

WESTERN AUSTRALIA

Magistrates Court (Fees) Regulations 2005 (Regulation 4)

FORM 1 – DECLARATION THAT A PERSON IS A SMALL BUSINESS OR A NON-PROFIT ASSOCIATION

MAGISTRATES COURT

LOCATION:

Court ref number:

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| In the Magistrates Court of Western Australia | No. of 2 |
| Applicant: | Full name |
| | Address |
| | Name of small business/non-profit association* |
| | Position held by applicant in the small business/non-profit association* |
| I declare that the person in respect of which the application is made is a small business ¹ or non-profit association ² within the meaning of that term in the Magistrates Court (Fees) Regulations 2005. | |
| Signature of applicant: | |
| Date: | |
| <i>Note: It is an offence under Magistrates Court (Fees) Regulations 2005 regulation 4(12) for a person to make a statement or representation in this declaration that the person knows or has reason to believe is false or misleading in a material particular. The maximum fine is \$1 000.</i> | |
| ¹ Under the Magistrates Court (Fees) Regulations 2005 regulation 3 a small business is — <i>An individual or individuals in partnership who wholly own and operate a business undertaking that has less than 20 full-time equivalent employees and partners;</i> <i>A corporation that has less than 20 full-time equivalent employees and that is not a subsidiary of a corporation that has 20 or more full-time equivalent employees;</i> <i>A company as defined in the Companies (Co-operative) Act 1943 that has less than 20 full-time equivalent employees and that is not, under section 130(1) of that Act, deemed to be a subsidiary company of another company or corporation that has 20 or more full-time equivalent employees;</i> <i>A corporation as defined in the Statutory Corporations (Liability of Directors) Act 1996 section 4 that has less than 20 full-time equivalent employees and that is not a body that would be a subsidiary, if the corporation were a corporation to which the Corporations Act 2001 of the Commonwealth applies, of a corporation within the meaning of the Corporations Act 2001 of the Commonwealth or the Statutory Corporations (Liability of Directors) Act 1996 that has 20 or more full-time equivalent employees.</i> | |
| ² Under the Magistrates Court (Fees) Regulations 2005 regulation 3 a non-profit association is a society, club, institution or body that is not for the purpose of trading or securing pecuniary profit for its members from its transactions. * Delete as applicable. | |