

COMPANIES.

No. 31 of 1971.

AN ACT to amend the Companies Act, 1961-1970.

[Assented to 6th December, 1971.]

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, 1971*.

Short title
and citation.

(2) In this Act the Companies Act, 1961-1970, is referred to as the principal Act.

Reprinted as
approved for
reprint, 18th
August, 1971.

(3) The principal Act as amended by this Act may be cited as the Companies Act, 1961-1971.

Commence-
ment.

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

Second
Schedule
amended.

3. The Second Schedule to the principal Act is amended—

- (a) by substituting for the expression, “\$60.00” in item 1, the expression, “\$100.00”;
- (b) by deleting item 2 and substituting the following item—

2. For registration of a company whose nominal share capital exceeds \$10,000 the above fee of \$100 with the following additional fees regulated according to the amount of nominal share capital (that is to say)—

For every \$1,000 of nominal share capital or part of \$1,000, after the first \$10,000, up to \$200,000 ... \$2.00

For every \$1,000 of nominal share capital, or part of \$1,000, after the first \$200,000, up to \$1,000,000 \$1.00

For every \$1,000 of nominal share capital, or part of \$1,000, after the first \$1,000,000 50 cents;

- (c) by substituting for the passage "\$15 per \$2,000 or any fractional part of \$2,000" in lines twelve and thirteen of item 3, the passage, "\$15 per \$1,000 or any fractional part of \$1,000 or \$50 (whichever is the lesser amount)";
- (d) by substituting for the expression, "\$10.00" in item 10, the expression, "\$20.00";
- (e) by adding immediately after the word, "company" in line one of item 17, the passage, "(not being a foreign company to which Item 17A applies)";
- (f) by adding after item 17 an item as follows—
 - 17A. For the registration of a foreign company the share capital of which consists wholly or partly of shares having no fixed nominal value, the same fee as would be payable if those shares had a nominal value being—
 - (a) in the case of shares for which a maximum issue price is fixed by the instrument constituting or defining the constitution of the company—the maximum issue price; and
 - (b) in any other case—\$1.00. ;
- (g) by adding immediately after the word, "company" in line one of item 18, the passage, "(not being a foreign company to which Item 18A applies)";
- (h) by adding after item 18 an item as follows—
 - 18A. On lodging by a foreign company, the share capital of which consists wholly or partly of shares having

no fixed nominal value, of notice of increase of share capital—the same fee as would be payable if those shares had a nominal value calculated in accordance with Item 17A. ;

- (i) by substituting for the expression, “\$8.00” where it occurs in each of items 19 and 20, the expression, “\$10.00” in each case;
- (j) by substituting for the expression “\$4.00” in item 21, the expression, “\$5.00”;
- (k) by deleting item 26 and substituting the following items—

26. On lodging any deed
or copy of a deed
under section 78 \$50.00

26A. On lodging any state-
ment in lieu of pro-
spectus, or any deed
or copy of a deed under
section 78 amending
a deed lodged under
section 78 \$20.00

26B. On lodging, in relation
to a corporation that
is a foreign company
incorporated in an-
other State or Terri-
tory of the Common-
wealth, any prospectus
or any statement
under section 82,
being a prospectus or
statement registered
or acceptable for regi-
stration in that other
State or Territory \$20.00

26C. On lodging any prospectus or any statement under section 82, other than a prospectus or statement referred to in Item 26B \$50.00;

- (l) by substituting for the expression, "\$4.00" in item 32, the expression, "\$5.00";
 - (m) by substituting for the expression, "\$10.00" where it occurs in each of items 42 and 43, the expression, "\$12.00" in each case; and
 - (n) by substituting for the expression, "\$3.00" in item 44, the expression, "\$4.00".
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