



# ON-SELLING FORM

**On-selling details when one software developer (vendor) sells, transfers, assigns or licenses software to another software developer.**

If you are on-selling, transferring, assigning or licensing multiple copies of the software, please duplicate the table below and complete a separate copy for each transaction. This form is to be completed by the seller, transferor, assignor or licensor (**existing provider**) only. The Department will engage directly with the new provider to ensure they are informed of their obligations, including the requirement to comply with the Terms of Use.

Details of existing provider and new provider	
Date of sale, transfer, assignment or licence	
Existing provider Name	
Existing provider ACN and ABN	
Existing provider Contact details (email or phone)	
Reason for sale, transfer, assignment or licence (optional)	
Have any aged care providers purchased and implemented your software? If easier, attach a table of each aged care provider and the specific service/site using the software, including the provider or service identifier (if known) and contact details.	
If so, please describe your upgrade or maintenance plans for those providers during and after sale, transfer, assignment or licence.	



<p>(The existing provider remains responsible for supporting any aged care providers who previously purchased the software, unless the existing provider and new provider formally agree to transfer these responsibilities.)</p>	
<p>Have you notified the new provider of their obligations to the aged care provider in respect of the software?</p>	
<p>Have you notified the new provider of the requirement to undergo a conformance assessment and obtain a production code from the Department?</p> <p>Have you notified the new provider of the requirement to comply with the Terms of Use?</p>	
<p>Have you notified the aged care provider of the sale and who they should contact for any maintenance and upgrades to the software?</p>	
<p>Software Name (as listed on the original Declaration of Conformance form)</p>	
<p>Software version number (as listed on the original Declaration of Conformance form – should match the <a href="#">Conformance Register</a>)</p>	



New provider name	
New provider ACN and ABN	
New provider contact details (email or phone)  The Department will contact the New provider to outline conformance obligations and next steps.	
Transfer type (is the sale/transfer/assignment/licence exclusive/non-exclusive, is the sale/transfer/assignment/licence for all or part of the software? If so, the Department must be contacted.	
Conformance Profile Details (as on original Declaration of Conformance form)	
Conformance Profile Name	
Conformance Profile Version Number	
Conformance end date	
B2G API/s covered by conformant software	
<b>Declaration</b>  <i>I declare the information that I have provided in this form is true and accurate.</i>  <i>I understand that the new provider will be required to pass the conformance assessment to the Department's satisfaction.</i>  <i>I understand that the Department has the discretion to agree or not agree to the new provider becoming the vendor, transferee, assignee or licensee of record.</i>  <i>I understand the Department may contact me to request further information about the proposed sale, transfer, assignment or licence, including for clarification or audit.</i>	



*I confirm that I have obtained the consent of any relevant individuals to provide any personal information contained in this form for use by the Department in accordance with the Privacy Statement.*

*I confirm that I am a duly authorised officer of the existing provider for the purposes of providing this information.*

Existing provider name and Signature (electronic signature is ok)

Privacy Statement

**Why we collect this information**

We collect this information to administer the Developer Portal with the correct details of the new owner and to update the Conformance Register. Updating the register ensures prospective purchasers (aged care providers) can access the most current software ownership, transfer, assignment or licensing information.

**The Department will update the public Conformance Register only after the new provider completes any required conformance assessment and becomes the vendor, transferee, assignee or licensee of record.**

**Who can see this information**

Only authorised departmental staff will access the information you provide. The public will only see the essential details published on the Conformance Register; all other information remains confidential and not publicly viewable.

**Disclaimer**

The Commonwealth gives no warranty in connection with the Software and does not guarantee that the use of the Software will be uninterrupted or error free, that any defects in the Software will be corrected, or that the Software is free of harmful code.

The Department aims to respond within 7 business days from the date your form is received.