

# Application for registration (amalgamated corporation)

### IMPORTANT—Please read the information on pages 1-4 before you start to fill in this form

#### About this form

This form should be used by Aboriginal or Torres Strait Islander corporations who want to amalgamate into one corporations under the *Corporations (Aboriginal and Torres Strait Islander) Act 2006* (CATSI Act).

### Who should complete this form?

A person who is authorised to act on behalf of members of the amalgamating corporations regarding this registration should complete this from. This person is referred to as the applicant.

### Documents you need to provide with this application

You will need to provide:

- a copy of the proposed rule book of the proposed amalgamated corporation
- if applicable, any applications for exemption under the CATSI Act
- a copy of the creditor notice published in the newspapers referred to at question 18
- · evidence that each corporation has taken reasonable steps to inform creditors of the amalgamation

#### AND either:

- a resolution from each amalgamating corporation that at least 75 per cent of the members applying for registration have agreed to do so (please see 'Resolution under the CATSI Act' on page 4), OR
- if the decision to apply for registration was made at a meeting where members of each of the amalgamating corporations passed the required resolutions, the notice of the meeting and the minutes (members must be given at least 21 days notice of the meeing and the proposed resolution).

### Returning the form

You can return your form and the required documents to the Office of the Registrar of Indigenous Corporations (ORIC) either by email, fax or post. To email the documents, you will need to scan them first.

Email info@oric.gov.au

Post Office of the Registrar of Indigenous Corporations

PO Box 29 Woden ACT 2606

### What happens when you return this form?

ORIC will check the application to make sure it is filled in properly and that the requirements of the CATSI Act are met. If it is not complete ORIC will write to you asking for the missing information to be provided. The application cannot be registered until all information is given.

#### ORIC will then:

- send you a certificate of registration
- send you a copy of the approved rule book
- put the details of your corporation on the public Register of Aboriginal and Torres Strait Islander Corporations.

Each of the amalgamating corporations will cease to exist.

### **Privacy**

Collection of information on this form is authorised by the CATSI Act. The Registrar of Indigenous Corporations is required by law to keep a Register of Aboriginal and Torres Strait Islander Corporations. Information on this form may be made public at **oric.gov.au**.

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Further information—if you need help completing this form or you need more information:

call 1800 622 431
 email info@oric.gov.au
 visit oric.gov.au

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#### **Notes**

The information on these pages will help you fill in the form. Please read it carefully.

### **Question 3**

# Proposed name of amalgamated corporation

The corporation's name may be:

- a name that is available (that is, it must not be identical to another corporation's name or prescribed as unacceptable under the Regulations see s 85-5 of the CATSI Act), or
- the expression 'Indigenous Corporation Number' followed by the corporation's ICN.

The name of the corporation must include the words:

- Aboriginal corporation
- Torres Strait Islander corporation
- Aboriginal and Torres Strait Islander corporation
- · Torres Strait Islander and Aboriginal corporation, or
- Indigenous corporation.

### **Question 5**

# Amalgamated corporation addresses

Main place of business – This is where the corporation carries out most of its activities.

**Registered office address (ROA)** – Large corporations must have a registered office to make sure members and others can get hold of important documents, such as the corporation's rules, and can contact the corporation.

**Document access address (DAA)** – Small and medium corporations must have a document access address which is a place where people can inspect important documents. This can be a person's home. People wanting to inspect documents have to give seven days written notice.

**Occupant consent** – If the corporation does not occupy the ROA/DAA, it must obtain written consent from the current occupant to use it as the corporation's street address. The corporation must be able to show the consent to the registrar if required.

### Question 10

# Size of the amalgamated corporation

A **small corporation** is a corporation that has at least 2 of the following:

- total gross operating income less than \$100,000
- total gross assets less than \$100,000
- · less than 5 employees.

A **large corporation** is a corporation that has at least 2 of the following:

- total gross operating income more than \$5 million
- total gross assets more than \$2.5 million
- more than 25 employees.

Any corporation that does not fit within the 'small' or 'large' categories is classed as a **medium corporation**.

Employees – To find out the expected number of employees your corporation will have in the first year:

- 1. count each full-time employee
- 2. for each part-time employee, work out a fraction that represents their weekly hours of work. Do this by dividing the part-timer's hours by the weekly hours of work of a full-time employee. For example: if a part-timer works 8 hours a week, and your full-time employees work 38 hours:  $8 \div 38 = 0.21$
- 3. count the fraction for each part-time employee.

**Note**: Community Development Program (CDP) workplace hosted jobseekers will be treated as employees for the purposes of these thresholds.

# Question 11 Liability of members

If the application for registration states that members are not liable for the debts of the corporation, then they are not liable. But if it states that they are liable for the corporation's debts, then they must indicate to what extent the members are liable. This could be a dollar amount, or it may be a proportion (e.g. Mr X is liable for half, Ms Y is liable for one-quarter), or it may be for property or goods. If members are to be liable, you should seek legal advice about the extent of liability.

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### Question 13

Contact person/ secretary for amalagamated corporation For **small and medium corporations**, the contact person's details are required.

For **large corporations**, the secretary's details are required. If the corporation has more than one secretary, please attach the additional details on a separate sheet.

To be eligible to act as a contact person/secretary a person must:

- · be at least 18 years of age
- not be currently disqualified under Part 6–5 of the CATSI Act (unless permission is granted by the registrar or leave granted by the court).

Address – A contact person/secretary must provide their residential address. They can give an alternative address if:

- 1. their name is on the electoral roll but not their address because of issues of personal safety, or
- 2. the registrar determines that including their residential address would put their safety (or their family's) at risk.

The alternative address must be one where documents can be served on the person.

## Question 16 Members

You must provide details of each person who is a current member of the amlagamating corporations.

**Number** – The corporation must have a minimum of 5 members unless you are granted an exemption (refer to the separate exemption form available from **online.oric.gov.au**).

### Eligibility -

- The members must be 15 years of age or older.
- If your rule book allows for non-Indigenous members, at least 51 per cent of members must be Aboriginal and Torres Strait Islander. *Policy statement 11: The Indigeneity requirement*
- If your rule book allows for corporate members, you may have them. Section 138–1 of the CATSI Act says that a person is a member of a corporation if they are a member on registration, or if they agree subsequently to become a member. Under law, a 'person' is not only a human being but is also an entity (such as a corporation) that is recognised by law as having the rights and duties of a human being.

**Address** – Although this form is part of the public register, the registrar will **not** include member addresses in copies of this form on the registrar's website.

Members who are concerned about their address in this form being included in the public register should contact their corporation and request that the corporation's register of members be updated with an alternative address. Members can supply any alternative address to the corporation, which may be the corporation's address. The corporation may keep a non-public mailing list separate from its register of members.

Policy statement 12: Registers and use and disclosure of information held by the registrar

## Question 17 Directors

Eligibility – To be eligible to act as a director a person must:

- be at least 18 years of age
- be a member of the corporation (unless the corporation's rule book provides otherwise)
- be an Aboriginal or Torres Strait Islander person (unless the corporation's rule book provides otherwise)
- not have any convictions against them as described in s 279–5(1) of the CATSI Act
- · not be an undischarged bankrupt
- not be currently disqualified from managing CATSI Act corporations under Part 6–5 of the CATSI Act.

Note: The CATSI Act requires a majority of the corporation's directors to be members and also to be Aboriginal or Torres Strait Islander.

**Consent** – Each director must give their consent in writing to be a director. The corporation must keep a record of the consent.

**Director identification number** – If a director does not have a **director ID** they must apply to get one from the Australian Business Registry Services – abrs.gov.au.

**Number** – A corporation may have up to 12 directors. If it needs a larger board, it may apply for an exemption from that limit —refer to the separate exemption form available from **online.oric.gov.au** or **oric.gov.au**.

**Term** – The maximum term is 2 years. Directors may be reappointed after their term expires. A corporation may also apply to the registrar for a longer term via the exemption form above.

Address - Directors must provide their residential address. They can give an alternative address if:

- 1. their name is on the electoral roll but not their address because of issues of personal safety, or
- 2. they are given an exemption from the registrar because their safety or their family's would be at risk.

The alternative address must be one where documents can be served on the person.

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## Question 18 Directors' declaration

Two directors from each amalgamating corporation named at question 1 must sign a statement declaring that their corporation is not under regulatory action. ORIC takes these declarations as evidence that:

- each amalgamating corporation is not under external administration
- no application has been made to a court (in Australia or elsewhere) to wind up the amalgamating corporations that has not been dealt with, and
- no application to approve a compromise or arrangement between an amalgamating corporation and another person has been made to a court (in Australia or elsewhere) that has not been dealt with.

The directors must also declare that they have taken reasonable steps within the objection period to notify the corporation's creditors of the proposed amalgamation and of the creditors' right to object to the application.

**Note:** The objection period referred to in question 18 is 21 days after notice is published in a national newspaper or daily newspaper in each state or territory where any of the amalgamating corporations has a registered office or is carrying on business or other operations.

If you do not understand this declaration, please contact ORIC for further information.

### **Question 19**

## Applicant's confirmation

### Creditor notice requirement

The applicant must give the registrar notice of the corporation's intention to make this application to apply for registration as an amalgamated corporation. Within 14 days of giving this notice, the applicant must publish a copy of this notice and a statement informing creditors that they may object to the grant of the application in a national newspaper or daily newspaper of each state or territory in which any of the amalgamating corporations have registered offices or carry on business or other operations. Send a copy of these published notices with this application.

A creditor of each amalgamating corporation has 21 days after this material is published to object to the grant of the application (this is known as the objection period).

During the objection period, each of the amalgamating corporations must take reasonable steps to inform their creditors of the proposed amalgamation and their right to object to the grant of the application.

Refer to the following documents for guidance:

- form Notice of intention to apply for registration of an amalgamated corporation
- fact sheet *Amalgamation information for existing corporations*—this fact sheet includes sample words for a newspaper notice and letter to substantial creditors.

### Question 20 Checklist

### Resolution under the CATSI Act

A pre-transfer of registration requirement is that you must provide evidence that at least 75 per cent of the people listed as consenting to become members of the corporation have agreed to apply for registration. This means they had to:

- authorise the applicant to apply for registration
- approve the proposed rule book (including agreeing to all replaceable rules being adopted)
- · nominate the people who will become directors of the corporation, and
- nominate the person who will become the contact person or secretary, depending on whether the corporation expects to be small, medium or large in its first year.

Sample resolutions are available at oric.gov.au or by calling 1800 622 431.

### Proposed rule book for the proposed corporation

Before ORIC can make a decision about your application, you must send a copy of the proposed rule book of your proposed corporation.

If your proposed corporation sought pre-approval of its rule book please note the reference ID from that approval for faster processing of your registration application.

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# **Application for registration** (amalgamated corporation)

Other

**Important**—Please read the information on pages 1–4 before completing this form.

Mr

Note: If you need more space to answer or need to provide additional information, please attach the details on a separate sheet.

### Applicant's details

Applicant's details

The applicant is the person who is authorised to act on behalf of members of the existing organisation regarding this registration.

Miss

Mrs

| First name  | name   |
|---|--|
| Last name   |  |
| Residential address   |  |
| Nesidential address   |  |
|   | Postcode   |
| Postal address (if same as residential                              |  |
| address, write 'As above')  | Postcode   |
| Primary phone   | Alternative phone  |
| Email address   |  |
| Corporations proposing to a  2 Details of the amalgamating corporat |  |
| Corporation 1—Name  |  |
|   | Indigenous Corporation Number (ICN)  |
| Corporation 2—Name  |  |
|   | Indigenous Corporation Number (ICN)  |
| Corporation 3—Name  |  |
|   | Indigenous Corporation Number (ICN)  If more than three corporations are amalgamating please provide details on a separate sheet |
|   |  |

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## Amalgamated corporation details

| 3  | Proposed name of amalgamated corporation (see Notes on page 2)  |  |
|----|---|--|
| 4  | <b>Australian Business Number</b> (ABN) if the amalgamated corporation has one  |  |
| 5  | Amalgamated corporation's addresses (see Notes on page 2)  Main place of business (including room number, floor and level if applicable)                | Postcode   |
|    | Registered office address (ROA)/<br>document access address (DAA)<br>(see Notes on page 2)<br>(including room number, floor<br>and level if applicable) | Postcode   |
|    |   | Does the amalgamated corporation currently occupy the ROA/DAA address?  (See Notes on page 2)  Yes  No  Name of current occupant  Has the occupant of the premises consented in writing to the use of the specified address as the address of the corporation's registered office address/document access address? |
|    | Postal address  |  |
|    |   | Postcode   |
| 6  | Amalgamated Telephone numbers   | ( )  |
| 7  | Amalgamated corporation's email address   |  |
| 8  | Preferred method of communication (e.g. email, phone, post)   |  |
| 9  | Does the amalgamated corporation intend to become a registered native title body corporate?   | Yes No   |
| 10 | Size of the amalgamated corporation (see <i>Notes on page 2</i> )   | Expected income for the first financial year   Specied value of assets for the first financial year  \$ \$   |
|    |   | Expected value of assets for the first infancial year  |
|    |   | Expected number of employees in the first financial year   |
|    |   | Corporation size Small Medium Large  |
| 11 | Liability of members<br>(see Notes on page 2)   | Members not liable  Members liable  Figure details of the extent of liability  |

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### Industry

| 12 What does the corporation do? (Tick all that apply)  |    |
|---|----|
| Agriculture, aquaculture, forestry, fishing   |    |
| Arts  music of dance and performing arts of visual arts   |    |
| Communication services  ○ media and broadcasting ○ production and publishing services ○ internet publishing services ○ translation and interpreter services   | :S |
| Community services  ○ family violence prevention and support ○ programs for elders ○ programs for men ○ programs for women ○ programs for young people ○ safety and wellbeing ○ sports and recreation   |    |
| Construction  architecture construction and engineering   |    |
| Education and training  cultural teaching and learning pre-school and childcare primary and secondary post-secondary and vocational (adult education)   |    |
| Employment  ○ employment mentoring and support ○ job placement and recruitment  |    |
| Health care and health promotion  aged or residential care community and social wellbeing drug and alcohol rehabilitation medical clinic or services stolen generations linkup and healing  |    |
| Heritage and culture  heritage surveys museums and keeping places preservation of languages   |    |
| Hospitality and tourism  accommodation cafes and restaurants tourism services   |    |
| Housing and tenancy   |    |
| Land and waters management—care for Country  Conservation  environmental rehabilitation or enhancement  holding land title/deeds  Indigenous land use agreement (negotiation and monitoring)  manage native title rights and interests (incl. RNTBCs)  research, monitoring, evaluation |    |
| Manufacturing  ○ food and beverage ○ furniture ○ printing ○ health and beauty products ○ textiles and clothing  |    |
| Mining and mining support services  |    |
| Municipal services  Of fuel or energy supply  Of road maintenance  waste collection and disposal  water, sewerage and drainage  |    |
| Spiritual congregation and religion   |    |
| Transport and storage  ○ bus or taxi services ○ road, rail, water or air transport ○ postal or courier delivery services ○ warehousing and storage services   |    |
| Wholesale and retail trade (shops)  ○ retail grocery or liquor ○ retail fuel ○ retail—other goods ○ wholesale supply of goods or services   |    |
| Other services  accounting advocacy cleaning or pest control consulting insurance legal research  |    |
| Other  •  |    |

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### Contact person/secretary

| 13 | Contact person/secretary Position for amalgamated corporation (see Notes on page 3) | Contact person for a small or Secretary of a large corporation medium corporation  |
|----|---|--|
|    |   | Mr Mrs Miss Ms Other   |
|    | First name  | Middle name  |
|    | Last name   |  |
|    | Residential address   |  |
|    |   |  |
|    |   | Postcode   |
|    | Postal address (if same as residential address, write 'As above')                   | Postcode   |
|    | Primary phone   | Alternative phone  |
|    | Email address   |  |
|    | Preferred method of communication (e.g. email, phone, post)                         |  |
| 14 | Contact person's consent/<br>secretary's declaration                                | I, the person named above, <b>consent</b> to becoming the contact person/secretary of the corporation named at question 3. |
|    |   | I declare that I am eligible to become a secretary of an Aboriginal and Torres Strait Islander corporation.                |
|    |   | Signature Date / /   |

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| Me    | Members  | Proposed nam  | Proposed name   |   |       |
|-------|--|---|---|---|-------|
| You   | must provide details of each person who is a c   | You must provide details of each person who is a current member of the amalgamating corporations. |   |   |       |
| lmp   | Important—You must read the Notes on page 3 before completing this section.                        | fore completing this section.   |   |   |       |
| 15    | How many members are between 15–18 years of age?<br>Note: Members must be 15 years of age or older | ears of age?  |   |   |       |
| 16    | Members' details   |   |   |   |       |
|       | <b>Full name</b><br>(Include title, first name and last name)<br>e.g. Mr John Citizen              | Address           (This can be a residential address or a postal address)                         | If your rule book allows for non-Indigenous members, please indicate which members are non-Indigenous | <b>Consent and signature</b> Note: By signing this form you consent to become a member of the corporation named above |       |
|       |  |   |   | P.  |       |
|       |  | Postcode  |   |   | _     |
|       |  |   |   | 4   |       |
|       |  | Postcode  |   |   |       |
|       |  |   |   | P.  |       |
|       |  | Postcode  |   |   |       |
|       |  |   |   | *   |       |
|       |  | Postcode  |   |   |       |
|       |  |   |   | 4   |       |
|       |  | Postcode  |   |   |       |
|       |  |   |   | *   |       |
|       |  | Postcode  |   |   |       |
|       |  |   |   | *   |       |
|       |  | Postcode  |   |   |       |
|       |  |   |   | *   |       |
|       |  | Postcode  |   |   |       |
|       |  |   |   | *   |       |
|       |  | Postcode  |   |   |       |
|       |  |   |   |   |       |
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| Page |

Members continued

| so you have enough space for all members.                                      |   |   |  |
|--|---|---|--|
| Full name<br>(Include title, first name and last name)<br>e.g. Mr John Citizen | Address           (This can be a residential address or a postal address) | If your rule book allows<br>for non-Indigenous<br>members, please<br>indicate which members<br>are non-Indigenous | Consent and signature Note: By signing this form you consent to become a member of the corporation named above |
|  |   |   | *  |
|  | Postcode  |   |  |
|  |   |   | *  |
|  | Postcode  |   |  |
|  |   |   | *  |
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| <b>Directors</b> Important—You must read the Notes on page 3 before completing this section. | Proposed name of corporation   |                           |  |                        |
|--|--|---------------------------|--|------------------------|
| 17 Directors' details  | You must provide de<br>amalgamated corpor<br>If more than six plea                                 | ation.                    | who consents to becoming a             | director of the        |
| Director 1   | Mr Mrs   | Miss Ms                   | Other                                  |                        |
| First name   |  |                           | Middle name                            |                        |
| Last name  |  |                           |  |                        |
| Previous name(s) (if any)  |  | _                         |  |                        |
| Date of birth (if known)   | / /  | Place of birth (if known) |  |                        |
| Residential address  |  |                           |  |                        |
|  |  |                           | Posto                                  | code                   |
| Primary<br>phone   |  |                           | Alternative phone                      |                        |
| Email address  |  |                           |  |                        |
| Director ID  | or does not have a director ID   |                           |  |                        |
|  | Some rule books allow <b>non-Indigenous</b> directors. This director is: Indigenous Non-Indigenous |                           |  |                        |
| About this director's appointment  | How long is the appointment for? up to 1 year up to 2 years other                                  |                           |  |                        |
| Other roles in the corporation   | Is this director also an <b>employee</b> of the corporation? Yes No                                |                           |  |                        |
|  | Some rule books allow <b>non-member</b> directors. This director is a: Member Non-member           |                           |  |                        |
| Consent and declaration  |  |                           |  |                        |
|  | Signature  |                           |  | Date                   |
|  | Signature  | ]                         |  | / /                    |
| Director 2   | Mr Mrs   | Miss Ms                   | Other                                  |                        |
| Follows  |  | 101133   1013             | Middle                                 |                        |
| First name<br>Last name  |  |                           | name                                   |                        |
| Previous name(s) ( <i>if any</i> )   |  |                           |  |                        |
| Date of birth (if known)   | / /  | Place of birth            |  |                        |
| Residential address  | 7 7  | (if known                 | )                                      |                        |
| . toolaaniiai aaai saa   |  |                           | Posto                                  | code                   |
| Primary<br>phone   |  |                           | Alternative phone                      |                        |
| Email address  |  |                           | priorie                                |                        |
| Director ID  |  |                           | or does r                              | not have a director ID |
| 5.100001.5   | Some rule books allow  | non-Indigenous direct     | tors. This director is: Indigeno       |                        |
| About this director's appointment  |  | -                         | 1 year up to 2 years                   |                        |
| Other roles in the corporation   |  |                           | oration? Yes No noration? Yes No Membe | r Non-member           |
| Consent and declaration  | • I consent to becom   | ing a director of the     |  |                        |
|  | Signature  |                           |  | Date                   |

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| Proposed name of corporation |  |
|------------------------------|--|
| or corporation               |  |

| Director 3                        | Mr Mrs Miss Ms Other   |
|-----------------------------------|--|
| First name                        | Middle name  |
| Last name                         |  |
| Previous name(s) (if any)         |  |
| Date of birth (if known)          | / / Place of birth (if known)  |
| Residential address               |  |
|                                   | Postcode   |
| Primary phone                     | Alternative phone  |
| Email address                     |  |
| Director ID                       | or does not have a director ID   |
|                                   | Some rule books allow <b>non-Indigenous</b> directors. This director is: Indigenous   Non-Indigenous   |
| About this director's appointment | How long is the appointment for? up to 1 year up to 2 years other  |
| Other roles in the corporation    | Is this director also an <b>employee</b> of the corporation? Yes No Some rule books allow <b>non-member</b> directors. This director is a: Member Non-member   |
| Consent and declaration           | <ul> <li>I consent to becoming a director of the corporation named above.</li> <li>I declare that I am eligible to become a director of an Aboriginal and Torres Strait Islander corporation.</li> </ul> |
|                                   | Date   |
|                                   | Signature / /  |
| Director 4                        |  |
|                                   | Mr Mrs Miss Ms Other Middle  |
| First name  Last name             | name   |
| Previous name(s) (if any)         |  |
| Date of birth (if known)          | Place of birth   |
| Residential address               | / / (if known)   |
| residential address               | Postcode   |
| Primary<br>phone                  | Alternative  |
| Email address                     | phone  |
| Director ID                       | or does not have a director ID   |
|                                   | Some rule books allow <b>non-Indigenous</b> directors. This director is: Indigenous Non-Indigenous   |
| About this director's appointment | How long is the appointment for? up to 1 year up to 2 years other  |
| Other roles in the corporation    | Is this director also an <b>employee</b> of the corporation? Yes No Some rule books allow <b>non-member</b> directors. This director is a: Member Non-member   |
| Consent and declaration           | <ul> <li>I consent to becoming a director of the corporation named above.</li> <li>I declare that I am eligible to become a director of an Aboriginal and Torres Strait Islander corporation.</li> </ul> |
|                                   | Signature Date   |
|                                   |  |

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| Proposed name of corporation |  |
|------------------------------|--|
| or corporation               |  |

**Note:** If there are more than 6 directors, photocopy this page before you fill it in so you have enough space for all directors. You can have a maximum of 12 directors.

| Director 5                        | Mr   |  |  |  |  |
|-----------------------------------|--|--|--|--|--|
| First name                        | Middle name  |  |  |  |  |
| Last name                         |  |  |  |  |  |
| Previous name(s) (if any)         |  |  |  |  |  |
| Date of birth (if known)          | / / Place of birth (if known)  |  |  |  |  |
| Residential address               |  |  |  |  |  |
|                                   | Postcode   |  |  |  |  |
| Primary phone                     | Alternative phone  |  |  |  |  |
| Email address                     |  |  |  |  |  |
| Director ID                       | or does not have a director ID   |  |  |  |  |
|                                   | Some rule books allow <b>non-Indigenous</b> directors. This director is: Indigenous Non-Indigenous   |  |  |  |  |
| About this director's appointment | How long is the appointment for? up to 1 year up to 2 years other  |  |  |  |  |
| Other roles in the corporation    | Is this director also an <b>employee</b> of the corporation? Yes No  |  |  |  |  |
| Consent and declaration           | Some rule books allow <b>non-member</b> directors. This director is a: Member Non-member • <i>I consent</i> to becoming a director of the corporation named above.                                       |  |  |  |  |
| Constitution                      | • I declare that I am eligible to become a director of an Aboriginal and Torres Strait Islander corporation.   |  |  |  |  |
|                                   | Signature Date   |  |  |  |  |
|                                   | Signature / /  |  |  |  |  |
| Director 6 Mr Mrs Miss Ms Other   |  |  |  |  |  |
| First name                        | Middle name  |  |  |  |  |
| Last name                         |  |  |  |  |  |
| Previous name(s) (if any)         |  |  |  |  |  |
| Date of birth (if known)          | / / Place of birth (if known)  |  |  |  |  |
| Residential address               |  |  |  |  |  |
|                                   | Postcode   |  |  |  |  |
| Primary phone                     | Alternative phone  |  |  |  |  |
| Email address                     |  |  |  |  |  |
| Director ID                       | or does not have a director ID   |  |  |  |  |
|                                   | Some rule books allow <b>non-Indigenous</b> directors. This director is: Indigenous Non-Indigenous   |  |  |  |  |
| About this director's appointment | How long is the appointment for? up to 1 year up to 2 years other  |  |  |  |  |
| Other roles in the corporation    | Is this director also an <b>employee</b> of the corporation? Yes No Some rule books allow <b>non-member</b> directors. This director is a: Member Non-member   |  |  |  |  |
| Consent and declaration           | <ul> <li>I consent to becoming a director of the corporation named above.</li> <li>I declare that I am eligible to become a director of an Aboriginal and Torres Strait Islander corporation.</li> </ul> |  |  |  |  |
|                                   | Signature Date / /   |  |  |  |  |

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### **Directors' declaration**

To be signed by 2 directors or committee members of each amalgamating organisation named at question 3. (See Notes on page 4)

Note: If there are more than 3 amalgamating corporations, photocopy this page before you fill it in so you have enough space for all signatories.

| 18 | Corporation 1 We declare that: |                         | we are directors of (name of corporation)  |  |                         |  |  |
|----|--------------------------------|-------------------------|--|--|-------------------------|--|--|
|    |                                |                         | • the corporation  | on is not under external administration    |                         |  |  |
|    |                                |                         | <ul> <li>no application has been made to a court (in Australia or elsewhere) to wind up the corporation that has not been dealt with</li> <li>no application to approve a compromise or arrangement between the corporation a another person has been made to a court (in Australia or elsewhere) that has not b dealt with, and</li> </ul>  |  |                         |  |  |
|    |                                |                         |  |  |                         |  |  |
|    |                                |                         |  |  |                         |  |  |
|    |                                |                         | the corporation has taken reasonable steps within the objection period to inform its creditors of:   |  |                         |  |  |
|    |                                |                         | – the proposed amalgamation, and   |  |                         |  |  |
|    |                                |                         | – their right t  | o object to the grant of this application. | nt of this application. |  |  |
|    |                                |                         | Signature  |  | Date                    |  |  |
|    |                                | Signature               | <b>€</b> 1   | / /  |                         |  |  |
|    |                                | Full name               |  |  |                         |  |  |
|    |                                |                         |  |  |                         |  |  |
|    |                                |                         | Signature  | <b>L</b> o                                 | Date                    |  |  |
|    |                                |                         |  |  | / /                     |  |  |
|    |                                |                         | Full name  |  |                         |  |  |
|    | Corporation 2                  | We <b>declare</b> that: | t: • we are directors of (name of corporation)   |  |                         |  |  |
|    |                                |                         | • the corporation is not under external administration   |  |                         |  |  |
|    |                                |                         | <ul> <li>no application has been made to a court (in Australia or elsewhere) to wind up the corporation that has not been dealt with</li> <li>no application to approve a compromise or arrangement between the corporation and another person has been made to a court (in Australia or elsewhere) that has not been dealt with, and</li> <li>the corporation has taken reasonable steps within the objection period to inform its creditors of: <ul> <li>the proposed amalgamation, and</li> </ul> </li> </ul> |  |                         |  |  |
|    |                                |                         |  |  |                         |  |  |
|    |                                |                         |  |  |                         |  |  |
|    |                                |                         |  |  |                         |  |  |
|    |                                |                         |  |  |                         |  |  |
|    |                                |                         | – their right t  | o object to the grant of this application. |                         |  |  |
|    |                                | Signature               | <b>L</b> o   | Date                                       |                         |  |  |
|    |                                |                         |  | / /  |                         |  |  |
|    |                                |                         | Full name  |  |                         |  |  |
|    |                                |                         | Signature  | A.   | Date                    |  |  |
|    |                                | -ignature               | <b>L</b> D   | / /  |                         |  |  |
|    |                                |                         | Full name  |  |                         |  |  |
|    |                                |                         |  |  |                         |  |  |

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| Corporation 3 We declare that:                             | we are directors of (name of corporation)  |  |                           |  |  |
|--|--|--|---------------------------|--|--|
|  |  |  |                           |  |  |
|  | • the corporati  | ion is not under external administration   |                           |  |  |
|  |  | • no application has been made to a court (in Australia or elsewhere) to wind up the corporation that has not been dealt with  |                           |  |  |
|  | • no application to approve a compromise or arrangement between the corporation and another person has been made to a court (in Australia or elsewhere) that has not been  |  |                           |  |  |
|  | <ul> <li>dealt with, and</li> <li>the corporation has taken reasonable steps within the objection period to inform its creditors of:</li> </ul>  |  |                           |  |  |
|  | <ul> <li>the proposed amalgamation, and</li> <li>their right to object to the grant of this application.</li> </ul>  |  |                           |  |  |
|  | Signature  | <b>L</b> D   | Date / /                  |  |  |
|  | Full name  |  |                           |  |  |
|  | Ciama a tauna  |  | Date                      |  |  |
|  | Signature  |  | / /                       |  |  |
|  | Full name  |  |                           |  |  |
| Applicant's confirmation                                   |  |  |                           |  |  |
| Note: It is an offence under s. 561–1 of the               | CATSI Act to pro   | ovide false or misleading information.   |                           |  |  |
| This offence can result in a penalty of 200 p              | penalty units, five  | e years imprisonment, or both.   |                           |  |  |
| 19 Applicant's confirmation and declaration                | I, the person whose details appear at question 1, apply for registration under the CATSI Act on the basis of the information in this form and attachments.   |  |                           |  |  |
| I <b>confirm</b> that:                                     | • all members are 15 years of age or older   |  |                           |  |  |
|  |  | are 18 years of age or older, and  |                           |  |  |
|  | • the informat<br>time of signi  | ion provided in this application and attachments is<br>ng.   | s true and correct at the |  |  |
| I <b>declare</b> that:                                     | • notice of the proposed amalgamation was given to the registrar   |  |                           |  |  |
|  | <ul> <li>within 14 days of giving notice, a copy of this notice and a statement informing<br/>creditors of the amalgamating corporations (named at question 2) that they may object<br/>to the grant of this application, was published in either:         <ul> <li>a national newspaper or</li> </ul> </li> </ul> |  |                           |  |  |
|  |  | newspaper of each state and territory in which any<br>ons have registered offices or carry on business or o  |                           |  |  |
|  | Applicant's  | <b>€</b> 1   | Date                      |  |  |
|  | signature  | <i>SEE-11</i>  | / /                       |  |  |
|  | Full name  |  |                           |  |  |
| Checklist  |  |  |                           |  |  |
|  |  |  |                           |  |  |
| 20 Please provide a copy of these documents with this form | a copy of  | the proposed rule book of your proposed corporation,   | AND                       |  |  |
|  | if applicab  | ole, any applications for exemption under the CATSI A  | ct                        |  |  |
|  |  | a copy of the creditor notice published in the newspapers referred to at question 18 (see note on page 4), AND   |                           |  |  |
|  |  | evidence that each corporation has taken reasonable steps within the objection period to inform its creditors of the proposed amalgamation and their rights of objection, <b>AND</b> either: |                           |  |  |
|  | a resolution from each amalgamating corporation that at least 75 per cent of the members have agreed to apply for registration, <b>OR</b>  |  |                           |  |  |
|  | if the decision to apply for registration was made at a meeting where members of each of the   |  |                           |  |  |

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amalgamating corporations passed the required resolutions, the minutes of the meeting.