

I am making this submission against the following proposed Legislation.

- Currency (Restrictions on the Use of Cash) Bill 2019
- Currency (Restrictions on the Use of Cash – Expected Transactions) Instrument 2019
- Currency (Restrictions on the Use of Cash) (Consequential Amendments and Transitional Provisions) Bill 2019

This proposed Legislation will do nothing to stop the Black Economy for the following reasons.

1. The Black Economy Taskforce Final Report (Black Economy Report) does NOT address the real problem.
 - a. (P12) states....."The black economy covers activities which take place outside the tax and regulatory systems.
 - b. You have targeted the following - not reporting or under-reporting income, paying for work cash-in-hand, underpayment of wages, sham contracting, phoenixing, bypassing visa restrictions and visa fraud, identity fraud, ABN fraud, GST fraud, money laundering, unregulated gambling, motor vehicle fraud, illegal drugs, tobacco excise evasion, etc.
 - c. All these activities as described above are already illegal and a criminal offence.
 - d. The statement at 1(a) is NOT true as the above activities you are targeting with this proposed Legislation are already illegal. criminal offences under other Legislation.
2. If you are unable to bring these people to justice for their illegal, criminal activities under present Legislation then introducing this Legislation will not stop their activity.
3. You are only making it harder for the honest people in Australia to transact business on a day to day basis.
4. All you are doing is sending the people doing the above illegal, criminal activities further into the Black Economy making it bigger.
5. The Black Economy Report has EXCLUDED the following activities. (P15)
 - a. Own-use, genuine domestic or hobby activity, deductions, tax avoidance, multinational profit shifting, intellectual property theft, including digital piracy, cybercrime.
 - b. Except for own-use and genuine domestic or hobby activity all the rest are also again illegal, criminal activities.
6. Again, if you are unable to bring these people to justice for their illegal, criminal activities under present Legislation then introducing this Legislation will not stop their activity and will only send the perpetrators further into the Black Economy.
7. However, the Black Economy Taskforce Final Report does not mention in the scope of the Taskforce other illegal, criminal activities which I consider very important to the Black Economy.
 - a. Public servants illegal, criminal activities and waste.
 - i. News articles:
 1. 29/03/2016 – Federal Police examining suspicious transaction uncovered in Defence Housing Australia audit. (ABC News)
 - a. <https://www.abc.net.au/news/2016-03-29/afp-examining-suspicious-transaction-uncovered-in-dha-audit/7281696>
 2. 19/05/2017 – Nine arrested over \$165m tax fraud ring, including son of deputy ATO chief. (News.com.au)
 - a. <https://www.news.com.au/finance/money/tax/nine-arrested-over-165m-tax-fraud-ring-including-son-of-deputy-ato-chief/news-story/73a95283ca1a69f89bb99a51fec1660a>

3. 31/07/2019 – ‘\$5 million for a piece of paper’ Major review of Home Affairs did not produce an actual report. (The Sydney Morning Herald).
 - a. <https://www.smh.com.au/politics/federal/5-million-for-a-piece-of-paper-major-review-of-home-affairs-did-not-produce-an-actual-report-20190731-p52col.html>
4. 21/12/2010 – Sailors use Navy ships to ‘import cocaine, heroin’. (ABC News)
 - a. <https://www.abc.net.au/news/2010-12-21/sailors-use-navy-ships-to-import-cocaine-heroin/2381926>
- b. Corporate white collar illegal, criminal activities.
 - i. News articles:
 1. 08/08/2019 – Coles accuses finance executive of \$2 million fraud. (The Age)
 - a. <https://www.theage.com.au/business/companies/coles-accuses-finance-executive-of-2-million-fraud-20190808-p52f5i.html>
 2. 31/07/2019 – Australian business ‘completely unprepared’ for cyber hacks, up 700%. (The Sydney Morning Herald) ...”..costing the nation \$7.8 billion,...”
 - a. <https://www.smh.com.au/national/nsw/australian-business-completely-unprepared-for-cyber-hacks-up-700-percent-20190731-p52cm8.html>
- c. Audit/accounting companies conflict of interest between independent audit and consulting work.
 - i. News article:
 1. 05/08/2019 – Audit firms’ conflicts of interest could spark Enron-style corporate collapse, former ASIC boss warns. (ABC News)
 - a. <https://www.abc.net.au/news/2019-08-06/audit-firm-failures-could-spark-enron-style-collapse-medcraft/11388164>
- d. The banking system and their illegal, criminal activities. Eg Banking Royal Commission.
 - i. News article:
 1. 09/08/2019 – AMP and CBA bleed heavily from the wounds inflicted by the royal commission. (The NewDaily)
 - a. <https://thenewdaily.com.au/money/finance-news/2019/08/09/amp-and-cba-bleed-heavily/>
- e. Inability of Government Regulators to regulate and prosecute.
 - i. News article:
 1. 08/08/2019 – Kenneth Hayne says trust in politics and institutions ‘damaged or destroyed’ (The Guardian)
 - a. <https://www.theguardian.com/australia-news/2019/aug/08/kenneth-hayne-says-trust-in-politics-and-institutions-damaged-or-destroyed>
 2. 31/07/2019 – Integrity investigation ordered into Government and Crown Casino handling of foreign visitors. (ABC News)
 - a. <https://www.abc.net.au/news/2019-07-30/home-affairs-deal-crown-casinos-to-fast-track-chinese-visitors/11365068>

8. If the above illegal, criminal activities of the Public Servants, Corporate, Audit/accounting companies, the banking system and the inability of Government Regulators to regulate and prosecute, the public have NO confidence in the system run by the Government.
9. Individuals would pay less taxes except for the Government's inability to regulate and prosecute.
10. The enormous cost of illegal, criminal activities of Public Servant crimes, Corporate white collar crime, Audit/accounting conflict of interest, crimes, corporate Banking system crimes, inefficient Government Regulators and cybercrime taxpayers would be paying less taxes.
- 11. What we need is not to implement this proposed Legislation but to enforce current legislation which already exists and stop all the waste and loss of hundreds of millions if not billions of Australian Dollars that taxpayers are footing the bill for.**

Yours faithfully,

Lorraine Sutton.