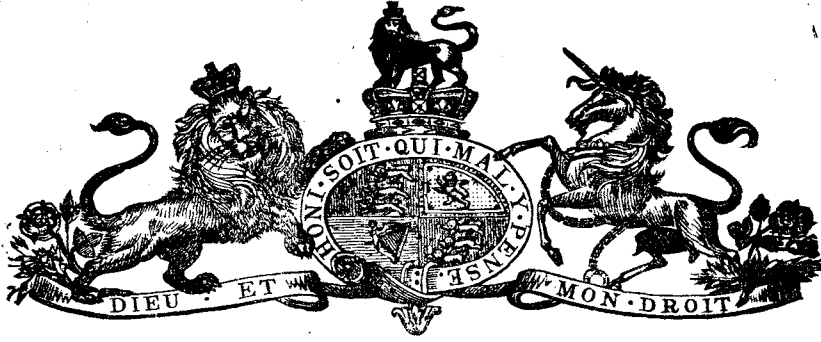


T A S M A N I A.



1895.

ANNO QUINQUAGESIMO-NONO

VICTORIÆ REGINÆ,

No. 17.

Amended by 62 Vict. No. 26

Ed. 1001 - 207

AN ACT to enable certain Foreign Companies to carry on Business, and to sue and be sued, in *Tasmania*. A.D. 1895.

[Reserved, 27 September, 1895; Royal Assent proclaimed, 24 December, 1896.]

BE it enacted by His Excellency the Governor of *Tasmania*, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows :— PREAMBLE.

1 This Act may be cited as "The Foreign Companies Act." Short title.

2 This Act shall commence and take effect from and immediately after the Thirty-first day of *December*, One thousand eight hundred and ninety-five. Commencement.

3 In this Act, unless the context otherwise determines— Interpretation.

"Foreign Company" shall mean any joint stock company or corporation duly incorporated for trade, manufacture, or other commercial or business purposes, according to the laws in force in the country in which it is incorporated, other than a company incorporated in *Tasmania*, and shall extend to and include any unincorporated joint stock company which may sue or be sued or hold property in a common name and which shall not have its head office or principal place of business in *Tasmania*, but shall not extend to or include any Mining Company :

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“*Gazette*” means the *Hobart Gazette* :

“The Registrar” means the Registrar of the Supreme Court.

Company formed out of this Colony and carrying on business in this Colony may sue and be sued in *Tasmania*.

4 Every Foreign Company carrying on business in this Colony may, subject to the provisions of this Act, sue and be sued in *Tasmania* in its corporate name, or in the name under which it carries on business in the country where its head office or principal place of business is situated.

Company not to commence or carry on business until provisions of this Section complied with.

5 A Foreign Company shall not commence or carry on business in *Tasmania* until the following provisions in this Section contained shall have been complied with :—

- i. The Company shall, by power of attorney under its common seal, or executed in such manner as to be binding on the Company, empower some person in *Tasmania*, either generally or in respect of specified matters, to act as its attorney, and shall by such power of attorney empower the same person to sue and be sued or otherwise appear or be impleaded in any Court in any civil or criminal proceedings whatsoever, or before any arbitrator or person having by law or consent of parties authority to hear evidence, and generally on behalf of such Company and within *Tasmania* and its dependencies to do all acts and execute all deeds and other instruments, whether of the nature of deeds or not, relating to matters within the scope of the power of attorney.
- ii. A declaration shall be made by one of the Directors or the General Manager, Superintendent, or Secretary of the Company, or any other person acting in a similar capacity, which declaration shall be framed to refer specifically to the power of attorney mentioned in the above Sub-section i. of this Section (and which said declaration may be indorsed on the said power of attorney or annexed thereto, or may be a separate document), and shall be to the following effect ; that is to say :—
 - (a) That the Company is incorporated in [*naming the country in which it has been incorporated*] under the style mentioned in the power of attorney in accordance with the law of the country where it is so incorporated, or, if the Company is not incorporated, then that the Company is privileged to sue or be sued or hold property in the common name mentioned in the power of attorney in accordance with the law of the country where the privileges are conferred ;
 - (b) That the seal (if any) affixed to the power of attorney is the common seal of the Company ; and
 - (c) That the seal (if any) has been affixed, and the power of attorney executed, and the powers and authorities purporting to be conferred thereby are authorised to be conferred under the constitution or Act of Incorporation of the Company

Foreign Companies.

and its regulations for the time being, and that the person making such declaration is a Director, or General Manager, Superintendent, or Secretary thereof: A.D. 1895.

- (d) In the event of there being no seal to the power of attorney, that by the law of the country in which the Company is incorporated a seal is not necessary to the validity of such power.
- iii. The said declaration shall be made before a Notary Public, British Consul, Vice-Consul or Consular Agent, or before some person authorised by the law of the country where the declaration is made to take affidavits or declarations in the nature of statutory declarations.
- iv. The attorney so appointed shall deposit in the Office of the Registrar the power of attorney (or a notarial copy thereof) together with the said declaration, and also, if the Company be incorporated, evidence of its incorporation pursuant to Section Eighteen of this Act.
- v. The Company shall have an office or place of business in *Tasmania*, where all legal proceedings may be served upon and all notices addressed or given to the Company.
- vi. Where any Foreign Company shall by power of attorney (hereinafter referred to as "the original power of attorney") under its common seal, or executed in such manner as to be binding on the Company, empower some person whether in *Tasmania* or elsewhere in the *Australasian* Colonies to act as its attorney with the powers referred to in Sub-section i. of this Section, and such attorney shall, in exercise of a power thereby conferred, delegate such powers to any other person, or appoint a substitute in *Tasmania* to exercise such powers, such Company shall be deemed to have complied with Sub-sections i., ii., iii., and iv., upon the following provisions in this Sub-section contained being complied with:—
- (a) A declaration with respect to such original power of attorney shall be made by one of the Directors, or General Manager, Superintendent, or Secretary of the Company, or any other person acting in a similar capacity, in accordance with the provisions of Sub-sections ii. and iii.
- (b) The deed under which such powers as aforesaid are delegated or substitutionary power of attorney, as the case may be, (which deed and substitutionary power of attorney, as the case may be, are hereinafter included in the designation "the sub-power of attorney") shall be executed in the presence of two witnesses, and a declaration in statutory form so framed as to refer specifically to such sub-power of attorney shall be made before a Notary Public, or some person authorised by the law of the *Australasian* Colony where the declaration is made to take affidavits or declarations in the nature of statutory declarations, by one of such attesting witnesses to the effect that such

Attorney may
delegate powers.

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sub-power of attorney has been duly executed ; such declaration may be in the form of a separate document, or may be indorsed upon the said sub-power of attorney or annexed thereto.

(c) The Company shall deposit in the Office of the Registrar the original power of attorney (or a notarial copy thereof) and the declaration relating thereto, and also the sub-power of attorney (or a notarial copy thereof) and the declaration relating thereto, and, if the Company shall be incorporated, evidence of its incorporation pursuant to Section Eighteen of this Act.

(d) In the case of a sub-agent appointed under the powers contained in an original power of attorney which (or a notarial copy of which) with the declaration referring thereto has already been deposited in the Office of the Registrar, together with evidence of incorporation of the Company pursuant to Sub-section iv. of this Section, it shall not be necessary to comply with Sub-section (c) of this Sub-section except so far as the same relates to depositing in the Registrar's Office the sub-power of attorney and the declaration relating thereto.

(e) The attorney acting under the sub-power of attorney shall comply with Section Twelve, Sub-section (2.) of this Act.

vii. Upon the deposit at the Registrar's Office of all or any of the documents required by this Section to be so deposited, the Registrar shall give a receipt for the same to the person depositing the same, and shall specify therein the certain day when the documents shall have been so deposited in his Office ; and such receipt shall be taken and allowed as evidence in all Courts that the provisions of this Section have been complied with, without proof of appointment of the Registrar or of his signature.

Acts of attorney to be binding on Company.

6 Every act or thing done or purporting to be done, and every instrument executed or signed, by an attorney (or sub-attorney as the case may be) appointed in pursuance of Section Five of this Act on behalf of the Company by whom he is appointed, shall, if authorised by the power of attorney or sub-power of attorney, bind the Company in the same way and to the same extent, and have the same force and effect in every respect as if the same had been done by the Company, and as if such instrument had been duly sealed with the common seal of the Company or otherwise executed or signed so as to bind the Company.

Acts under power of attorney good till notice of revocation or of winding-up or dissolution of Company filed with Registrar.

7 Every power of attorney (or sub-power of attorney, as the case may be,) granted by a Foreign Company which, or a notarial copy of which, shall have been deposited with the Registrar under Section Five of this Act, shall, so far as is practicable as between the Company, its successors and assigns, on the one hand, and any person dealing with the attorney thereby appointed on the other hand, continue in force

Foreign Companies.

notwithstanding the revocation of such power, or the winding up or dissolution of such Company, until written notice of such revocation, winding up, or dissolution, signed by the said attorney (or sub-attorney, as the case may be,) or by an attorney duly appointed in his place, shall have been filed at the Office of the Registrar. A.D. 1895.

8 In the event of the death of any sole or sole surviving attorney whose power of attorney (or a notarial copy thereof) shall have been deposited in the Office of the Registrar under Section Five, or in the event of the filing under the last preceding section of a notice of revocation of the power of any such attorney, the Company shall not from the expiration of Six months after such death or after the filing of such notice carry on business in *Tasmania* until the provisions of sub-sections I., II., III., and IV., down to and inclusive of the word "declaration" of Section Five shall have been complied with or again complied with, as the case may be: or, in the case of a sole or sole surviving sub-attorney, until the provisions of Sub-section VI. of Section Five shall have been complied with. Proceedings on death of attorney or on revocation of power of attorney.

9 Every Foreign Company shall, after compliance with Section Five of this Act, and before commencing business in *Tasmania*, register the names and place of abode or business of the person appointed by such Company to carry on the business of such Company in *Tasmania*, and also the situation of the Office of such Company in this Colony; and the person so registered shall be deemed to be the agent of such Company, and such Office shall be the Registered Office of such Company for the purposes of this Act. Company to register name of agent and situation of Office.

Every Foreign Company which fails to comply with this provision shall be liable to a penalty not exceeding Five Pounds for every day during which such Company shall carry on business in *Tasmania*.

10 The Registration of such Agent and Office shall be effected in the following manner:—The duly appointed attorney (or sub-attorney, as the case may be,) of such Company shall make and sign a Declaration in the form in the Schedule (1.), or to the like effect, before a Justice of the Peace, and such Declaration when so made and signed shall be published in two consecutive numbers of the *Gazette* and of some newspaper published in *Hobart* and some newspaper published in *Launceston*, and copies of such *Gazette* and newspapers shall be forwarded to and be retained by the Registrar. Mode of registration.
Schedule (1.)

Every person who wilfully makes any such Declaration falsely in any particular shall be guilty of a misdemeanour, and on conviction thereof be liable to be imprisoned for any term not exceeding Two years.

11 A Certificate in the form or to the effect in the Schedule (2.), purporting to be under the hand of the Registrar (who is hereby required to give such certificate to any person applying for the same on payment of One Shilling), and which Certificate shall set forth the name of the Agent of, and the situation of the Office of the Company in *Tasmania*, shall as against the Company be conclusive evidence, and as against all other parties shall be *prima facie* evidence, in all Courts that the Foreign Company therein referred to has been duly incorporated, or not, as the case may be, that the person named therein as Agent is the Agent of such Company in *Tasmania*, and that the Proof of registration.
Schedule (2.)

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Office of such Company in *Tasmania* is situate as therein stated, and that such Agent and Office have been duly registered under the provisions of this Act, and of the time of registration, and of all other particulars mentioned in such Certificate; and evidence of the appointment of the Registrar or of his signature shall not be required.

Notice of removal of Office or substitution of Agent to be given.

12—(1.) When and so often as any such Registered Office shall be removed, the like declaration and notice shall be made and given as is hereinbefore required with reference to the registration of a Company.

(2.) When and so often as any other person shall be substituted for the Registered Agent of such Company, the like declaration and notice shall, within a calendar month from the date on which the power or sub-power of attorney in favour of such person shall be executed or shall arrive in *Tasmania*, be made and given as is hereinbefore required with respect to the registration of a Company.

(3.) If any attorney of a Foreign Company shall fail to comply with the provisions of this Section he shall be liable to a penalty of Five Pounds for every day on which any business of the Company is carried on, until such provisions are complied with.

Inspection.

13 Every document deposited or filed with the Registrar under this Act shall be open to the inspection of any person on payment of One Shilling.

Service of notices, &c.

14 All communications and notices may be addressed to the Registered Office of the Company, and service of any notice or legal process at such Office shall be deemed to be service upon the Company; and any Company which carries on business without having a Registered Office shall be liable to a penalty not exceeding Five Pounds for every day during which the business is so carried on.

Declaration evidencé.

15—(1.) A declaration complying with the provisions of Section Five, Sub-section II., and appearing to comply with Sub-section III. of the same Section, shall, as against the Company, be final and conclusive evidence, and for all other purposes shall be *prima facie* evidence of the facts therein stated in pursuance of the same Sub-section.

Power of attorney or notarial copy receivable in evidence.

(2.) Any power of attorney which (or a notarial copy of which) has been deposited under the provisions of this Act (or any notarial copy of such power of attorney) shall for all purposes be receivable in evidence before any Court, person, or tribunal having authority by law to hear and receive evidence, without further proof of the sealing, signature, or other execution thereof.

Company to give due notice of intention to cease carrying on business.

16—(1.) Before any Foreign Company shall voluntarily cease to carry on business in *Tasmania*, at least Three months' notice by its attorney or sub-attorney of its intention to do so shall be published in Two consecutive issues of the *Gazette* and of some newspaper published in *Hobart* and some newspaper published in *Launceston*; and copies of such *Gazette* and newspapers shall be forwarded to and be retained by the Registrar.

(2.) For Three months after the last publication of such legal notice, proceedings, notices, or other documents may be served on the attorney of the Company, or, if there be no such attorney, by leaving the same at any office or place of business where the Company last carried on business prior to the publication of such notice.

Foreign Companies.

17 A statutory declaration made by the attorney of any Foreign Company appointed under power of attorney complying with Section Five, Sub-section i., or by a sub-attorney complying with Section Five, Sub-section vi. of the said Section, that he has not received any notice or information of the revocation of the power or sub-power of attorney, or of the winding-up or dissolution of the Company, shall, as against the Company, be conclusive proof and in favour of the Company shall be *prima facie* evidence that no such revocation, winding-up, or dissolution has taken place.

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Statutory declaration of attorney to be sufficient proof of non-revocation.

18—(1.) A Certificate of Incorporation purporting to be under the hand of an officer authorised by the law of the country in which a Foreign Company purports to be incorporated to grant such certificate duly certified by declaration written upon such certificate or annexed thereto, and made or purporting to be made by one of the Directors or the General Manager, Superintendent, or Secretary of such Company, or any other person acting in a similar capacity, before a Notary Public, or British Consul, or Vice-Consul, or Consular Agent or other person lawfully authorised to take such declaration, shall, as against the Company, be conclusive evidence and for all other purposes be *prima facie* evidence that such Company has been duly incorporated.

Evidence of incorporation of Company.

(2.) The date of incorporation mentioned in such certificate or in such declaration, or, if no such date be mentioned, then the date of such certificate or the date of such declaration as aforesaid, shall be deemed to be the date at which such Company was incorporated.

(3.) In the absence of a Certificate of Incorporation, a copy of any act of incorporation or document of similar effect to a Certificate of Incorporation under which the Company purports to be incorporated, duly certified to either—

- (a) As by Sub-section (1.) of this Section provided with regard to the Certificate of Incorporation, or
- (b) By a certificate purporting to be under the hand of an officer authorised by the law of the country in which a Foreign Company purports to be incorporated, to grant a certificate of the subsistence of such an act or document, and which certificate (or, in the event of several certificates being appended, the last in order of such certificates) shall be verified by the certificate of a Notary Public, or of a British Consul, Vice-Consul, or Consular Agent,

shall be equivalent to a Certificate of Incorporation under the same Sub-section.

19—(1.) Every Foreign Company which shall carry on business within *Tasmania* as a Trustee and Executors Company shall deposit with the Treasurer of *Tasmania* the sum of Five thousand Pounds, to be invested by him in such security approved by the Treasurer as may be indicated by the Company which shall receive the income therefrom, and the Registrar shall not issue a Certificate of Registration to any such Company as is in this Section mentioned until such deposit shall have been made by or on behalf of such Company; and the Treasurer shall retain such deposit until such Company shall acquire secured assets in *Tasmania* of the value of Fifteen thousand Pounds, and shall be

Trustees and Executors Company to deposit sum with Treasurer.

Foreign Companies.

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Registration of
secured assets.

registered under this Act as possessing such assets in *Tasmania*, when the sum so deposited shall be refunded.

(2.) Every such Company as is in this Section mentioned may be registered under this Act as a Company having secured assets in *Tasmania* by lodging with the Registrar a memorandum in the form in the Schedule (3.), signed by the chairman and the principal officer or agent managing the business of the Company in *Tasmania*; and the Registrar shall register such memorandum in "The Foreign Companies Register Book," and a copy of every such memorandum shall be forthwith published in the *Gazette*.

Secured assets in
Tasmania
primarily
charged with
liabilities in
Tasmania.

20 In the case of every Company registered under this Act as a Company having secured assets in *Tasmania*, such secured assets to the amount at which the same shall from time to time be registered shall be primarily charged with the payment or satisfaction of all the liabilities of the Company in *Tasmania*; and no part of such secured assets shall after such registration be removed from *Tasmania* or be applied in payment of any liabilities of the Company other than those so charged as aforesaid until the whole of such last-mentioned liabilities shall be paid in full; but nothing herein shall limit or affect the application of any such assets in making or varying any investment thereof in *Tasmania*. Any director, agent, officer, or servant of any Company wilfully committing or aiding or assisting in the commission of any breach of this Section shall be deemed guilty of a breach of trust, and be held liable to replace the amount of all such secured assets as shall be by him or with his aid and assistance removed from *Tasmania* or applied contrary to the provisions of this Section, and shall also be deemed guilty of a misdemeanor, and being convicted thereof shall be liable at the discretion of the Court to be imprisoned for any term not exceeding Three years, or to a penalty not exceeding Five hundred Pounds.

Assets of Foreign
Companies in
Tasmania.

21 Every Foreign Company which shall carry on any business in *Tasmania* shall keep a separate account of all the business transacted in *Tasmania*, and of the entire assets of the Company in *Tasmania*, whether registered as secured assets or not; and in the event of the Company becoming bankrupt or being ordered to be wound up in *Tasmania*, the entire assets of the Company in this Colony shall be applied, so far as the same will extend, in or towards satisfaction of the liabilities of the Company in *Tasmania*; and no part of such assets shall be applied in payment of any liabilities of the Company incurred elsewhere than in *Tasmania* until the whole of the liabilities incurred in *Tasmania* shall be paid in full.

If any such Company is adjudged bankrupt, or ordered to be wound up elsewhere than in *Tasmania*, then the same Company, so far only as regards its assets and liabilities in *Tasmania*, may, upon the application of one or more creditors, be ordered to be wound up in *Tasmania* in like manner as if such Company were registered under *The Companies Act, 1869*; and proof of such Company having been so adjudged bankrupt or ordered to be wound up shall be conclusive evidence that it is unable to pay its debts.

Provided, that nothing contained in this Section shall be held to make any alteration in the Law now applicable to any Company incorporated in *Great Britain* or *Ireland*, and carrying on business in *Tasmania* at the time of the passing of this Act.

Foreign Companies.

22 Nothing in this Act contained shall exempt any Foreign Life Assurance Company from any of the provisions of "The Life Assurance Companies Act, 1874," or any amendment thereof.

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Life Assurance Companies.

23 The Registrar shall keep for the purposes of this Act a register book to be called "The Foreign Companies Register Book," in which he shall enter every memorandum or other document deposited or lodged with him under the provisions of this Act, and shall record therein the date of the registration of each Company, and sign the same.

Registrar to keep a register book.

24 Any Company incorporated in, or which shall have its head office or principal place of business in *Great Britain* or *Ireland*, or elsewhere than in *Australia* and *New Zealand*, and carrying on business in *Tasmania* at the commencement of this Act, need not comply with any of the provisions of this Act until the expiration of One year after such commencement.

Time within which certain Companies must comply with provisions of Act.

25 Any Company incorporated in, or which shall have its head office or principal place of business in *Australia* or *New Zealand*, and carrying on business in *Tasmania* at the commencement of this Act, need not comply with any of the provisions of this Act until the expiration of Six months after such commencement.

Time within which other Companies must comply with provisions of Act.

26 Every contract made by the Agent for the time being of any Foreign Company acting within the scope of his authority on behalf of such Company shall be binding upon such Company and upon the assets thereof as herein provided, and such assets may be seized and sold in execution in any action against such Company upon any such contract.

Contracts made by the Agent to be binding on the Company.

27 Contracts on behalf of any Foreign Company may be made, varied, or discharged, as follows; that is to say—

Contracts how made, varied, or discharged.

- i. Any contract which if made between private persons would be by law required to be in writing under seal, may be made, varied, or discharged in the name and on behalf of the Company in writing under the hand of the Agent of such Company;
- ii. Any contract which if made between private persons would be by law required to be in writing and signed by the parties to be charged therewith, may be made, varied, or discharged in the name and on behalf of the Company in writing signed by the Agent of such Company;
- iii. Any contract which if made between private persons would by law be valid although made by parol only and not reduced into writing, may be made, varied, or discharged by parol in the name and on behalf of the Company by the Agent of such Company;

and all contracts made according to the provisions herein contained shall be effectual in law, and shall be binding upon the Company and their successors and all other parties thereto, their heirs, executors, or administrators (as the case may be).

28 In the case of any Foreign Company carrying on business in *Tasmania* at the commencement of this Act, the provisions of Sections Twenty-six and Twenty-seven of this Act shall apply to any contract

Application of Sections Twenty-six and Twenty-seven.

Foreign Companies.

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which shall have been made in *Tasmania* on behalf of such Company by any duly authorised Agent of such Company (acting within the scope of his authority) within any period not exceeding Five years immediately prior to the commencement of this Act.

Effect on contracts of Company not complying with Act.

29 If any Foreign Company shall, except as in hereinbefore provided, carry on business contrary to the provisions of this Act, the validity of any contracts, dealings, or transactions in relation to such business shall not be affected by this Act, but such Company shall not be entitled to bring or maintain any action, set-off, counter claim, or legal proceeding in respect of any such contract, dealing, or transaction until it shall have complied with this Act.

Penalty on persons carrying on business for or on behalf of unregistered Companies.

30 Except as hereinbefore provided, no person shall commence to carry on business in *Tasmania* or enter into any contract or agreement with any other person or company in *Tasmania* for or on behalf of or in the name of any Foreign Company which has not complied with the provisions contained in the Fifth and Ninth Sections of this Act: and every person who offends against this Section shall be liable to forfeit and pay a penalty not exceeding Twenty Pounds and not less than Five Pounds.

Stamp Duty. 46 Vict. No. 34, Secs. 31, 32, & 33 not to apply.

31 Except as is hereinafter provided, Sections Thirty-one, Thirty-two, and Thirty-three of "The Stamp Duties Act, 1882," shall not apply to Companies registering under this Act, and now carrying on business in *Tasmania*, but in lieu of the provisions contained in the said Sections the following shall be substituted—

Stamp Duty payable before registration, £50.

i. Every Foreign Company which has not been carrying on business, in *Tasmania* previously to the commencement of this Act shall, before registration under this Act, pay to the Treasurer the sum of Fifty Pounds by way of Stamp Duty; and no such Company shall be registered unless such sum shall be duly paid.

Registrar not to register Foreign Companies until Stamp Duty paid.

ii. The Registrar shall not register any such Company as is mentioned in Sub-section i. of this Section unless and until the person applying to register such Company shall produce and deliver to the Registrar the receipt of the Treasurer for the payment of the sum of money hereinbefore mentioned; and if the Registrar shall register any such Company contrary to this Section, he shall be liable to a penalty not exceeding Fifty Pounds.

iii. The Agent of any Company now carrying on business in *Tasmania* shall, before applying to register such Company, produce and deliver to the Registrar a statutory declaration by such Agent, wherein he shall state the year in which such Company commenced to carry on business in *Tasmania*, that he is still carrying on business in *Tasmania*, and that he is the person applying to register such Company.

Stamp Duty payable by certain Companies.

32 Notwithstanding anything hereinbefore contained, every Company formed outside *Tasmania* after the passing of this Act for the immediate purpose of carrying on business in *Tasmania* shall be subject to Sections Thirty-one, Thirty-two, and Thirty-three of "The Stamp Duties Act, 1882."

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Foreign Companies.

33 Nothing in this Act contained with respect to powers of attorney shall as regards such powers of attorney be construed to dispense with or derogate from any Act now in force in *Tasmania* relating to the registration of powers of attorney.

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Registration of powers of attorney not dispensed with.

34 All penalties imposed by this Act may be recovered before any Two Justices in the mode prescribed by *The Magistrates Summary Procedure Act*.

Recovery of penalties.

SCHEDULE.

(1.)

I, the undersigned _____, being the duly appointed Attorney of [here state the name of the Foreign Company], do hereby solemnly and sincerely declare that the said Company proposes carrying on business in Tasmania.

The name of the Agent of the said Company is [here state full Christian name and surname, and place of abode or business].

The Office of the said Company in Tasmania is at [here state the City, Town, or place where situate, and the name of the street and number of house, if any].

The place where the said Company was incorporated is [omit the last nine words if Company unincorporated].

The situation of the Head Office is at [state name of street, &c.]

The said Company has duly complied with Section Five of "The Foreign Companies Act."

All which matters I conscientiously believe to be true; and I make this declaration under the provisions of "The Statutory Declarations Act, 1837."

[Signature].

Taken before me, this _____

day of _____

18 .

a Justice of the Peace.

(2.)

THIS is to certify that a Foreign Company called "The Company, Limited," [or as the case may be], incorporated [or as the case may be] in _____ and carrying on [or about to carry on] business in Tasmania, duly registered the name and place of abode or business of the person appointed by such Company as Agent to carry on its business in Tasmania, and also the situation of the Office of such Company in Tasmania on the _____ day of _____ 18 _____, and has duly complied with the provisions of Section Five of "The Foreign Companies Act."

The name of the Agent is _____, the Office of the Company in Tasmania is situated at _____, and the place where the said Company was incorporated [or if unincorporated, state where the Company has its Head Office] is _____

Given under my hand, this _____

day of _____

18 .

Registrar of the Supreme Court of Tasmania.

(3.)

THE

COMPANY.

We, the undersigned, hereby make application to register the above-named Company under the provisions of "The Foreign Companies Act" as a Company having secured assets in Tasmania:—

1. The name of the Company is _____

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2. The head office or principal place of business of the Company is at street, London [*or as the case may be*].
3. The head office or principal place of business of the Company in Tasmania is at
4. The Chairman of the Company in Tasmania is [*insert name in full, address, and occupation*].
5. The Directors [*or Committee of Management or Managing Body*] of the Company in Tasmania are [*insert names in full, addresses, and occupations*].
6. The Principal Officer [*or Agent*] managing the life assurance business of the Company in Tasmania is
7. The nominal capital of the Company [*if any*] is Pounds in shares of each.
8. The number of shares subscribed for is and the amount per share paid up to this date is
9. The amount of assets of the Company now invested in Tasmania, and intended to be appropriated as secured assets within the meaning of "The Foreign Companies Act," is

Dated this day of 18 .

A.B., Chairman.

C.D., Secretary [*or Manager, or Agent, or as the case may be.*]

Witness to Signatures—

E.F.

We, A.B. and C.D., do hereby severally solemnly and sincerely declare that—

1. We are respectively the Chairman and Secretary [*or Manager or Agent or as the case may be*] of the above-named Company.
2. The above statement is, to the best of our knowledge and belief, true in every particular.

All which matters we conscientiously believe to be true, and we make this declaration under the provisions of the Act of this Island, intituled *An Act for the Abolition of Extra-judicial and unnecessary Oaths.*

A.B.
C.D.

Taken before me this, &c.