

1986/62



## THE COMPANIES (FEES) ORDER 1986

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PAUL REEVES, Governor-General

### ORDER IN COUNCIL

At Wellington this 14th day of April 1986

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to section 470 of the Companies Act 1955, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following order.

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### ORDER

**1. Title and commencement**—(1) This order may be cited as the Companies (Fees) Order 1986.

(2) This order shall come into force on the 1st day of May 1986.

**2. Interpretation**—In this order, the term “the Act” means the Companies Act 1955.

**3. Fees payable on registration increased**—Part I of the table of fees set out in the First Schedule to the Act (as substituted by section 25 (1) of the Companies Amendment Act 1975 and amended by the Companies (Fees) Order 1980) is hereby amended—

(a) By omitting the expression “130” where it appears opposite the item “For registration of a company”, and substituting the expression “200”:

- (b) By omitting the expression "130" where it appears opposite the item that begins with the words "For registration of any existing company", and substituting the expression "200":
- (c) By omitting the expression "130" where it appears opposite the item that begins with the words "For registration of an overseas company", and substituting the expression "200".

**4. Miscellaneous fees increased**—Part II of the table of fees set out in the First Schedule to the Act (as substituted by section 25 (1) of the Companies Amendment Act 1975 and amended by the Companies (Fees) Order 1980) is hereby amended—

- (a) By omitting the expression "25" where it appears opposite the item that begins with the words "For registration of any increase in share capital", and substituting the expression "50":
- (b) By omitting the expression "25" where it appears opposite the item that begins with the words "For registration of any increase in the number of members", and substituting the expression "50":
- (c) By omitting the expression "15" where it appears opposite the item that begins with the words "For an application for the Registrar's approval", and substituting the expression "30":
- (d) By omitting the expression "15" where it appears opposite the item that begins with the words "For an application to the Registrar", and substituting the expression "30":
- (e) By omitting the expression "25" where it appears opposite the item that begins with the words "For recording any alteration", and substituting the expression "50":
- (f) By omitting the words "For an application for the Registrar's approval of a name of a company (except as provided in section 8 (1) (b) and (c) of this Act) . . . 30", and substituting the words "For an application to the Registrar under section 31 (3) of this Act for the reservation of a name (except as provided in section 8 (1) (b) of this Act) . . . 50":
- (g) By omitting the expression "30" where it appears opposite the item that begins with the words "For registering any change of name", and substituting the expression "50":
- (h) By omitting the expression "20" where it appears opposite the item that begins with the words "For registering under Part IV", and substituting the expression "50":
- (i) By omitting the expression "10" where it appears opposite the item that begins with the words "Where 2 or more instruments", and substituting the expression "30":
- (j) By omitting the expression "10" where it appears opposite the item that begins with the words "For registering any satisfaction", and substituting the expression "20":
- (k) By omitting the expression "50" where it appears opposite the item that begins with the words "For re-registration of a company", and substituting the expression "200":
- (l) By omitting the expression "50" where it appears opposite the item that begins with the words "For filing the documents required", and substituting the expression "200":

- (m) By omitting the expression "10" where it appears opposite the item that begins with the words "For certification of a copy of", and substituting the expression "20":
- (n) By omitting the item that begins with the words "For a copy" and the expressions "0.20" and "1.20" where they appear opposite paragraphs (a) and (b) respectively of that item, and substituting the following item and expressions:
- "For a copy of or extract from any document, 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":
- (o) By omitting the expression "5" where it appears opposite paragraph (a) of the item that begins with the words "For the submission", and substituting the expression "10":
- (p) By omitting the expression "25" where it appears opposite paragraph (b) of the item that begins with the words "For the submission", and substituting the expression "50".

**5. Annual return and other fees payable under Part XV of the Act increased**—Part III of the table of fees set out in the First Schedule to the Act (as substituted by section 25 (1) of the Companies Amendment Act 1975 and amended by the Companies (Fees) Order 1980) is hereby amended—

- (a) By omitting the expression "\$1.50", and substituting the expression "\$3":
- (b) By omitting from the proviso the expressions "\$1,500" and "\$15", and substituting respectively the expressions "\$3,000" and "\$30":
- (c) By omitting the expression "15" where it appears opposite the item that begins with the words "In the case of a company not having", and substituting the expression "30":
- (d) By omitting the words "In the case of any company to which subsection (1) or subsection (2) of section 449 of this Act applies . . . 15", and substituting the words "In the case of any company to which subsection (2) of section 449 of this Act applies . . . 30":
- (e) By omitting the words "In the case of any company to which section 450 (3) of this Act applies . . . 15":
- (f) By omitting from the column of fees the expression "1,500" wherever it appears, and substituting in each case the expression "3,000".

**6. Altered table of fees**—The table of fees in the First Schedule to the Act, as altered by clauses 3 to 5 of this order, is set out in the Schedule to this order.

**7. Revocation**—The Companies (Fees) Order 1980\* is hereby revoked.

## Clause 6

## SCHEDULE

## TABLE OF FEES IN FIRST SCHEDULE TO THE ACT AS ALTERED BY CLAUSES 3 TO 5 OF THIS ORDER

*I. Fees Payable on Registration of a Company or Overseas Company*

	\$
For registration of a company .. .. .	200
For registration of any existing company (except such companies as are exempted from payment of fees in respect of registration under this Act) .. .. .	200
For registration of an overseas company under Part XII of this Act	200

*II. Miscellaneous Fees*

	\$
For registration of any increase in share capital made after the registration of the company .. .. .	50
For registration of any increase in the number of members pursuant to section 21 (3) of this Act .. .. .	50
For an application to the Registrar's approval or consent required under this Act or any regulations, where no other fee is prescribed .. .. .	30
For an application to the Registrar to exercise his discretion under section 7 (3) of this Act .. .. .	30
For recording any alteration of the objects of a company .. .. .	50
For an application to the Registrar under section 31 (3) of this Act for the reservation of a name (except as provided in section 8 (1) (b) of this Act) .. .. .	50
For registering any change of name (except as provided in section 8 (1) (b) of this Act) .. .. .	50
For registering under Part IV of this Act the instrument creating or evidencing any charge required to be registered thereunder	50
Where 2 or more instruments create or evidence a charge or charges securing the same money, for every such instrument after the first .. .. .	30
For registering any satisfaction or partial satisfaction of a charge or release or partial release of property from a charge under Part IV of this Act .. .. .	20
For re-registration of a company pursuant to section 365 or section 366 of this Act .. .. .	200
For filing the documents required to be filed under section 7 (1) of the Companies Amendment Act 1963 .. .. .	200
For certification of a copy of or extract from any document	20
For a copy of or extract from any document, 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
For the submission of any document to the Registrar after the time specified in this Act in respect of that document (whether or not any other fee is payable, and in addition to any other fee so payable)—	

SCHEDULE—*continued*

	\$
(a) Where submitted not more than one month after the time specified .. .. .	10
(b) Where submitted more than one month after the time specified .. .. .	50

*III. Annual Return and Other Fees Payable Under Part XV of this Act*

The annual return fee or other fee payable under Part XV of this Act shall be an amount equal to—

	\$
In the case of any company having a nominal share capital (other than a company specified below) \$3 for every \$1,000, or part of \$1,000, of the nominal share capital of the company: Provided that no such fee shall be more than \$3,000 or less than \$30	
In the case of any company not having a nominal share capital	30
In the case of any overseas insurance company or overseas banking company .. .. .	3,000
In the case of any company to which subsection (2) of section 449 of this Act applies .. .. .	30
In the case of the Government Insurance Commissioner and the State Insurance General Manager .. .. .	3,000
In the case of any agent of an overseas insurer to which section 452 (2) of this Act applies .. .. .	3,000

P. G. MILLEN,  
Clerk of the Executive Council.

## EXPLANATORY NOTE

*This note is not part of the order, but is intended to indicate its general effect.*

This order, which comes into force on 1 May 1986, increases the fees set out in the table of fees in the First Schedule to the Companies Act 1955.

Issued under the authority of the Regulations Act 1936.  
Date of notification in *Gazette*: 17 April 1986.  
This order is administered in the Department of Justice.