Australian Securities & Investments Commission

Form 394
Corporations Act 2001
341, ASIC Corporations (Annual and Half-year Reporting)Instrument 2026/468 section 35

Notice of cessation of reliance on relief under Part 8 of ASIC Corporations (Annual and Half-year Reporting) Instrument 2026/468

Company details

Company name

ACN / ABN

Lodgement details

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

Firm/organisation

Contact name/position description

ASIC registered agent number (if applicable)

Telephone number

Postal address

Notification of cessation

The company intends to cease or has ceased to rely on relief available under Part 8 of ASIC Corporations (Annual and Half-year Reporting) Instrument 2026/468 or ASIC Corporations (Foreign-Controlled Company Reports) Instrument 2017/204, as:

Tick one box

☐ the directors of the company have resolved that the relief under Part 8 of ASIC Corporations (Annual and Half-year Reporting) Instrument 2026/468 or ASIC Corporations (Foreign-Controlled Company Reports) Instrument 2017/204 will not be relied on for the financial year ended or which will end on

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

OR

☐ the company ceased to be controlled by a foreign company on

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

OR

the company is no longer able to take advantage of the relief under Part 8 of ASIC Corporations (Annual and Half-year Reporting) Instrument 2026/468 or ASIC Corporations (Foreign-Controlled Company Reports) Instrument 2017/204 for the financial year ended or which will end on

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

Signature

I certify that the information given on this form is true and complete.

Name

Capacity

Signature

Date signed

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

Explanatory note

Purpose of Form 394

Form 394 is to be used to notify that the company intends to cease or has ceased to rely on the relief, provided under Part 8 of ASIC Corporations (Annual and Half-year Reporting) Instrument 2026/468 or ASIC Corporations (Foreign-Controlled Company Reports) Instrument 2017/204, from the requirements to prepare, have audited and lodge accounts of a small proprietary company controlled by a foreign company. Refer to Part 8 of ASIC Corporations (Annual and Half-year Reporting) Instrument 2026/468 and Regulatory Guide 58 *Reporting requirements — registered foreign companies and Australian companies with foreign company shareholders* for further information.

Lodgement fee

Nil

Lodgement

Form 394 is to be lodged (unless an annual financial report for that financial year is lodged) during the period starting 3 months before the start of the financial year in which relief under Part 8 of ASIC Corporations (Annual and Half-year Reporting) Instrument 2026/468 or ASIC Corporations (Foreign-Controlled Company Reports) Instrument 2017/204 ceased to be relied on and ending 4 months after the end of that financial year

Extension of time

No extension of time is available to lodge this form with ASIC. Where Form 394 is not lodged within the required time, or an annual financial report is not lodged for the relevant financial year, the company will not be able to again rely on the relief available under Part 8 of ASIC Corporations (Annual and Half-year Reporting) Instrument 2026/468 for a future financial year.

Signatory

This form must be signed by a director or secretary of the company to which the relief has applied.

Privacy

The information provided to ASIC in this form may include personal information. Please refer to our privacy policy (www.asic.gov.au/privacy) for information about how we handle your personal information, your rights to seek access to and correct personal information, and to complain about breaches of your privacy.

Lodgement

If lodging with ASIC, 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