

Companies Amendment Bill

(Divided from the Organised Crime and Anti-corruption Legislation Bill)

Government Bill

As reported from the committee of the whole House

This Bill was formerly part of the Organised Crime and Anti-corruption Legislation Bill as reported from the Law and Order Committee. The committee of the whole House has further amended the Bill and divided it into the following Bills:

- Crimes Amendment Bill comprising clauses 1 and 2, and Part 1
- Anti-Money Laundering and Countering Financing of Terrorism Amendment Bill comprising subpart 1 of Part 2
- this Bill comprising subpart 2 of Part 2
- Criminal Investigations (Bodily Samples) Amendment Bill comprising subpart 3 of Part 2
- Criminal Proceeds (Recovery) Amendment Bill comprising subpart 4 of Part 2
- Customs and Excise Amendment Bill (No 3) comprising subpart 5 of Part 2
- Extradition Amendment Bill comprising subpart 5A of Part 2
- Financial Service Providers (Registration and Dispute Resolution) Amendment Bill comprising subpart 5B of Part 2
- Financial Transactions Reporting Amendment Bill comprising subpart 6 of Part 2
- Income Tax Amendment Bill comprising subpart 7 of Part 2
- Limited Partnerships Amendment Bill comprising subpart 7A of Part 2
- Misuse of Drugs Amendment Bill comprising subpart 8 of Part 2
- Mutual Assistance in Criminal Matters Amendment Bill comprising subpart 9 of Part 2
- Policing Amendment Bill comprising subpart 10 of Part 2
- Secret Commissions Amendment Bill comprising subpart 11 of Part 2.

Hon Amy Adams

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The Parliament of New Zealand enacts as follows:

1 Title

This Act is the Companies Amendment Act **2015**.

2 Commencement

This Act comes into force on the day after the date on which it receives the Royal assent. 5

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36 Principal Act

This **Act** amends the Companies Act 1993 (the **principal Act**).

37 Section 194 amended (Accounting records must be kept)

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After section 194(1), insert:

(1A) For the purpose of subsection (1), the transactions of the company include any transaction that constitutes an act of the type described in section 105C(3) of the Crimes Act 1961.

37A Section 366 amended (Disclosure of information and reports)

In section 366(1B) (as inserted by section 49(3) of the Companies Amendment Act 2014), definition of **law enforcement purposes**, replace paragraph (b)(v) with: 5

- (v) any offence that is punishable by imprisonment for a term of 5 years or more and includes any act, wherever committed, that if committed in New Zealand would constitute an offence punishable by imprisonment for a term of 5 years or more: 10

Legislative history

21 October 2015

Divided from Organised Crime and Anti-corruption Legislation Bill (Bill 219–2) as Bill 219–3C