

COMPANIES (CO-OPERATIVE).

No. 18 of 1982.

AN ACT to amend the Companies (Co-operative) Act 1943-1979.

[Assented to 27 May 1982.]

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 (Co-operative) Amendment Act 1982*.

Short title
and citation.

(2) In this Act the Companies (Co-operative) Act 1943-1979 is referred to as the principal Act.

Reprint
approved 16
Dec. 1954.
Amended by
Acts Nos.
39 of 1959,
59 of 1976,
47 of 1979.

(3) The principal Act as amended by this Act may be cited as the Companies (Co-operative) Act 1943-1982.

Commence-
ment.

2. This Act shall come into operation on a day to be fixed by proclamation.

Section 28
amended.

3. Section 28 of the principal Act is amended in subsection (8) by deleting "a fee of five guineas" and substituting the following—

" the prescribed fee " .

Section 409
amended.

4. Section 409 of the principal Act is amended by repealing subsections (2) and (3) and substituting the following subsections—

" (2) The Governor may by regulation alter or add to any of the forms contained in the Schedules (other than the Second Schedule) to this Act.

(3) The Governor may make regulations varying the Tenth Schedule or repealing the Tenth Schedule and substituting a new Tenth Schedule in place thereof.

(4) A regulation made under subsection (2) or subsection (3) of this section shall have effect as if it were included in this Act. " .

Tenth
Schedule
substituted.

5. The Tenth Schedule to the principal Act is repealed and the following Schedule substituted—

" Tenth Schedule

Table of Fees to be Paid to Commissioner.

	\$
1. On submission of the memorandum of a company	100.00
2. For the registration of a company	100.00
3. For every authorisation by the Governor under the provisos to Section 28 (7)	30.00
4. For every approval of the Commissioner to the change of name of a company	30.00

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5. On lodgement of request to the Commissioner to exercise the powers conferred by Section 297, 299 or 300	15.00
6. For every act done by the Commissioner as representing a defunct company under Section 297, 299 or 300	25.00
7. On late lodgement, registration or filing of any document under this Act, in addition to any other fee—	
(a) if lodged, registered or filed within one month after the period prescribed by law	5.00
(b) if lodged, registered or filed more than one month after the period prescribed by law, in addition to the fee payable in paragraph (a) of this item	15.00
<p>The Commissioner, if satisfied that just cause existed for the late lodgement, may waive in whole or in part the additional fee under paragraph (b) of this item.</p>	
8. For every application for the reservation of a name	10.00
9. For every application for extending the time of such reservation	10.00
10. On filing any statement in lieu of prospectus	25.00
11. On filing any prospectus	250.00
12. On filing an annual return of a company	30.00
13. For every application for the consent of the Minister under Section 46 (3a) (a)	25.00
14. For every application for the consent of the Minister under Section 173 (2)	25.00
15. For every application for exemption from the provisions of Section 369 (1)	25.00
16. On lodging any other application	10.00
17. For every certificate issued by the Commissioner	3.00

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18. For every inquiry as to the availability of any name sought to be adopted by a company—for every name the subject of the inquiry	3.00
19. On service of a subpoena on the Commissioner to produce any documents in his custody	10.00
<p>And, in addition, if the Commissioner so requires, such other expenses as are reasonably incurred in the production of the document, including the sum of 20 cents for each page or copy of a page of each document so produced.</p>	
20. For production at the Stamp Duties Office of documents lodged by or in relation to a company	5.00
21. (a) For every inspection of a document or documents filed or lodged with the Commissioner by or in relation to a company or of any transparency or reproduction of such document or documents	2.50
(b) For the supply of an uncertified copy or print of any document where the fee prescribed by paragraph (a) of this item has been paid—	
For each page of the copy or print	.20
(c) For the supply of an uncertified copy or print of a document without inspection having been made—	
For the first two pages of the copy or print	1.50
For each additional page	.20
(d) For every inspection of any document filed or lodged with the Commissioner not being an inspection in respect of which paragraph (a) of this item applies	.50
(e) For every written inquiry involving a search for any document filed or lodged by or in relation to a company	3.50

	\$
(f) For the supply of an uncertified copy or print of a document where the fee prescribed by paragraph (e) of this item has been paid—	
For each page of the copy or print20
22. (a) For certifying a copy of or extract from any document filed or lodged with the Commissioner of which a typewritten or printed copy is supplied by an applicant—	
For one page	2.00
For each additional page50
(b) For the supply of a certified copy or print of any document filed or lodged with the Commissioner—	
For one page	3.00
For each additional page	1.50
23. For the deposit of any book or document under Section 288 provided that the total fees to be paid by a liquidator under Section 288 in respect of any one company shall not exceed \$10.00	1.00 " .
