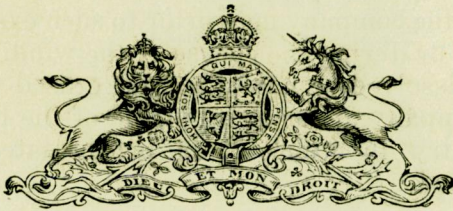


New South Wales.



ANNO VICESIMO SEXTO

GEORGI V REGIS.

Act No. 53, 1935.

An Act to amend the law relating to the winding up of certain companies; to validate certain proceedings; to amend the Companies Act, 1899, as amended by subsequent Acts, and certain other Acts; and for purposes connected therewith. [Assented to, 16th December, 1935.]

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the "Companies (Amendment) Act, 1935." Short title.

Companies (Amendment).

Amendment
of Act No.
40, 1899.

Sec. 98.

(Provisions
to apply to
unregistered
companies.)

2.(1) The Companies Act, 1899, as amended by subsequent Acts, is amended—

(a) by inserting at the end of section ninety-eight the following new subsection:—

(4) The powers conferred on the Court to wind up companies may in respect of an unregistered company be exercised notwithstanding that the company may prior to such exercise have been or during the course of the winding up may be dissolved or has otherwise ceased to exist as a company under or by virtue of the laws of the country in which it is incorporated or was formed.

For the purposes of the winding up and of any proceeding therein or arising thereout or taken in the course thereof the company shall be deemed to be continuing in existence, and the person who was last registered as the public officer of the company shall be regarded as the public officer of the company.

Sec. 79.

(Meaning
of "Contributory.")

(b) by inserting in subsection two of section seventy-nine before the words "and every such contributory" the words "and where the company has been dissolved in the country in which it was incorporated every person who immediately before the dissolution was so liable shall be deemed to be a contributory."

(2) This section shall be deemed to have commenced on the first day of January, one thousand nine hundred and twenty-nine.

Saving and
validation.

3. (1) The verdict for the defendant in the action in the Metropolitan District Court intituled United Service Insurance Company Limited against Lang Number 6435 of 1934 and the order for costs made by the District Court Judge in that action are hereby validated, and such costs when taxed shall be paid out of the assets of the company.

There

Companies (Amendment).

There shall also be paid out of the assets of the said company to the said defendant such costs of the appeal to the Supreme Court in the said action as shall be certified by the Prothonotary to have been reasonably incurred by the defendant.

(2) No proceeding taken in the name of the company in the course of the winding up of the said company or arising out of or during such winding up and no order or determination of any Court tribunal or officer shall be held to be invalid merely by reason of the dissolution of the said company in Victoria.

(3) Nothing in this Act contained shall take away, cut down or prejudice any right of action which but for this Act any person might have against the said company.

By Authority:

ALFRED JAMES KENT, I.S.O., Government Printer, Sydney.—1936.

[3d.]

MEMORANDUM FOR THE RECORD

The following information was obtained from the records of the University of Chicago during the year 1954. It is being furnished to you for your information and is not to be distributed outside your office.

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Very truly yours,

Director, University of Chicago

I certify that this PUBLIC BILL, which originated in the LEGISLATIVE ASSEMBLY, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.

W. R. McCOURT,
Clerk of the Legislative Assembly.

Legislative Assembly Chamber.
Sydney, 11 December, 1935.

New South Wales.



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BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the "Companies (Amend- Short title.
ment) Act, 1935."

2

I have examined this Bill, and find it to correspond in all respects with the Bill as finally passed by both Houses.

W. W. HEDGES,
Chairman of Committees of the Legislative Assembly.

Companies (Amendment).

Amendment
of Act No.
40, 1899.

Sec. 98.
(Provisions
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(2) No proceeding taken in the name of the company in the course of the winding up of the said company or arising out of or during such winding up and no order or determination of any Court tribunal or officer shall be held to be invalid merely by reason of the dissolution of the said company in Victoria.

(3) Nothing in this Act contained shall take away, cut down or prejudice any right of action which but for this Act any person might have against the said company.

In the name and on behalf of His Majesty I assent to this Act.

A. HORE-RUTHVEN,
Governor.

*Government House,
Sydney, 16th December, 1935.*

The first part of the book is devoted to a general introduction to the subject of the history of the United States. It is a very interesting and well-written book, and it is highly recommended to all who are interested in the history of the United States.

The second part of the book is devoted to a detailed account of the early years of the United States. It covers the period from the first settlement of the colonies to the end of the Revolutionary War. It is a very interesting and well-written book, and it is highly recommended to all who are interested in the history of the United States.

The third part of the book is devoted to a detailed account of the years from the end of the Revolutionary War to the beginning of the Civil War. It covers the period from the end of the Revolutionary War to the beginning of the Civil War. It is a very interesting and well-written book, and it is highly recommended to all who are interested in the history of the United States.

This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

W. R. McCOURT,
Clerk of the Legislative Assembly.

*Legislative Assembly Chamber.
Sydney, 11 December, 1935.*

New South Wales.



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(Meaning
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(2) This section shall be deemed to have commenced on the first day of January, one thousand nine hundred and twenty-nine.

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