

Queensland



Subordinate Legislation 2000 No. 122

Associations Incorporation Act 1981

**ASSOCIATIONS INCORPORATION
AMENDMENT REGULATION (No. 1) 2000**

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Short title

1. This regulation may be cited as the *Associations Incorporation Amendment Regulation (No. 1) 2000*.

Regulation amended

2. This regulation amends the *Associations Incorporation Regulation 1999*.

Amendment of pt 2

3. Part 2, heading, ‘**UNDESIRABLE**’—
omit, insert—
‘**UNSUITABLE**’.

Amendment of pt 2, divs 1 and 2

4. Part 2, divisions 1 and 2, heading, ‘*undesirable*’—
omit, insert—
‘*unsuitable*’.

Amendment of ss 3–5

5. Sections 3 to 5, ‘undesirable’—
omit, insert—
‘unsuitable’.

Amendment of s 3 (General references)

6.(1) Section 3—
insert—

‘(h) a name that may reasonably be mistaken for—

(i) the name of another association incorporated under an Act;

or

- (ii) the name of a cooperative registered under the *Cooperatives Act 1997*; or
- (iii) a name registered under the *Business Names Act 1962*;
- (i) a name that—
 - (i) appears on the National Names Index created by the Australian Securities and Investment Commission; and
 - (ii) is identical to a name reserved or registered under the *Corporations Law*;
- (j) a name likely to offend a reasonable person;
- (k) a name likely to deceive a reasonable person about the nature or identity of an association.’.

(2) Section 3—

insert—

‘**(2)** In deciding for subsection (1)(i) whether a name appearing on the National Names Index is identical to a name reserved or registered under the *Corporations Law*, the following matters are to be disregarded—

- (a) that the definite or indefinite article is the first word in 1 or both names;
- (b) the use of ‘Proprietary’, ‘Pty’, ‘Limited’, ‘Ltd’, ‘No Liability’, ‘NL’, ‘Incorporated’, ‘Inc’, ‘Cooperative’ or ‘Co-op’ in 1 or both names;
- (c) that the same word is used in the singular or plural in the names;
- (d) the type, size and case of letters, the size of any numbers or other characters, spaces between letters, numbers or characters, punctuation marks and any accents used in the names;
- (e) that 1 name contains a word stated in schedule 1, part 3, column 1 and the other name contains an alternative for that word stated in column 2.’.

Amendment of sch 1 (Undesirable names for incorporated associations—general references)

7.(1) Schedule 1, heading, ‘UNDESIRABLE’—

omit, insert—

‘UNSUITABLE’.

(2) Schedule 1—

insert—

‘PART 3

Column 1	Column 2
Word	Alternative
1. assoc	association or assn
2. association	assoc or assn
3. assn	association or assoc
4. and	&
5. Australian	Aust
6. Co	Company or Coy
7. Company	Co or Coy
8. Corporation	Corp
9. Coy	Company or Co
10. Number	No
11. Qland	Queensland or Qld
12. Qld	Queensland or Qland
13. Queensland	Qld or Qland’.

Amendment of sch 2 (Undesirable names for incorporated associations—olympic and paralympic references)

- 8.** Schedule 2, heading, ‘UNDESIRABLE’—
omit, insert—
‘UNSUITABLE’.

Amendment of sch 6 (Fees)

- 9.** Schedule 6, item 8, ‘undesirable’—
omit, insert—
‘unsuitable’.
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ENDNOTES

1. Made by the Governor in Council on 14 June 2000.
2. Notified in the gazette on 16 June 2000.
3. Laid before the Legislative Assembly on . . .
4. The administering agency is the Office of Fair Trading.