

WESTERN AUSTRALIA

**BUSINESS NAMES
REGULATIONS 1962**

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WESTERN AUSTRALIA

**BUSINESS NAMES
REGULATIONS 1962**

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WESTERN AUSTRALIA

BUSINESS NAMES ACT 1962

**BUSINESS NAMES
REGULATIONS 1962**

Citation

1. These Regulations may be cited as the *Business Names Regulations 1962*¹.

Commencement

2. These Regulations shall come into operation on the commencement of the *Business Names Act 1962*.

Repeal and Savings

3. (1) The Regulations made pursuant to the provisions of section 23 of the *Business Names Act 1942-1946* are hereby repealed.

(2) The repeal effected by subregulation (1) of this regulation does not —

- (a) affect the operation before the coming into operation of these regulations of any of the regulations so repealed;

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- (b) alter the past or future effect of the doing, suffering or omission of anything before the coming into operation of these Regulations;
- (c) affect any registration, statement, particulars, certificate, cancellation, correction or decision made, filed, granted or issued under or by virtue of any of the Regulations so repealed;
- (d) affect any estate, right, title, interest, privilege, power, duty, obligation, liability, charge or penalty created, acquired, accrued, exercisable, incurred or imposed by or under, or liable to be imposed under, any of the Regulations so repealed;
- (e) affect any notice, order or direction, or any proceeding, matter, or thing presented, made, held, given, published, declared or done under any of the Regulations so repealed;
or
- (f) affect any legal or other proceeding commenced before or after the coming into operation of these Regulations in respect of any of the matters or things mentioned in paragraphs (a) to (e) of this subregulation.

(3) All matters and things mentioned in subregulation (2) of this Regulation, to the extent that they were respectively in force immediately before the coming into operation of these Regulations, are preserved and continued, and declared to be of the same force and effect as if these Regulations had been in force when they were respectively done, suffered, omitted, made, filed, granted, issued, created, acquired, incurred, imposed, presented, held, given, published, declared or accrued or become exercisable or liable to be imposed, and they respectively had been done, suffered, omitted, made, filed, granted, issued, created, acquired, incurred, imposed, presented, held, given, published, declared, or had accrued, or become exercisable, or liable to be imposed, under these Regulations.

Definition

4. In these Regulations, “**the Act**” means the *Business Names Act 1962*.

Forms

5. Subject to these Regulations, where a provision of the Act is specified in the first column of the First Schedule to these Regulations, the form set out in the Second Schedule to these Regulations the number of which is specified in the third column of the First Schedule opposite to that provision is prescribed as the form to be used for the purposes of that provision in relation to the matter or thing described in the second column of the First Schedule opposite to that provision.

Particulars prescribed by forms

6. Where a form prescribed by these Regulations requires completion by the insertion of particulars or other matters referred to in the form, those particulars or other matters are prescribed as the particulars or other matters required under the provision of the Act for the purposes for which the form is prescribed.

Directions in forms

7. A form prescribed by these Regulations and containing any directions for its completion shall be completed in accordance with such directions.

General requirements for documents lodged with Commissioner

8. A document to be lodged for registration with the Commissioner under the Act or these regulations shall comply with the following requirements —

- (a) the document shall be on paper of medium weight and good quality and of international A4 size;
- (b) the document shall be printed, typewritten or handwritten and shall be clearly legible;
- (c) the document shall not be a carbon copy;
- (d) when the document comprises 2 or more sheets, the sheets shall be bound together securely; and

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- (e) the document shall be folded lengthwise and, as so folded, shall have endorsed on the outside —
 - (i) on the upper right-hand corner the registered number (if any) allotted by the Commissioner to the business name to which the document relates;
 - (ii) the name, address and telephone number of the solicitor or other person by, or on whose behalf the document is lodged; and
 - (iii) words to the following effect —
 - “ Lodged in the office of the Commissioner
for Corporate Affairs on
Commissioner for Corporate Affairs. ”.

*[Regulation 8 inserted in Gazette 14 September 1990
p.4756.]*

Application for consent of Minister

9. An application under section 9 (1) of the Act for the consent of the Minister to the registration of a business name shall be lodged with the Commissioner.

*[Regulation 9 amended in Gazette 14 September 1990
p.4756.]*

Prescribed exemption — section 26

9A. (1) Section 26 of the Act does not apply to an invitation made by a finance broker to lend money to a person for whom the finance broker is acting as agent where —

- (a) the finance broker has no direct or indirect pecuniary or other interest in the loan other than a claim for remuneration in accordance with section 44 of the *Finance Broker's Control Act 1975*; and

(b) the invitation is to lend or deposit money with a specified person or for a specified investment or class of investment.

(2) In this regulation "**finance broker**" means a person who or which holds a licence as a finance broker under the *Finance Broker's Control Act 1975* and an annual certificate in respect of that licence.

[Regulation 9A inserted in Gazette 20 January 1984 p.138.]

Fees

10. The fees set out in the Third Schedule shall be paid to the Commissioner for the several matters referred to in the Schedule.

[Regulation 10 inserted in Gazette 14 September 1990 p.4756.]

FIRST SCHEDULE

List of Forms

(Regulation 5)

First Column	Second Column	Third Column
Provision of <i>Business Names Act 1962</i> for which form is prescribed	Description of form	Number of form in Second Schedule
Section —		
7 (1), (2); 8 (1)	Application for registration of a business name	1
7 (4)	Certificate of registration of business name	2
11	Renewal of registration of business name	3
12 (1) (a), (b), (2), (4)	Statement of change in certain particulars	4
12 (3)	Notice of cessation of business under business name	5
12 (1) (c), (5), (6), (7)	Statement of details of resident agent	7

[*First Schedule inserted in Gazette 15 September 1989 p.3392.*]

SECOND SCHEDULE

Form 1

APPLICATION FOR REGISTRATION OF A BUSINESS NAME

Business Names Act 1962 — Sections 7 and 8

Please read explanatory notes

USE BLOCK LETTERS

1. Business Name:
.....
2. Nature of Business:
.....
3. Places of Business in Western Australia
 - (a) Principal Place of Business
..... Postcode
 - (b) Postcode
 - (c) Postcode
4. Postal Address
.....
..... Postcode
5. Date or Proposed Date of Commencement of Business

DAY	MONTH	YEAR
.....
6. Individual/s and or Corporation/s Carrying on Business under the above Business Name.

Surname or Corporation Name	Given Names	Residential Address or Registered Office in W.A. of each Corporation (not P.O. Box)
.....
.....
.....
7. Signatures

.....	Date .../.../...	.....	Date .../.../...
.....	Date .../.../...	.....	Date .../.../...
8. To be completed only if Applicant is a Corporation.
 Signed by — Surname Given Names
 *Director/*Secretary/*Principal Executive Officer of Limited
 *Strike out whichever is inapplicable. (Corporation Name)
 Signature Date .../.../...

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9. Resident Agent

To be completed only if all persons carrying on business under the abovementioned business name are resident outside the State or have no fixed address in Western Australia.

Surname or Corporation Name Given Names Residential Address or Registered Office in W.A. of each Corporation (not P.O. Box)

Signature Date

To be completed only if Applicant is a Corporation.

Signed by - Surname Given Names Director/Secretary/Principal Executive Officer of Limited Strike out whichever is inapplicable. (Corporation Name)

10. Former Business Name:

(Please complete the reverse of this form)

Reverse ALTERNATIVE BUSINESS NAMES (No more than 3 names to be nominated)

(In the event of the first choice which appears in item 1 being rejected, the alternatives will be selected in order).

- 1. 2. 3.

Document Lodged by

(in the event of problems arising with the application, we may wish to contact the lodging party, therefore kindly complete this section).

Name: Address: Phone:

INSTRUCTIONS FOR COMPLETION OF APPLICATION

- 1. Business Name - state the name required to be registered. The name applied for should not be - (a) a name which is capable of being confused with or mistaken for the name of a company or a business name already registered; or (b) a name which is misleading or otherwise undesirable. For instance words like "Pty Ltd", "Incorporation", "Trust" and "Association" are considered to be misleading in a business name and will not be approved. 2. Nature of Business - state the type of business you intend carrying on. Be specific.

3. Places of Business in Western Australia — please indicate any and all places where business is or is proposed to be carried on in Western Australia.

In Part (a) of this Section, indicate your principal place of business. If you have only one place of business, complete only Part (a). (Address or Addresses must be in full giving floor number, room number or at the office of where applicable).

4. Postal Address — state the address to which you require correspondence sent.

This may be the address of your accountant or solicitor. It may also be a Post Office Box. The address stated must be specific.

5. The date of proposed date of commencement of business — a business Name cannot be registered more than 2 months before the proposed date of commencement.

6. Individual/s or corporation/s to be recorded as carrying on business under the above business name — inserted the full name and residential address of all persons carrying on business under this name. (If there is insufficient room, please attach an annexure).

If the Applicant is a corporation state the full corporation name and registered office in Western Australia. N.B. —

- (1) If any applicant is under the age of 18 years, he/she is to be described as a minor and his/her date of birth shown.
- (2) Before a corporation can carry on business under a business name, the corporation must be incorporated, registrated, or recognised in Western Australia.
- (3) If the applicant is a body corporate formed or incorporated under an Act other than *Companies (Western Australia) Code*, then, the title of the Act under which it is incorporated must be shown.

7. Signature of all Applicants — All individuals who carry on business under the name and who therefore appear in Item 6 must sign the application. If the applicant is a Corporation, ignore Item 7 and complete Item 8.

8. To be completed only if the applicant is a corporation.

The application must be signed by a director, principal executive officer or secretary of the corporation, or in the case of a foreign company, the application may be signed by the Western Australian agent of the company.

9. Resident agent — If all individuals applying for the business name are resident outside the State or have no fixed address within Western Australia, a resident agent must be appointed and must sign this item.

10. Former business name — If the application is being made in respect of a name which is to be substituted for an existing registered business name which is to be cancelled, show the existing name, complete a Notice of Cessation of Business (Form 5) and lodge it with this application.

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Form 2

Western Australia

Business Names Act 1962

No.

Section 7 (4) and (5).

CERTIFICATE OF REGISTRATION OF BUSINESS NAME

I hereby certify that the business name
was on the day of 19...., registered, pursuant
to and subject to the *Business Names Act 1962*.

Given under my hand at Perth this day of 19....,

.....
Commissioner for Corporate Affairs

Form 3

STATEMENT FOR RENEWAL OF REGISTRATION OF BUSINESS NAME

Business Names Act 1962 — Section 11 (1)

PLEASE READ INSTRUCTIONS

USE BLOCK LETTERS

The *Business Names Act 1962* requires the registration of business names to be renewed every 3 years, otherwise the registration expires. The registration of this business name is due to expire on the date shown below.

Registration Number:

Expiry Date:

Fee (3 year period):

1		BUSINESS NAME:
2		POSTAL ADDRESS:
		<div style="border: 1px solid black; padding: 2px; display: inline-block;"> IF ADDRESS CHANGED - COMPLETE THIS SECTION </div>
3	BUSINESS ADDRESSES: PRINCIPAL ADDRESS: OTHER ADDRESSES:	IF THERE ARE ANY CHANGES, COMPLETE THIS SECTION
4	NATURE OF BUSINESS:	IF ALTERED, COMPLETE THIS SECTION
5	PERSONS CARRYING ON BUSINESS:	IF THERE ARE ANY CHANGES, COMPLETE THIS SECTION
6	RESIDENT AGENT:	<div style="border: 1px solid black; padding: 2px; display: inline-block; transform: rotate(180deg);"> IF ALTERED, CHANGE HERE AND ENTER DIRECTION No. 2 OVERLEAF </div>

PLEASE SIGN HERE

(Signature of one Registered Proprietor)

.....
 (Signature) (Date)

.....
 (Surname) (Initials) (Telephone)

PLEASE COMPLETE IF SIGNING ON BEHALF OF A CORPORATION.

director/principal executive officer/secretary or agent of LTD.
 (strike out whichever is inapplicable)

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STATEMENT FOR RENEWAL OF REGISTRATION OF BUSINESS NAME

(Form 3)

Instructions for Completion

1. The details printed on Form 3 overleaf are those presently contained in our records. You are asked to check all these details. Where changes have occurred, please insert particulars of those changes, including the dates on which each change occurred, in the appropriate spaces on Form 4.
2. If no information regarding proprietors, nature of business or address is shown on Form 3 please write in the current details. If you do NOT wish to renew the name, there is NO NEED to return this form.

IF YOU WANT TO CHANGE THE BUSINESS NAME
YOU MUST CANCEL THIS NAME AND APPLY TO REGISTER THE NEW NAME

3. If particulars relating to the Resident Agent have changed, make the necessary alteration in item 6 on Form 3. At a later date, an appropriate form will be sent to you for your completion and return.
4. Sign Form 3. The Renewal form must be signed by one owner of the business. The name of the person signing and the date of signing should be set out. If the business is owned by a company, an officer of the company must sign.
5. You may return Form 3 by mail or deliver it to the Corporate Affairs Department together with the fee for renewal before the expiry date.
6. If Form 4 (Statement of Change) has been completed, that form must be returned with an additional lodging fee. To calculate the fee payable on Form 4, please refer to the "Fees Payable" pane at the top left of that form.

Cheques or money orders should be made payable to the Commissioner for Corporate Affairs.

NOTES

Penalties

There is a penalty for carrying on business under an unregistered name.

Receipts

In accordance with the current business practice, a receipt will not be issued.

If there are any changes to Form 3, complete Form 4 where necessary, sign it, and return it together with Form 3 and the appropriate fees.
IF NO CHANGE HAS OCCURRED IT IS NOT NECESSARY TO
COMPLETE OR RETURN FORM 4

Form 4

STATEMENT OF CHANGE IN CERTAIN PARTICULARS

Business Names Act 1962 — Section 12 (1), (2) and (4)

PLEASE READ INSTRUCTIONS

USE BLOCK LETTERS

1 BUSINESS NAME:

2 POSTAL ADDRESS HAS CHANGED TO:

..... POSTCODE DATE OF CHANGE

3 CHANGE IN RELATION TO BUSINESS ADDRESSES

(a) ADDITIONS

PRINCIPAL:

..... POSTCODE DATE OPENED

OTHER:

..... POSTCODE DATE OPENED

(b) DELETIONS

..... DATE CLOSED

..... DATE CLOSED

4 NATURE OF BUSINESS HAS CHANGED TO

DATE OF CHANGE

5 CHANGES IN RELATION TO PERSONS CARRYING ON BUSINESS

(a) PERSONS WHO HAVE COMMENCED — DETAILS OF INDIVIDUAL/CORPORATION

Any person under 18 years of age must be described as a minor.

Family Name (or Corporation Name) Given Names	Former Name	Date of Birth
Residential Address (Registered/Principal Office of Corporation) Postcode	Date Commenced	
Family Name (or Corporation Name) Given Names	Former Name	Date of Birth
Residential Address (Registered/Principal Office of Corporation) Postcode	Date Commenced	
Family Name (or Corporation Name) Given Names	Former Name	Date of Birth
Residential Address (Registered/Principal Office of Corporation) Postcode	Date Commenced	

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(b) PERSONS WHO HAVE CEASED
 FAMILY NAME (OR CORPORATION NAME) GIVEN NAMES
 DATE CEASED
 DATE CEASED
 DATE CEASED
 DATE CEASED

(c) CHANGE OF PROPRIETOR'S RESIDENTIAL ADDRESS/OR PRINCIPAL OFFICE OF CORPORATION
 NAME OF INDIVIDUAL/ CORPORATION NEW RESIDENTIAL ADDRESS/ PRINCIPAL OFFICE DATE OF CHANGE

(d) CHANGE OF PROPRIETOR'S NAME
 FORMER NAME CURRENT NAME DATE OF CHANGE

6 SIGNING THE STATEMENT

(a) Where item 5 (a) or 5 (b) has been completed, item 7 must be signed by:

All persons ceasing to carry on business; and
 All persons commencing to carry on business; and
 All persons continuing to carry on business.

(b) If neither item 5 (a) nor item 5 (b) has been completed, ONE owner of the business must sign item 7.

If a corporation was carrying on business under the Business Name, a Director, Principal Executive Officer, Secretary (or Agent in W.A. in the case of a foreign corporation), is required to sign. If signing on behalf of a corporation, please indicate your status within that corporation.

In the case of a deceased person, the statement must be signed by his personal representative.

7 SIGNATURES — Please read item 6 before signing

..... SIGNATURE	..... DATE	..... SIGNATURE	..... DATE
..... SIGNATURE	..... DATE	..... SIGNATURE	..... DATE
..... SIGNATURE	..... DATE	..... SIGNATURE	..... DATE
..... SIGNATURE	..... DATE	..... SIGNATURE	..... DATE

↙ Section below to be Completed Only if Signing on Behalf of a Corporation ↘

..... SIGNATURE	..... DATE	..... CORPORATION NAME	..... STATUS WITHIN CORPORATION
..... SIGNATURE	..... DATE	..... CORPORATION NAME	..... STATUS WITHIN CORPORATION
..... SIGNATURE	..... DATE	..... CORPORATION NAME	..... STATUS WITHIN CORPORATION

LODGED BY Name	Office use only LUN	LODGED with the COMMISSION
Address	ASSESSED	KEYED
Telephone	VERIFIED	RECORDS

STATEMENT OF CHANGE IN CERTAIN PARTICULARS

(Form 4)

Instructions for Completion

Items 1-4 relate to change in particulars.
Item 5 relates to change in proprietorship.

Item 1 —

Please supply your full registered business name as shown on your certificate of registration.

Items 2 and 3 — Change in Address/es

Please supply where relevant the room number, floor number, and building name together with number, street name, suburb, town and postcode.

Please indicate the date of the changes.

Person required to sign item 7 is any one of the persons carrying on business. If a corporation is carrying on business, a Director, Secretary or Principal Executive Officer (or agent in Western Australia for a foreign corporation) must sign. Status within the corporation must also be indicated.

Item 4 — Change in Nature of Business

Please state the type of business you are carrying on. Be specific. Vague descriptions such as "trading", "manufacturing" or "retailing" will not be accepted.

Please indicate the date of change.

Person required to sign Item 7 is any one of the persons carrying on business. If a corporation is carrying on business, a Director, Secretary or Principal Executive Officer (or agent in Western Australia for a foreign corporation) must sign. Status within the corporation must also be indicated.

Item 5 (a), (b) & (c) — Change in the Individual/s or Corporation/s carrying on business

Please state the full name and address of any individual or corporation name and registered office in Western Australia or any corporation continuing or ceasing or commencing to carry on business under the business name.

Please indicate the date of any changes.

Item 5 (d) — Change in Persons Name or Corporation Name

Complete Items 1, 4 and 6. This item is to be used to notify the change of name of any individual or corporation carrying on business. It cannot be used to change a business name.

Please indicate the date of change. Also indicate former name and new name.

Item 7 — Signatures

See Item 6 on Form 4 for signing instructions.

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Form 5

Western Australia

Business Names Act 1962

Section 12 (3)

NOTICE OF CESSATION OF BUSINESS UNDER BUSINESS NAME

Business name (Insert business name as registered.)

Notice is hereby given that on the day of 19 ... business ceased to be carried on in Western Australia under the abovementioned business name by *the person/ *all of the persons in relation to whom the business name is registered.

Signed at this day of 19 ... (Usual Signature.) †

Signed at this day of 19 ... (Usual Signature.) †

Signed by *director/manager/secretary/or agent of Limited at this day of 19 ... (Usual Signature.) †

NOTE. — Where business is to be continued under the business name by some other person or persons, Form No. 6 is to be completed in lieu of this form.

* Strike out whichever is or are inapplicable.

† This statement is to be signed by each person who was carrying on business under the business name immediately before the cessation or by some person authorised, in writing, to sign the statement on his behalf. In the case of a deceased person the statement must be signed by his personal representative. In the case of a corporation, the statement is to be signed by a director, manager or secretary of the corporation or, in the case of a corporation registered under Division 3 of Part XI of the Companies Act 1961, by the agent of the corporation appointed for the purpose of that Division.

Form 6
Western Australia
Business Names Act 1962

Section 12 (3), (4).

**STATEMENT OF CHANGE OF PERSONS IN RELATION TO
WHOM BUSINESS NAME IS REGISTERED**

Business name
(Insert business name as registered.)
Address of principal or only place of business

—	Christian Names and Surname of each Individual and Corporate Name of each Corporation	Former Christian Names or Surname of each Individual	Usual Place of Residence of each Individual and Place of Registered Office in Western Australia of each Corporation	Date of Cessation or Commencement
Persons who have ceased to carry on business under the business name		xxxxxxxx xxxxxxxx xxxxxxxx xxxxxxxx xxxxxxxx xxxxxxxx xxxxxxxx	xxxxxxxx xxxxxxxx xxxxxxxx xxxxxxxx xxxxxxxx xxxxxxxx xxxxxxxx	
|| Persons who have commenced to carry on business under the business name				
Persons previously registered in relation to the business name who are continuing to carry on business under this name ...				xxxxxxxx xxxxxxxx xxxxxxxx xxxxxxxx xxxxxxxx xxxxxxxx xxxxxxxx
Resident agent (if any)†		xxxxxxxx xxxxxxxx	xxxxxxxx xxxxxxxx	xxxxxxxx xxxxxxxx

Signed at on the day of 19....
(Usual Signature.)*
Signed at on the day of 19....
(Usual Signature.)*
Signed at on the day of 19....
(Usual Signature.)*
Signed at by director/manager/
secretary or agent‡ of Limited on the day of 19....
(Usual Signature.)*

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MEMORANDUM OF CONSENT OF RESIDENT AGENT†

I, of have been authorised, in writing, to accept service on behalf of the persons carrying on business under the above business name of any notices for the purposes of the *Business Names Act 1962* and of any process.

Signed at on the day of 19 . . .

Resident Agent
(Usual Signature.)

Note. — Where the business is not to be continued under the business name by any person, Form 5 should be completed in lieu of this form.

|| If any individual is under the age of 21 years he is to be described as an infant and the date of his birth is to be set out in the above statement.

† If a resident agent has been appointed the Memorandum of Consent of Resident Agent must be completed and signed by the resident agent.

* This statement is to be signed by each person carrying on business under the business name immediately before and immediately after the change or by some person or persons authorised in writing to sign the statement on his or their behalf. In case of a deceased person the statement must be signed by his personal representative. In the case of a corporation the statement is to be signed by a director or manager or the secretary of the corporation or, in the case of a corporation registered under Division 3 of Part XI of the *Companies Act 1961*, it may be signed by the agent of the corporation appointed for the purpose of that Division.

‡ Strike out whichever are inapplicable.

Form 7

STATEMENT OF DETAILS OF RESIDENT AGENT

Business Names Act 1962 — Sections 12 (1) (c), (5), (6), (7)

PLEASE READ INSTRUCTIONS

USE BLOCK LETTERS

PART A: CURRENT BUSINESS NAME PARTICULARS (This Part MUST be completed)

Registered Business Name	Registration No.
Full Name(s) and Address(es) or Proprietor(s)	

PART B: APPOINTMENT OF A RESIDENT AGENT

Name of Resident Agent	Date of Appointment
Address of Resident Agent Postcode	
Complete this Part (if applicable) The appointment is *in place of or in succession to that of (full name of person who has ceased to be the resident agent) who ceased to be the resident agent on * due to the person */all the persons* in relation to whom the business name is registered, having ceased to reside in Western Australia or to have a fixed address in that State. * Strike out whichever is inapplicable.	
Signature	Date
I have been authorized, in writing, to accept service on behalf of the persons carrying on business under the above business name of any notices for the purposes of the <i>Business Names Act 1962</i> , and of any process. Signature of person who has consented in writing to be the Resident Agent. Signature	

PART C, PART D and Lodgement box: Please turn over.

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PART C: CHANGE IN NAME AND/OR ADDRESS OF RESIDENT AGENT

Former Name was	Current Name is
Former Address was	New Address is
Postcode	Postcode
Date of Change <input type="text"/>	
Signature of Proprietor notifying change	
Signature Date	

PART D: CESSATION OF A RESIDENT AGENT

Name of Resident Agent
Address of Resident Agent Postcode
Date of Cessation <input type="text"/>
Signature of Person notifying cessation
Signature Date

LODGEMENT BOX:

Name	Lodged with the Commissioner for Corporate Affairs
Address	
..... Postcode	Assistant Commissioner for Corporate Affairs
Telephone	

STATEMENT OF DETAILS OF RESIDENT AGENT
(Form 7)

INSTRUCTIONS

PART B: APPOINTMENT OF A RESIDENT AGENT

This statement is to be signed personally by the person or by one of the persons in relation to whom the name is registered or by some person authorized in writing to sign the statement on his or their behalf AND by the persons appointed resident agent.

PART C: CHANGE IN THE NAME AND/OR ADDRESS OF RESIDENT AGENT

This Part to be completed where a change occurs in the registered particulars relating to the resident agent of the person or persons in relation to whom the name is registered and is to be signed by the persons, or one of the persons in relation to whom the name is registered.

PART D: CESSATION OF RESIDENT AGENT

This Part is to be completed where the resident agent of the person or persons in relation to whom the name is registered ceases to be his or their resident agent and is to be signed by the person or by one of the persons in relation to whom the name is registered, or some person authorized in writing to sign the statement on their behalf or by the person so ceasing or their personal representatives.

[*Second Schedule amended in Gazette 15 September 1989 pp.3392-7;
14 September 1990 p.4756.*]

THIRD SCHEDULE

[Regulation 10]

<i>Item</i>	<i>General Fees</i>	\$
1.	Upon lodging a statement under section 7 (1) of the Act	90
2.	For a further certificate of registration under section 7 (5) of the Act	7
3.	Upon lodging a statement under section 11 (1) of the Act	75
4.	On the late lodging of a document under the Act, in addition to any other fee —	
	(a) if lodged within 1 month after the period prescribed by law	12
	(b) if lodged more than 1 month after the period prescribed by law in addition to the fee payable under paragraph (a)	24
	<i>The Commissioner, if satisfied that just cause existed for the late lodgement, may waive in whole or in part either fee prescribed by this item.</i>	
5.	For every inquiry with respect to any business name specified in the inquiry	10
6.	For a certificate under section 23 (1) (b) of the Act	7
7.	For every inquiry under section 9 (1) of the Act — for each name	10
8.	For any other act by the Commissioner required or authorized to be done under the Act and for which a fee is not elsewhere prescribed	10
9.	For every application for consent of the Minister to use of a business name	24
10.	For every order of the Minister granting consent to the use of a business name	30

Inspection Fees and Supply of Uncertified Copies of Statements

11.	(a)	For every inspection of a document or documents lodged with the Commissioner in relation to a business name or of any transparency or reproduction of such document or documents	10
	(b)	For the supply of an uncertified copy or print of any document where the fee prescribed by paragraph (a) has been paid — for each page of print	2
	(c)	For the supply of an uncertified copy or print of any document without inspection having been made — for the first 2 pages of the print for each additional page	10 2

Certified Copies and Extracts

12.		For certifying by the Commissioner under section 23 (1) (a) of the Act a copy of or extract from a document or transparency forming part of the register —	
	(a)	where a printed or typewritten copy of or extract from that document or transparency supplied by the applicant — for 1 page for each additional page	10 2
	(b)	in any other case — for 1 page for each additional page	11 2

***Supply of Uncertified Copies of Computer Printout of
Business Names by Reference to Postcode***

13. For the supply of a computer printout of the registered business names in a given postcode area showing the —
- (a) registered business number;
 - (b) registered business name; and
 - (c) principal place of business —
- for each request 10
and
for each page of print 2

***Supply of Uncertified Copies of Computer Printout of
Business Names by Reference to a Proprietor***

14. For the supply of a computer printout of the proprietors of a business name, using the surname and first initial of a proprietor as the selection criteria, showing the —
- (a) names and addresses of the proprietors;
 - (b) registered business number;
 - (c) registered business name; and
 - (d) principal place of business —
- for each request 30
15. For the supply of a computer printout of the registered business names, using an Australian Standard Industry Classification (ASIC) code —
- for each request 10
and
for each name shown 1

*[Third Schedule inserted in Gazette 27 June 1995
pp.2544-6; amended in Gazette 28 June 1996 p.3019.]*



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NOTES

¹ This reprint is a compilation as at 9 June 1997 of the *Business Names Regulations 1962* published in the *Gazette* on 27 September 1962 and includes the amendments effected by the other regulations referred to in the following Table.

Table of Regulations

Regulation	Gazettal	Commencement	Miscellaneous
<i>Business Names Regulations 1962</i>	27 September 1962 pp.2663-76	27 September 1962	
<i>Amending regulations</i>	13 May 1964 p.2153	13 May 1964	
<i>Amending regulations</i>	17 November 1969 p.3591	17 November 1969	
<i>Amending regulations</i>	17 December 1971 p.5266	17 December 1971	
<i>Amending regulations</i>	23 September 1977 pp.3412-13	23 September 1977	
<i>Amending regulations</i>	3 July 1981 pp.2567-8	3 July 1981	
<i>Amending regulations</i>	18 June 1982 p.1996	18 June 1982	
<i>Amending regulations</i>	9 July 1982 p.2474	9 July 1982	
<i>Amending regulations</i>	20 January 1984 pp.137-8	20 January 1984	
<i>Amending regulations</i>	26 September 1986 pp.3680-1	26 September 1986	
<i>Amending regulations</i>	27 May 1988 pp.1718-22	27 May 1988	
<i>Amending regulations</i>	9 September 1988 pp.3487-8	9 September 1988	
<i>Amending regulations</i>	30 June 1989 pp.1897-8	30 June 1989	

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<i>Regulation</i>	<i>Gazetta</i>	<i>Commencement</i>	<i>Miscellaneous</i>
<i>Amending regulations</i>	15 September 1989 pp.3392-7	15 September 1989	
<i>Amending regulations</i>	14 September 1990 pp.4755-7	14 September 1990	
<i>Amending regulations</i>	1 March 1991 pp.971-2	1 March 1991	
<i>Amending regulations</i>	8 November 1991 pp.5714-16	8 November 1991	
<i>Business Names Amendment Regulations 1992</i>	26 June 1992 pp.2658-9	1 July 1992	
<i>Business Names Amendment Regulations 1993</i>	31 August 1993 p.4685	1 September 1993	
<i>Business Names Amendment Regulations 1995</i>	27 June 1995 pp.2544-6	1 July 1995 (see regulation 2)	
<i>Business Names Amendment Regulations 1996</i>	28 June 1996 p.3019	28 June 1996	
