# Referral Agreement

Australia version

This Referral Agreement is between _____ (the “Company”) and _____ (the “Partner”).

## 1. Referrals

The Partner may introduce potential customers to the Company. A referral qualifies if the Partner registers it with the Company in writing first, the prospect is not already a customer or in active discussions with the Company, and the prospect signs a paid contract within _____ days of registration.

## 2. Commission

For each qualifying referral, the Company will pay the Partner _____, calculated on amounts actually received excluding taxes and refunds. Commission is paid quarterly within 30 days of quarter end, with a statement.

## 3. Conduct

The Partner will describe the Company’s products accurately, will not make promises on its behalf, and has no authority to bind the Company. The Partner will comply with anti-bribery laws and will disclose its referral relationship where required.

## 4. Tax

The Partner is responsible for its own taxes on commission received.

## 5. Term

This agreement continues until either party ends it with 30 days’ written notice. Commission on qualifying referrals made before termination remains payable for the commission period.

## 6. Entire agreement

This agreement, together with any documents it refers to, is the entire agreement between the parties about its subject and replaces any earlier discussions, proposals or understandings about it.

## 7. Changes and waiver

Any change to this agreement must be in writing and signed by all parties, which may be done electronically. A failure or delay in enforcing any part of this agreement is not a waiver of that right.

## 8. Severability

If any part of this agreement is found to be invalid or unenforceable, that part will be limited to the minimum extent necessary and the rest of the agreement will remain in effect.

## 9. Disputes

The parties will first try in good faith to resolve any dispute through discussion, and may agree to mediation, before starting court proceedings.

## 10. Governing law and jurisdiction

This agreement is governed by the laws of _____, Australia. Each party submits to the jurisdiction of the courts of _____ and the courts that may hear appeals from them.

## 11. Electronic signatures and counterparts

This agreement may be signed electronically and in counterparts, each of which is an original and which together form one agreement. The parties agree that electronic signatures are valid and binding under the Electronic Transactions Act 1999 (Cth) and the corresponding legislation of _____, and have the same effect as handwritten signatures.

## 12. Signatures

Signed by the parties on the dates shown below.

**Referral Partner**

Full name

Company

Designation

Date

**Company**

Full name

Company

Designation

Date