

## HOUSE OF REPRESENTATIVES

## Supplementary Order Paper

Thursday, the 12th Day of July 1973

## COMPANIES AMENDMENT BILL

*Proposed Amendments*

Hon. Dr FINLAY, in Committee, to move the following amendments:

*New clause 1A:* To insert, after *clause 1* on page 1, the following clause:

“1A. Registrar of Companies—Section 3 of the principal Act is hereby amended by adding, as subsection (2), the following subsection:

‘(2) Subject to the control of the Secretary for Justice, the Registrar shall be charged with the administration of this Act.’”

*Clause 3:* To add to the proposed new section 8A, on page 2, the following subsection:

“(3) The Registrar may require any person who submits a document to him under this Act to produce to the Registrar such other document or to give to the Registrar such information as the Registrar considers necessary in order to form an opinion whether the Registrar may refuse under subsection (2) of this section to accept for registration or to otherwise receive the document.”

*Clause 9:* To omit this clause, on page 6.

## EXPLANATORY NOTE

The proposed amendments would give effect to 2 recommendations made in the final report of the special committee appointed by the Minister of Justice to review the Companies Act 1955.

*Clause 1A* would amend section 3 of the principal Act to provide that, subject to the control of the Secretary for Justice, the Registrar shall be expressly charged with the administration of the Act. (See paragraphs 48 (d) and 53 (ii) of the final report.)

It is proposed that *clause 9* should consequently be omitted, and that the laying of informations should continue to be dealt with under the Summary Proceedings Act 1957. (See paragraphs 48 (d) and 53 (ii) of the final report.)

*Clause 3:* The effect of this amendment is to enable the Registrar to require a person who submits a document to him under the Act to produce further documents or supply further information so that the Registrar may form an opinion whether to refuse to accept the first document. (See paragraphs 48 (a) and 50 of the final report.)