

COMPANIES.

10° Elizabeth II., No. X.

No. 10 of 1961.

AN ACT to amend the Companies Act, 1943-1960.

[Assented to 10th October, 1961.]

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, 1961.*

Short title and citation.

(2) In this Act the Companies Act, 1943-1960, is referred to as the principal Act.

Reprinted in Vol. 7 of the Reprinted Acts as approved for reprint 16th December, 1954, and amended by Acts Nos. 39 of 1959 and 78 of 1960.

(3) The principal Act as amended by this Act may be cited as the Companies Act, 1943-1961.

Commence-
ment.

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

S. 5
amended.

3. Section five of the principal Act is amended—

- (a) by adding after the section number, “5”, the subsection designation, “(1)”;
- (b) by deleting the passage commencing, “, nor” in line five down to and including the word, “banking”, being the last word in the section;
- (c) by adding a subsection as follows:—

(2) In order to resolve any doubt which, but for the enactment of this subsection, might arise, it is hereby expressly enacted that—

- (a) any company or foreign company that carries on the business of life assurance, either alone or together with any other business; and
- (b) any company or foreign company formed for the purpose of carrying on the business of banking,

in respect of which the Registrar has, prior to the coming into operation of the Companies Act Amendment Act, 1961, executed a certificate of incorporation or a certificate of registration, is duly registered under this Act in accordance with the particulars shown in the certificate of incorporation or registration.

Tenth
Schedule
amended.

4. The Tenth Schedule to the principal Act is amended by adding after the heading, “C.—Other Fees.” an item as follows:—

22A. For registration under Part XI. of a company that carries on the business of life assurance or the business of banking, whether or not the company has a share capital 100 0 0

Items 13, 14 and 22 of this Schedule do not apply to a company referred to in this item.