

29 OCTOBER 2015



## IS IT TOO LATE TO UPDATE MY FRANCHISE DOCUMENTS?



The new Franchising Code of Conduct came into effect on 1 January 2015. The Code requires franchisors to create a disclosure document in a new format and may also require franchisors to make amendments to their template franchise agreement.

[> Learn more](#)

## SMALL BUSINESS UNFAIR CONTRACTS REGIME

The existing unfair contracts regime in the Australian Consumer Law ("ACL") that presently only protects consumers is to be extended to apply to all small businesses, including franchisees.

MEET JOHN SIER

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## WHAT ARE THE FRANCHISOR'S OBLIGATIONS IF A FRANCHISEE'S EXCLUSIVITY OF TERRITORY IS THREATENED?

Exclusive territory clauses are common in franchising. They have the effect of

Exclusive territory clauses are common in franchising. They have the effect of preventing franchisors from competing with franchisees, often within a defined geographic boundary. However, what are the franchisor's obligations if another franchisee is found to be operating within a franchisee's territory? The Full Federal Court has considered this issue in the recent case of Marmax Investments Pty Ltd v RPR Maintenance Pty Ltd [2015] FCAFC 127.

[> Learn more](#)

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## SECURING YOUR COMPANY LOANS - DON'T WAIT UNTIL IT'S TOO LATE

When shareholders and directors loan funds to their companies, many forget to implement basic asset protection measures. It is critical to secure the loan and protect the asset, and an appropriately drafted loan agreement and security deed will do the job.

[> Learn more](#)

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## PETER MACCALLUM RIDE TO CONQUER CANCER 2015

MST Lawyers congratulates Evelyn Marcou and her team Gel-Us on participating in the Peter MacCallum Ride to Conquer Cancer 2015 and their outstanding fundraising efforts.

[> Learn more](#)

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