

As in force at 1 July 2002.

South Australia

**PARTNERSHIP (LIMITED PARTNERSHIPS) REGULATIONS 1997**

# REGULATIONS UNDER THE PARTNERSHIP ACT 1891

## *Partnership (Limited Partnerships) Regulations 1997*

being

No. 247 of 1997: *Gaz.* 18 December 1997, p. 1716<sup>1</sup>

as varied by

No. 63 of 2002: *Gaz.* 20 June 2002, p. 2537<sup>2</sup>

<sup>1</sup> Came into operation 1 January 1998: reg. 2.

<sup>2</sup> Came into operation 1 July 2002: reg. 2.

**NOTE:**

- *Asterisks indicate repeal or deletion of text.*
- *For the legislative history of the regulations see Appendix.*

2.

## **SUMMARY OF PROVISIONS**

1. Citation
2. Commencement
3. Interpretation
4. Signing of notice of change in registered particulars
5. Copy of court order to be lodged with Commission
6. Fees

### **SCHEDULE**

*Fees*

### **APPENDIX**

### **LEGISLATIVE HISTORY**

**Citation**

1. These regulations may be cited as the *Partnership (Limited Partnerships) Regulations 1997*.

**Commencement**

2. These regulations will come into operation on the day on which section 1 of the *Partnership (Limited Partnerships) Amendment Act 1997* comes into operation.

**Interpretation**

3. In these regulations, unless the contrary intention appears—

"Act" means the *Partnership Act 1891*.

**Signing of notice of change in registered particulars**

4. If a notice to be given by a limited partnership under section 55 of the Act only relates to changes in—

- (a) the nature of the business being carried on or proposed to be carried on under the partnership's firm-name; or
- (b) the address for service of the partnership; or
- (c) the address of any place in this State at which the business of the partnership is or is proposed to be carried on; or
- (d) the name or residential address of a partner,

the notice may be signed by one of the general partners.

**Copy of court order to be lodged with Commission**

5. A limited partnership must, within seven days of the District Court making an order under section 74 of the Act, lodge a copy of the order with the Commission.

Maximum penalty: \$1 250.

**Fees**

6. (1) The fees fixed by the schedule are payable to the Commission for the purposes set out in the schedule.

(2) The Commission may waive, reduce or refund a fee (or part of a fee) payable under these regulations if satisfied that it is appropriate to do so in a particular case.

**SCHEDULE***Fees*

<b>Item</b>	<b>Description</b>	<b>Fee</b>
1.	Application for registration of limited partnership (s. 52(1) of the Act)	\$ 114
2.	Application for registration of limited partnership where the application is to operate also as an application for registration of the firm-name under the <i>Business Names Act 1996</i> (s. 52(1) & (3) of the Act) . . . . .	\$ 228
3.	Inspection of Register of Limited Partnerships (s. 54(3) of the Act) . .	\$ 16
4.	Late lodgement of notice of change in registered particulars (s. 55 of the Act)—	
	(a) if lodged no more than 1 month late . . . . .	\$ 22
	(b) if lodged more than 1 month late but no more than 3 months late	\$ 45
	(c) if lodged more than 3 months late . . . . .	\$ 96
5.	Issue of certificate as to formation and composition of limited partnership or other particulars in Register of Limited Partnerships (s. 56 of the Act) . . . . .	\$ 16 for first page plus \$1 per additional page
6.	Photocopy of certificate as to formation and composition of limited partnership or other particulars in Register (s. 56 of the Act) . . . . .	\$ 16 for first page plus \$1 per additional page
7.	Application for extension or exemption (s. 81 of the Act) . . . . .	\$ 54

5.

**APPENDIX**

**LEGISLATIVE HISTORY**

Schedule:

substituted by 63, 2002, reg. 3