



Application for registration of a corporate collective investment vehicle

Form 5201
Corporations Act 2001
117

Use this form to apply to ASIC for registration of a corporate collective investment vehicle (CCIV) under the *Corporations Act 2001*.

Related forms

Form 208 *Notification of details of shares issued other than for cash*

Form 207Z *Certification of compliance with stamp duty law*

If there is insufficient space in any section of the form, you may photocopy the relevant page(s) and submit as part of this lodgement

Lodgement details

An image of this form will be available as part of the public register.

Who should ASIC contact if there is a query about this form?

Firm/organisation

Contact name/position description

Telephone number (during business hours)

Email address (optional)

Postal address

Suburb/City

State/Territory

Postcode

1 State/territory of registration

I apply for registration of the CCIV under the *Corporations Act 2001* and nominate the State or Territory in which the company will be taken to be registered.

Give State or Territory

2 Details of the CCIV

A CCIV can only be registered if the CCIV is a company limited by shares and has a constitution.

Does the CCIV have a proposed company name?

Yes

If yes, the proposed CCIV name is

Name reservation number (if any)

No

The CCIV name on registration will be its Australian Company Number (ACN).

Tick the legal element that applies

Corporate Collective Investment Vehicle

CCIV

Is the CCIV a retail or wholesale CCIV?

Retail CCIV (Provide compliance plan auditor details in Section 5)

Wholesale CCIV

This serves as notice required under s1222A(4) of the *Corporations Act 2001*.

2 Continued ... Further details of the CCIV

Is the proposed name identical to a registered business name(s)?

Yes No

If yes, I declare that the Corporate Director holds, or I am registering the company for the Corporate Director as the holder of, the identical business name(s), the registration details of which are listed below.

ABN

or

Previous business number

Previous state/territory of registration

For business names registered before 28 May 2012 without an ABN.

Registered office

You cannot use a PO Box address

At the office of, C/- (if applicable)

Office, unit, level

Street number and Street name

Suburb/City

State/Territory

Postcode

Does the company occupy the premises?

Yes

No

If no, name of occupier

Occupier's consent (Select box to indicate the statement below is correct)

The occupier of the premises has consented in writing to the use of the specified address as the address of the registered office of the company and has not withdrawn that consent.

Principal place of business

If same as registered office, write "as above".

Office, unit, level

Street number and Street name

Suburb/City

State/Territory

Postcode

Country (if not Australia)

3 Appoint corporate director

A corporate director must be a public company that holds an Australian Financial Services licence authorising it to operate the business and conduct the affairs of the CCIV.

If the CCIV is a retail CCIV, at least half of the directors of the corporate director must be external directors. Refer to Section 1224G(2) of the Corporations Act 2001 for the requirements that must be met to be an external director.

Corporate director name

ACN

AFS licence number

Registered office address

Street number and Street name

Suburb/City

State/Territory

Postcode

Country (if not Australia)

4 Proposed details of sub-fund of the CCIV

Use this section to notify the sub-funds that will be registered with the CCIV.

Please complete a separate section below for each sub-fund, print additional copies of page 3 if additional sub-funds are required

A CCIV must have at least one sub-fund upon registration. Specific naming convention requirements apply to sub-funds. Refer to section 1222V of the Corporations Act 2001.

Sub-fund name

Tick the legal element that applies

Sub-fund

SF

Proposed sub-fund details. Describe the sub-fund's investment strategy and how this will be achieved.

Asset type(s) held by sub-fund

Sub-fund kind(s)

- Derivatives
- Direct Real Property
- Film
- Financial Assets
- Mortgages
- Crypto Assets
- Commodities
- Primary production - Forestry
- Other, please specify

- Primary production - Tea trees Primary
- Primary production - Aquaculture Primary
- Primary production - Cattle breeding Primary
- Primary production - Livestock grown for fleece
- Primary production - Horticulture Primary
- Primary production - Viticulture Primary
- Primary production - Ratites (Ost/Emu)
- Primary production - Horse breeding

If 'Other' is selected, please specify

Tick box(es) that apply.

5 Details of consenting compliance plan auditor for a retail CCIV

Complete this section if you operate as a retail CCIV. The corporate director of a CCIV must ensure that a registered company auditor, an audit firm or an authorised audit company is engaged to audit compliance with the CCIV's compliance plan. The appointment of the auditor must not contravene s1226F of the Act and the auditor must be able to conduct an audit and produce an audit report within the time frames specified by s1226G of the Act.

ASIC registered company auditor number (for individual auditor or authorised audit company)

Family name

Given name/s

OR

Authorised audit company name

ACN/ABN

OR

Firm name (if applicable)

Address

Office, unit, level

Street number and Street name

Suburb/City

State/Territory

Postcode

Country (if not Australia)

7 Details of members

Use this section to notify the name and address of each person who consents to become a member.

If shares are jointly owned, provide names and addresses of all joint-owners on a separate sheet (annexure), clearly indicating the share class and with whom the shares are jointly owned. If shares are held jointly, s1222Q and s1230 of the *Corporations Act 2001* applies.

Please complete a separate section below for each member, print additional copies of page 7 if more members are required.

Member details and shareholding

Indicate whether the member is an individual or a company and provide the:

- name of the individual or company
- address of the individual or company, and
- shareholding.

Family name Given names

OR

Company name ACN/ARBN/ ABN

Address of individual or company

Office, unit, level, or PO Box number

Street number and Street name

Suburb/City State/Territory Postcode

Country (if not Australia)

Complete each column for each share class the above member has agreed, in writing, to take up.

Note: Beneficially held usually means that the owner of the shares is entitled to the direct benefit from the shares. For example, benefits could include the entitlements to payments in relation to any dividends. Shares held by a person as trustee, nominee or on account of another person are non-beneficially held.

Share class code	Name of sub-fund to which the share class is referable	Number of shares taken up	Amount agreed to pay per share	Total \$ paid on these shares	Amount unpaid per share	Total \$ unpaid on these shares	Fully paid (y/n)	Beneficially held (y/n)

8 Documents to be attached

- A copy of the CCIV's constitution as defined by s1223B of the Corporations Act 2001 (the Act).
- If the CCIV will, on registration, be a retail CCIV, a copy of the CCIV's compliance plan (as defined by s1226A of the Act), signed by all the directors of the proposed corporate director of the CCIV.

Declaration by applicant

We apply for registration of a CCIV on the basis of the information in this form and any attachments. We have the necessary written consents and agreements referred to in the application concerning the member and corporate director and we shall give the consents and agreements to the CCIV after the CCIV becomes registered. The information provided in this application and in any annexures is true and correct at the time of signing.

Signature of applicant

Provide name and ACN of the Corporate Director

This form must be signed by two directors or a director and secretary of the Corporate Director of the CCIV.

Payment has been attached

The information provided is true and correct

Name of applicant

Name of the person signing

Capacity

Signature

Date signed

 / /
[D] [D] [M] [M] [Y] [Y]

Name of the person signing

Capacity

Signature of applicant

Date signed

 / /
[D] [D] [M] [M] [Y] [Y]

Lodgement

Send completed and signed forms to:
Australian Securities and Investments Commission,
PO Box 4000, Gippsland Mail Centre VIC 3841.

For more information

Web www.asic.gov.au
Need help? www.asic.gov.au/question
Telephone 1300 300 630

Guide: Application for registration as a corporate collective investment vehicle

This guide does not form part of the prescribed form. It is included by ASIC to assist you in completing and lodging the Form 5201.
Use this form to apply to ASIC for registration of a company as a CCIV under the *Corporations Act 2001 (Cth)* (Corporations Act).

Signature	<p>This form must be signed by:</p> <ul style="list-style-type: none"> two directors of the Corporate Director of the CCIV, or a director and secretary of the Corporate Director of the CCIV. 	
Lodgement period	Nil – to be lodged when required.	
Lodging fee	<p>A lodgement fee applies to this form.</p> <p>For information on fees refer to www.asic.gov.au/forms.</p>	
Company names	<p>A name is available unless it is identical to:</p> <ul style="list-style-type: none"> a name that is currently reserved or registered under the Corporations Act for another body, or a name that is held or registered on the business names register in respect of another individual or body who is not the person applying to have the name, or is unacceptable for registration under the Corporations Regulations 2001. <p>If it is proposed to register a name which is identical to a registered business name(s), we must be satisfied that the proposed company is entitled to the use of the name under s147. Therefore, either the Corporate Director, or someone who is the holder of the business name and is registering the CCIV for the Corporate Director, must be the applicant for registration. The questions regarding the identical business name(s) shown on the Form 5201 in section 2 must also be completed.</p> <p>The information concerning identical business names on the Form 5201 may instead be given in a statement attached to the Form 5201 (as an annexure) under the heading 'Declaration Regarding Registered Business Name(s)'. Be sure to provide the same information as is required on the Form 5201. The statement must be dated and signed by the applicant as being 'true and correct' as follows: <i>'I declare that the information given in this statement is true and correct'</i>.</p>	
Consent to appointment for Corporate Director	<p>Under sections 1222 and 1224F of the Corporations Act, the Corporate Director must be a public company which holds an Australian Financial Services Licence authorising it to operate the business and conduct the affairs of the CCIV, and not a Chapter 5 body corporate. Further, the consent of the Corporate Director to be appointed to the CCIV on registration is required pursuant to section 1222D of the Corporations Act. A copy of the relevant consent and confirmation the Corporate Director was entitled to be appointed to the CCIV at the relevant time should be retained in the CCIV's records.</p>	
Shares issued other than for cash or under a written contract	<p>If shares will be issued for other than cash, then a Form 208 <i>Notification of details of shares issued other than for cash</i>, or a copy of the 'contract' must be lodged.</p> <p>If the shares will be issued under written contract, then a Form 207Z <i>Certification of compliance with stamp duty law</i> must also be lodged.</p>	
How to provide additional information	<p>Photocopied Form 5201 pages</p> <p>If there is insufficient space in any section of the form, you may photocopy the relevant page(s) and submit as part of this lodgement.</p> <p>Annexures</p> <p>If there is insufficient space in any section of the form, you may alternately submit annexures as part of this lodgement.</p> <p>To make any annexure conform to the regulations, you must</p> <ol style="list-style-type: none"> use A4 size paper of white or light pastel colour with a margin of at least 10mm on all sides show the company name and ACN or ARBN number the pages consecutively print or type in BLOCK letters in dark blue or black ink so that the document is clearly legible when photocopied mark the annexure with an identifying letter or symbol eg a,b,c or 1,2,3 etc. endorse the annexure with the words: This annexure (mark) of (number) pages referred to in form (form number and title) sign and date the annexure <p>The annexure must be signed by the same person(s) who signed the form.</p>	
Lodgement	<p>Send completed and signed forms to: Australian Securities and Investments Commission, PO Box 4000, Gippsland Mail Centre VIC 3841.</p>	<p>For more information</p> <p>Web www.asic.gov.au Need help? www.asic.gov.au/question Telephone 1300 300 630</p>