

# ASSOCIATIONS INCORPORATION.

## No. 5 of 1961.

### An Ordinance to amend the *Associations Incorporation Ordinance 1953-1956*.

1.—(1.) This Ordinance may be cited as the *Associations Incorporation Ordinance 1961*.<sup>\*</sup> Short title and citation.

(2.) The *Associations Incorporation Ordinance 1953-1956*† is in this Ordinance referred to as the Principal Ordinance.

(3.) The Principal Ordinance, as amended by this Ordinance, may be cited as the *Associations Incorporation Ordinance 1953-1961*.

2. Section two of the Principal Ordinance is amended by omitting from sub-section (1.) the definition of “unauthorized name” and inserting in its stead the following definition:— Interpretation.

“‘unauthorized name’, in relation to an association, means a name that is, in the opinion of the Registrar, undesirable or is a name, or a name of a kind, that the Attorney-General has, under section thirty-two of the Companies Acts, directed the Registrar not to accept for registration under the Companies Acts.”

3. Section four of the Principal Ordinance is amended by omitting sub-paragraphs (iii) and (iv) of paragraph (a) of sub-section (2.) and inserting in their stead the following word and sub-paragraph:— Restraint on incorporation.

“or (iii) the incorporation of the association is against the public interest; or”

4. Section six of the Principal Ordinance is amended by inserting after sub-section (1.) the following sub-section:— Prohibited names.

“(1A.) Except with the consent of the Attorney-General, the Registrar shall refuse to issue a certificate of incorporation under this Ordinance to an association if the name of the association is an unauthorized name.”

5. Section fourteen of the Principal Ordinance is amended— Change of name.

(a) by omitting from sub-regulation (2.) the words “The Registrar” and inserting in their stead the words “Except with the consent of the Attorney-General, the Registrar”; and

<sup>\*</sup> Made on 7th April, 1961; notified in the *Commonwealth Gazette* and commenced on 4th May, 1961

† Ordinance No. 15, 1953, as amended by Ordinance No. 14, 1954; and No. 7, 1956.

(b) by adding at the end thereof the following sub-sections:—

“ (3.) If the name of an incorporated association is (whether through inadvertence or otherwise or whether originally or by change of name) an unauthorized name, the Registrar may, by notice in writing, direct the association to change its name to a name that is not an unauthorized name.

“ (4.) Where an association has been incorporated under this Ordinance under the same name since before the first day of April, One thousand nine hundred and sixty, the Registrar shall not direct the association to change that name unless he is directed to do so by the Attorney-General.

“ (5.) An association to which a notice under sub-section (3.) of this section is given which does not change its name as directed by the notice within the time specified in the notice is, unless the Attorney-General by order in writing annuls the direction, guilty of an offence, which offence shall be deemed to continue until the name of the association is so changed, and the offence is punishable by a fine not exceeding Fifty pounds for each day during which the offence continues.”.

**Regulations.**

**6.** Section twenty-five of the Principal Ordinance is amended by omitting sub-paragraph (ii) of paragraph (a).