



## Exemption

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

I, Neil J Jensen PSM, AUSTRAC CEO, pursuant to paragraph 248(1)(a) of the *Anti-Money Laundering and Counter-Terrorism Financing Act 2006 (AML/CTF Act)*, hereby exempt Tullett Prebon (Australia) Pty Ltd ABN 26 077 757 549 (Tullett Prebon) of Level 36 60 Margaret Street, Sydney NSW 2000 from the following specified provisions of the AML/CTF Act:

- (a) Item 54 of Table 1, subsection 6(2).

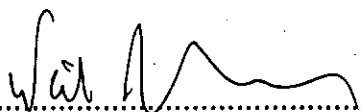
#### Conditions

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

1. Tullett Prebon must inform the AUSTRAC CEO or delegate of any changes that may affect the exemption and/or conditions imposed by this written instrument within 14 days from when the change affecting the exemption occurs.
2. This exemption only applies in the following circumstances:
  - a) In the provision of name matching services relating to over-the-counter derivatives; and
  - b) Where the parties to a trade are reporting entities or enter into the trade from a permanent establishment in a jurisdiction regulated by anti-money laundering and counter-terrorism financing laws comparable to Australia.

**Name matching service** means a service provided by a person whereby it functions as an information intermediary and provides a central place where parties can anonymously negotiate details of a trade. Once the parties agree to the terms of the trade, the clearance, settlement, delivery and payment occurs directly between the parties to the trade on a delivery-versus-payment basis.

**Reporting entity** has the meaning given in section 5 of the AML/CTF Act.

  
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Neil J Jensen PSM AUSTRAC CEO

9/6/2009

### **Important Notice to person named in this instrument**

1. Any request for a change to this instrument must be submitted to the AUSTRAC CEO or approved delegate within 14 days from when the change is sought.
2. Pursuant to subsection 248(3), the person granted the exemption must comply with the conditions set out in the instrument. Failure to comply with those conditions may result:
  - in the revocation of the exemption; and
  - the AUSTRAC CEO making an application to the Federal Court of Australia for a civil penalty order requiring the person to pay a pecuniary penalty in respect of such a breach
3. It is an offence under sections 136 and 137 of the AML/CTF Act to provide false and misleading information or false documents. If any of the information submitted by the applicant or its representatives is found to be false and misleading, the exemption may be revoked, and action may be initiated against the applicant.
4. The person granted the exemption may request the AUSTRAC CEO at any time to change the exemption.