



**THE COMPANIES ACT 1993 REGULATIONS 1994,
AMENDMENT NO. 1**

THOMAS EICHELBAUM, Administrator of the Government

ORDER IN COUNCIL

At Wellington this 4th day of March 1996

Present:

HIS EXCELLENCY THE ADMINISTRATOR OF THE GOVERNMENT IN COUNCIL
PURSUANT to sections 372 and 395 of the Companies Act 1993, His
Excellency the Administrator of the Government, acting by and with the
advice and consent of the Executive Council, hereby makes the following
regulations.

REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Companies Act 1993 Regulations 1994, Amendment No. 1, and shall be read together with and deemed part of the Companies Act 1993 Regulations 1994* (hereinafter referred to as the principal regulations).

(2) These regulations shall come into force on the 1st day of April 1996.

2. Penalties for failure to deliver documents to Registrar within prescribed time—Regulation 6 (2) of the principal regulations is hereby amended by omitting the words “not later than 25 working days”.

3. New Second Schedule substituted—The principal regulations are hereby amended by revoking the Second Schedule, and substituting the Second Schedule set out in the Schedule to these regulations.

Reg. 3

SCHEDULE

NEW SECOND SCHEDULE SUBSTITUTED IN PRINCIPAL REGULATIONS

Regs. 5, 6

"SECOND SCHEDULE

PART I

TABLE OF FEES PAYABLE TO THE REGISTRAR OF COMPANIES

	\$
For an application to register a company under section 12 (1) of the Act	100
For an application to reserve the name of a company under section 22 (1) of the Act ...	25
For registration of documents to effect an amalgamation under section 223 of the Act	300
For registration of an annual return under section 214 (1) of the Act	40
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 ...	40
For inspection under section 363 (1) of the Act of any number of documents contained in a single file that constitutes part of the New Zealand register or the overseas register	10
For certification of a copy of or extract from any document	25
For a copy of or extract from any document that constitutes part of the New Zealand register or the overseas register, in addition to any fee for certifying the same,—	
(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	1.00

PART II

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

	\$
For the delivery of any 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 so 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

DIANE WILDERSPIN,
Acting for 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 April 1996, amend the Companies Act 1993 Regulations 1994.

The regulations remove the requirement for a document to be delivered not later than 25 working days after the time specified in the Companies Act 1993 before the Registrar may remit wholly or partly the amount payable for late delivery of the document.

The regulations also substitute a new Second Schedule to the Companies Act 1993 Regulations 1994.

In particular, the regulations—

- (a) Increase from \$60 to \$300 the fee payable for registration of documents to effect an amalgamation under section 223 of the Companies Act 1993; and
- (b) Maintain some fees at existing levels; and
- (c) Reduce a number of fees (for example, the fee for registration of an application to register a company has been reduced from \$300 to \$100 and the fee for registration of an annual return has been reduced from \$75 to \$40); and
- (d) Abolish a number of fees.

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

Date of notification in *Gazette*: 7 March 1996.

These regulations are administered in the Ministry of Commerce.