



COMPANIES ACT 1993 AMENDMENT REGULATIONS 1999

MICHAEL HARDIE BOYS, Governor-General

ORDER IN COUNCIL

At Wellington this 31st day of May 1999

Present:

THE RIGHT HON JENNY SHIPLEY PRESIDING IN COUNCIL

PURSUANT to sections 372 and 395 of the Companies Act 1993, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, makes the following regulations.

ANALYSIS

- 1. Title and commencement
 - 2. New Second Schedule of principal regulations
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SCHEDULE
New Second Schedule of Principal Regulations

REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Companies Act 1993 Amendment Regulations 1999, and are part of the Companies Act 1993 Regulations 1994* (“the principal regulations”).
(2) These regulations come into force on 1 July 1999.

2. New Second Schedule of principal regulations—The principal regulations are amended by revoking the Second Schedule, and

*S.R. 1994/118
Amendment No. 1: S.R. 1996/34
Amendment 1998: S.R. 1998/21

substituting the Second Schedule set out in the Schedule of these regulations.

Reg. 2

SCHEDULE

NEW SECOND SCHEDULE OF PRINCIPAL REGULATIONS

Regs. 5, 6

“SECOND SCHEDULE

PART 1

TABLE OF FEES PAYABLE TO THE REGISTRAR OF COMPANIES

	\$
For an application to register a company under section 12 (1) of the Act ...	100 (or \$70 if the application is lodged by electronic means)
For an application to reserve the name of a company under section 22 (1) of the Act	25 (or \$15 if the application is lodged by electronic means)
For registration of an annual return under section 214 (1) of the Act	30
For registration of documents to effect an amalgamation under section 223 of the Act	300
For an application to restore a company to the New Zealand register under section 328 of the Act	200
For an application to register an overseas company under section 336 (1) of the Act	100
For registration of an annual return by an overseas company under section 340 (1) of the Act	30
For inspection under section 363 (1) of the Act of any number of documents contained in a single file that is part of the New Zealand register or the overseas register ...	10 (or \$4 if the inspection is carried out by electronic means)
For certification of a copy of or extract from a document	25
For a copy of or extract from a document that is part of the New Zealand register or the overseas register, in addition to any fee for certifying the copy or extract,—	
(a) Where a photocopy is made by a member of the public using a photocopy machine provided for public use, for each A4 sheet	0.20
(b) Where a photocopy is made by the Registrar, for each A4 sheet ...	1
For any other electronic search	7

SCHEDULE—*continued*NEW SECOND SCHEDULE OF PRINCIPAL REGULATIONS—*continued*TABLE OF FEES PAYABLE TO THE REGISTRAR OF COMPANIES—*continued*

PART 2

AMOUNTS PAYABLE TO THE REGISTRAR OF COMPANIES BY WAY OF PENALTY
FOR FAILURE TO DELIVER DOCUMENTS WITHIN PRESCRIBED TIME

\$

For the delivery of a document after the time specified in the Act in respect of that document (whether or not any other fee is payable and in addition to any other fee payable)—	
(a) Where delivered not later than 25 working days after the time prescribed	25
(b) Where delivered more than 25 working days after the time prescribed	100

MARIE SHROFF,
Clerk of the Executive Council.

EXPLANATORY NOTE

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations, which come into force on 1 July 1999, amend the Companies Act 1993 Regulations 1994. The regulations substitute a *new Second Schedule*, which prescribes certain fees for the purposes of the Companies Act 1993.

New fees are prescribed for—

- an electronic application to register a company under section 12 (1) of the Act
- an application to restore a company to the register under section 328 of the Act
- an electronic application to reserve the name of a company under section 22 (1) of the Act
- electronic inspection of documents in a file that is part of the register
- other electronic searches.

The regulations reduce from \$40 to \$30 the fee payable for registration of an annual return (under section 214 (1) or section 340 (1) of the Act).

Issued under the authority of the Acts and Regulations Publication Act 1989.

Date of notification in *Gazette*: 3 June 1999.

These regulations are administered in the Ministry of Commerce.