



# Application for registration as an Australian company

Use this form to apply to ASIC for registration of a company under the Corporations Act 2001.

## Related Forms

208 - Notification of details of shares allotted other than for cash

207Z - Certification of compliance with stamp duty law

If there is insufficient space in any section of the form, you may photocopy the relevant page(s) and submit as part of this lodgement

## Lodgement details

### Who should ASIC contact if there is a query about this form?

Name

ASIC registered agent number (if applicable)

Telephone number

Postal address

Please provide an estimate of the time taken to complete this form.

 hrs  mins

## 1 State/territory of registration

I/We apply for registration of the company under the Corporations Act 2001 and nominate the State or Territory in which the company will be taken to be registered.

Give State or Territory

## 2 Details of the company

Does the company have a proposed company name?

yes

if yes, the proposed company name is

name reservation number (if any)

no

The company name on registration will be its Australian Company Number (ACN).

Tick the legal elements that apply

Pty.

Ltd.

Proprietary

Limited

No liability

NL

no legal elements (s150 companies only)

Refer to Guide for Special Purpose Company details

## 2 Continued ... Further details of the company

Is the proposed name identical to a registered business name(s)?

yes

if yes, provide business name(s) registration details

Business number

State/Territory of registration


no

I DECLARE that I make this application for the company name AS, or ON BEHALF of, and with the authority of, the registered owner(s) of the above identical business name(s).

### Type and class of company

Tick one box from each list

Type of company

proprietary company

public company

Class of company

limited by shares

unlimited with a share capital

limited by shares

limited by guarantee

unlimited with a share capital

no liability

Governance of a public company

The company will rely entirely on replaceable rules

The company has a constitution

A proposed public company which has adopted a "Constitution" must lodge a copy of the constitution with this application.

If the proposed company is to be a public company **limited by guarantee**, state the amount of the guarantee that each member agrees to in writing.

The amount of the member's guarantee is \$  (insert amount)

### Registered office

You cannot use a PO Box address

At the office of, C/- (if applicable)

Office, unit, level

Street number and Street name

Suburb/City

State/Territory

Postcode

Does the company occupy the premises?

yes

no

if no, name of occupier

Occupier's consent (Select box to indicate the statement below is correct)

The occupier of the premises has consented in writing to the use of the specified address as the address of the registered office of the company and has not withdrawn that consent.

## 2 Continued ... Further details of the company

### Office hours

For a public company

- a. Registered office of a public company is open to the public each business day from at least 10 am to 12 noon and 2 pm to 4 pm.
- b. Registered office of a public company is open to the public each business day from at least 3 hours between 9 am and 5 pm.
- If b, insert hours open from  am/pm close to  am/pm

### Principal place of business in Australia

If same as registered office, write "as above".

Office, unit, level

Street number and Street name

Suburb/City

State/Territory

Postcode

## 3 Identify ultimate holding company

Will the company have an ultimate holding company upon registration?

yes

if yes, provide the following details of the ultimate holding company

Company name

ACN/ARBN/ABN

Country of incorporation (if not Australia)

no

## 4 Appoint officeholder

A public company must have a minimum of 3 directors (2 resident in Australia) and 1 secretary (resident in Australia). A proprietary company must have a minimum of 1 director (resident in Australia). The office of secretary is optional, but if appointed one must reside in Australia. Officeholder(s) appointment date shall be effective from the beginning of the day on which the company becomes registered.

### Office held

Director

Secretary

Family name

Given names

Former name

Street number and Street name

Suburb/City

State/Territory

Postcode

Country (if not Australia)

Date of birth

  /   /  

[D] [D] / [M] [M] / [Y] [Y]

Place of birth (town/city)

(state/country)

## 4 Continued ... Appoint another officeholder

A public company must have a minimum of 3 directors (2 resident in Australia) and 1 secretary (resident in Australia). A proprietary company must have a minimum of 1 director (resident in Australia). The office of secretary is optional, but if appointed one must reside in Australia. Officeholder(s) appointment date shall be effective from the beginning of the day on which the company becomes registered.

<b>Office held</b>	
<input type="checkbox"/> Director	<input type="checkbox"/> Secretary
Family name	Given names
<input type="text"/>	
Former name	
<input type="text"/>	
Street number and Street name	
<input type="text"/>	
Suburb/City	State/Territory
<input type="text"/>	<input type="text"/>
Postcode	Country (if not Australia)
<input type="text"/>	<input type="text"/>
Date of birth	
<input type="text"/> <input type="text"/> / <input type="text"/> <input type="text"/> / <input type="text"/> <input type="text"/>	
[D] [D] / [M] [M] / [Y] [Y]	
Place of birth (town/city)	(state/country)
<input type="text"/>	<input type="text"/>

## 4 Continued ... Appoint another officeholder

A public company must have a minimum of 3 directors (2 resident in Australia) and 1 secretary (resident in Australia). A proprietary company must have a minimum of 1 director (resident in Australia). The office of secretary is optional, but if appointed one must reside in Australia. Officeholder(s) appointment date shall be effective from the beginning of the day on which the company becomes registered.

<b>Office held</b>	
<input type="checkbox"/> Director	<input type="checkbox"/> Secretary
Family name	Given names
<input type="text"/>	
Former name	
<input type="text"/>	
Street number and Street name	
<input type="text"/>	
Suburb/City	State/Territory
<input type="text"/>	<input type="text"/>
Postcode	Country (if not Australia)
<input type="text"/>	<input type="text"/>
Date of birth	
<input type="text"/> <input type="text"/> / <input type="text"/> <input type="text"/> / <input type="text"/> <input type="text"/>	
[D] [D] / [M] [M] / [Y] [Y]	
Place of birth (town/city)	(state/country)
<input type="text"/>	<input type="text"/>

## 4 Continued ... Appoint another officeholder

A public company must have a minimum of 3 directors (2 resident in Australia) and 1 secretary (resident in Australia). A proprietary company must have a minimum of 1 director (resident in Australia). The office of secretary is optional, but if appointed one must reside in Australia. Officeholder(s) appointment date shall be effective from the beginning of the day on which the company becomes registered.

<b>Office held</b>	
<input type="checkbox"/> Director	<input type="checkbox"/> Secretary
Family name	Given names
<input type="text"/>	
Former name	
<input type="text"/>	
Street number and Street name	
<input type="text"/>	
Suburb/City	State/Territory
<input type="text"/>	<input type="text"/>
Postcode	Country (if not Australia)
<input type="text"/>	<input type="text"/>
Date of birth	
<input type="text"/> <input type="text"/> / <input type="text"/> <input type="text"/> / <input type="text"/> <input type="text"/>	
[D] [D] [M] [M] [Y] [Y]	
Place of birth (town/city)	(state/country)
<input type="text"/>	<input type="text"/>

## 4 Continued ... Appoint another officeholder

A public company must have a minimum of 3 directors (2 resident in Australia) and 1 secretary (resident in Australia). A proprietary company must have a minimum of 1 director (resident in Australia). The office of secretary is optional, but if appointed one must reside in Australia. Officeholder(s) appointment date shall be effective from the beginning of the day on which the company becomes registered.

<b>Office held</b>	
<input type="checkbox"/> Director	<input type="checkbox"/> Secretary
Family name	Given names
<input type="text"/>	
Former name	
<input type="text"/>	
Street number and Street name	
<input type="text"/>	
Suburb/City	State/Territory
<input type="text"/>	<input type="text"/>
Postcode	Country (if not Australia)
<input type="text"/>	<input type="text"/>
Date of birth	
<input type="text"/> <input type="text"/> / <input type="text"/> <input type="text"/> / <input type="text"/> <input type="text"/>	
[D] [D] [M] [M] [Y] [Y]	
Place of birth (town/city)	(state/country)
<input type="text"/>	<input type="text"/>



## 6 Details of members

Use this section to notify the name and address of each person who consents to become a member.

If shares are jointly owned, provide names and addresses of all joint-owners on a separate sheet (annexure), clearly indicating the share class and with whom the shares are jointly owned.

Please complete a separate section below for each member.

### Member details and shareholding

Please indicate the member's name, address and shareholding (if applicable).

<input type="checkbox"/>	Family name	Given names
	<input style="width: 95%;" type="text"/>	<input style="width: 95%;" type="text"/>
<b>OR</b>		
<input type="checkbox"/>	Company name	
	<input style="width: 95%;" type="text"/>	
	ACN/ARBN/ ABN	
	<input style="width: 95%;" type="text"/>	
	Office, unit, level, or PO Box number	
	<input style="width: 95%;" type="text"/>	
	Street number and Street name	
	<input style="width: 95%;" type="text"/>	
	Suburb/City	State/Territory
	<input style="width: 95%;" type="text"/>	<input style="width: 95%;" type="text"/>
	Postcode	Country (if not Australia)
	<input style="width: 95%;" type="text"/>	<input style="width: 95%;" type="text"/>

In the following table give:

- the class and number of shares the above member has agreed in writing to take up; and
- the amount the member has agreed in writing to pay for each share, or if the amount is not paid in full on registration, the amount the member has agreed in writing to be unpaid on the share

Share class code	Number of shares taken up	Amount agreed to pay per share	Total \$ paid on these shares	Amount unpaid per share	Total \$ unpaid on these shares	Fully paid (y/n)	Beneficially held (y/n)

## 6 Continued ... Details of another member

Use this section to notify the name and address of each person who consents to become a member.

If shares are jointly owned, provide names and addresses of all joint-owners on a separate sheet (annexure), clearly indicating the share class and with whom the shares are jointly owned.

Please complete a separate section below for each member.

### Member details and shareholding

Please indicate the member's name, address and shareholding (if applicable).

<input type="checkbox"/> Family name <input style="width: 90%;" type="text"/>	Given names <input style="width: 90%;" type="text"/>
<b>OR</b>	
<input type="checkbox"/> Company name <input style="width: 95%;" type="text"/>	
ACN/ARBN/ ABN <input style="width: 70%;" type="text"/>	
Office, unit, level, or PO Box number <input style="width: 95%;" type="text"/>	
Street number and Street name <input style="width: 95%;" type="text"/>	
Suburb/City <input style="width: 70%;" type="text"/>	State/Territory <input style="width: 20%;" type="text"/>
Postcode <input style="width: 20%;" type="text"/>	Country (if not Australia) <input style="width: 70%;" type="text"/>

In the following table give:

- the class and number of shares the above member has agreed in writing to take up; and
- the amount the member has agreed in writing to pay for each share, or if the amount is not paid in full on registration, the amount the member has agreed in writing to be unpaid on the share

Share class code	Number of shares taken up	Amount agreed to pay per share	Total \$ paid on these shares	Amount unpaid per share	Total \$ unpaid on these shares	Fully paid (y/n)	Beneficially held (y/n)

## 6 Continued ... Details of another member

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If shares are jointly owned, provide names and addresses of all joint-owners on a separate sheet (annexure), clearly indicating the share class and with whom the shares are jointly owned.

Please complete a separate section below for each member.

### Member details and shareholding

Please indicate the member's name, address and shareholding (if applicable).

<input type="checkbox"/>	Family name	Given names
	<input style="width: 95%;" type="text"/>	<input style="width: 95%;" type="text"/>
<b>OR</b>		
<input type="checkbox"/>	Company name	
	<input style="width: 95%;" type="text"/>	
	ACN/ARBN/ ABN	
	<input style="width: 95%;" type="text"/>	
	Office, unit, level, or PO Box number	
	<input style="width: 95%;" type="text"/>	
	Street number and Street name	
	<input style="width: 95%;" type="text"/>	
	Suburb/City	State/Territory
	<input style="width: 95%;" type="text"/>	<input style="width: 95%;" type="text"/>
	Postcode	Country (if not Australia)
	<input style="width: 95%;" type="text"/>	<input style="width: 95%;" type="text"/>

In the following table give:

- the class and number of shares the above member has agreed in writing to take up; and
- the amount the member has agreed in writing to pay for each share, or if the amount is not paid in full on registration, the amount the member has agreed in writing to be unpaid on the share

Share class code	Number of shares taken up	Amount agreed to pay per share	Total \$ paid on these shares	Amount unpaid per share	Total \$ unpaid on these shares	Fully paid (y/n)	Beneficially held (y/n)

## 6 Continued ... Details of another member

Use this section to notify the name and address of each person who consents to become a member.

If shares are jointly owned, provide names and addresses of all joint-owners on a separate sheet (annexure), clearly indicating the share class and with whom the shares are jointly owned.

Please complete a separate section below for each member.

### Member details and shareholding

Please indicate the member's name, address and shareholding (if applicable).

<input type="checkbox"/> Family name <input style="width: 90%;" type="text"/>	Given names <input style="width: 90%;" type="text"/>
<b>OR</b>	
<input type="checkbox"/> Company name <input style="width: 95%;" type="text"/>	
ACN/ARBN/ ABN <input style="width: 60%;" type="text"/>	
Office, unit, level, or PO Box number <input style="width: 95%;" type="text"/>	
Street number and Street name <input style="width: 95%;" type="text"/>	
Suburb/City <input style="width: 70%;" type="text"/>	State/Territory <input style="width: 20%;" type="text"/>
Postcode <input style="width: 20%;" type="text"/>	Country (if not Australia) <input style="width: 70%;" type="text"/>

In the following table give:

- the class and number of shares the above member has agreed in writing to take up; and
- the amount the member has agreed in writing to pay for each share, or if the amount is not paid in full on registration, the amount the member has agreed in writing to be unpaid on the share

Share class code	Number of shares taken up	Amount agreed to pay per share	Total \$ paid on these shares	Amount unpaid per share	Total \$ unpaid on these shares	Fully paid (y/n)	Beneficially held (y/n)

## Declaration by applicant

I/we apply for registration of a company on the basis of the information in this form and any attachments. I/we have the necessary written consents and agreements referred to in the application concerning the member and officeholders and I/we shall give the consents and agreements to the company after the company becomes registered. The information provided in this application and in any annexures is true and correct at the time of signing.

## Signature of applicant

Provide family and given names OR corporation name (include ACN/ARBN if applicable)

If the applicant is a natural person - 1 signature required.  
If the applicant is a corporation - at least 1 director or secretary to sign.

Name of applicant							
<input type="text"/>							
Capacity of applicant							
<input type="checkbox"/>	Natural person						
<input type="checkbox"/>	Corporation						
Name of officeholder							
<input type="text"/>							
<input type="checkbox"/>	Agent for natural person or corporation						
Name of agent							
<input type="text"/>							
Signature of applicant							
<input type="text"/>							
Date signed							
<input type="text"/>	<input type="text"/>	/	<input type="text"/>	<input type="text"/>	/	<input type="text"/>	<input type="text"/>
[D	D]		[M	M]		[Y	Y]

## Lodgement

Send completed and signed forms to:  
Australian Securities and Investments Commission,  
PO Box 4000, Gippsland Mail Centre VIC 3841.

### For help or more information

Telephone 03 5177 3988  
Email [info.enquiries@asic.gov.au](mailto:info.enquiries@asic.gov.au)  
Web [www.asic.gov.au](http://www.asic.gov.au)

# Guide: Application for registration as an Australian company

This guide does not form part of the prescribed form. It is included by ASIC to assist you in completing and lodging the Form 201.

Use this form to apply to ASIC for registration of a company under the Corporations Act.

## Related Forms

208 - Notification of details of shares allotted other than for cash

207Z - Certification of compliance with stamp duty law

<b>Signature</b>	This form must be signed by: <ul style="list-style-type: none"><li>• the applicant; or</li><li>• a person who has consented to become a director or secretary or member of the company; or</li><li>• the agent for the applicant, being a person who has authority to sign the form on behalf of the applicant(s).</li></ul>
<b>Lodgement period</b>	Nil – to be lodged when required.
<b>Lodging fee</b>	Public or proprietary company having a share capital \$400 Public company limited by guarantee \$330  Application fees are subject to periodic change - if in doubt, contact your nearest ASIC Service Centre for the current fee information. A receipt will not be issued unless requested. Generally, a form is not regarded as being lodged until it is received and accepted by ASIC as being in compliance with s1274(8) of the Corporations Act 2001.
<b>Documents to be lodged with this application</b>	<p>A public company which is governed by a written constitution must lodge a copy of its constitution.</p> <p>A public company that is limited by shares or is an unlimited company, if shares will be issued for other than cash, must lodge either a <b>Form 208 Notification of details of shares allotted other than for cash</b>, or a copy of the 'contract' plus a <b>Form 207Z Certification of compliance with stamp duty law</b>, if shares will be issued under a written contract.</p> <p><b>Company names:</b> A name is available unless it is identical to a name that is currently reserved or registered under the Corporations Act 2001 for another body, or is identical to a name that is included on the national business names register in respect of another individual or body who is not the person applying to have the name, or is unacceptable for registration under the Regulations.</p> <p>If it is proposed to register a name which is identical to a registered business name(s), ASIC must be satisfied that the proposed company is entitled to the use of the name under s147. To assess entitlement to the use of the name, the questions regarding the business name(s) issue shown on the form 201 must be completed. Alternatively, that information may be given in a statement attached to the form 201 (as an annexure) under the heading 'Declaration Regarding Registered Business Name(s)'. Be sure to provide the same information as is required on the form 201. The statement must be <b>dated and signed</b> by the applicant as being 'true and correct' as follows: <i>'I declare that the information given in this statement is true and correct.'</i></p>

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## Additional information

**Officeholders' addresses** must be their usual current residential address. An alternative address may only be used where the Commission approves an application under s205D of the Corporations Act 2001.

The Act contains "replaceable rules" which apply to all companies - except companies where the sole member is also the sole director - and may be used to govern the internal running of the company. Companies may displace some of the replaceable rules by a constitution and be governed by a combination of replaceable rules for some things and their own constitution for others. **If this is the case with the proposed company, please tick "yes" to the company having a constitution.**

A company with more than one member/director may adopt a constitution provided all persons who have agreed to become a member of the company agree to the terms and conditions.

A no-liability company (NL) must be a public company. The Corporations Act 2001 limits the activities of a NL company to mining purposes only and obliges a NL company's **constitution** to state, amongst other things, that its sole objects are mining purposes only.

A company limited by guarantee (LMGT) must be a public company. In order for a LMGT company to qualify as a 'special purpose company' as defined by the Corporations (Fees) Regulations, its **constitution** must contain, amongst other things, provisions which limit its activities to charitable purposes only.

If the company has commenced as a special purpose company (home unit company, superannuation trustee company or a company for charitable purpose only) a Form 484 must be completed within 28 days of registration of the company. If you indicate that your company has commenced as one of the special purpose company designations, ASIC will send a declaration for you to complete and return. Special purpose company designations are defined under Regulation 3 of the Corporations (Review Fees) Regulations 2003. .

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## How to provide additional information

### Photocopied Form 201 pages

If there is insufficient space in any section of the form, you may photocopy the relevant page(s) and submit as part of this lodgement.

### Annexures

If there is insufficient space in any section of the form, you may alternately submit annexures as part of this lodgement.

To make any annexure conform to the regulations, you must

1. use A4 size paper of white or light pastel colour with a margin of at least 10mm on all sides
2. show the company name and ACN or ARBN
3. number the pages consecutively
4. print or type in BLOCK letters in dark blue or black ink so that the document is clearly legible when photocopied
5. mark the annexure with an identifying letter or symbol eg a,b,c or 1,2,3 etc.
6. endorse the annexure with the words:  
This annexure (mark) of (number) pages referred to in form (form number and title)
7. sign and date the annexure

The annexure must be signed by the same person(s) who signed the form.

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## Lodgement

Send completed and signed forms to:  
Australian Securities and Investments Commission,  
PO Box 4000, Gippsland Mail Centre VIC 3841.

### For help or more information

Telephone 03 5177 3988  
Email [info.enquiries@asic.gov.au](mailto:info.enquiries@asic.gov.au)  
Web [www.asic.gov.au](http://www.asic.gov.au)