



Administrative Appeals Tribunal

ADMINISTRATIVE APPEALS TRIBUNAL)
) No: 2022/5947
TAXATION AND COMMERCIAL DIVISION)

Re: Brendan Reynolds
Applicant

And: Australian Securities & Investments Commission
Respondent

TRIBUNAL: Deputy President Bernard McCabe

DATE: 18 March 2024

PLACE: Sydney

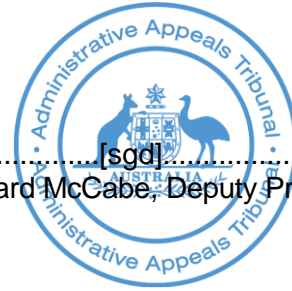
In accordance with subsection 42C(1) of the *Administrative Appeals Tribunal Act 1975*:

1. the parties have reached an agreement as to the terms of a decision of the Tribunal that is acceptable to the parties; and
2. the terms of the agreement have been reduced to writing, signed by or on behalf of the parties and lodged with the Tribunal; and
3. the Tribunal is satisfied that a decision consistent with those terms is within the powers of the Tribunal and is appropriate to make.

Pursuant to subsection 42C(2) of the *Administrative Appeals Tribunal Act 1975*, the Tribunal:

1. **sets aside** the Respondent's reviewable decision of 15 June 2022; and
2. **substitutes** for the reviewable decision, a decision under ss80 and 81 of the *National Consumer Credit Protection Act 2009* (Cth) (NCCPA) prohibiting the Applicant, for period of 4 years, commencing 26 June 2022, from:
 - a. engaging in any credit activities;
 - b. controlling, whether alone or on concert with one or more other entities (as defined by s64A of the *Corporations Act 2001* (Cth) (Corporations Act), another person who engages in credit activities; and

- c. performing any function involved in the engaging in of credit activities (including as an officer (within the meaning of the Corporations Act), manager, employee, contractor or in some other capacity).



[sgd]

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Bernard McCabe, Deputy President