Appendix 1 – Commonly used contract execution clauses

As noted above (see 'Witnessing'), it is generally unnecessary for a contract to be witnessed for it to have legal effect. Given that, these examples include provision for witnesses as optional elements in placeholders. Whether signing by a witness is required or it is considered appropriate for evidentiary reasons should be considered based on the circumstances of each matter.

Execution by the Commonwealth

SIGNED for and on behalf of the
Commonwealth of Australia ^as
represented by^ ^name of agency^
by:

)

)

)

_____   _____
Name of signatory   *Signature*

^In the presence of:

_____   _____
Name of witness   Signature of witness^

Execution by an individual

SIGNED for and on behalf of
^Party Name^ by:

)

)

)

_____   _____
Name of signatory   *Signature*

^In the presence of:

_____   _____
Name of witness   Signature of witness^

Execution in accordance with section 127 of the Corporations Act

EXECUTED by ^Party Name^
^Party ACN^ in accordance with
the requirements of section 127 of
the *Corporations Act 2001* (Cth)
by:

)

)

)

_____   _____
Name of director   *Signature of director*

_____   _____
Name of director/secretary   *Signature of director/secretary*

Execution by affixing the company seal

THE COMMON SEAL of ^Party
Name^ ^Party ACN^ the affixing of
which was witnessed by:

)

)

)

_____   _____
Name of director   *Signature of director*

_____   _____
Name of director/secretary   *Signature of director/secretary*

Execution by a Power of Attorney

SIGNED for and on behalf of
^Party Name^ ^Party ACN^ by:

)

)

)

_____   _____
^Name of signatory^   *Signature*

who is authorised by Power of
Attorney ^Number or Date^ ^insert
details of registration (if any), for
example 'and registered with the
office of the NSW Registrar-
General'^ and who declares that
^he/she^ has at the time of
execution of this document no
notice of its revocation.

^In the presence of:

_____   _____
Name of witness   Signature of witness^   17