



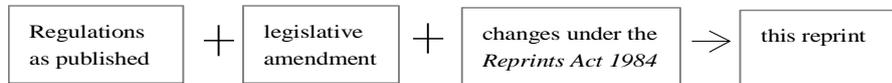
Western Australia

Business Names Regulations 1962

Reprinted as at 21 June 2002

Guide for using this reprint

What the reprint includes



Endnotes, Compilation table, and Table of provisions that have not come into operation

1. Details about the original regulations and legislation that has amended its text are shown in the Compilation table in endnote 1, at the back of the reprint. The table also shows any previous reprint.
2. Transitional, savings, or other provisions identified in the Compilation table may be important. The table may refer to another endnote setting out the text of these provisions in full.
3. A table of provisions that have not come into operation, to be found in endnote 1a if it is needed, lists any provisions of the regulations being reprinted that have not come into operation and any amendments that have not come into operation. The full text is set out in another endnote that is referred to in the table.

Notes amongst text (italicised and within square brackets)

1. If the reprint includes a regulation that was inserted, or has been amended, since the regulations being reprinted were made, editorial notes at the foot of the regulation give some history of how the regulation came to be as it is. If the regulation replaced an earlier regulation, no history of the earlier regulation is given (the full history of the regulations is in the Compilation table).

Notes of this kind may also be at the foot of Schedules or headings.

2. The other kind of editorial note shows something has been —
 - removed (because it was repealed or deleted from the law); or
 - omitted under the *Reprints Act 1984* s. 7(4) (because, although still technically part of the text, it no longer has any effect).

The text of anything removed or omitted can be found in an earlier reprint (if there is one) or one of the written laws identified in the Compilation table.

Western Australia

Business Names Regulations 1962

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Western Australia

Reprinted under the
Reprints Act 1984 as
at 21 June 2002

Business Names Act 1962

Business Names Regulations 1962

1. Citation

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

2. Commencement

These regulations shall come into operation on the commencement of the *Business Names Act 1962*¹.

3. Repeal and savings

- (1) The regulations made pursuant to the provisions of section 23 of the *Business Names Act 1942*² are hereby repealed.
- (2) The repeal effected by subregulation (1) does not —
 - (a) affect the operation before the coming into operation of these regulations of any of the regulations so repealed;
 - (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).
- (3) All matters and things mentioned in subregulation (2), 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.

4. Definition

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

5. Forms

Subject to these regulations, where a provision of the Act is specified in the first column of the First Schedule, the form set out in the Second Schedule 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.

6. Particulars prescribed by forms

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.

7. Directions in forms

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

8. General requirements for documents lodged with Commissioner

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
- (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 Sep 1990 p. 4756.]

9. Application for consent of Minister

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 Sep 1990 p. 4756.]

9A. Prescribed exemption — section 26

- (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 Brokers 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 Brokers Control Act 1975* and an annual certificate in respect of that licence.

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

10. Fees

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 Sep 1990 p. 4756.]

First Schedule

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
<hr/>		
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 Sep 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/...../.....

Second Schedule

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/...../.....

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).

Second Schedule

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).

Second Schedule

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*³, 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.

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 20....., registered, pursuant
to and subject to the *Business Names Act 1962*.

Given under my hand at Perth this day of 20.....

.....
Commissioner for Corporate Affairs

Second Schedule

Form 3

**STATEMENT FOR RENEWAL OF REGISTRATION OF
BUSINESS NAME**

Business Names Act 1962 — section 11(1)

Under the *Business Names Act 1962* the registration of a business name expires after 3 years. The registration of this business name is due to expire on the date shown below. To renew the registration of this name, complete and sign this form and return it to the Ministry of Fair Trading⁴ before the expiry date.

Business name: Registration number: Date registration expires: Postal address:
Principal place of business: Other place(s) of business:
Nature of business:
People and/or corporations carrying on the business:
Resident agent:
Declaration
I declare that the people and/or corporations named above are carrying on business under this name and that all the details on this form are true and correct. (Note: It is an offence to make a false statement in this form. The penalty is \$1000)
Signature _____ Date _____ Name of person signing _____ Capacity of person signing — <input type="checkbox"/> individual carrying on the business <input type="checkbox"/> director / secretary / executive officer / _____ of _____ (one of the corporations carrying on the business) <input type="checkbox"/> agent of _____ (one of the people or corporations carrying on the business) Contact phone no. _____

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)		Date Commenced	
Postcode			

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

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

Second Schedule

(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

Second Schedule

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.

Second Schedule

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.

Second Schedule

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 20.....
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 20.....

.....
(Usual Signature.) †

Signed at this day of 20.....

.....
(Usual Signature.) †

Signed by *director/manager/secretary/or agent of
..... Limited at..... this day of 20.....

.....
(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*⁵, 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		XXXXXXXXXX XXXXXXXXXX XXXXXXXXXX XXXXXXXXXX XXXXXXXXXX XXXXXXXXXX XXXXXXXXXX	XXXXXXXXXX XXXXXXXXXX XXXXXXXXXX XXXXXXXXXX XXXXXXXXXX XXXXXXXXXX XXXXXXXXXX	
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				XXXXXXXXXX XXXXXXXXXX XXXXXXXXXX XXXXXXXXXX XXXXXXXXXX XXXXXXXXXX XXXXXXXXXX XXXXXXXXXX XXXXXXXXXX
Resident agent (if any)†		XXXXXXXXXX XXXXXXXXXX	XXXXXXXXXX XXXXXXXXXX	XXXXXXXXXX XXXXXXXXXX

Second Schedule

Signed at on the day of 20.....

.....
(Usual Signature.)*

Signed at on the day of 20.....

.....
(Usual Signature.)*

Signed at on the day of 20.....

.....
(Usual Signature.)*

Signed at by director/manager/
secretary or agent ‡ of Limited on the day of 20.....

.....
(Usual Signature.)*

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 20.....

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* ⁵, 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 <input type="text"/>
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 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 <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.

Second Schedule

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	Assistant Commissioner for Corporate Affairs
..... Postcode	
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 authorised 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 authorised 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 Sep 1989 p. 3392-7; 14 Sep 1990 p. 4756; 8 Dec 2000 p. 6917-18]

Third Schedule

Third Schedule

<i>Item</i>	[Regulation 10] \$
General Fees	
1. Upon lodging a statement under section 7(1) of the Act	103
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.....	Nil
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 authorised 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

Third Schedule

<i>Item</i>	\$
(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	10
for each additional page.....	2
<i>Certified Copies and Extracts</i>	
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	10
for each additional page.....	2
(b) in any other case —	
for 1 page.....	11
for each additional page.....	2
<i>Supply of Uncertified Copies of Computer Printout of Business Names by Reference to Postcode</i>	
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
<i>Supply of Uncertified Copies of Computer Printout of Business Names by Reference to a Proprietor</i>	
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

Third Schedule

<i>Item</i>	<i>\$</i>
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 Jun 1995 p. 2544-6; amended in Gazette 28 Jun 1996 p. 3019; 9 Jun 1998 p. 3094; 8 Dec 2000 p. 6918; 2 Nov 2001 p. 5793 (disallowed 20 Mar 2002 p. 1756); 28 Dec 2001 p. 6714.]



Notes

¹ This reprint is a compilation as at 21 June 2002 of the *Business Names Regulations 1962* and includes the amendments made by the other written laws referred to in the following table. The table also contains information about any previous reprint.

Compilation table

Citation	Gazettal	Commencement
<i>Business Names Regulations 1962</i>	27 Sep 1962 p. 2663-72	12 Oct 1962 (see r. 2 and <i>Gazette</i> 12 Oct 1962 p. 3366)
	13 May 1964 p. 2153	13 May 1964
	17 Nov 1969 p. 3591	1 Dec 1969
	17 Dec 1971 p. 5266	1 Jan 1972
	23 Sep 1977 p. 3412-13	1 Oct 1977
<i>Business Names Amendment Regulations 1981</i>	3 Jul 1981 p. 2567-8	3 Jul 1981
<i>Business Names Amendment Regulations 1982</i>	18 Jun 1982 p. 1996	1 Jul 1982 (see r. 2)
<i>Business Names Amendment Regulations (No. 2) 1982</i>	9 Jul 1982 p. 2474	15 Jul 1982 (see r. 2)
<i>Business Names Amendment Regulations 1984</i>	20 Jan 1984 p. 137-8	1 Mar 1984 (see r. 2)
<i>Business Names Amendment Regulations 1986</i>	26 Sep 1986 p. 3680-1	1 Oct 1986 (see r. 2)
<i>Business Names Amendment Regulations 1988</i>	27 May 1988 p. 1718-22	27 May 1988
<i>Business Names Amendment Regulations (No. 2) 1988</i>	9 Sep 1988 p. 3487-8	9 Sep 1988
<i>Business Names Amendment Regulations 1989</i>	30 Jun 1989 p. 1897-8	30 Jun 1989
<i>Business Names Amendment Regulations (No. 2) 1989</i>	15 Sep 1989 p. 3392-7	15 Sep 1989
<i>Business Names Amendment Regulations 1990</i>	14 Sep 1990 p. 4755-7	14 Sep 1990

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Citation	Gazettal	Commencement
<i>Business Names Amendment Regulations (No. 2) 1990</i>	1 Mar 1991 p. 971-2	1 Mar 1991
<i>Business Names Amendment Regulations 1991</i>	8 Nov 1991 p. 5714-16	8 Nov 1991
<i>Business Names Amendment Regulations 1992</i>	26 Jun 1992 p. 2658-9	1 Jul 1992 (see r. 2)
<i>Business Names Amendment Regulations 1993</i>	31 Aug 1993 p. 4685	1 Sep 1993 (see r. 2)
<i>Business Names Amendment Regulations 1995</i>	27 Jun 1995 p. 2544-6	1 Jul 1995 (see r. 2)
<i>Business Names Amendment Regulations 1996</i>	28 Jun 1996 p. 3019	28 Jun 1996
Reprint of the <i>Business Names Regulations 1962</i> as at 9 Jun 1997 (includes amendments listed above)		
<i>Business Names Amendment Regulations 1998</i>	9 Jun 1998 p. 3093-4	1 Jul 1998 (see r. 2)
<i>Business Names Amendment Regulations 2000</i>	8 Dec 2000 p. 6917-18	1 Jan 2001 (see r. 2)
<i>Business Names Amendment Regulations (No. 2) 2001</i> ⁶	2 Nov 2001 p. 5793	1 Jan 2002 (see r. 2)
<i>Business Names Amendment Regulations (No. 3) 2001</i>	28 Dec 2001 p. 6713-14	1 Jan 2002 (see r. 2)

² Repealed by the *Business Names Act 1962*.

³ The *Companies (Western Australia) Code* was superseded by the Corporations Law which, on 15 July 2001, was superseded by the *Corporations Act 2001* of the Commonwealth. See Part 13 Division 2 of the *Corporations (Western Australia) Act 1990* and Part 2 of the *Corporations (Ancillary Provisions) Act 2001* respectively.

⁴ Under the *Alteration of Statutory Designations Order (No. 2) 2001* the former Ministry of Fair Trading is now called the Department of Consumer and Employment Protection.

⁵ The *Companies Act 1961* was superseded by the *Companies (Western Australia) Code*, see section 18 of the *Companies (Application of Laws) Act 1981*. The *Companies (Western Australia) Code* was superseded by the Corporations Law which, on 15 July 2001, was superseded by the *Corporations Act 2001* of the Commonwealth. See Part 13 Division 2 of the *Corporations (Western Australia) Act 1990* and Part 2 of the *Corporations (Ancillary Provisions) Act 2001* respectively.

⁶ Disallowed on 20 March 2002, see *Gazette* 26 March 2002 p. 1756.