

# Form R5

## Collusive Practices

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### **Collusive practices at auctions of land or a business**

*Land and Business (Sale and Conveyancing) Act 1994 section 24L*

*Land and Business (Sale and Conveyancing) Regulations 1995 regulation 16J*

**NOTE:** At auctions of residential land this form must be provided to registered bidders at the time they are registered to bid. At any other auction of land or a business, the following text must be audibly announced by the auctioneer to members of the public attending the auction immediately before the auction commences:

Section 24L of the *Land and Business (Sale and Conveyancing) Act 1994* makes it unlawful to engage in collusive practices in relation to an auction of land or a business. Under that section a person must not behave in such a way that might tend to prevent **free and open competition** at an auction by, for example—

- abstaining from bidding or limiting his or her bidding; or
- agreeing to abstain from bidding or limit his or her bidding; or
- inducing or attempting to induce another person to abstain from bidding or limit his or her bidding; or
- doing anything else or inducing or attempting to induce another person to do anything else that might tend to prevent free and open competition at the auction.

**The maximum penalty for committing such an offence is \$20,000.**