



Western Australia.

ANNO SECUNDO

EDWARDI VII. REGIS.

No. XIX.

AN ACT to amend the Companies Act, 1893.

[Assented to, 11th December, 1902.]

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

1. THIS Act may be cited as the Companies Act Amendment Act, 1902, and shall be read as one with the Companies Act, 1893, hereinafter referred to as the principal Act.

Short title.

2. SECTION one hundred and ninety-eight of the principal Act is hereby amended by adding the following subsection:—

Amendment of 56
Vict., No. 8, Sec. 198.

(6.) Where any foreign company shall, by power of attorney (hereinafter referred to as the original power of attorney) under its common seal, or executed in such manner as to be binding on the company, empower some person, whether in the State of Western Australia or elsewhere, to act as its attorney with the powers referred to in subsection one, and such attorney shall, in exercise of a power thereby conferred, delegate such powers to any other person or appoint a substitute in the said State to

See S.A. Act, No. 576
(1893), Sec. 9.

Companies Act—Amendment.

exercise such powers, such company shall be deemed to have complied with the preceding subsections of this section.

- (a.) A declaration with respect to such original power of attorney shall be made by one of the directors or the general manager or secretary of the company, in accordance with the provisions of subsection two, and such declaration shall be indorsed on or annexed to such original power of attorney.
- (b.) The deed under which such powers as aforesaid are delegated, or substitutionary power of attorney, as the case may be (which deed and substitutionary power of attorney, as the case may be, are hereinafter included in the designation "the sub-power of attorney"), shall be executed in the presence of two witnesses, and there shall be attached thereto a statutory declaration, made before a notary, or other person authorised to take the same, by one of such attesting witnesses to the effect that such sub-power of attorney has been duly executed.
- (c.) The company shall deposit in the office of the Registrar of Companies the original power of attorney, or a duly authenticated office copy thereof, and also the sub-power of attorney with the respective declarations attached thereto, and, if the company shall be incorporated, evidence of its incorporation pursuant to section two hundred and ten of the principal Act.
- (d.) The attorney acting under the sub-power of attorney shall comply with subsection five.

Amendment of
Section 201.

3. SECTION two hundred and one of the principal Act is hereby amended by striking out the words "one week," in line six, and inserting in place thereof the words "one month or such extended time as may be allowed under special circumstances by the Registrar."

In the name and on behalf of the King I hereby assent
to this Act.

E. A. STONE, Administrator.