



REPUBLIC OF NAURU

BUSINESS NAMES REGISTRATION REGULATIONS 2018

SL No. 36 of 2018

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Cabinet makes the following Regulations under section 35 of the *Business Names Registration Act 2018*:

1 Citation

These Regulations may be cited as the *Business Names Registration Regulations 2018*.

2 Commencement

These Regulations come into effect on 15 January 2019.

3 Repeal of Registration of Business Names Regulations 1976

The *Registration of Business Names Regulations 1976* are repealed by these Regulations.

4 Application forms

(1) For the purpose of section 10 of the Act, the prescribed form for an application for registration of business name:

(a) for an individual is set out in Form 1 of Schedule 1;

(b) for an individual partner of a firm is set out in Form 2 of Schedule 1;

(c) for a corporation as a partner in a firm or trading in its incorporation name is set out in Form 3 of Schedule 1; or

(d) for a trust is set out in Form 4 of Schedule 1.

(2) Where a partnership comprises of one or more corporations or a corporation and individual, all the partners shall respectively complete the individual or corporation Forms 2 and 3 of Schedule 1 respectively.

5 Particulars required for business name registered under the Act

(1) For the purpose of section 8 of the Act:

(a) a person applying for a business name in case of a business which is owned by an individual shall provide the following particulars:

(i) the surname and forenames;

(ii) date of birth;

(iii) gender;

(iv) usual residential address;

- (v) correspondence address, if different from address of the business;
 - (vi) nationality and if that nationality is not the nationality of origin, the nationality of origin;
 - (vii) any other business owned by the individual solely or jointly;
 - (viii) full address of any other business owned by the individual in paragraph (vii);
 - (ix) general nature of the business;
 - (x) full address of the registered or principal place of business;
 - (xi) telephone number;
 - (xii) email address;
 - (xiii) date of the commencement of the business;
 - (xiv) Tax Identification Number issued under the Revenue Administration Act 2014;
 - (xv) passport size photographs of the individual when registering for the first time; and
 - (xvi) identity instrument such as drivers' licence, bio page of passport or birth certificate; and
- (b) a person applying for a business name in the case of a business registered as a firm shall provide the:
- (i) the surname and forenames;
 - (ii) date of birth;
 - (iii) gender;
 - (iv) usual residential address;
 - (v) correspondence address, if different from address of the business;
 - (vi) nationality and if that nationality is not the nationality of origin, the nationality of origin;
 - (vii) any other business owned by any of the partners;
 - (viii) full address of any other business owned by any of the partners in paragraph (vii);

- (ix) general nature of the business;
 - (x) full address of the registered or principal place of business;
 - (xi) telephone number;
 - (xii) email address;
 - (xiii) date of the commencement of the business;
 - (xiv) Tax Identification Number issued under the Revenue Administration Act 2014 for the firm;
 - (xv) Tax Identification Number issued under the Revenue Administration Act 2014 for each of the partners in Nauru;
 - (xvi) for foreigners Tax Identification Numbers from the foreign country;
 - (xvii) respective shares in the business for each of the partners;
 - (xviii) certificate of registration of partnership under the Partnership Act 2018;
 - (xix) passport size photographs of the individual when registering for the first time;
 - (xx) identity instrument such as drivers licence, bio page of passport or birth certificate; and
 - (xxi) annual returns if the business has operated for a period of 12 months; and
- (c) a person applying for a business name in case of a corporation as a partner in a firm or trading in its incorporation name shall provide the following particulars:
- (i) corporate name contained in the incorporation certificate;
 - (ii) current incorporation certificate issued under the Corporations Act 1972;
 - (iii) the date and place of registration of the corporation;
 - (iv) registered or principal place of business of every corporation;
 - (v) the full names of directors, addresses, nationalities and dates of birth;
 - (vi) the date of appointment of the director;

- (vii) the full name of the secretary, his or her address, date of birth and nationality;
- (viii) the dates of appointment of the secretary;
- (ix) the full names of the shareholders, their addresses, dates of birth and nationalities;
- (x) the date on which the shareholder subscribed to the shares in the corporation;
- (xi) a statement or nature of interest or shares held;
- (xii) general nature of the business;
- (xiii) full address of the registered or principal place of business;
- (xiv) full address of every other place of business;
- (xv) telephone number;
- (xvi) email addresses;
- (xvii) date of commencement of the business;
- (xviii) Tax Identification Number issued under the Revenue Administration Act 2014;
- (xix) Tax Identification Numbers for the directors, secretary and shareholders;
- (xx) certificate of registration of partnership under the Partnership Act 2018 where a corporation is a partner in a firm;
- (xxi) passport size photograph of the directors, secretary and shareholders; and
- (xxii) annual returns of a corporation that has operated for a period of 12 months; and
- (d) a trust registered under the Trusts Act 2018 applying for a business name shall provide the following particulars:
 - (i) certificate of registration of the trust;
 - (ii) date of registration of the trust;
 - (iii) full names, address, occupation, and nationality of the Trustees;
 - (iv) the date of appointment of the trustees;