

COMPANIES.

8° Elizabeth II., No. XXXIX.

No. 39 of 1959.

AN ACT to amend the Companies Act, 1943-1954.

[Assented to 10th November, 1959.]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and the Legislative Assembly of Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the *Companies Act Amendment Act, 1959.* Short title and citation.

(2) In this Act the Companies Act, 1943-1954, is referred to as the principal Act. Vol. 7 Reprinted Acts, approved for reprint 18th December, 1954.

(3) The principal Act as amended by this Act may be cited as the Companies Act, 1943-1959.

S. 103
amended.

2. Subsection (1) of section one hundred and three of the principal Act is amended by substituting for the word, "Every" in line one, the passage, "Subject to the provisions of section one hundred and five A of this Act, every."

S. 105
amended.

3. Subsection (1) of section one hundred and five of the principal Act is amended by substituting for the word, "The" in line one, the passage, "Subject to the provisions of section one hundred and five A of this Act, the."

S. 105A
added.

4. The principal Act is amended by adding after section one hundred and five a section as follows—

Register
may be kept
away from
registered
office.

105A. (1) Notwithstanding the provisions of subsection (1) of sections one hundred and three and one hundred and five of this Act—

- (a) where the work of making up the register of members and index, if any, is done at another office of the company, it may be kept at that other office; or
- (b) where the company arranges with some other person to make up the register on its behalf it may be kept at the office of that other person at which the work is done,

but the register of members and index, if any, shall not be kept at a place outside the State, and shall be open to inspection at that office as provided in section one hundred and five of this Act.

(2) Every company shall forthwith send notice to the Registrar of any place other than the registered office where the register and index, if any, are kept and of the days and hours during which it is accessible to the public and of every change therein.

(3) If default is made in complying with this section the company, and every officer who is in default, is liable to a fine not exceeding fifty pounds, and in addition to a daily penalty not exceeding five pounds for every day during which the default continues.
