

# COMPETITION AND CONSUMER ACT 2010

## Section 56GD(2)

### Exemption from provisions of the *Competition and Consumer (Consumer Data Right) Rules 2020*

1. The Australian Competition and Consumer Commission (the Commission), pursuant to section 56GD(2) of the *Competition and Consumer Act 2010* (the Act), hereby exempts

#### **Westpac Banking Corporation (ABN 33 007 457 141) (Westpac)**

as a data holder from the following provisions of the *Competition and Consumer (Consumer Data Right) Rules 2020* (the Rules):

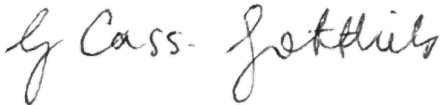
- i. Rule 3.4(3) of Part 3 of the Rules (the obligation to disclose required consumer data in relation to a consumer data request made by an eligible consumer), and all related rules; and
- ii. Rule 4.6(4) of Part 4 of the Rules (the obligation to disclose required consumer data in relation to a consumer data request made by an accredited person), and all related rules;

to the extent that they would apply to the CDR data described in clauses 2 and 3 of this instrument and if specified, for the period until but not including the dates set out in clauses 4 and 5.

2. The CDR data that is the subject of this instrument is required consumer data in relation to accounts held by CDR consumers who are not individuals, for home loan products offered by Westpac under its 'RAMS' sub-brand.
3. The CDR data that is the subject of this instrument is required consumer data in respect of a secondary user for:
  - i. products offered by Westpac under its 'RAMS' sub-brand
  - ii. Foreign Currency Accounts offered through Westpac's non-primary brands BT, St George, Bank of Melbourne and BankSA, and
  - iii. Margin Loans offered through Westpac's non-primary brands St George, Bank of Melbourne and BankSA.
4. The exemption granted in respect of the CDR data described in clause 2 applies until 1 July 2023.
5. The exemption granted in respect of the CDR data described in clause 3 applies until 15 August 2023.

6. For the avoidance of doubt, the meaning of “all related rules” in clause 1 includes rule 1.13(1)(c) and rule 1.13(1)(e) of the Rules;
7. In this instrument of exemption, the terms used have the meanings given in the Rules and the Act.

Dated: 18<sup>th</sup> November 2022

A handwritten signature in black ink, reading "Gina Cass-Gottlieb". The signature is written in a cursive, flowing style.

Gina Cass-Gottlieb  
Chair  
Australian Competition and Consumer Commission