

# Application to approve co-operative rules and formation disclosure statement

*Co-operatives National Law (Tasmania) Act 2015*

FEES	
Submission draft disclosure document	\$255.75
Submission draft rules	\$71.30
All other Co-operatives	\$71.30

Department of Justice  
Consumer, Building and Occupational Services  
PO Box 56, ROSNY 7018  
Ph: 1300 65 44 99  
Email: [registration.services@justice.tas.gov.au](mailto:registration.services@justice.tas.gov.au) Web: [www.consumer.tas.gov.au/registrations/co-operatives](http://www.consumer.tas.gov.au/registrations/co-operatives)

## Things to know before starting your application

Do not complete this form if you are merging or transferring engagements of two or more co-operatives. Instead you will need to complete different forms available at [www.consumer.tas.gov.au/registrations/co-operatives](http://www.consumer.tas.gov.au/registrations/co-operatives)

The name of a co-operative :

- May consist of words, numbers or a combination of both;
- Must include the word 'Co-operative' or 'Cooperative' or the abbreviation 'Co-op' or 'Coop';
- Must have the word 'Limited' or the abbreviation 'Ltd' as the last word.

## Lodging this application

- You can complete the form onscreen and print it out or print and complete by hand
- If completing the form by hand, please use a blue or black pen and print clearly using block letters
- Post your forms and attachments to PO Box 56, ROSNY 7018
- Attachments are required as part of this application. Refer to the document checklist (Question 8)

## Lodgement person

### 1. Who is lodging this application?

Surname

Given names

Address (including postcode)

Daytime telephone number

Email address

## Type of applicant

### 2. Select applicant type (choose one option only)

- A new proposed co-operative with no previous incorporation; or
- An existing body proposing to be a co-operative (eg, corporation, incorporated association, indigenous corporation).

### 3. Will the proposed co-operative be (choose on option only)

- A co-operative group consisting of two or more co-operatives that will remain separately registered
- A stand alone co-operative with individual members

**4. What is the name of the proposed co-operative?** The name you propose may not be accepted because it is deemed unsuitable or similar or identical to an existing name. To check to see if your name already exists or is similar you can search [ASIC's organisation and business name register](http://www.asic.gov.au) (www.asic.gov.au). If your first choice of co-operative name is unavailable, you have the option to list two other preferred names here. We will use this list to automatically register the first available name. Please consider your preferences carefully as you will not be contacted to confirm the name that is registered. Your preferences should be substantially different to each other and existing names.

Proposed name

Second preference

Third preference

**5. What type of co-operative are you proposing to form?** Choose one only

- A distributing co-operative with share capital and that is not prohibited from giving returns or distributions on surplus or share capital (NB - a copy of the draft disclosure document must be attached to this application).
- A non-distributing co-operative that has share capital but is prohibited from giving returns or distributions on surplus or share capital to members, other than the nominal value of shares (if any) at winding up.
- A non-distributing co-operative that has no share capital.
- A non-distributing co-operative that has share capital proposing to be supported by a Government Guarantee Loan.

**Rules**

**6. What are the proposed rules of the co-operative?** Choose one only

- Own rules (you must choose this option if your rules differ in any way from the model rules as described below)
- The model rules in full, to be adopted as in force at a particular time (recommended)
- The model rules in full, to be adopted as in force from time to time

**Declaration and signature**

**7. I declare that:**

- I am lodging this form as a written notice of intention to apply for registration as a co-operative.
- The particulars contained in this application are true and correct. I acknowledge that it is an offence under section 514 of the *Co-operatives National Law (Tasmania) Act 2015* to provide the Registrar with false and misleading documents.
- The proposed co-operative has the prescribed number of active members.

Date

Signature

**Document checklist**

**8. Your application cannot be processed without the following documents:**

- For all applicants, a draft of the proposed rules for the co-operative (including active membership provisions)
- If you are proposing to be a distributing co-operative, you must also attach a copy of the draft formation disclosure statement for the co-operative. An example of a disclosure statement is available at [www.consumer.tas.gov.au/registrations/co-operatives](http://www.consumer.tas.gov.au/registrations/co-operatives) The disclosure statement for a distributing co-operative must contain the information necessary to ensure prospective members are adequately informed of the nature and extent of a person's financial involvement or liability as a member of the co-operative, including if applicable:
  - the estimated costs of formation
  - the active membership provisions of the proposed co-operative
  - the rights and liabilities attaching to shares in the proposed co-operative
  - the capital required for the co-operative at the time of formation
  - the projected income and expenditure of the co-operative for its first year of operation
  - information about any contracts required to be entered into by the co-operative
  - any other information that the Registrar directs to be included.

Non-distributing co-operatives are not required to provide a disclosure statement unless later requested by the Registrar.

**What happens when you lodge your application**

- If the form is completed correctly and all necessary documents are attached, within 28 days you will receive notification of the next steps in the registration process.
- If any change occurs in the information you have provided in your application, you must notify Consumer, Building and Occupational Services as soon as possible.

**How to lodge and pay**

- The application fee must be paid at the time of application. There is no GST payable.
- The signature of the person lodging this form must be included in question 7.
- If paying by credit card, fill in the detail below or attach to the application form a cheque or money order made payable to Registration Services.

## Privacy Statement

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## Credit card details

Please debit my credit card (select one of the two options). Complete the rest of the card details.

Visa

Amount \$

Card number

Expiry date

CCV number

Mastercard

Name of cardholder

Daytime contact telephone number of cardholder

Date

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Signature of cardholder