

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, pursuant to section 56GD(2) of the *Competition and Consumer Act 2010* (the Act), hereby

(i) exempts

National Australia Bank Limited (ABN 12 004 044 937)

as a data holder, from the following provisions of the Rules:

- a. 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
- b. 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 and obligations described in clause 2 of this instrument and if specified, for the period until but not including the date set out in clauses 4, 5 or 6, and

(ii) revokes the Exemption from provisions of the *Competition and Consumer (Consumer Data Right) Rules 2020* (the Rules) granted to National Australia Bank Limited on 7 October 2021.

2. The CDR data and obligations that are the subject of this instrument are:

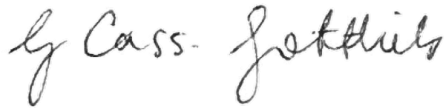
- a. obligations arising under the Consumer Data Standards to disclose all data in relation to Phase 2 products, and to develop the following functionalities for Phase 1, 2 and 3 products:
 - i. customer details;
 - ii. direct debits;
 - iii. scheduled payments;
 - iv. payees; and
 - v. account details,

where the CDR data is required consumer data held on the 'UBank' core banking system provided by Oracle Australia Pty Ltd.

- b. data held on the 'UBank' core banking system provided by Oracle Australia Pty Ltd in relation to joint accounts provided by National Australia Bank Limited under its 'UBank' sub-brand; and
- c. required consumer data held on the 'UBank' core banking system provided by Oracle Australia Pty Ltd for products offered by National Australia Bank Limited under its 'UBank' sub-brand where the account is closed prior to the customer being migrated to the 'ubank' core banking system provided by Data Action Pty Ltd.

3. For the avoidance of doubt, for the purposes of the exemption granted in respect of the data described in clause 2(b), the meaning of “all related rules” in clause 1(b) includes the provisions of Part 4A Division 4.3A of the Rules.
4. The exemption granted in respect of the data and obligations described in clause 2(a) applies until 31 December 2022.
5. The exemption granted in respect of the data described in clause 2(b) applies until 31 December 2022.
6. The exemption granted in respect of the data described in clause 2(c) applies until 30 April 2023.
7. In this instrument of exemption, the terms used have the meanings given in the Rules and the Act.

Dated: 1 July 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