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Consumer Data Right – Rules Framework consultation  
Australian Competition and Consumer Commission

By email: [ACCC-CDR@acc.gov.au](mailto:ACCC-CDR@acc.gov.au)

Dear Sir/Madam

PayPal Australia welcomes the opportunity to provide comments on the ACCC proposed Framework for the Consumer Data Right Rules.

In regard to the proposed approach to accreditation for data recipients, PayPal would like to make the following observations:

As canvassed in the proposed Framework, the criteria for a general level of accreditation for data recipients that the Data Recipient Accreditor will need to be satisfied can be met are:

- The applicant is fit and proper;
- The applicant has appropriate and proportionate systems, resources and procedures in place in relation to the management of risks relating to privacy safeguards;
- The applicant's internal dispute resolution processes meet the requirements specified in the rules, and the applicant is a member of an external dispute resolution body;
- The applicant holds appropriate insurance;
- The applicant must have appropriate risk management plans and processes in regard to outsourcing arrangements with a service provider;
- The applicant must protect CDR data from misuse, interference, loss or unauthorised access, modification and disclosure (similar to APRA's approach in its draft Information Management Prudential Standard).

APRA requires providers of purchased payment facilities to comply with a number of standards relevant to the proposed criteria.

In particular, providers of PPFs must comply with the requirements of Prudential Standard APS 610 including:

- Prudential Standard CPS 231 Outsourcing
- Prudential Standard CPS 232 Business Continuity Management
- Prudential Standard CPS 220 Risk Management
- Prudential Standard CPS 310 Audit and Related Matters
- Prudential Standard CPS 510 Governance
- Prudential Standard CPS 520 Fit and Proper; and
- Draft - Prudential Standard CPS 234 Information Security

These Prudential Standards are the same Standards that full ADIs must comply with, and which the ACCC considers sufficient to allow for a streamlined process for full ADIs.

It is unclear what additional safeguards could be required of PPF licence holders that are not already met by the APS 610 requirements.

PayPal recommends that a similar approach to that proposed in the discussion paper in regard to the APRA information standard should be adopted, that is the APRA's governance and risk management standards be adopted as "best practise" guidelines and any entity complying with these standards would be granted streamline approval process.

For further information please feel free to contact myself, or PayPal's Director Government Relations Kate Schulze [REDACTED]

Yours sincerely

A handwritten signature in black ink, appearing to read 'N. Matthews', with a long horizontal stroke extending to the right.

**Neil Matthews**  
CEO

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