



Anti-Money Laundering and Counter-Terrorism Financing (Exemption—Xinja Bank) Instrument 2021 (No. 2)

I, Alex Elith, of the Australian Transaction Reports and Analysis Centre (AUSTRAC), make the following instrument as a delegate of the AUSTRAC CEO.

Dated 9 JANUARY 2021

Alex Elith
Acting National Manager, Legal and Enforcement
AUSTRAC

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1 Name

This instrument is the *Anti-Money Laundering and Counter-Terrorism Financing (Exemption—Xinja Bank) Instrument 2021 (No. 2)*.

2 Commencement

This instrument commences on the day after it is signed.

3 Cessation

This instrument ceases on 31 January 2021.

4 Authority

This instrument is made under paragraph 248(1)(a) of the Act.

5 Definitions

Note: A number of expressions used in this instrument are defined in section 5 of the Act, including the following:

- (a) designated service.

In this instrument:

Act means the *Anti-Money Laundering and Counter-Terrorism Financing Act 2006*.

NAB means the National Australia Bank Limited ABN 12 004 044 937.

Suspicious Matter Material means any information, the disclosure of which would engage subsections 123(1), 123(2) or 123(3) of the Act in relation to Xinja.

Xinja means Xinja Bank Limited ABN 99 618 937 054.

6 Application

This instrument applies to communications or the disclosure of Suspicious Matter Material by Xinja to NAB which are made in connection with the customer accounts listed in Schedule 1 to this Instrument.

7 Scope of exemption

Xinja is exempt from subsections 123(1), (2) and (3) of the Act.

8 Conditions

This instrument is subject to the following condition:

- (1) The disclosure of the suspicious matter material is for the purpose of allowing NAB to identify, mitigate and manage any ML/TF risk it faces in providing a designated service to one or more of the customers.