Australian Securities and Investments Commission
National Consumer Credit Protection Act 2009 – Paragraph 163(1)(a) – Exemption

Enabling power

1. The Australian Securities and Investments Commission (***ASIC***) makes this instrument under paragraph 163(1)(a) of the *National Consumer Credit Protection Act 2009* (the ***Act***).

Title

2. This instrument is ASIC Instrument [11-1156].

Commencement

3. This instrument commences on 21 November 2011.

Exemption

4. AHL Investments Pty Ltd ACN 105 265 861 (***AHL***) does not have to comply with subsection 121(1) of the Act to the extent that subsection requires a licensee to give a credit proposal disclosure document to a consumer.

5. This exemption ceases to have effect as soon as it is practicable for AHL to comply with subsection 121(1) of the Act but, in any event, at the end of 2 July 2012.

Conditions

6. AHL must:

   (a) at the same time as providing credit assistance to a consumer by engaging in an activity mentioned in paragraphs (a) to (c) of subsection 121(1) of the Act, give the consumer an AHL Finance Brokers Agreement; and

   (b) if the consumer requests a credit proposal disclosure document, comply with any request by, within 5 business days after receiving the request, giving a credit proposal disclosure document in accordance with subsection 121(2) of the Act.

Interpretation

7. In this instrument:

   AHL Finance Brokers Agreement means the agreement bearing that name and substantially in the form of the version given to ASIC on or about 13 September 2011 as supplemented by the following information and statements:

(a) a statement that a credit proposal disclosure document required to be given has not been given because of an exemption granted by ASIC and that AHL will provide the credit proposal disclosure document to a consumer on request;

(b) information about the kinds of information required to be included in a credit proposal disclosure document that are not required to be included in this agreement;

(c) an email address and toll-free telephone number that consumers can use to request a credit proposal disclosure document from AHL.

Dated this 17th day of November 2011

Signed by Rushika Curtis
as a delegate of the Australian Securities and Investments Commission