

10 February 2026
(Submitted [online](#))

Submission to Registry stabilisation and uplift – draft legislation consultation

Justice Connect welcomes the opportunity to provide our views on the *Treasury Laws Amendment (Business Registries Stabilisation and Uplift) Bill 2025 (draft legislation)*. Our submission focuses on the impact of the draft legislation on not-for-profit organisations and organisations registered with the Australian Charities and Not-for-profit Commission (**ACNC**).

About Justice Connect and our expertise

In the face of huge unmet legal need, [Justice Connect](#)'s vision is a world in which legal support is within everyone's reach. We have been serving the community for more than 25 years. We are a registered charity and accredited community legal centre. Our specialist, national [Not-for-profit Law](#) program provides free and low-cost legal assistance to a diverse range of not-for-profit organisations. Of the more than 1,800 enquiries we receive annually, many relate to regulatory compliance.

Our submission

We are a member of the Charities and Not-for-profits Committee of the Law Council of Australia's Legal Practice Section (**LCA Charity Committee**). We contributed to the section of the Law Council of Australia's submission (**LCA Submission**) that was drafted by the LCA Charity Committee.¹ We make the following recommendations, for the reasons outlined in the LCA Submission.

To **resolve the significant practical difficulties** for companies and registrable Australian bodies registered with the ACNC, the draft legislation should amend the law so that:

1. The ASIC Companies Register contains no detail about charitable companies or charitable registrable Australian bodies (**RAB**) but only a link referring the public to the ACNC register.
2. It is made clear on the ASIC Companies Register that a charitable company or charitable RAB is not required to notify ASIC of its directors' identification numbers (**DIN**).
3. ASIC must exercise its power under the draft legislation to redact outdated information on the ASIC Companies Register for registered charities.

¹ The Law Council of Australia made a submission (dated 10 February 2026) that was co-drafted by the Corporations Committee of the Business Law Section, the Charities and Not-for-Profits Committee of the Legal Practice Section, and the International Section.

More broadly, the government must prioritise:

4. Updating legislation that requires or assumes notification to ASIC or fails to authorise reliance on the ACNC register instead of ASIC's Companies Register. ²

We also take this opportunity to make an **additional recommendation**.

When implementing the draft legislation, the Government must:

5. Educate and support not-for-profits that aren't registered with the ACNC to comply with the requirements in the draft legislation.

Section 1272C of the *Corporations Act 2001* (Cth) (**Corporations Act**) requires directors of not-for-profit organisations, such as companies limited by guarantee (**CLG**) and RABs to obtain a DIN. The draft legislation amends sections 205B and 601CV of the Corporations Act to introduce a new requirement for these not-for-profits to submit the DINs of each of their directors to ASIC as part of their ongoing reporting obligations.³

This requirement to submit DINs to ASIC is switched off for registered charities,⁴ but hasn't been "switched off" for not-for-profits that aren't registered with the ACNC.

While RABs and CLGs are already required to provide certain information to ASIC, such as updates to directors' details, most of these bodies are typically small not-for-profit organisations with limited administrative resources. Given this, we strongly recommend that ASIC offer targeted education and support measures, such as exercising its discretion under section 601CV(2) of the Corporations Act to extend the period for lodging DINs.

For further information or to discuss this submission, please contact Amy Williams, Principal Lawyer of Not-for-profit Law, at Amy.Williams@justiceconnect.org.au.

Yours sincerely

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² See paragraphs 39 to 42 of the LCA Submission.

³ See paragraph 10, draft legislation.

⁴ Section 205B of the Corporations Act is a provision that is "switched off" for companies and registrable Australian bodies registered under the *Australian Charities and Not-for-profits Commission Act 2012* (Cth) (**ACNC Act**) in accordance with section 111L of the Corporations Act (table 8).