

**Australian Securities and Investments Commission
National Consumer Credit Protection Act 2009 – Paragraph 109(1)(c) –
Declaration**

Enabling provision

1. The Australian Securities and Investments Commission (ASIC) makes this instrument under paragraph 109(1)(c) of the *National Consumer Credit Protection Act 2009* (the Act).

Title

2. This instrument is ASIC instrument [11-1343].

Commencement

3. This instrument commences on 15 December 2011.

Declaration

4. The provisions to which Part 2-6 of the Act applies apply to Mortgage Link Holdings Pty Ltd ACN 129 528 605 as if Part 2-3 of the Act were modified or varied by, after subsection 64(5), inserting:

"(6) Where:

- (a) a licensee purports to give an authorisation (the *ineffective authorisation*) to a person under subsection (1); and
- (b) the ineffective authorisation is of no effect under paragraph (4)(a) because paragraph (5)(c) applied to it when it is given;

the licensee who purported to give an ineffective authorisation is taken to give on 15 December 2011 an authorisation (the *deemed authorisation*) under subsection (1) that is in the same terms as the ineffective authorisation.

(7) Subsection 71(1) does not apply in relation to the deemed authorisation."

5. The declaration in paragraph 4 applies in respect of the authorisations purportedly given by Mortgage Link Holdings Pty Ltd specified in Schedule A.

Dated this 15th day of December 2011



Signed by Cherie Smith
as a delegate of the Australian Securities and Investments Commission

Schedule A

Date of purported authorisation	Person given the purported authorisation	Credit representative number of person given the purported authorisation
11/11/2010	Joanne Blacklock	388567
11/11/2010	Colin Martin Anderson	388568
11/11/2010	Susan Louise Grima	388569
23/12/2010	Gregory Ronald Wells	398426
23/12/2010	Frank Schiraldi	398427
23/12/2010	Domenico Antonio Corigliano	398428
23/12/2010	Christopher Arthur Andrew Lloyd	398429
23/12/2010	Katharine Anne Tracey	398430
26/11/2011	Maria Callarco	406696