

# Prohibited Donors Scheme Fact Sheet 5



## WHO IS A CLOSE ASSOCIATE?

---

In Queensland the Prohibited Donors Scheme bans the making of political donations by property developers to a political party, an elected member or councillor, or a candidate in an election.

A close associate of entities described in the Fact Sheet 'Who is a Property Developer?' is also considered to be a property developer. This includes:

- i. a related body corporate of the property developer; or
- ii. a director or other officer of the property developer; or
- iii. a person with more than 20% of the voting power of the property developer or a related body corporate; or
- iv. a spouse of a person described in ii or iii; or
- v. if the property developer is a trustee, manager or responsible entity in relation to a unit trust – a person who holds more than 20% of the units in the trust; or

- vi. if the property developer is a trustee, manager or responsible entity to a discretionary trust – a beneficiary of the trust; or
- vii. if the property developer or related body corporate is one entity in a stapled security<sup>1</sup>, then the other entity in the stapled security is also considered a close associate.

Property developers such as those described above are prohibited donors.

---

<sup>1</sup> For more information on stapled securities see <https://www.moneysmart.gov.au/investing/complex-investments/stapled-securities>

---

### More information about prohibited donors

The rules and requirements applying to prohibited donors are determined in the *Electoral Act 1992* and the *Local Government Electoral Act 2011*, which are available at [www.legislation.qld.gov.au](http://www.legislation.qld.gov.au).

If you have further questions, or would like more information about the obligations relating to the Prohibited Donor Scheme, please visit [www.ecq.qld.gov.au](http://www.ecq.qld.gov.au), or contact ECQ on 1300 881 665 or by emailing [pds@ecq.qld.gov.au](mailto:pds@ecq.qld.gov.au).