s 84(2) of the Act for Part A of an Anti-Money Laundering and Counter-Terrorism program, by reason of a failure to comply with one or more of the following rules as set out under the *Anti-Money Laundering and Counter-Terrorism Financing Rules 2007 (No 1)* (Cth) (**Rules**):
 - i. Rule 8.1.5;
 - ii. Rule 8.2.3;
 - iii. Rules 8.6.1 and 8.6.5;
 - iv. Rule 15.5; and
 - v. Rule 15.10.
3. Further or in the alternative to orders 1 and 2, to the extent that during the Relevant Period Mounties had adopted an AML/CTF Program within the meaning of the Act, a declaration that Mounties contravened s 82 of the Act by failing to comply with that AML/CTF Program in the Relevant Period, in the following ways:
 - a. failing to ensure that all board members attended anti-money laundering and counter-terrorism financing (**AML/CTF**) training on a biennial basis as required by Mounties' AML/CTF Program;
 - b. failing to keep a record of all staff who had completed AML/CTF training including the date upon which each staff member received initial AML/CTF training, refresher AML/CTF training and dates of completion, as required by Mounties' AML/CTF Program.



4. Further or in the alternative to orders 1 and 2, to the extent that during the Relevant Period Mounties had adopted an AML/CTF Program within the meaning of the Act, a declaration that Mounties contravened s 82 of the Act on each occasion that it provided a designated service to an Sample High Risk Customer (as identified in Confidential Annexure A to the Concise Statement dated 30 July 2025), in circumstances where Mounties was required by its AML/CTF Program to apply enhanced customer due diligence (**ECDD**) to that customer, but Mounties failed to do so.
5. A declaration that Mounties contravened s 36 of the Act in the Relevant Period by failing to monitor any of the Sample Suspicious Customers (as identified in Confidential Annexure B to the Concise Statement dated 30 July 2025), with a view to identifying, mitigating and managing the ML/TF Risk that they posed.
6. A declaration that Mounties contravened s 36 of the Act in the Relevant Period by failing to monitor any of the Sample Suspicious Customers in accordance with the Rules.

Pecuniary penalty

7. An order that Mounties pay to the Commonwealth of Australia a pecuniary penalty pursuant to s 175 of the Act.

OTHER ORDERS

8. An order that the Respondent pay the Applicant's costs of and incidental to these proceedings.
9. Such further or other orders as the Court considers appropriate.

Applicant's address

The Applicant's address for service is:

Place: C/- Johnson Winter Slattery

Attention: Tom Jarvis, Partner

Level 34 / 55 Collins Street

Melbourne VIC 3000

Email: tom.jarvis@jws.com.au

christopher.sones@jws.com.au

The Applicant's address is Level 23, 323 Castlereagh Street, Haymarket NSW 2000.



Service on the Respondent

It is intended to serve this application on the Respondent.

Date: 30 July 2025

Johnson Winter Slattery

Johnson Winter Slattery
Signed by Tom Jarvis, Partner
Lawyer for the Applicant