



Foreign Acquisitions and Takeovers (Notices) Regulations

Statutory Rules 1975 No. 226 as amended

made under the

Foreign Acquisitions and Takeovers Act 1975

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Prepared by the Office of Legislative Drafting,
Attorney-General's Department, Canberra

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1. Citation [see Note 1]

These Regulations may be cited as the Foreign Acquisitions and Takeovers (Notices) Regulations.

2 Commencement [see Note 1]

These Regulations shall come into operation on the date of commencement of the Act.

3 Interpretation

In these Regulations, *the Act* means the *Foreign Acquisitions and Takeovers Act 1975*.

4 Prescribed forms of notice

- (1) The prescribed form of notice under section 25 of the Act is Form 1 in the Schedule.
- (2) The prescribed form of notice under section 26 of the Act is Form 2 in the Schedule.
- (3) The prescribed form of notice under section 26A of the Act is Form 3 in the Schedule.

5 Balance sheet and profit and loss account to be furnished by corporation

Where a corporation furnishes a notice under section 25 of the Act stating that:

- (a) the corporation proposes to enter into an agreement, being an agreement in relation to the affairs of the corporation;
- (b) the corporation proposes to enter into or terminate an arrangement, being an arrangement in relation to an Australian business of the corporation;
- (c) the corporation proposes issue shares; or
- (d) it is proposed to alter a constituent document of the corporation;

the corporation shall annex to the notice a copy of the balance sheet and a copy of the profit and loss account of the corporation for each period in relation to which a profit and loss account of the corporation has been laid before it in general meeting during the preceding four years.

6 Documents relating to agreement or arrangement

Where a person furnishes:

- (a) a notice under section 25 of the Act stating that the person proposes to enter into an agreement, being an agreement of the kind referred to in section 20 of the Act, or to enter into or terminate an arrangement, being an arrangement of the kind referred to in section 21 of the Act; or
- (b) a notice under section 26 or 26A of the Act;

the person shall annex to the notice copies of all documents and other papers in the person's possession or control relating to or evidencing the agreement or arrangement to which the notice relates.

7 Constituent document

Where a corporation furnishes a notice under section 25 of the Act stating that it is proposed to alter a constituent document of the corporation, the corporation shall annex to the notice a copy of that constituent document.

8 Person signing notice

- (1) A notice under section 25, 26 or 26A of the Act furnished by a natural person shall be signed:
 - (a) if the person is not ordinarily resident in Australia — by that person or by his Australian agent; or
 - (b) in any other case — by the person furnishing the notice.
- (2) A notice under section 25, 26 or 26A of the Act furnished by a corporation shall be signed by a person authorized in writing by the corporation to sign the notice for and on behalf of the corporation.

Schedule

Form 1 Notice under Section 25 (subregulation 4 (1))

Foreign Acquisitions and Takeovers Act 1975

NOTICE UNDER SECTION 25

General Directions

1. The person furnishing this Notice must annex to the Notice such documents (if any) as are required under regulations 5, 6 and 7 of the Foreign Acquisitions and Takeovers (Notices) Regulations to be annexed to this Notice.
2. Where, in relation to any matter, the space provided in this Notice is insufficient to insert the required particulars, show the particulars in a separate annexure to this Notice.
3. This Notice must be signed in the manner prescribed by regulation 8 of the Foreign Acquisitions and Takeovers (Notices) Regulations.

To the Treasurer,

Notice is given under section 25 of the *Foreign Acquisitions and Takeovers Act 1975* that

- (a) ⁽¹⁾.....,being the person
particulars in relation to whom are set out in Part I of this Notice,
- proposes (*or* has an option *or* proposes to acquire an option) to
acquire shares in⁽²⁾.....being the corporation particulars
in relation to which are set out in Part II of this Notice.
- or*
- proposes (*or* has an option *or* proposes to acquire an option) to
acquire assets of an Australian business carried on by⁽³⁾.....,
being the person particulars in relation to whom are set out in
Part II of this Notice.

or

- proposes to enter into an agreement with⁽⁴⁾, in relation to the affairs of⁽⁵⁾ being the corporation particulars in relation to which are set out in Part II of this Notice.

or

- proposes to enter into an agreement in relation to that person's affairs with⁽⁶⁾ being the person particulars of whom are set out in Part II of this Notice.

or

- proposes to enter into an arrangement (*or* to terminate an arrangement entered into) with⁽⁷⁾ being the person particulars in relation to whom are set out in Part II of this Notice, in relation to an Australian business carried on by⁽⁸⁾,

or

- proposes (*or* has an option *or* proposes to acquire an option) to acquire an interest in⁽⁹⁾, being an interest in Australian urban land, the details of which are set out in Part II of this Notice.

or

- proposes to issue shares.

or

(b) it is proposed to alter a constituent document of⁽¹⁰⁾, being the corporation particulars in relation to which are set out in Part I of this Notice.

¹⁰

(1) *Insert name of natural person, corporation or trustee giving notice.*

(2) *Insert name of corporation in which person giving notice proposes to acquire shares. or trustee giving notice.*

(3) *Insert name of person who carries on Australian business.*

(4) *Insert name of other party to agreement.*

(5) *Insert name of Australian corporation to the affairs of which the agreement relates.*

(6) *Insert name of other party to agreement.*

(7) *Insert name of other party to arrangement.*

(8) *Insert name of person by whom Australian business is carried on.*

(9) *Insert name of property in which an interest is to be acquired.*

(10) *Insert name of corporation a constituent document of which is to be altered.*

Particulars relating to the relevant shares (*or* assets, *or* agreement, *or* arrangement, *or* issue of shares, *or* interest in Australian urban land, *or* constituent document) are set out in Part III of this Notice.

The particulars specified in so much of Parts I, II and III of this Notice as is applicable in accordance with the directions relating to those Parts are, to the best of my knowledge, information and belief, true and correct.

Signed by⁽¹¹⁾

Full name

PART I

PARTICULARS RELATING TO PERSON GIVING NOTICE

Directions relating to Part I

1. Division 1 of this Part is to be completed where the person giving notice is a natural person.
2. Division 2 of this Part is to be completed where the person giving notice is a corporation.
3. Division 3 of this Part is to be completed where the person giving notice is a trustee.

DIVISION 1

PARTICULARS RELATING TO NATURAL PERSON GIVING NOTICE

Full name

Country where ordinarily resident

Address in that country

Address for service in Australia

⁽¹¹⁾ *To be signed by a natural person giving notice or his or her Australian agent (if natural person not ordinarily resident in Australia) or person authorised in writing to sign this Notice on behalf of a corporation or trust estate.*

State or Territory..... Postcode

Telephone No (*Specify STD Code*)

Telex No Facsimile No.....

Particulars of Australian agent (if any):

Full name

Address

State or Territory..... Postcode

Telephone No (*Specify STD Code*)

Telex No Facsimile No.....

DIVISION 2

PARTICULARS RELATING TO CORPORATION GIVING NOTICE

Name of corporation

Place of incorporation.....

Address of Head Office

Address of registered office in Australia

Address for service in Australia

State or Territory Postcode

Telephone No (*Specify STD Code*)

Telex No Facsimile No.....

If corporation giving Notice is an Australian subsidiary of a foreign corporation, give details of foreign person(s) holding a substantial shareholding in Australian corporation giving notice

.....

Particulars of corporation's * agent (*or* principal officer) in Australia:

.....

Full name

Title of principal officer

Address

State or Territory..... Postcode
Telephone No (*Specify STD Code*)
Telex No Facsimile No.....

** (Delete whichever is inapplicable.)*

DIVISION 3

PARTICULARS RELATING TO TRUSTEE GIVING NOTICE

Name of trust
Name of trustee.....
Address of trustee
Address for service in Australia
State or Territory Postcode
Telephone No (*Specify STD Code*)
Telex No Facsimile No.....

(Please attach a copy of trust deed to this Notice.)

Particulars of Australian agent (if any):

Full name
Address
State or Territory..... Postcode
Telephone No (*Specify STD Code*)
Telex No Facsimile No.....

PART II

PARTICULARS RELATING TO PERSONS OTHER THAN PERSON GIVING NOTICE

Directions relating to Part II

1. Where the person giving notice states that the person proposes to acquire shares in a corporation, Division 2 of this Part is to be completed in relation to that corporation.
2. Where the person giving notice states that the person proposes to acquire the assets of an Australian business:
 - (a) if the person carrying on the Australian business is a natural person — Division 1 of this Part is to be completed in relation to that natural person; or
 - (b) if the person carrying on the Australian business is a corporation — Division 2 of this Part is to be completed in relation to that corporation.
3. Where the person giving notice states that the person proposes to enter into an agreement in relation to the affairs of an Australian corporation (not being the person giving notice) that carries on an Australian business, Division 2 of this Part is to be completed in relation to that corporation.
4. Where the person giving notice, being an Australian corporation that carries on an Australian business, states that it proposes to enter into an agreement with another person in relation to the affairs of the corporation:
 - (a) if that other person is a natural person — Division 1 of this Part is to be completed in relation to that natural person; or
 - (b) if that other person is a corporation — Division 2 of this Part is to be completed in relation to that corporation.
5. Where the person giving notice states that the person proposes to enter into an arrangement, or terminate an arrangement entered into, with another person in relation to an Australian business carried on by that other person:
 - (a) if that other person is a natural person — Division 1 of this Part is to be completed in relation to that natural person; or

- (b) if that other person is a corporation — Division 2 of this Part is to be completed in relation to that corporation.
6. Where the person giving notice, being a person carrying on an Australian business, states that the person proposes to enter into an arrangement, or terminate an arrangement entered into, with another person in relation to the Australian business carried on by the person giving notice:
- (a) if that other person is a natural person — Division 1 of this Part is to be completed in relation to that natural person; or
- (b) if that other person is a corporation — Division 2 of this Part is to be completed in relation to that corporation.
7. This Part need not be completed where:
- (a) corporation giving notice states that:
- (i) it proposes to issue shares; or
- (ii) it is proposed to alter a constituent document of the corporation;
or
- (b) a person, corporation or trustee giving notice states that he, she or it proposes (*or* has an option *or* proposes to acquire an option) to acquire an interest in Australian urban land.

DIVISION 1

PARTICULARS RELATING TO NATURAL PERSON

Full name

Country where ordinarily resident

Address in that country

DIVISION 2

PARTICULARS RELATING TO CORPORATION

Name of corporation

State, Territory or country where incorporated.....

Address of registered or head office in that State, Territory or country

.....

PART III

PARTICULARS RELATING TO RELEVANT SHARES, ASSETS, AGREEMENT, ARRANGEMENT, CONSTITUENT DOCUMENT OR AUSTRALIAN URBAN LAND

Directions relating to Part III

1. Where the person giving notice states that the person proposes (*or* has an option, *or* proposes to acquire an option) to acquire shares in the corporation referred to in Division 2 of Part II, Division 1 of this Part is to be completed.
2. Where the person giving notice states that the person proposes (*or* has an option, *or* proposes to acquire an option) to acquire assets of an Australian business carried on by the person referred to in Division 1 or 2 of Part II, Division 2 of this Part is to be completed.
3. Where:
 - (a) the person giving notice states that the person proposes to enter into an agreement in relation to the affairs of an Australian corporation that carries on an Australian business, being the corporation referred to in Division 2 of Part II; *or*
 - (b) the person giving notice, being an Australian corporation that carries on an Australian business, states that it proposes to enter into an agreement with the person referred to in Division 1 or 2 of Part II in relation to the affairs of the corporation;

Division 3 of this Part is to be completed.

4. Where:
 - (a) the person giving notice states that the person proposes to enter into an arrangement, or terminate an arrangement entered into, with the person referred to in Division 1 or 2 of Part II in relation to an Australian business carried on by that person referred to in Part II; *or*
 - (b) the person giving notice, being a person carrying on an Australian business, states that the person proposes to enter into an arrangement, or terminate an arrangement entered into, with the person referred to in Division 1 or 2 of Part II in relation to the Australian business carried on by the person giving notice;

Division 4 of this Part is to be completed.

5. Where a corporation giving notice states that it proposes to issue shares, Division 5 of this Part is to be completed.

6. Where a corporation giving notice states that it is proposed to alter a constituent document of the corporation, Division 6 of this Part is to be completed.

7. Where a person, corporation or trustee giving notice states that he, she or it proposes (*or* has an option *or* proposes to acquire an option) to acquire an interest in Australian urban land, Division 7 of this Part is to be completed.

DIVISION 1

PARTICULARS RELATING TO THE SHARES IN THE CORPORATION REFERRED TO IN DIVISION 2 OF PART II TO WHICH THE PROPOSED ACQUISITION BY THE PERSON GIVING NOTICE RELATES

Directions relating to Division 1

1. Section A is to be completed where the person giving notice states that the person proposes to acquire shares in the corporation.

2. Section B is to be completed where the person giving notice states that the person has an option, or proposes to acquire an option, to acquire shares in the corporation.

SECTION A — PARTICULARS RELATING TO SHARES THAT THE PERSON GIVING NOTICE PROPOSES TO ACQUIRE

Class of shares	Number of votes attaching to shares of that class	Number of shares of that class already held by the person	Number of previously issued shares of that class proposed to be acquired	Number of shares proposed to be acquired from a proposed new issue of shares of that class

SECTION B — PARTICULARS RELATING TO OPTIONS TO
ACQUIRE SHARES THAT THE PERSON GIVING
NOTICE HAS OR PROPOSES TO ACQUIRE

Class of shares	Number of votes attaching to shares of that class	Number of shares of that class that the person has options to acquire	Number of previously issued shares of that class in relation to which the person proposes to acquire options	Number of shares in a proposed new issue of shares of that class in relation to which the person proposes to acquire options
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DIVISION 2

PARTICULARS RELATING TO THE ASSETS OF THE
AUSTRALIAN BUSINESS CARRIED ON BY THE PERSON
REFERRED TO IN DIVISION 1 OR 2 OF PART II, TO WHICH THE
PROPOSED ACQUISITION BY THE PERSON GIVING NOTICE
RELATES

Description and value of assets

DIVISION 3

PARTICULARS RELATING TO THE AGREEMENT THAT THE
PERSON GIVING NOTICE PROPOSES TO ENTER INTO

Directions relating to Division 3

1. Section A is to be completed where the person giving notice is a person other than the corporation to the affairs of which the proposed agreement relates.
2. Section B is to be completed where the person giving notice is the corporation to the affairs of which the proposed agreement relates.

Section A — *Particulars relating to agreement that person giving notice proposes to enter into in relation to the affairs of the corporation referred to in Division 2 of Part II*

Particulars of other party to agreement

Full name

Address

Particulars of proposed agreement:

Section B — *Particulars relating to agreement that the person giving notice, being the Australian corporation referred to in Division 2 of Part I, proposes to enter into with the person referred to in Division 1 or 2 of Part II in relation to the affairs of the corporation*

Particulars of proposed agreement:

DIVISION 4

PARTICULARS RELATING TO THE ARRANGEMENT THAT THE
PERSON GIVING NOTICE PROPOSES TO ENTER INTO OR
TERMINATE, BEING AN ARRANGEMENT WITH THE PERSON
REFERRED TO IN DIVISION 1 OR 2 OF PART II IN RELATION TO
AN AUSTRALIAN BUSINESS CARRIED ON EITHER BY THE
PERSON GIVING NOTICE OR BY THE PERSON REFERRED TO IN
DIVISION 1 OR 2 OF PART II

Particulars of proposed arrangement:

Description and value of the assets (if any) to which the arrangement relates:

DIVISION 5

PARTICULARS RELATING TO THE SHARES THAT THE
CORPORATION GIVING NOTICE PROPOSES TO ISSUE

Class of shares	Number of shares of that class that the corporation proposes to issue	Voting rights or restrictions attached to shares of that class
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DIVISION 6

PARTICULARS RELATING TO THE CONSTITUENT DOCUMENT
THAT IT IS PROPOSED TO ALTER, BEING A CONSTITUENT
DOCUMENT OF THE CORPORATION GIVING NOTICE

Description of document to be altered.....

Particulars of alterations:

Text of parts to be altered

Text of parts to be substituted

DIVISION 7

PARTICULARS RELATING TO THE PROPOSED ACQUISITION OF
AN INTEREST IN AUSTRALIAN URBAN LAND

Nature of interest⁽¹⁾
Postal address of property
Lot/PortionSection Plan
Title reference(s).....

⁽¹⁾ *Specify whether freehold or leasehold interest or a licence giving rights to occupy Australian urban land or some other interest within the meaning of section 12A of the Act.*

Form 2 Notice under section 26

(subregulation 4 (2))

Foreign Acquisitions and Takeovers Act 1975

NOTICE UNDER SECTION 26

General Directions

1. The person furnishing this Notice must annex to the Notice such documents (if any) as are required under regulation 6 of the Foreign Acquisitions and Takeovers (Notices) Regulations to be annexed to this Notice.
2. Where, in relation to any matter, the space provided in this Notice is insufficient to insert the particulars required, show the particulars in a separate annexure to this Notice.
3. This Notice must be signed in the manner prescribed by regulation 8 of the Foreign Acquisitions and Takeovers (Notices) Regulations

To the Treasurer,

Notice is given under section 26 of the *Foreign Acquisitions and Takeovers Act 1975*, that⁽¹⁾,
being the person particulars in relation to whom are set out in Part I of this Notice, intends to enter into an agreement⁽²⁾ by virtue of which he, she or it is to acquire a substantial shareholding in⁽³⁾,

being the corporation particulars in relation to which are set out in Part II of this Notice. Particulars relating to the proposed acquisition are set out in Part III of this Notice.

The particulars specified in so much of Parts I, II and III of this Notice as is applicable in accordance with the directions relating to those Parts are, to the best of my knowledge, information and belief, true and correct.

Signed by⁽⁴⁾

Full name

- (1) *Insert name of natural person, corporation or trustee giving notice.*
- (2) *A person who enters into an agreement of the kind referred to in subsection 26 (3) of the Act is considered to be a person who intends to enter into an agreement.*
- (3) *Insert name of Australian corporation in which person giving notice is to acquire a substantial shareholding.*
- (4) *To be signed by natural person giving notice or his or her Australian agent (if natural person not ordinarily resident in Australia) or person authorised in writing to sign this Notice on behalf of a corporation or trust estate.*

PART I

PARTICULARS RELATING TO PERSON GIVING NOTICE

Directions relating to Part I

1. Division 1 of this Part is to be completed where the person giving notice is a natural person.
2. Division 2 of this Part is to be completed where the person giving notice is a corporation.
3. Division 3 of this Part is to be completed where the person giving notice is a trustee.

DIVISION 1

PARTICULARS RELATING TO NATURAL PERSON GIVING
NOTICE

Full name

Country where ordinarily resident

Address in that country

Address for service in Australia

State or Territory Postcode

Telephone No (*Specify STD Code*)

Telex No Facsimile No.....

Particulars of Australian agent (if any):.....

Full name

Address

State or Territory Postcode

Telephone No (*Specify STD Code*)

Telex No Facsimile No.....

DIVISION 2

PARTICULARS RELATING TO CORPORATION GIVING NOTICE

Name of corporation

Place of incorporation.....

Address of Head Office

Address of registered office in Australia

Address for service in Australia

State or Territory Postcode

Telephone No (*Specify STD Code*)

Telex No Facsimile No.....

If corporation giving Notice is an Australian subsidiary of a foreign corporation, give details of foreign person(s) holding a substantial shareholding in Australian corporation giving notice

Particulars of corporation's * agent (*or* principal officer) in Australia:

Full name

Title of principal officer

Address

State or Territory..... Postcode

Telephone No. (*Specify STD Code*)

Telex No Facsimile No

* (*Delete whichever is inapplicable*)

DIVISION 3

PARTICULARS RELATING TO TRUSTEE GIVING NOTICE

Name of trust

Name of trustee

Address of trustee

Address for service in Australia

State or Territory Postcode

Telephone No (*Specify STD Code*)

Telex No Facsimile No.

(*Please attach a copy of trust deed to this Notice.*)

Particulars of Australian agent (if any):

Full name

Address

State or Territory Postcode.....

Telephone No (*Specify STD Code*)

Telex No Facsimile No

PART II

PARTICULARS RELATING TO THE AUSTRALIAN CORPORATION IN WHICH THE PERSON GIVING NOTICE IS TO ACQUIRE A SUBSTANTIAL SHAREHOLDING BY VIRTUE OF THE AGREEMENT IN RELATION TO WHICH NOTICE IS GIVEN

Name of corporation
 State or Territory where incorporated.....
 Address of registered office in that State or Territory
 Postcode Telephone No (*Specify STD Code*)
 Telex No Facsimile No.....

PART III

PARTICULARS RELATING TO THE SHARES IN THE AUSTRALIAN CORPORATION REFERRED TO IN PART II, BEING SHARES IN WHICH THE PERSON GIVING NOTICE IS TO ACQUIRE INTERESTS UNDER THE AGREEMENT OR HAS OFFERED TO ACQUIRE INTERESTS

Directions relating to Part III

1. Division 1 is to be completed in every case.
2. Division 2 is to be completed where the person giving notice has an option, or has offered, to acquire shares or interests in shares in the corporation, being shares and interests other than those to be acquired by virtue of the proposed agreement.

DIVISION 1

PARTICULARS RELATING TO SHARES TO WHICH THE PROPOSED AGREEMENT RELATES

Class of shares	Number of votes attaching to shares of that class	Number of shares of that class already held by the person or in which the person has an interest	Number of previously issued shares of that class to which the proposed agreement relates	Number of shares in a proposed new issue of shares of that class to which the proposed agreement relates

DIVISION 2

PARTICULARS RELATING TO SHARES AND INTERESTS IN SHARES
(OTHER THAN SHARES AND INTERESTS TO WHICH THE PROPOSED
AGREEMENT RELATES) THAT THE PERSON GIVING NOTICE HAS AN
OPTION, OR HAS OFFERED, TO ACQUIRE

Class of shares to which option or offer relates	Number of votes attaching to shares of that class	Number of shares of that class already held by the person or in which the person has an interest	Particulars relating to previously issued shares of that class		Particulars relating to shares included in a proposed new issue of shares of that class	
			Number of shares that the person has options to acquire or in which the person has options to acquire interests	Number of shares that the person has options to acquire or in which the person has options offered to acquire interests	Number of shares that the person has options to acquire or in which the person has options to acquire interests	Number of shares that the person has options to acquire or in which the person has options to acquire interests

Form 3

Notice under section 26A

(subregulation 4 (3))

Foreign Acquisitions and Takeovers Act 1975

NOTICE UNDER SECTION 26A

General Directions

1. The person submitting this Notice must annex to the Notice any documents required under regulation 6 of the Foreign Acquisitions and Takeovers (Notices) Regulations to be annexed to this Notice.

2. Where the space provided in this Notice is insufficient to insert the required particulars, show the particulars in a separate annexure to this Notice.

3. This Notice must be signed in the manner prescribed by regulation 8 of the Foreign Acquisitions and Takeovers (Notices) Regulations.

To the Treasurer,

Notice is given under section 26A of the *Foreign Acquisitions and Takeovers Act 1975*, that⁽¹⁾,
being the person particulars in relation to whom are set out in Part I of this Notice, intends to enter into an agreement⁽²⁾ by virtue of which he, she or it is to acquire an interest in⁽³⁾,
being an interest in Australian urban land, the details of which are set out in Part II of this Notice.

The particulars specified in Part I and Part II of this Notice, being in accordance with the directions relating to those Parts, are, to the best of my knowledge, information and belief, true and correct.

Signed by⁽⁴⁾

Full name

(1) *Insert name of natural person, corporation or trustee giving notice.*

(2) *A person who enters into an agreement of the kind referred to in subsection 26A (3) of the Act is considered to be a person who intends to enter an agreement.*

(3) *Insert name of property in which an interest is to be acquired.*

(4) *To be signed by natural person giving notice or his or her Australian agent (if natural person not ordinarily resident in Australia) or person authorised in writing to sign this Notice on behalf of a corporation or trust estate.*

PART I

PARTICULARS RELATING TO PERSON GIVING NOTICE

Directions relating to Part I

1. Division 1 of this Part is to be completed where the person giving notice is a natural person.

2. Division 2 of this Part is to be completed where the person giving notice is a corporation.
3. Division 3 of this Part is to be completed where the person giving notice is a trustee.

DIVISION 1

TO BE COMPLETED BY A NATURAL PERSON GIVING NOTICE

Full name

Country where ordinarily resident

Address in that country

Address for service in Australia

State or Territory Postcode

Telephone No (*Specify STD Code*)

Telex No Facsimile No.....

Particulars of Australian agent (if any):

Full name

Address

State or Territory Postcode

Telephone No (*Specify STD Code*)

Telex No Facsimile No.....

DIVISION 2

PARTICULARS RELATING TO CORPORATION GIVING NOTICE

Name of corporation

Place of incorporation.....

Address of Head Office

Address of registered office in Australia

State or Territory Postcode

Address for service in Australia

State or Territory Postcode

Telephone No (*Specify STD Code*)

Telex No Facsimile No

If corporation giving notice is an Australian subsidiary of a foreign corporation, give details of foreign person(s) holding a substantial

shareholding in Australian corporation giving notice

.....

Particulars of corporation's agent * (or principal officer) in Australia (if any):

Full name

Title of principal officer

Address

State or Territory Postcode

Telephone No (*Specify STD Code*)

Telex No Facsimile No

(* Delete whichever is inapplicable.)

DIVISION 3

PARTICULARS RELATING TO TRUSTEE GIVING NOTICE

Name of trust

Name of trustee

Address of trustee

Address for service in Australia

State or Territory Postcode

Telephone No (*Specify STD Code*)

Telex No Facsimile No

(Please attach a copy of trust deed to this Notice.)

Particulars of Australian agent (if any):

Full name

Address

State or Territory Postcode

Telephone No (*Specify STD Code*)

Telex No Facsimile No

PART II

PARTICULARS RELATING TO INTEREST IN AUSTRALIAN URBAN LAND

Directions relating to Part II

1. Division 1 should be completed by persons proposing to acquire an interest in Australian urban land referred to in paragraph 12A (1) (a) or (c) of the Act.
2. Division 2 should be completed by persons proposing to acquire shares in a company that owns Australian urban land (see paragraph 12A (1) (b) of the Act).
3. Division 3 should be completed by persons proposing to enter into an arrangement involving the share of profits or income from the use of, or dealings in, Australian urban land; (see paragraph 12A (1) (d) of the Act).
4. Division 4 should be completed by persons proposing to acquire shares in an Australian urban land corporation (see paragraph 12A (1) (e) of the Act).
5. Division 5 should be completed by persons proposing to acquire an interest in an Australian urban land trust estate, or an interest in the shares of a corporation that is a trustee of an Australian urban land trust estate (see paragraph 12A (1) (f) or (g) of the Act).

DIVISION 1

PARTICULARS RELATING TO ACQUISITIONS OF FREEHOLD OR LEASEHOLD AUSTRALIAN URBAN LAND

Postal Address of land
State or Territory Postcode
Appropriate dimensions of land
Lot/Portion.....SectionPlan
Title reference(s).....
Does the acquisition involve:
Please tick [✓]
☐ freehold; *or*
☐ leasehold; *or*
☐ a licence giving rights to occupy Australian urban land?

If leasehold or a licence is being acquired, indicate the term of the lease or licence..... years and any provision for extension
.....

DIVISION 2

PARTICULARS RELATING TO PROPOSED ACQUISITION OF SHARES IN A COMPANY THAT OWNS AUSTRALIAN URBAN LAND

Name of company.....
State or Territory where incorporated.....
Address of registered office..... Postcode
Telephone No (*Specify STD Code*)
Telex No Facsimile No.....
Details of land owned by company:
Postal Address(es)
Lot/Portion.....Section Plan.....
Title reference(s).....
Particulars of shares to be purchased:

DIVISION 3

PARTICULARS RELATING TO PROPOSED ARRANGEMENT TO SHARE IN PROFITS OR INCOME FROM USE OF OR DEALINGS IN AUSTRALIAN URBAN LAND

Particulars of the proposed arrangement:

Description of the property to which the arrangement relates:
Postal address of property.....
Lot/PortionSection Plan
Title Reference(s)

DIVISION 4

PARTICULARS RELATING TO A PROPOSED PURCHASE OF
SHARES IN AN AUSTRALIAN URBAN LAND CORPORATION

Name of corporation
State or Territory where incorporated.....
Address of registered office.....Postcode.....
Telephone No (*Specify STD Code*)
Telex NoFacsimile No
Details of land owned by corporation:
Postal address(es)
Lot/Portion..... SectionPlan
Title Reference(s)
Particulars of shares to be purchased:

DIVISION 5

PARTICULARS RELATING TO PROPOSED ACQUISITION OF
UNITS IN AN AUSTRALIAN URBAN LAND TRUST ESTATE OR
SHARES IN A CORPORATION THAT IS THE TRUSTEE OF AN
AUSTRALIAN URBAN LAND ESTATE

Name of the Trust:.....
Name of trustee:.....
Address of trustee:.....
State or Territory Postcode
Telephone No (*Specify STD Code*)
Telex NoFacsimile No
Details of land owned by trust estate:
Postal address(es)
Lot/Portion..... SectionPlan
Title Reference(s)
(*Please attach a copy of trust deed to this Notice.*)
Particulars of units or shares to be purchased:

Table of Statutory Rules

Notes to the Foreign Acquisitions and Takeovers (Notices) Regulations

Note 1

The Foreign Acquisitions and Takeovers (Notices) Regulations (in force under the *Foreign Acquisitions and Takeovers Act 1975*) as shown in this compilation comprise Statutory Rules 1975 No. 226 amended as indicated in the Tables below.

Table of Statutory Rules

Year and number	Date of notification in <i>Gazette</i>	Date of commencement	Application, saving or transitional provisions
1975 No. 226	30 Dec 1975	1 Jan 1976 (see r. 2 and <i>Gazette</i> 1975, No. S267)	
1976 No. 203	23 Sept 1976	Rr. 1 and 3: 1 Jan 1976 Remainder: 23 Sept 1976	—
1989 No. 178	6 July 1989	6 July 1989	R. 1 (as am. by 1989 No. 197)
as amended by			
1989 No. 197	31 July 1989	1 Aug 1989	—

Table of Amendments

Table of Amendments

ad. = added or inserted am. = amended rep. = repealed rs. = repealed and substituted

Provision affected	How affected
R. 1	am. 1989 No. 178
Rr. 3, 4.....	am. 1989 No. 178
R. 6.....	rs. 1976 No. 203 am. 1989 No. 178
R. 8.....	am. 1989 No. 178
Schedule	am. 1976 No. 203 rs. 1989 No. 178

