

AUSTRALIAN CAPITAL TERRITORY

BUSINESS NAMES ORDINANCE 1961

EXPLANATORY MEMORANDUM

No. 3 of 1961

The purpose of this Ordinance is –

- (a) to enable a statement required by the Ordinance to be witnessed by any person, instead of only by certain limited classes of persons, as at present;
- (b) to require statements to be actually signed in the presence of the witness;
- (c) to clarify the requirements re witnessing a statement which is not signed by all the members of a firm; and
- (d) to restrict the use of certain names.

The proposed provisions relating to names that may not be used follow closely the formula agreed upon by the Commonwealth and State Attorneys-General at recent uniform company law conferences and are introduced in the Business Names Ordinance to ensure consistency in this matter under the various Ordinances of the Territory.