



**ASIC**  
Australian Securities &  
Investments Commission

<b>Committee</b>	Parliamentary Joint Committee on Corporations and Financial Services
<b>Inquiry</b>	Oversight of ASIC, the Takeover Panel and the Corporations Legislation
<b>Question No.</b>	059
<b>Topic</b>	ClearLoans / Credit
<b>Reference</b>	Spoken, 3 November 2023, Hansard page 14
<b>Committee member</b>	Hon Keith Pitt MP

### Question

Mr PITT: Are those penalties actually being paid?

Ms COURT: In relation to ClearLoans, I'll have to take that on notice. I'm sure that one of the team will let me know as I'm sitting here this afternoon.

### Answer

On 23 February 2023 the Federal Court found that Membo Finance Pty Ltd (Membo) and its sole credit representative Richmond Group Financial Services Pty Ltd (RGFS) (trading as Clearloans) breached the National Consumer Credit Protection Act and ordered the companies to pay over \$6m in penalties. Membo held the credit licence and was the credit provider. RGFS was involved in the contraventions as the credit representative.

The penalties were apportioned as follows:

- Membo Finance Pty Ltd: \$3,205,000;
- Richmond Group Financial Services Pty Ltd: \$2,800,000

Neither Membo or RGFS has paid the penalty.

ASIC is in the process of deregistering Membo Finance Pty Ltd and the licence ceased on 6 July 2023.

RGFS is essentially a shell company and is inactive. It ceased being a credit representative on 16 January 2022.