

1969/49



## THE MAORI INCORPORATIONS REGULATIONS 1969

ARTHUR PORRITT, Governor-General

### ORDER IN COUNCIL

At the Government House at Wellington this 24th day of March 1969

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to the Maori Affairs Act 1953 and the Maori Affairs Amendment Act 1967, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

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## REGULATIONS

*Preliminary*

**1. Title and commencement**—(1) These regulations may be cited as the Maori Incorporations Regulations 1969.

(2) These regulations shall come into force on the 1st day of April 1969.

**2. Interpretation**—In these regulations, unless the context otherwise requires,—

“The Act” means the Maori Affairs Amendment Act 1967:

“Court” means the Maori Land Court:

“Committee” means a committee of management duly appointed for a Maori incorporation under Part IV of the Act.

*General Meetings of Shareholders*

**3. Annual general meeting**—An annual general meeting of shareholders shall be held in each year, within 6 months after the termination of the financial year of the incorporation, at a time and place fixed by the committee having regard to the convenience of the owners.

**4. Special general meeting**—(1) A special general meeting of shareholders may be convened at any time by the committee and shall be so convened—

(a) Upon a direction by the Court; or

(b) Upon a requisition in writing signed by not less than 10 of the shareholders, or by any one or more shareholders numbering less than 10 and holding in the aggregate not less than one-tenth of the total shares in the incorporation.

(2) Any requisition for the calling of a special general meeting shall state the purpose for which the meeting is required and shall be served on the chairman or the secretary of the committee, who shall lay the same before the committee.

(3) On receipt of any requisition made in accordance with subclauses (1) and (2) of this regulation or any direction by the Court for the calling of a special general meeting, the committee shall fix a time and place therefor and convene a special general meeting accordingly. Such special general meeting shall be held within 3 months after the receipt of such requisition or direction.

**5. Notice of meeting**—A general meeting of shareholders (whether an annual general meeting or a special general meeting) shall be convened by posting, at least 14 days before the date of the meeting, to every shareholder whose postal address is recorded in the share register, notice in writing of the time and place of the meeting and of the business proposed to be transacted thereat.

**6. Special resolution**—(1) For the purposes of this regulation, the term “special resolution” shall mean any of the following resolutions:

(a) Any resolution under section 33 of the Act (which section relates to the adjustment of shareholding):

(b) Any resolution under section 40 of the Act restricting the sale or acquisition of shares:

- (c) A resolution under section 48 of the Act authorising the sale of land:
- (d) A resolution that the incorporation be wound up:
- (e) A resolution agreeing to the amalgamation of the incorporation with any other incorporation under section 44 or to the inclusion in the incorporation of the owners of additional land under section 45 of the Act:
- (f) A resolution under section 47 of the Act authorising the transfer of any unclaimed dividends to the incorporation absolutely:
- (g) A resolution under the proviso to subclause (1) of regulation 19 of these regulations removing the restriction upon witnessing of instruments appointing proxies.

(2) Any shareholder may give notice in writing to the committee of any special resolution that he intends to move at a specified general meeting or at the next available general meeting of shareholders, and in any such case the written notice of the meeting shall include notice of the intended special resolution.

(3) No special resolution shall be moved at any general meeting unless notice thereof has been included in the written notice of the meeting.

**7. Business of annual general meeting**—The business of the annual general meeting shall be:

- (a) To receive and consider the balance sheet, the profit and loss account, and the other reports and statements required by section 58 (4) of the Act to be annexed or attached to the balance sheet and, if thought fit, to adopt the same after hearing the auditor's report:
- (b) To elect persons to fill vacancies in the membership of the committee of management:
- (c) To appoint an auditor or auditors:
- (d) To appoint a share valuer:
- (e) To decide, in any case where the committee has determined that an amount of money is available for the purposes of paragraph (g) of subsection (1) of section 46 of the Act, what part (if any) of that amount shall be paid to the owners by way of dividend and what part (if any) of that amount shall be paid for other purposes pursuant to that paragraph:
- (f) To consider any proposed special resolution of which notice has been duly given and is included in the written notice of the meeting:
- (g) To consider and if thought fit dispose of such other matters as may properly be brought before the meeting.

**8. Chairman**—At every general meeting of shareholders the chairman of the committee shall preside if he is present, and if he is absent the meeting shall appoint some other person present to be chairman of the meeting.

**9. Postponement**—At any time before the time fixed for the holding of any general meeting of shareholders the chairman of the committee may postpone the meeting to some other time or may appoint some other place of meeting, as he may deem expedient, and notice of any such altered time or place shall be duly given.

**10. Lack of quorum**—(1) If at the time and place appointed for any such meeting or within one hour after such time, there is not a quorum present, or if for any other reason the meeting cannot be held, the committee shall forthwith fix another time within 21 days thereafter and a place for the holding of the meeting and shall give not less than 14 days' notice of the meeting by advertisement published twice in one or more daily newspapers circulating in the district in which the incorporation's land is situated. If at the new time and place, or within one hour after such time, there has not been a quorum present, the meeting shall lapse.

(2) Where any annual general meeting lapses as aforesaid, the certified balance sheet, the profit and loss account, and the other reports and statements hereinbefore referred to shall forthwith be transmitted by the chairman to the Registrar.

**11. Adjournment**—The chairman may, with the consent of the meeting, adjourn any meeting from time to time and from place to place.

**12. Voting**—Unless a poll is demanded, as provided by subsection (5) of section 63 of the Act,—

- (a) Every owner present in person or by proxy shall have one vote only and a resolution shall be carried if a majority of the votes is in favour thereof; and
- (b) A declaration by the chairman that a resolution has been carried and an entry to that effect in the minute book of the incorporation shall be sufficient evidence of the fact, without proof of the number or proportion of the votes recorded in favour of or against the resolution.

**13. Poll**—(1) In the event of a poll being demanded as aforesaid the same shall be taken forthwith in the manner directed by the chairman, and the secretary with or without some person or persons appointed by the chairman and approved by the meeting shall record the voting accordingly and shall compute the aggregate value of votes cast for and against the resolution and report the result to the chairman. The chairman shall declare the resolution to be carried or to be lost accordingly, and if the meeting has otherwise finished its business before the computing is concluded, the chairman may close the meeting, and, on the conclusion of the computing declare the result of the poll by an entry in the minute book of the incorporation signed by him and by the person or persons appointed to compute the votes. If the result is so declared by entry in the minute book notice thereof shall as soon as possible thereafter be given by the committee by advertisement in one or more daily newspapers circulating in the district in which the incorporation's land is situated.

(2) On a poll, the voting powers of any shareholder shall be determined, in accordance with subsection (6) of section 63 of the Act, by the number of shares held by him. Where there are joint shareholders the vote of a shareholder present in person shall be accepted to the exclusion of the vote of another joint shareholder voting by proxy, and where more than one of joint shareholders are present and when none

are present but more than one vote by proxy the vote of the senior joint shareholder who tenders a vote shall be accepted to the exclusion of the votes of the other joint holders; and for this purpose seniority shall be determined by the order in which the names stand in the share register.

**14. Disposal of voting papers**—Where any poll is taken, the voting papers shall be disposed of as the meeting, or failing the meeting, the chairman directs, except that in the case of a poll for election to the committee the voting papers shall in any event be retained intact by the incorporation until the application to the Court for the appointment of the person or persons elected is finally disposed of or, if the person elected is a retiring member to whom subsection (5) of section 54 of the Act applies, for 2 months. If within that 2 months the incorporation receives any written notice that any application has been made to the Court to upset the election, it shall forthwith file in the Court all the voting papers to be disposed of as the Court directs.

**15. Minutes**—The proceedings of every general meeting of shareholders shall be recorded in a minute book. The minutes of every meeting shall be signed by the chairman of that meeting as soon as possible and shall be read and, after any necessary amendment, confirmed at the next succeeding meeting. Upon signature by the chairman such minutes shall be receivable as prima facie evidence of the matters stated in the minutes. Upon confirmation and signature by the chairman of that succeeding meeting, such minutes shall be receivable as conclusive evidence of the matters stated in the minutes.

#### *Committee of Management*

**16. Election of members to committee of management**—(1) The election of persons to fill vacancies in the committee shall be conducted at the annual general meeting unless the Court in any particular case orders the holding of a special general meeting for this purpose, or unless the committee decides to submit the filling of a vacancy to a special general meeting convened for that or any other purpose.

(2) Nominations for any such election shall be made in writing signed by the person making the nomination and accepted by the person nominated and shall be lodged at the registered office of the incorporation.

(3) No nominations shall be received later than 3 clear days before the time fixed for the meeting.

(4) If the number of eligible persons so nominated does not exceed the number of members to be elected, the chairman of the meeting shall declare the persons nominated to be elected.

(5) If the number of eligible persons so nominated exceeds the number required to be elected, the chairman shall call upon the meeting to elect from the persons nominated the number required, and the secretary with or without some person or persons appointed by the chairman and approved by the meeting shall count the votes cast for each person nominated and report the results to the chairman.

(6) Unless a poll is demanded under subsection (5) of section 63 of the Act, each person present in person or by proxy and entitled to vote shall be entitled to one ballot paper only.

(7) Each voter shall record his votes in writing.

(8) The chairman shall declare those persons (being not more than the number of persons required to be elected) who have received the highest number of votes to be elected and, if the meeting has otherwise finished its business before the counting is concluded, the result of the election shall be declared and notified in accordance with subclause (1) of regulation 13 of these regulations and that subclause shall apply accordingly with all necessary modifications.

(9) If the number of eligible persons so nominated is less than the number required to be elected, the chairman shall declare the persons nominated to be elected and shall invite nominations from the meeting to fill the remaining vacancies. If the number of eligible persons nominated from the meeting does not exceed the number of remaining vacancies the chairman shall declare the persons so nominated to be elected, and if the number so nominated exceeds the number of remaining vacancies an election shall be conducted in accordance with the foregoing provisions of this regulation. No person nominated from the meeting shall be eligible for election unless he accepts the nomination.

(10) A list of the persons elected shall forthwith be prepared by the chairman in the form numbered 1 in the Schedule hereto or to the like effect and signed by him. After having the list countersigned by some person present at the meeting the chairman shall then cause it to be forwarded to the Registrar, and, where necessary, shall cause an application to be made to the Court in the name of the incorporation for the appointment of the persons so elected.

**17. Membership of committee may be increased or reduced**—A general meeting of shareholders may at any time resolve that application be made to the Court to determine pursuant to subsection (2) of section 52 of the Act that the membership of the committee be increased or diminished to a number of members (not less than three not more than seven) specified in the resolution.

**18. Procedure and meetings of committee of management**—(1) Subject to the provisions of the Act and of these regulations, and subject to any conditions imposed by resolution passed at a general meeting of shareholders, the members of a committee may meet together for the dispatch of business, adjourn, and otherwise regulate their meetings as they think fit.

(2) A quorum at such meetings shall be a majority of the members for the time being in office, but not less than three members.

(3) A committee shall, as required by section 55 of the Act, elect a chairman of the committee, appoint a secretary of the incorporation, and appoint some place to be the registered office of the incorporation and from time to time thereafter shall in the like manner fill any vacancy in the office of chairman or secretary and may change the registered office. Particulars of such elections and appointments and all changes therein shall be supplied to the Registrar in the form numbered 2 in the Schedule hereto or to the like effect.

(4) Meetings of the committee shall be called by the chairman or may be held at such times and places as may be fixed by resolution of the committee. Any two members may at any time require the chairman to summon a meeting. Not less than 3 clear days' notice of any meeting shall be given to every member of the committee.

(5) If at any meeting the chairman is not present at the time appointed for holding the same, the members present shall choose one of their number to be chairman, and the person so chosen shall have and may exercise at that meeting all the powers of the chairman.

(6) Questions arising at any meeting shall be decided by a majority of the members present, but three members at least shall concur in every act of the committee. In the case of an equality of votes, the chairman shall, in addition to his deliberative vote, have a casting vote.

(7) The provisions of regulation 15 of these regulations shall apply to the proceedings of the committee with such modifications as are necessary.

#### *Proxies*

**19. Appointment—**(1) A proxy shall be appointed by an instrument in the form numbered 3 in the Schedule hereto or to the like effect, signed by the person making the appointment whose signature shall be witnessed by another person having one of the qualifications set out in that form:

Provided that a general meeting of shareholders may at any time by special resolution provide that thereafter the witness need only be of full age and capacity and add his occupation and address after his signature.

(2) Subject to the provisions of subsection (8) of section 63 of the Act, any person of full age and capacity may be appointed as the proxy of any shareholder.

**20. Cancellation and lapse of appointment—**(1) An appointment as proxy may be cancelled by the person who has given the proxy by writing signed by him and either lodged at the office of the incorporation before 10 o'clock in the morning of the last working day before the day of the meeting or lodged with the chairman of the meeting.

(2) An appointment as proxy shall lapse on the death of the person giving the proxy or on the cancellation of the appointment as provided in subclause (1) of this regulation.

(3) If a person who has appointed a proxy attends the meeting personally and notifies the chairman that he is present and the chairman notifies the meeting accordingly the proxy shall not vote for him after the chairman's notification; but the validity of voting which has already been completed prior to that notification to the meeting shall not be affected thereby.

**21. Instrument of appointment—**(1) Except where some other provision for a period of less than 48 hours is made in the notice of the meeting, no person shall be entitled to vote as proxy at a meeting unless the instrument containing his appointment is lodged at the office of the incorporation not later than 48 hours before the time fixed for the meeting and unless the chairman of the meeting is satisfied that the appointment is *prima facie* in order.

(2) If any instrument of appointment is ruled by the chairman to be out of order, the reason for the ruling shall be certified on the instrument.

(3) The chairman of the meeting shall, on request, give to any person entitled to vote at the meeting an opportunity to inspect any instrument of appointment which has been lodged and to raise any objection to the instrument.

(4) The provisions of regulation 14 of these regulations relating to the disposal of voting papers shall apply with all necessary modifications to the disposal of instruments of appointment of proxies.

#### *Amendments to Share Register*

**22. Form of transfer**—A share transfer shall be in the form numbered 4 in the Schedule hereto or to the like effect and shall be signed by the transferor and the transferee whose signatures shall be witnessed in each case by some person of full age and capacity who shall add his occupation and address after his signature.

**23. Form of transmission**—An application for transmission of shares shall be in the form numbered 5 in the Schedule hereto or to the like effect and shall be declared by the applicant before an authorised person.

**24. Amendment of share register**—No amendment shall be made in the share register except with the approval and on the direction of the committee, which shall be entitled to first require further evidence as to the authenticity of any share transfer or as to the authority for any other proposed amendment, and an indemnity against claims consequential upon any such amendment.

**25. Suspension of registration**—The registration of transfers and transmissions may be suspended from time to time for such period (not exceeding 30 days in any year) as the committee may determine.

**26. Form of offer to sell under section 41 (5) of the Act**—Any offer to the incorporation by a shareholder under subsection (5) of section 41 of the Act shall be in the form numbered 6 in the Schedule hereto or to the like effect, and shall be delivered to the incorporation at its registered office in duplicate.

#### *Miscellaneous Provisions*

**27. Trustee for shareholder**—Any person who is by virtue of subsection (9) of section 38 of the Act the trustee for any shareholder in respect of his shares, may attend, vote, and act at any meeting of the incorporation, either personally or by proxy, in the same manner and on the same conditions as if he were the shareholder.

**28. Books and records may be inspected by shareholders**—The books and records of the incorporation and of the committee and the common seal of the incorporation shall be kept in the custody of the chairman



or such other person or persons as the committee shall appoint; and such books and records shall be open to inspection by the shareholders or their duly appointed agents at the registered office of the body corporate at all reasonable times.

**29. Form of certificate as to shareholding**—Any certificate as to shareholding under subsection (6) of section 32 of the Act shall be in the form numbered 7 in the Schedule hereto.

**30. Form of certificate as to value**—Any valuation by the share valuer of any shares in an incorporation shall be recorded and transmitted by him in the form numbered 8 in the Schedule hereto or to the like effect.

**31. Common seal**—The common seal of an incorporation shall consist of a stamp or die whereon is engraved or impressed in legible characters the name of the incorporation.

**32. Unclaimed dividends**—(1) Any list compiled under subsection (2) of section 47 of the Act shall be in the form numbered 9 in the Schedule hereto or to the like effect.

(2) Any claim under the proviso to subsection (4) of section 47 of the Act to any unclaimed dividend, whether or not the same has been transferred under that section shall be initially in writing and, if so required by the committee, verified by the statutory declaration of the applicant, but the committee shall be entitled to require further information before determining whether or not the claim is lawfully established, and an indemnity before making any payment.

(3) Any claim under subsection (5) of section 86 of the Act made on or after the 1st day of April 1973 to shares registered in the name of any person who has died before the 1st day of April 1968 shall be in the form numbered 5 in the Schedule hereto or to the like effect and shall be declared by the applicant before an authorised person, but the committee shall be entitled to require further information before determining whether or not the claim is lawfully established, and an indemnity before making any amendment in the share register.

**33. Proceedings not to be invalidated by irregularity**—No general meeting of shareholders and no proceedings or elections at any such meeting shall be invalid by reason of any irregularity in the summoning or conduct of the meeting or in the proceedings at the meeting or by reason of any failure to comply with the directions contained in these regulations, if it appears that the meeting was summoned and the proceedings or election conducted in accordance with the principles laid down in the Act and in these regulations and that the irregularity or failure did not materially affect the result of the proceedings or election.

**34. Revocation**—The Maori Incorporated Owners Regulations 1955\* are hereby revoked.

SCHEDULE

Reg. 16 (10)

FORM 1

NOTIFICATION OF THE RESULTS OF AN ELECTION FOR THE COMMITTEE OF MANAGEMENT

*The Maori Affairs Amendment Act 1967*

**The Proprietors of .....**

(1) We hereby certify that at an election held at the (Annual) General Meeting of shareholders on ..... at ..... the following person(s) was/were re-elected to the Committee of Management for a further term:

<i>Name</i>	<i>Occupation</i>	<i>Address</i>
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(2) We further certify that at the same election the undermentioned person(s) was/were elected to the Committee of Management to replace the person(s) who has/have ceased to hold office for the reasons set out.

<i>Name, Occupation and Address of New Member</i>	<i>Replaced Member</i>	<i>Reason for Vacancy</i>
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An application to the Court for the appointment of the member(s) named in (2) above will be made in due course.

.....  
*Chairman.*

.....  
*Countersigned by me, being a person present at the meeting.*

.....  
*Date.*

To: The Registrar of the Maori Land Court,  
..... District,  
.....

FORM 2

Reg. 18 (3)

PARTICULARS OF CHAIRMAN, SECRETARY, AND REGISTERED OFFICE AND CHANGES THEREIN

*The Maori Affairs Amendment Act 1967*

**The Proprietors of .....**

<i>Name</i>	<i>Occupation</i>	<i>Address</i>	<i>Change</i>
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of Chairman:

of Secretary:

The Registered Office is situated at:

Dated the ..... day of ..... 19....

To: The Registrar of the Maori Land Court,  
..... District,  
.....

NOTE—This form should be completed in full upon any change, so that the return most recently filed is a complete statement of officers and registered office at the date of filing.

FORM 3

Reg. 19 (1)

MEETING OF SHAREHOLDERS OF INCORPORATION—APPOINTMENT OF PROXY

The Maori Affairs Amendment Act 1967

For office use only.  
No. of Shares: .....

IN THE MATTER of a general meeting of the shareholders of The Proprietors of ..... to be held at ..... on the ..... day of ..... 19....., and any adjournment thereof.

I, ....., being a person whose name is entered on the share register as a shareholder (or the trustee of ....., a shareholder) in the said incorporation

DO HEREBY APPOINT as my proxy\* [At least one name to be filled in]  
..... or if he/she does not attend  
..... or if he/she does not attend  
..... for the above meeting and any adjournment thereof.

Dated the ..... day of ..... 19.....

Signed in the presence of:

.....  
Signature of witness.†

.....  
Signature of shareholder or trustee.

- Solicitor of the Supreme Court.
- Justice of the Peace.
- Postmaster.
- Licensed Interpreter.
- Registered Medical Practitioner.
- Officiating Minister.
- Registered Nurse.
- School Teacher.
- Officer of the Department of Maori and Island Affairs.
- Public or Registered Accountant.

\*Any person of full age and capacity (other than a member of the committee of management or a person who has consented to be nominated as a member of the committee of management) may be appointed as the proxy of a shareholder.

†If as a result of a special resolution carried at a general meeting of shareholders it is not necessary for the witness to have any of the qualifications listed below, the witness must add his occupation and address after his signature.

NOTE—This proxy form when completed must be lodged at the office of the incorporation not later than 48 hours before the time fixed for the meeting. [Delete this note if special provision is made in the notice.]

FORM 4

Reg. 22

TRANSFER OF SHARES IN MAORI INCORPORATION

*The Maori Affairs Amendment Act 1967*

The Proprietors of .....

I, ....., of ....., being a shareholder in the above-named incorporation, IN CONSIDERATION OF the sum of..... (or of natural love and affection,) (or IN PURSUANCE OF the trusts of the will or of the intestacy of ..... deceased) HEREBY TRANSFER TO ..... [Name] ..... [Occupation] ..... [Full postal address] (hereinafter referred to as the Transferee) ..... shares in the incorporation, and I, the Transferee, hereby agree to take the said shares.

As witness our hands the ..... day of ..... 19....

Witness to the Signature of the Transferor:	}	.....
..... Signature of Witness.		Signature of Transferor.
..... Occupation.		
..... Address.		

Witness to the Signature of the Transferee:	}	.....
..... Signature of Witness.		Signature of Transferee.
..... Occupation.		
..... Address.		

FORM 5

Regs. 23 and 32 (3)

APPLICATION FOR TRANSMISSION UNDER SECTION 38 (SECTION 39 or SECTION 86) OF THE MAORI AFFAIRS AMENDMENT ACT 1967

IN THE MATTER of The Proprietors  
of ..... AND  
IN THE MATTER of ..... shares  
in the above-named Incorporation  
of which the registered  
owner is  
.....  
of .....

I, ....., of ..... [address], ..... [occupation], solemnly and sincerely declare:

*Executorship with Probate*

1. That I am the executor of the will of the above-named ..... deceased by virtue of Probate thereof granted to me by the Supreme Court of New Zealand at ..... on the ..... day of ..... 19.... under Number .....

2. That I believe myself to be entitled by virtue of the said Probate to have my name entered in the share register of the above-named incorporation as the owner of the shares of the above-named ..... deceased.

NOTE—The Probate must be produced for inspection.

*Administratorship*

1. That I am the administrator of the estate of the above-named ..... deceased by virtue of Letters of Administration thereof (with will annexed) granted to me by the Supreme Court of New Zealand at ..... on the ..... day of ..... 19..... under Number .....

2. That I believe myself to be entitled by virtue of the said Letters of Administration to have my name entered in the share register of the above-named incorporation as the owner of the shares of the above-named ..... deceased.

NOTE—The Letters of Administration must be produced for inspection.

*Claim under Will or on Intestacy where neither Probate nor Letters of Administration have been granted*

1. That the above-named ..... of ..... died at ..... on the ..... day of ..... 19..... and annexed hereto and marked "A" is a duly certified copy of the entry of his death in the Register of Deaths at .....

2. That the total value of the shares of the above-named deceased in the above-named incorporation, as assessed by the share valuer appointed under section 60 of the Maori Affairs Amendment Act 1967 and in the manner provided by that section, does not exceed \$1,000.

3. That neither probate of any will of the deceased nor letters of administration in his estate have been granted in New Zealand or resealed in New Zealand.

4. That the Commissioner of Inland Revenue has been notified of my intention to apply to the said incorporation for a resolution registering me as the holder of the shares of the above-named deceased.

5. That the said Commissioner is satisfied that the value of the said shares does not exceed \$1,000 (or that no death duty will be payable in the estate of the said deceased) as appears from the letter from the District Commissioner of Taxes at ..... annexed hereto and marked "B".

6. That I am entitled to be registered as the holder of the said shares by reason of the following facts:

*(Here set out claim under will (exhibiting a true copy), asserting it to be the last will, or on intestacy, explaining what steps have been taken to discover any will and listing the names, addresses, and ages of all members of the family, including widow or widower, living or deceased having a greater or equal claim compared with the claimant so as to satisfy the requirements of section 39 (1) (a) or (b) or section 86 (5) (a) or in accordance with Maori custom as modified by section 117 of the Maori Affairs Act 1953 so as to satisfy the requirements of section 86 (5) (b). Also explain what debts the deceased had, and if they have not been paid, how they are to be paid including where appropriate an undertaking to pay them. Also include an undertaking to deal with the shares in accordance with the terms of the will or otherwise as applicable.)*

NOTE—Where the claim is under a will the original will must be produced for inspection.

**Bankruptcy**

1. That I am the Official Assignee in Bankruptcy of the property of .....

2. That on the ..... day of ..... 19..... the above-named ..... was adjudged bankrupt by order of the Supreme Court of New Zealand made at ..... under Number .....

3. That I believe myself to be entitled by virtue of such adjudication to have my name entered in the share register of the above-named incorporation as the owner of the shares of the above-named .....

AND I MAKE this solemn declaration conscientiously believing the same to be true and by virtue of the Oaths and Declarations Act 1957.

AND UPON THE GROUNDS HEREINBEFORE SET OUT I HEREBY APPLY to have my name entered in the share register of the incorporation as the owner of the said shares of the above-named deceased (bankrupt).

DECLARED AND SUBSCRIBED at ..... }  
this ..... day of ..... 19..... before me: }

A Solicitor of the Supreme Court or other person  
authorised to take a statutory declaration.

## FORM 6

Reg. 26

OFFER TO SELL SHARES PURSUANT TO SECTION 41 (5) OF THE MAORI  
AFFAIRS AMENDMENT ACT 1967

To: The Proprietors of .....

.....  
.....

I, ..... of ..... [full postal address], ..... [occupation] being the holder of a total of ..... shares in the above-named incorporation HEREBY OFFER TO SELL all of my said shares (or ..... [number if part only to be sold] of my said shares) to the incorporation or to any eligible person to be nominated by the incorporation at a price equal to the value thereof at the date of the acceptance of this offer to be fixed in the manner provided by section 60 of the above-mentioned Act by the share valuer of the incorporation.

This offer shall remain open for acceptance by the incorporation or any such person nominated by it by notice in writing posted to me at my above-mentioned address until the expiry of 6 months after the date of the receipt of this offer by the incorporation, and, if not then so accepted, shall lapse.

If this offer is so accepted, then—

(a) The transaction shall be completed within one month after the receipt by the incorporation of the valuation from the share valuer (time being of the essence both at law and equity) by payment in cash to me of the price and by delivery by me to the purchaser of a transfer of the said shares to it (or him) in the prescribed form and duly completed by me; and

(b) The purchaser shall be entitled to all payments by way of dividend or otherwise authorised in respect of the said shares after the date of the acceptance of this offer; and if any such

payment is made to me before the transaction is completed the amount of the payment shall be deducted from the price of the shares.

Dated the ..... day of ..... 19.....

Witness to the signature } of the Offeror:	..... Signature of Offeror.
..... Signature of Witness.	
..... Occupation.	
..... Address.	

This offer received the ..... day of ..... 19.....

..... Secretary,  
The Proprietors of .....  
The Incorporation (or I, ..... [name], of ..... [address],  
..... [occupation], the nominee of the Incorporation) hereby  
accept(s) the foregoing offer the ..... day of ..... 19.....  
For and on behalf of The Proprietors of .....

Witness to the signature } of the nominee:	..... Signature of nominee.
..... Signature of Witness.	
..... Occupation	
..... Address.	

The above-named ..... of ..... IS HEREBY NOMINATED by  
the Incorporation to accept the foregoing offer.

Dated the ..... day of ..... 19.....

For and on behalf of  
The Proprietors of .....  
..... Secretary.

NOTE—This form of offer is to be completed and served on the incorporation in duplicate by the offeror, and if it is accepted, one accepted copy is to be returned to the offeror as an acceptance.

#### FORM 7

Reg. 29

CERTIFICATE AS TO SHAREHOLDING AT THE ..... DAY OF ..... 19.....

*Under Section 32 (6) of the Maori Affairs Amendment Act 1967*

**The Proprietors of .....**

THIS IS TO CERTIFY that ..... [name], of ..... [address],  
..... [occupation], holds ..... shares in the above-named  
incorporation at the date of this certificate.

At that date the total number of shares in the Incorporation is  
.....

Dated at ..... the ..... day of ..... 19.....

THE COMMON SEAL of The Proprietors of ..... was hereto affixed  
in the presence of us the undersigned members of the Committee of  
Management thereof we being a majority of the members of such  
Committee and all the members present when the said Seal was so  
affixed (or we being ..... of the members of such Committee and  
being duly authorised by a resolution thereof passed on the ..... day  
of ..... 19..... relating to the sealing of share certificates in the  
presence of any two members):

**THIS CERTIFICATE SHALL IN NO WISE BE CONSTRUED AS EVIDENCE OF TITLE OTHERWISE THAN AT THE DATE HEREOF**

FORM 8

Reg. 30

CERTIFICATE AS TO VALUE

*In Accordance With Section 60 of the Maori Affairs Amendment Act 1967*

The Proprietors of .....

I, ....., of ..... being the duly appointed share valuer of the above-named Incorporation HEREBY CERTIFY that the value of each one share in the incorporation at the ..... day of ..... 19..... is assessed (fixed, or ascertained) by me in the manner provided by section 60 of the Maori Affairs Amendment Act 1967 at .....

Dated the ..... day of ..... 19.....

..... Share Valuer.

FORM 9

Reg. 32

LIST OF UNCLAIMED DIVIDENDS HELD BY THE PROPRIETORS OF ..... as at ..... day of ..... 19.....

*Compiled Pursuant to Section 47 (2) of the Maori Affairs Amendment Act 1967*

<i>Name of Shareholder</i>	<i>Address (if any) in Share Register</i>	<i>Amount of Unclaimed Dividends</i>
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P. J. BROOKS,  
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 1969, prescribe the procedure for general meetings of shareholders and the election thereof of members of the committees of management of Maori Incorporations under Part IV of the Maori Affairs Amendment Act 1967. The regulations also deal with meetings of committees of management, with share transfers, and other procedural matters.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 27 March 1969.

These regulations are administered in the Maori and Island Affairs Department.