

BNPL Code Compliance Committee Bi-annual Report

For the period 1 July 2022 to 31 December 2022

<p>(a) Information as to any reported or investigated Alleged Breaches and any corrective measures agreed with the relevant Code Compliant Member(s)</p>	<p>Ten alleged breaches of the Code were reported to the CCC during the relevant period, reflecting the increasing awareness of the Code. All of the alleged breaches were either already in the BNPL provider's IDR process or were referred to the provider for action. The CCC considered all of the alleged breaches and the actions taken by providers in relation to each matter but none of the alleged breaches were 'investigated' in accordance with the ToR.</p>
<p>(b) Consolidated analysis of Code compliance by Code Compliant Members for the period of the report</p>	<p>No issues were identified in the course of the CCC's monitoring and oversight of the Code, including analysis of quarterly reporting by members, that would indicate non-compliance with the Code.</p>
<p>(c) Information as to any sanctions imposed by the CCC</p>	<p>No sanctions were imposed during the period.</p>
<p>(d) Any recommendations on Code improvements and industry issues relevant to the operation of the Code arising out of its experiences of Code compliance in the relevant period, including where non-compliance with the Code indicates an industry-wide issue or weakness of the Code</p>	<p>The CCC was consulted on and actively participated in the independent review of the BNPL Code that commenced in September 2022, including interviews with and submissions to the independent reviewer. The CCC has also actively participated in the Government's credit reforms consultation in relation to BNPL, including interviews with and submissions to the Treasury options paper separate from AFIA's submissions.</p>
<p>(e) Any other matters that the CCC considers should be included that are consistent with the functions of the CCC</p>	<p>Members were required to provide annual attestations about compliance with the Code in February 2023 and 7 of 9 members were successfully re-accredited.</p>
	<p>LatitudePay Australia Pty Ltd resigned as a code compliant member with effect from 24 February 2023.</p>
	<p>The CCC suspended the status of Openpay Pty Ltd as a code compliant member in accordance with ToR 7.2, with effect from 24 February 2023 until 11 May 2023. The receivers and managers have been notified in writing of the decision. Further action is dependent on the outcome of the receivership.</p>
<p>The CCC will prepare and publish a second annual report on self-regulation under the Code in March.</p>	