

# MANAGING RISK IN YOUR BUSINESS



BOWLTLAWYERS  
COMMERCIAL  
LAWYERS

[www.bowltlawyers.com.au](http://www.bowltlawyers.com.au)

# HIDDEN RISKS

What are the **hidden risks** in your business and how much are they going to **cost you**?

## Ask yourself the following questions

- Have you **registered a trade mark** for your business with IP Australia? Not registering a trade mark for your valuable brand or product could reduce the value of your business-a business or company name is not sufficient IP protection.
- Do you have **proper terms and conditions and other contracts for your business**? If not, you could be leaking profits.
- Buying or selling a business or franchise?** Do you really know **the traps for the unwary**, which can turn the transaction into a financial and legal nightmare?
- Do you have **properly drafted employment contracts or independent contractors agreements**? If not, you should put a lot of money aside for **potential workplace claims**.
- Do you really know what will happen to your shares in the company if you die or become totally or permanently disabled?** If they end up in the wrong hands it can be disastrous for the business and the remaining shareholders.
- Do you clearly understand **your director's duties** in terms of the Corporations Act? Did you know that you could be **personally liable for company losses** if you breach those duties?
- Do you have **secure tenure of your business premises**? In particular are you protected by the Retail Leases Act in Victoria?

If you answered “**No**” to one or more of the above questions, we can help you. **Contact us today** for a no-obligation discussion.

# OUR SPECIALITY... IS BUSINESS

Our practice concentrates on managing risk in business, through a range of specialist commercial law services, including:

- › **Business Succession Planning (shareholder and unitholder agreements, buy-sell option agreements and related succession planning)**
- › **Intellectual Property (mainly trade marks)**
- › **Purchase and Sale of businesses (including share sale and unit sale agreements)**
- › **Advice regarding Franchise Agreements**
- › **Drafting and reviewing a broad range of commercial agreements**
- › **Employment law (mainly employment and independent contractor agreements and related advice)**
- › **Corporate law and Directors duties**
- › **Commercial and Retail leasing**

## OUR PRINCIPAL



Accredited Specialist: Commercial Law



Harvey Bowlt is an Accredited Specialist in Commercial Law, appointed by the Law Institute of Victoria. He is a well-rounded and experienced lawyer, with over 35 years' experience in both South Africa and Australia. Prior to immigrating to Australia in 2004 Harvey enjoyed a successful career as an Attorney, Notary

and Conveyancer in South Africa and was a partner in a Cape Town law firm, where he specialised in High Court litigation, commercial and property work. For the past 16 years Harvey has practised solely in commercial law. Harvey prides himself on being approachable and providing practical legal advice.

# OUR POINTS OF DIFFERENCE

Harvey started his own business because he wanted to practice law differently and recognised that modern law firms need to be more flexible and attuned to clients' requirements, particularly in relation to:

- › **Providing Specialist Services-competent is not good enough!**
- › **Being accessible and responsive to clients' specific needs**
- › **Providing personalised, commercially practical legal advice and agreements**
- › **Offering flexible consultation arrangements**
- › **Providing realistic turnaround times for work, and**
- › **Offering agreed fees, where appropriate.**

If you require assistance with an area of law that falls outside our area of expertise, we can refer you to our network of quality lawyers, who have a similar philosophy regarding service excellence and hands-on assistance.

## WHAT OUR CLIENTS THINK

**“** *Harvey was incredibly thorough throughout the acquisition process, performing extensive contract analysis and multilevel negotiations. His dealings with myself and the acquiring business representatives was always incredibly professional. He was able to explain things clearly and offered fair and sensible advice. I would certainly recommend any business to call on Harvey for their future potential business acquisitions*

Dr Zoran Milasinovich - Fountain Gate Veterinary Clinic Pty Ltd

*Not only is Harvey an exceptionally professional, knowledgeable and fastidious legal advocate for your business, he is a genuine, warm and generous person who makes any commercial lease nightmare a pleasant experience and monotonous employment contracts read like virtual prose. If you ever have the need for a commercial lawyer, I wouldn't hesitate to recommend Harvey and his services*

Yvette Willison – Movement Studio Melbourne (Chiropractic and related medical services)

*Harvey is the consummate professional and is readily available when we need urgent advice, as well as for the development of corporate documents. We rely heavily on his knowledge and expertise.*

Bert Myburgh and Stuart Murray - eBMS Pty Ltd: Business Management Systems

**”**

### CONTACT US

**Phone:** 03 8833 7120

**Email:** [harvey@bowltlawyers.com.au](mailto:harvey@bowltlawyers.com.au) or [admin@bowltlawyers.com.au](mailto:admin@bowltlawyers.com.au)

**Web:** [www.bowltlawyers.com.au](http://www.bowltlawyers.com.au)

**Mail:** Suite 6, 60-64 Railway Road, Blackburn, Victoria, 3130

Liability limited by a scheme approved under Professional Standards Legislation

