

# HOUSE OF REPRESENTATIVES STANDING COMMITTEE ON ECONOMICS

## REVIEW OF THE FOUR MAJOR BANKS (THIRD REPORT)

### Australia and New Zealand Banking Group Limited

**ANZ04QON:** 52

**Exception to non-monetary defaults: Failure to provide information**

**Mr EVANS:** Have you put more flesh on the bones of what the exception is?

**Mr Hodges:** I don't think we have, but I think the issue around that is what is the reasonable behaviour of the bank in terms of asking for that. I will ask our teams are we prepared to do anything around that.

**Answer:**

Our new simplified small business contract which will be launched shortly includes examples of financial information that we may ask for about a customer or security provider:

- statements of financial position;
- annual report, balance sheets, income statements and cash-flow statements;
- running balance account statements;
- documents that a company must prepare under the Corporations Act 2001 (Cth); and
- directors' or auditors' reports

ANZ typically requires accountant-prepared annual financial statements. Where the customer or security provider is a company, the customer is asked to ensure financial information provided complies with generally accepted accounting principles and practices in Australia.

Under the new contract, a customer agrees to provide ANZ with this information within 30 days of request. As agreed with ASIC, where information is not provided, this will be an event of default which can be remedied by the customer providing the information within a further 30 days.