Important update: Changes in business regulations

On 10 November, significant changes to the unfair contract terms regime comes into effect. This could impact your business. Here's what you need to know:

Who is affected?

The regime applies to standard form contracts with small businesses, expanded to include those with:

- fewer than 100 employees; OR
- less than $10 million turnover

These changes apply to new contracts that are made, renewed or varied from 10 November 2023.

Penalties for non-compliance

- Businesses who apply or rely on an unfair contract term may now face significant fines
- A court may ban the use of a particular clause in existing or future contracts or declare a clause void

What you need to do

- Consider if you or any contracted party are captured under the new regime
- Review and assess standard form contract T&Cs
- Ensure you are legally compliant and stay informed with the updated regulation

Our CCIWA Commercial Legal team can assist you with reviewing your contracts, identifying any potentially unfair terms and providing risk mitigation strategies.

Please contact our team at BusinessLawWA@cciwa.com or call (08) 9365 7560.

Chamber of Commerce and Industry WA