

Australian Securities and Investments Commission

National Consumer Credit Protection Act 2009 – Paragraph 163(1)(d) – Declarations

Enabling power

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

Title

2. This instrument is ASIC Instrument 23-0159.

Commencement

3. This instrument commences on 2 May 2023.

Declaration

4. Part 3-2CA of the Act applies to the Commonwealth Bank of Australia ACN 123 123 124 (**CBA**) as if subsection 133CR(3) was modified or varied as follows:

Omit:

“An eligible licensee must supply mandatory credit information for the accounts referred to in subsection (4) to each eligible credit reporting body (**CRB**) for the licensee.”; and

Substitute:

“An eligible licensee must supply mandatory credit information for the accounts referred to in subsection (4) but need not supply mandatory credit information for residential investment property loans to which regulation 65C of the *National Consumer Credit Protection Regulations 2010* apply, to each eligible credit reporting body (**CRB**) for the licensee.”.

Dated this 2nd day of May 2023



Signed by Ilana Madjar
as a delegate of the Australian Securities and Investments Commission