



## Can you name your child Anzac?

### Worksheet 2 - What is the law about using 'Anzac'?

#### PROTECTION OF WORD 'ANZAC' REGULATIONS

#### PROTECTION OF WORD 'ANZAC' REGULATIONS- REG 2 Prohibition of use in trade etc of word



#### 'Anzac'

1. No person shall, without the authority of the Minister, proof whereof shall lie upon the person accused, assume or use the word 'Anzac' or any word resembling the word 'Anzac' in connexion with any trade, business, calling or profession or in connexion with any entertainment or any lottery or art union or as the name or part of the name of any private residence, boat, vehicle or charitable or other institution, or any building in connexion therewith.

Interpretation: Entertainment includes any exhibition, performance, lecture, amusement, game, sport or social gathering held or conducted for the purpose of raising money.

- 1A. Subregulation (1) does not apply to the assumption or use of the words 'Anzac Day' in connection with an entertainment held on 25 April in any year . . .
3. The Registrar of Trade Marks shall:
  - (a) refuse to register as a trade mark any word the assumption or use of which in connexion with any trade, business, calling or profession is prohibited under subregulation (1) of this regulation; and
  - (b) unless otherwise directed by the Minister, cancel any existing registration of any such word as a trade mark, and refuse to take any step or further step in connexion with any application for the use of any such word as a trade mark.
4. The Registrar of Designs shall:
  - (a) refuse to register as a design any word or mark the assumption or use of which in connexion with any trade, business, calling or profession is prohibited under subregulation (1) of this regulation; and
  - (b) unless otherwise directed by the Minister cancel any existing registration of any such word or mark as a design, and refuse to take any step or further step in connexion with any application for the use of any such word or mark as a design.



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5. The Registrar-General or other proper officer of a State charged with the registration of firms and companies may:
  - (a) permit any firm or company which has been registered under a State Act, and in the name of which there is included any word the use of which in connexion with any trade, business, calling or profession is prohibited under subregulation (1) of this regulation, to amend the name of the firm or company by the omission of that word, and, if the firm or company so desires, the substitution of any other word or words; or
  - (b) cancel the registration of any firm or company which refuses or fails to apply within a reasonable period for the amendment of its name.

#### **PROTECTION OF WORD 'ANZAC' REGULATIONS- REG 3 Prohibition of word 'Anzac' as name of street, road or park**

1. A person shall not, without the approval of the Minister, use, in naming a street, road or park, the word 'Anzac' or any word resembling the word 'Anzac' as the name or part of the name of the street, road or park.
2. The last preceding subregulation does not apply to or in relation to:
  - (a) the naming of a street, road or park in which, or in the immediate vicinity of which, there is situated a public memorial relating to the war which commenced on the fourth day of August, 1914, or the war which commenced on the third day of September, 1939.