

No. 32 of 1976

AN ORDINANCE

Relating to Companies.

I, THE GOVERNOR-GENERAL of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, hereby make the following Ordinance under the *Seat of Government (Administration) Act 1910*.

Dated this twenty-second day of July, 1976.

JOHN R. KERR
Governor-General.

By His Excellency's Command,

JOHN HOWARD
Minister of State for Business and Consumer Affairs, acting for
and on behalf of the Attorney-General.

COMPANIES (AMENDMENT) ORDINANCE 1976

1. (1) This Ordinance may be cited as the *Companies (Amendment) Ordinance 1976*.* Short title and citation.
- (2) The *Companies Ordinance 1962-1974*† is in this Ordinance referred to as the Principal Ordinance.
- (3) The Principal Ordinance, as amended by this Ordinance, may be cited as the *Companies Ordinance 1962-1976*.
2. Section 3 of the Principal Ordinance is repealed. Repeal.
3. Section 5 of the Principal Ordinance is amended by omitting from the definition of "official liquidator" in sub-section (1) the words "under section eleven of this Ordinance" and substituting the words and figures "under section 231". Interpretation.
4. Section 8 of the Principal Ordinance is amended by omitting from paragraph (2)(c) the words "New South Wales" and substituting the words "Australian Capital Territory". Companies Auditors Board.
5. Section 84 of the Principal Ordinance is amended by omitting from paragraph (3) (a) the words "three miles" and substituting the figure and word "5 kilometres". Register of interest holders.

* Notified in the *Australian Government Gazette* on 28 July 1976.

† Ordinance No. 7, 1962, as amended by No. 11, 1962; No. 19, 1963; Nos. 11 and 13, 1966; No. 31, 1968; Nos. 4, 10 and 28, 1969; No. 5, 1971; Nos. 16 and 19, 1972; No. 9, 1973; and No. 9, 1974.

Exemption
of certain
companies.

6. Section 160 of the Principal Ordinance is amended by omitting from paragraph (1) (b) the words "three miles" and substituting the figure and word "5 kilometres".

Interpreta-
tion.

7. Section 198 of the Principal Ordinance is amended by omitting from the definition of "special resolution" in sub-section (1) the word "not".

Saving.

8. An appointment of a member of the Companies Auditors Board made before the date of commencement of this Ordinance, being an appointment of the member referred to in paragraph 8 (2) (c) of the Principal Ordinance, shall, on and after that date, have effect as if—

- (a) this Ordinance had been in operation when the appointment was made;
- (b) the appointment had been made for the purpose of paragraph 8 (2) (c) of the Principal Ordinance as amended by this Ordinance; and
- (c) the appointment had been made in accordance with the Principal Ordinance as amended by this Ordinance.