

# **NORTHERN TERRITORY OF AUSTRALIA**

## **ASSOCIATIONS INCORPORATION REGULATIONS**

As in force at 1 September 1992

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# NORTHERN TERRITORY OF AUSTRALIA

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As in force at 1 September 1992

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## ASSOCIATIONS INCORPORATION REGULATIONS

### Regulations under the *Associations Incorporation Act*

#### **1 Citation**

These Regulations may be cited as the *Associations Incorporation Regulations*.

#### **2 Interpretation**

In these Regulations a reference to a form by number is a reference to the form so numbered in Schedule 1.

#### **3 Requirements relating to documents**

The Registrar may refuse to accept an application, notice or other document which, under the Act, is required to be filed or otherwise lodged with him:

- (a) if the document is not on foolscap paper with a margin at least 2 inches wide on the left hand side of each sheet; or
- (b) if the document has been, or appears to the Registrar to have been, altered in any particular.

#### **4 Form of notice of intention to apply**

For the purposes of section 5 of the Act, Form 1 is prescribed.

#### **5 Form of certificates of incorporation**

A certificate of incorporation of an association issued by the Registrar under section 8 of the Act shall be in accordance with Form 2.

#### **6 Forms relating to changes of name**

- (1) An application under section 17(1) of the Act for the issue to an incorporated association of a certificate of incorporation in a new name shall be in accordance with Form 3.

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- (2) A certificate of incorporation in a new name issued to an incorporated association by the Registrar under section 17 of the Ordinance shall be in accordance with Form 4.

**7 Inspection of documents**

- (1) The Registrar may permit a person to inspect all or any of the documents filed or otherwise lodged with the Registrar in respect of an incorporated association upon payment to the Registrar of the fee specified in Schedule 2.
- (2) At the request of a person made by post or otherwise, the Registrar may, upon payment to him of the fee specified in Schedule 2, furnish to that person any information in writing in the Registrar's possession relating to an incorporated association.

**8 Fees**

The fees set out in Schedule 2 shall, in respect of the matters to which they relate, be paid to the Registrar.

**9 Notice of intention to apply**

For the purposes of section 25A(2)(a) of the Act, form 5 is prescribed.

**10 Form of certificates of incorporation**

A certificate of incorporation of a trading association issued by the Registrar under section 25D(1) of the Act shall be in accordance with Form 6.

**11 Ethnic communities**

For the purposes of section 25D(2)(d) of the Act, the ethnic communities specified in Schedule 3 are prescribed.

**12 Forms relating to changes of name**

- (1) An application under section 25Z(1) of the Act for the issue to an incorporated trading association of a certificate of incorporation in a new name shall be in accordance with Form 7.
- (2) A certificate of incorporation in a new name issued to an incorporated trading association by the Registrar under section 25Z(1) of the Act shall be in accordance with Form 8.

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**13        Form 9**

For the purposes of section 25AF(2)(a) of the Act the form set out in Form 9 is prescribed.

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**Schedule 1**

FORM 1

regulation 4

NORTHERN TERRITORY OF AUSTRALIA

*Associations Incorporation Act*

NOTICE OF INTENTION TO APPLY FOR THE INCORPORATION  
OF AN ASSOCIATION

I, \_\_\_\_\_, of \_\_\_\_\_,  
a person authorized in that behalf by the committee of the association known  
as \_\_\_\_\_

hereby give notice that I intend to apply for the incorporation of the association  
under the *Associations Incorporation Act*.

The objects and purposes of the association are as follows:

This notice has been approved by the Registrar of Companies.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_.

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FORM 2

regulation 5

NORTHERN TERRITORY OF AUSTRALIA

*Associations Incorporation Act*

CERTIFICATE OF INCORPORATION OF AN ASSOCIATION

I, \_\_\_\_\_, the Registrar of Companies for the  
Northern Territory of Australia, in pursuance of section 8 of the *Associations  
Incorporation Act*, hereby certify that

\_\_\_\_\_ has this day been incorporated under the Act.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_.

.....  
Registrar of Companies.

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FORM 3

regulation 6(1)

NORTHERN TERRITORY OF AUSTRALIA

*Associations Incorporation Act*

APPLICATION FOR ISSUE OF CERTIFICATE OF INCORPORATION OF AN  
INCORPORATED ASSOCIATION IN A NEW NAME

To the Registrar of Companies.

I, \_\_\_\_\_, of \_\_\_\_\_,  
the Public Officer of \_\_\_\_\_, an association  
incorporated under the *Associations Incorporation Act* hereby give notice that,  
on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, the  
members of the association resolved to change the name of the association to

and I accordingly apply for the issue to the association under section 17 of the  
Act of a certificate of incorporation of the association in the new name.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

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FORM 4

regulation 6(2)

NORTHERN TERRITORY OF AUSTRALIA

*Associations Incorporation Act*

CERTIFICATE OF INCORPORATION OF AN ASSOCIATION ON CHANGE  
OF NAME

I, \_\_\_\_\_, the Registrar of Companies for the  
Northern Territory of Australia, in pursuance of section 17 of the *Associations  
Incorporation Act*, hereby certify that the association incorporated under the  
Act on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, under  
the name of \_\_\_\_\_, is now incorporated under the  
Act under the new name of \_\_\_\_\_

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

.....  
Registrar of Companies.

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FORM 5

regulation 9

NORTHERN TERRITORY OF AUSTRALIA

*Associations Incorporation Act*

NOTICE OF INTENTION TO APPLY FOR THE INCORPORATION OF A  
TRADING ASSOCIATION

I, \_\_\_\_\_ of \_\_\_\_\_ a person  
authorized in that behalf by the committee of the trading association known as \_\_\_\_\_  
hereby give notice that I intend to apply for the incorporation of the association  
under the *Associations Incorporation Act*.

The objects and purposes of the association are as follows:

This notice has been approved by the Registrar of Companies.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_.

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FORM 6

regulation 10

NORTHERN TERRITORY OF AUSTRALIA

*Associations Incorporation Act*

CERTIFICATE OF INCORPORATION OF A TRADING ASSOCIATION

I, \_\_\_\_\_, the Registrar of Companies for the  
Northern Territory of Australia, in pursuance of section 25D of the  
*Associations Incorporation Act* hereby certify that

\_\_\_\_\_ has this day been incorporated under the Act.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_.

.....  
Registrar of Companies

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FORM 7

regulation 12(1)

NORTHERN TERRITORY OF AUSTRALIA

*Associations Incorporation Act*

To the Registrar of Companies

I, \_\_\_\_\_, of \_\_\_\_\_, a trading association  
the public officer of \_\_\_\_\_, incorporated under the *Associations Incorporation Act*, hereby give notice  
that, on the day of \_\_\_\_\_, 19\_\_\_\_, the members of the  
association resolved to change the name of the association to \_\_\_\_\_

and I accordingly apply under section 25Z of the Act for the issue to the  
association of a certificate of incorporation of the association in the new name.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

.....

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FORM 8

regulation 12(2)

NORTHERN TERRITORY OF AUSTRALIA

*Associations Incorporation Act*

CERTIFICATE OF INCORPORATION OF AN ASSOCIATION ON CHANGE  
OF NAME

I, \_\_\_\_\_, the Registrar of Companies for the  
Northern Territory of Australia, in pursuance of section 25Z of the  
*Associations Incorporation Act*, hereby certify that the trading association  
incorporated under the Act on the \_\_\_\_\_ day of \_\_\_\_\_,  
19\_\_\_\_, under the name of \_\_\_\_\_ is now  
incorporated under the Act under the new name of \_\_\_\_\_.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

.....  
Registrar of Companies

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FORM 9

regulation 13

REGISTER OF MEMBERS OF

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Name of member	Address of member	Date of becoming a member	Date of ceasing to be a member
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**Schedule 2**

regulation 8

Item No.	Matters to which fee relates	Fee
1.	For certification as an association for the purposes of the Act in accordance with paragraph (b) of the definition of <b>association</b> in section 4(1) of the Act	\$50.00
2.	For the issue of a certificate of incorporation pursuant to section 8 or 25D of the Act	\$65.00
3.	For the issue of a certificate of incorporation pursuant to section 17 or 25Z of the Act	\$25.00
4.	For filing a copy of a balance sheet with the Registrar pursuant to section 25(3) of the Act	\$15.00
5.	For a certificate of the Registrar given pursuant to section 26 of the Act	\$20.00
6.	For filing a document with the Registrar within the time specified by the Act	\$15.00
7.	For filing a document with the Registrar where the time specified by the Act for filing the document has expired	\$35.00
8.	For an inspection pursuant to regulation 7(1) of all or any of the documents filed with the Registrar in respect of an incorporated association	\$10.00
9.	For issuing a document relating to an incorporated association by post or by facsimile transmission or other electronic means pursuant to regulation 7(2)	\$13.00
10.	For issuing a copy of a document or part of a document filed with the Registrar	\$1.00 per page

### **Schedule 3**

regulation 10

1. The community constituted by all the persons who are aboriginal natives of Australia and who are domiciled in the Territory.



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## ENDNOTES

**1****KEY**

Key to abbreviations

<b>amd</b> = amended	<b>od</b> = order
<b>app</b> = appendix	<b>om</b> = omitted
<b>bl</b> = by-law	<b>pt</b> = Part
<b>ch</b> = Chapter	<b>r</b> = regulation/rule
<b>cl</b> = clause	<b>rem</b> = remainder
<b>div</b> = Division	<b>renum</b> = renumbered
<b>exp</b> = expires/expired	<b>rep</b> = repealed
<b>f</b> = forms	<b>s</b> = section
<b>Gaz</b> = <i>Gazette</i>	<b>sch</b> = Schedule
<b>hdg</b> = heading	<b>sdiv</b> = Subdivision
<b>ins</b> = inserted	<b>SL</b> = Subordinate Legislation
<b>lt</b> = long title	<b>sub</b> = substituted
<b>nc</b> = not commenced	

**2****LIST OF LEGISLATION*****Associations Incorporation Regulations (SL No. 16, 1963)***

Notified	18 September 1963
Commenced	18 September 1963

***Ordinances Revision Ordinance 1973 (Act No. 87, 1973)***

Assent date	11 December 1973
Commenced	11 December 1973 (s 12(2))

**Amending Legislation*****Ordinances Revision Ordinance 1974 (Act No. 34, 1974)***

Assent date	26 August 1974
Commenced	11 December 1973 (s 3(2))

***Ordinances Revision Ordinance (No. 2) 1974 (Act No. 69, 1974)***

Assent date	24 October 1974
Commenced	11 December 1973 (s 3)

***Ordinances Revision Ordinance 1976 (Act No. 27, 1976)***

Assent date	28 June 1976
Commenced	ss 1, 2 and 6: 28 June 1976 (s 6(2)); ss 3 and 4: 11 December 1973; s 5: 24 October 1974

***Amendments of the Associations Incorporation Regulations (SL No. 3, 1979)***

Notified	12 March 1979
Commenced	12 March 1979

***Amendment of the Associations Incorporation Regulations (SL No. 7, 1984)***

Notified	14 March 1984
Commenced	14 March 1984

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***Amendments of the Associations Incorporation Regulations (SL No. 12, 1986)***

Notified	7 May 1986
Commenced	21 May 1986 (r 1)

***Statute Law Revision Act 1986 (Act No. 64 1986)***

Assent date	19 December 1986
Commenced	19 December 1986

***Amendment to the Associations Incorporation Regulations (SL No. 36, 1987)***

Notified	5 August 1987
Commenced	19 August 1987 (r 1)

***Amendments of Associations Incorporation Regulations (SL No. 46, 1992)***

Notified	1 September 1992
Commenced	1 September 1992

### 3 GENERAL AMENDMENTS

General amendments of a formal nature (which are not referred to in the table of amendments to this reprint) are made by the *Ordinances Revision Ordinance 1973* (Act No. 87, 1973) (as amended) to: rr 2, 3, 7, 8 and Schedules 1 and 2.

### 4 LIST OF AMENDMENTS

r 2	sub No. 3, 1979, r 1
r 3	amd No. 3, 1979, r 2
r 4	sub No. 3, 1979, r 3
r 5	amd No. 3, 1979, r 4
r 6	amd No. 3, 1979, r 5
r 7	amd No. 12, 1986, r 2; No. 46, 1992, r 3
r 8	amd No. 3, 1979, r 6
rr 9 – 13	ins No. 3, 1979, r 7
sch 1	amd No. 3, 1979, rr 8 – 10
sch 2	sub No. 3, 1979, r 11; No. 7, 1984; No. 12, 1986, r 3 amd Act No. 64, 1986, s 5 sub No. 36, 1987, r 2; No. 46, 1992, r 4
sch 3	ins No. 3, 1979, r 12