

Application for
Approval of Draft
Disclosure
Statement Special
Postal Ballot

Application for Approval of Draft Disclosure Statement (Special Postal Ballot)

Cooperatives Act 1999,

FEE: refer to fee schedule

Name of cooperative

Name of the person by whom or on whose behalf the form is lodged

Residential address

Postal address

Phone:

Facsimile

The draft disclosure statement relates to that required for a proposal to conduct a special postal ballot and is made on behalf of the above cooperative and contains the matters required (as listed below) under the Cooperative Act 1999.

Purpose of Special Postal Ballot

- Conversion of co-operatives (s200(a))
- Transfer of incorporation (s200(b))
- An acquisition or disposal of assets referred to in section 277
- The maximum permissible level of share interest in the co-operative (s200(d))
- Takeover (s200(e))
- Merger (s200(f))
- Transfer of engagements (s200(g))
- Members voluntary winding-up (s200(i))

DRAFT DISCLOSURE STATEMENT

The Disclosure Statement must address the following:

- The financial position of the co-operatives (s199(3)(a));
- The interests of the directors of the co-operative in the proposal with which the ballot is concerned, including any interests of the directors in another organisation concerned in the proposal (s199(3)(b));
- Any compensation or consideration to be paid to officers or members of the co-operative in connection with the proposal (s199(3)(c));
- Any other matter Consumer Affairs & Fair Trading (CAFT) directs (s199(3)(d)).
- CAFT may require the statement to be accompanied by a report made by an independent person approved by CAFT

Note:

A disclosure statement must not include a statement purporting to be made by an expert or to be based on a statement made by an expert unless:

- (a) the expert has given, and has not withdrawn, the expert's written consent to the submission of the disclosure statement with the statement included in the form and context in which it is included, and
- (b) there appears in the disclosure statement a statement that the expert has given, and has not withdrawn, the expert's consent. [section 16(3)]

I, the undersigned, seek approval of the draft disclosure statement. Forward with this application for approval is:

(a) a copy of the draft disclosure

(b) the prescribed fee.

DATED this day of 20

Signature of person submitting draft disclosure statement

Surname and First Initial

Prescribed time for lodgement

The draft disclosure statement for the proposed cooperative must be submitted to CAFT at least 28 days before the notice of special postal ballot is due to be sent to each member. This disclosure statement approved by CAFT under the Act must be sent to each member with any other material required to be sent in relation to the postal ballot.

Prescribed fees

The prescribed fee must accompany this form. Prescribed fees are set out in Schedule 6 of the Cooperatives Regulations.

ENQUIRIES	PERSONAL INFORMATION PROTECTION STATEMENT
Telephone: 03 6233 2555 Email: business.affairs@justice.tas.gov.au Website: www.consumer.tas.gov.au	Consumer Affairs and Fair Trading (CAFT) will collect personal information from you for the purpose of processing this application. You are required to provide this information by the <i>Cooperatives Act</i> 1999. Failure to provide this information may result in your application not being processed. Your personal information will be used for the primary purpose for which it is collected, and may be disclosed to other authorised organisations. Your basic personal information may be disclosed to other public sector bodies where necessary for the efficient storage and use of the information. Personal information will be managed in accordance with the <i>Personal Information Protection Act</i> 2004 and may be accessed by the individual to whom it relates on request to CAFT. You may be charged a fee for this service.
LODGING THE FORM	
Mail to: Business Affairs Branch GPO Box 1244 Hobart TAS 7001	