



Australian Government
**Australian Transaction Reports
and Analysis Centre**

Declaration 9 of 2015

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

I, Peter Clark, Deputy Chief Executive Officer Operations, of the Australian Transaction Reports and Analysis Centre, acting under paragraph 248(1)(b) of the *Anti-Money Laundering and Counter-Terrorism Financing Act 2006* (AML/CTF Act) declare that, in respect of electronic bulk reporting via file submission of international funds transfer instructions under a designated remittance arrangement under items 3 and 4 of section 46 of the AML/CTF Act only, paragraph 45(3)(b) of that Act applies to American Express International Inc ABN 15 000 618 208 as if:

1. paragraph 45(3)(b) was modified by
 - a. *omitting* ‘the AML/CTF Rules’; and
 - b. *substituting* ‘paragraphs 17.2, 17.4 and 17.5 of the AML/CTF Rules as in force from time to time and paragraph 17.3 as set out in Schedule 1 to Declaration 9 of 2015’

This declaration takes effect on and from the date it is signed.

A handwritten signature in blue ink, appearing to read 'Peter Clark', with a long horizontal flourish extending to the right.

.....
Peter Clark
Deputy Chief Executive Officer Operations
Australian Transaction Reports and Analysis Centre

27/8 | 2015

Important Notice to the person named in this declaration

- i. Any request to vary this declaration must be submitted to the AUSTRAC CEO or approved delegate no later than 14 days before the date the change is required to commence.
- ii. Under sections 136 and 137 of the AML/CTF Act, it is an offence to provide false or misleading information or false or misleading documents. If any of the information submitted by the applicant, or its representatives, is found to be false or misleading, this declaration may be revoked, and action initiated against the applicant.
- iii. The person granted this declaration may request the AUSTRAC CEO to revoke or vary the declaration at any time.

Schedule 1 to Declaration 9 of 2015

Instructions transmitted into Australia

- 17.3 A report about an international funds transfer instruction (the instruction), within the meaning of item 4 in the table in section 46 of the AML/CTF Act, must contain:
- (1) if the transferor entity is an individual:
 - (a) the transferor entity's name;
 - (b) any other name used by the transferor entity, if known;
 - (c) the transferor entity's date of birth, if known;
 - (d) the transferor entity's address (not being a post box address), if known;
 - (e) the transferor entity's postal address, if different from subparagraph 17.3(1)(d), if known;
 - (f) the transferor entity's telephone number, if known;
 - (g) the transferor entity's email address, if known;
 - (h) the transferor entity's occupation, business or principal activity, if known;
 - (2) if the transferor entity is a non-individual:
 - (a) the name of the transferor entity and any business name under which the transferor entity is operating;
 - (b) a description of the legal form of the transferor entity and any business structure it is a part of, for the purposes of its main business activities, if known (for example, partnership, trust or company);
 - (c) the business or principal activity of the transferor entity, if known;
 - (d) the address (not being a post box address) of the transferor entity at which it carries on business, or its principal place of business, if known, ;
 - (e) the transferor entity's postal address, if different from subparagraph 17.3(2)(d), if known;
 - (f) the transferor entity's telephone number, if known;
 - (g) the transferor entity's email address, if known;
 - (3) the following details of the first member of SWIFT that processes the instruction from the transferor entity for the transfer of money or property (foreign entity):

- (a) if the foreign entity is an individual:
 - (i) the foreign entity's full name;
 - (ii) any other name used by the foreign entity, if known;
 - (iii) the foreign entity's date of birth, if known;
 - (iv) the foreign entity's address (not being a post box address);
 - (v) the foreign entity's postal address, if different from subparagraph 17.3(3)(a)(iv), if known;
 - (vi) the foreign entity's telephone number, if known;
 - (vii) the foreign entity's email address, if known;
 - (viii) the foreign entity's occupation, business or principal activity, if known;
- (b) if the foreign entity is a non-individual:
 - (i) the name of the foreign entity and any business name under which the foreign entity is operating;
 - (ii) a description of the legal form of the foreign entity and any business structure it is a part of, for the purposes of its main business activities, if known (for example, partnership, trust or company);
 - (iii) the business or principal activity of the foreign entity, if known;
 - (iv) the address (not being a post box address) of the foreign entity at which it carries on business, or its principal place of business;
 - (v) the foreign entity's postal address, if different from subparagraph 17.3(3)(b)(iv), if known;
 - (vi) the foreign entity's telephone number, if known;
 - (vii) the foreign entity's email address, if known;
- (4) the date on which the foreign entity processes the instruction from the transferor entity, if known;
- (5) the identifier (if applicable), and/or the name and address (not being a post box address) of the foreign entity;
- (5A) the number of the transferor entity's account held with the foreign entity which processes the instruction from the transferor entity, if applicable and if known;
- (6) where a person (other than the foreign entity) transmits the instruction for the transfer of money or property under the designated remittance arrangement (transmitter):
 - (a) if the transmitter is an individual:

- (i) the transmitter's full name, if known;
 - (ii) any other name used by the transmitter, if known;
 - (iii) the transmitter's date of birth, if known;
 - (iv) the transmitter's address (not being a post box address), if known;
 - (v) the transmitter's postal address, if different from subparagraph 17.3(6)(a)(iv), if known;
 - (vi) the transmitter's telephone number, if known;
 - (vii) the transmitter's email address, if known;
 - (viii) the transmitter's occupation, business or principal activity, if known;
- (b) if the transmitter is a non-individual:
- (i) the name of the transmitter and any business name under which the transmitter is operating, if known;
 - (ii) a description of the legal form of the transmitter and any business structure it is a part of, for the purposes of its main business activities, if known (for example, partnership, trust or company);
 - (iii) the business or principal activity of the transmitter, if known;
 - (iv) the address (not being a post box address) of the transmitter at which it carries on business, or its principal place of business, if known;
 - (v) the transmitter's postal address, if different from subparagraph 17.3(6)(b)(iv), if known;
 - (vi) the transmitter's telephone number, if known;
 - (vii) the transmitter's email address, if known;
- (6A) the name and address of the entity in Australia to which the instruction for the transfer of money or property was sent by the transmitter;
- (7) the date on which the non-financier arranges for the money or property to be made available or makes or is to make the money or property available to the ultimate transferee entity;
- (8) the name and full address (not being a post box address) of the non-financier (receiver) who arranges for the money or property to be made available or that makes or is to make the money or property available to the ultimate transferee entity in Australia;
- (9) the identifier (if applicable), and/or the name and address (not being a post box address) of the person, if different from subparagraph 17.3(8), at which the money or property is made or is to be made available to the ultimate transferee entity in Australia;

- (10) if the ultimate transferee entity is an individual, the ultimate transferee entity's:
- (a) full name;
 - (b) date of birth, if known;
 - (c) full residential address (not being a post box address), if known;
 - (d) postal address, if different from subparagraph 17.3(10)(c), if known;
 - (e) telephone number, if known;
 - (f) email address, if known;
 - (g) occupation, business or principal activity and ABN, if known;
- (11) if the ultimate transferee entity is a non-individual:
- (a) the name of the ultimate transferee entity and any business name under which the ultimate transferee entity is operating;
 - (b) a description of the legal form of the ultimate transferee entity and any business structure it is a part of, for the purposes of its main business activities, if known (for example, partnership, trust or company);
 - (c) the business or principal activity of the ultimate transferee entity, if known;
 - (d) the full address (not being a post box address) of the ultimate transferee entity at which it carries on business, or its principal place of business, if known;
 - (e) the ultimate transferee entity's postal address, if different from subparagraph 17.3(11)(d), if known;
 - (f) where the ultimate transferee entity has an ACN or ARBN – that number;
 - (g) where the ultimate transferee entity has an ABN – that number;
 - (h) the ultimate transferee entity's telephone number, if known;
 - (i) the ultimate transferee entity's email address, if known;
- (12) if money is to be transferred:
- (a) the amount referred to in the instruction;
 - (b) the currency of the amount referred to in the instruction;
- (13) if property is to be transferred (transferred property):
- (a) a description of the transferred property referred to in the instruction;

- (b) the value of the transferred property referred to in the instruction;
 - (c) the currency used to value the transferred property referred to in the instruction;
- (13A) if money is to be made available to the ultimate transferee entity by a person in Australia depositing or arranging for the money to be deposited into an account held by the ultimate transferee entity with that person, whether or not held jointly with any other person or persons:
- (a) the account number of that account, if applicable;
 - (b) the name in which the account is held, if applicable; and
 - (c) the name and location of the institution at which the account is held;
- (13B) any reference number allocated by the reporting entity to the instruction;
- (14) any information given in the instruction about the reason for transferring the money or property.
- (15) In this Schedule 'SWIFT' means Society for Worldwide Interbank Financial Telecommunication.