

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:

| | |
|--|-------------|
| 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 business¹ or non-profit association² within the meaning of that term in the Magistrates Court (Fees) Regulations 2005.

Signature of applicant: _____

Date: _____

Note: A person who makes a statement or representation in this application that the person knows or has reason to believe is false or misleading in a material particular commits an offence under the Magistrates Court (Fees) Regulations 2005 Regulation 9C(1)

¹Under the Magistrates Court (Fees) Regulations 2005 regulation 3 a small business is —
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;
A business undertaking that is wholly owned and operated by an individual or individuals in partnership and has less than 20 full-time equivalent employees and partners;
A cooperative as defined in the Co-operatives Act 2009 that has less than 20 full-time equivalent employees and that is not a subsidiary of another co-operative or corporation that has 20 or more full-time equivalent employees;
A corporation within the meaning of the Statutory Corporations (Liability of Directors) Act 1996 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 (Commonwealth) applies, of a corporation with the meaning of the Corporations Act 2001 (Commonwealth) or the Statutory Corporations (Liability of Directors) Act 1996 that has 20 or more full-time equivalent staff.

²Under 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.