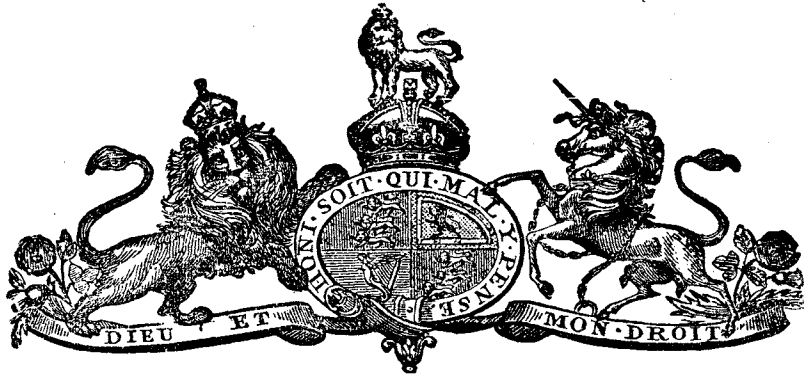


TASMANIA.



1911.

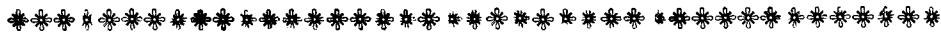
ANNO SECUNDO

GEORGII V. REGIS.

No. 22.

ANALYSIS.

- | | |
|---|--|
| 1. Short title. | 8. Discontinuance of branch register. |
| 2. Power to establish branch register outside Tasmania. | 9. Regulations. |
| 3. Notice of branch register. | 10. Power to hold lands. |
| 4. Foreign register part of company's register. | 11. Registration not invalidated by <i>ultra vires</i> provisions. |
| 5. Mode of keeping. | 12. Penalty. |
| 6. Transmission of register. | 13. Amendment of Section 47 of Principal Act. |
| 7. Distinguishing shares in branch register. | 14. Amendment of Section 116 of Principal Act. |



AN ACT to amend "The Mining Companies Act, 1884." A.D. 1911.
[30 December, 1911.]

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:—

1 This Act may be cited as "The Mining Companies Act Amendment Act, 1911," and shall be read and construed as one Act with "The Mining Companies Act, 1884," 48 Vict. No 15 (hereinafter referred to as the Principal Act), and the Acts amending the same. Short title.

4d.]

Mining Companies Amendment.

A.D. 1911.

Power to establish
branch register
outside Tasmania.
No. 1497 Vic.
Stat.

Notice of branch
register.

Foreign register
part of company's
register.

Mode of keeping.

Transmission of
register.

Distinguishing
shares in branch
register.

Discontinuance of
branch register.

Regulations.

2 Any company incorporated for mining purposes, whether on the system called "The No-Liability System" or otherwise, may cause to be kept in any country or state, other than Tasmania, a branch register or registers of the members resident outside Tasmania.

3 A notice similar to and sealed in like manner as that in "The Mining Companies Act, 1884," directed to be filed of the situation and of any change of the registered office shall be filed with the Secretary of Mines of the situation of the office where any such branch register is kept, and of any change therein, and of the discontinuance of any such office in the event of the same being discontinued; and such notice as to such branch register shall be dealt with, and copies thereof published, in like manner as is directed in the case of notices as to the registered office.

4 A branch register shall, as regards the particulars entered therein, be deemed to be a part of the company's register of shareholders, and shall be *prima facie* evidence of all particulars entered therein.

5 Any such register shall be kept in the manner provided by the Principal Act as to the register of shareholders.

6 The company shall transmit to its registered office a copy of every entry in its branch register or registers as soon as may be after such entry is made, and the company shall cause to be kept at its registered office, duly entered up from time to time, a duplicate or duplicates of its branch register or registers. The provisions of Part Seven of Part One of the Principal Act shall apply to every such duplicate, and every such duplicate shall for all the purposes of the Principal Act be deemed to be part of the register of shareholders of the company.

7 Subject to the provisions of this Act, with respect to the duplicate register, the shares registered in a branch register shall be distinguished from the shares registered in the principal register, and no transaction with respect to any shares registered in a branch register shall, during the continuance of the registration of such shares in such branch register, be registered in any other register.

8 The company may discontinue to keep any branch register, and thereupon all entries in that register shall be transferred to some other branch register kept by the company in the same country or state, or to the register of shareholders kept at the registered office of the company.

9 Subject to the provisions of this Act, any company may, by its rules, make such provisions as it may think fit respecting the keeping of branch registers, and for providing that certificates for shares on

Mining Companies Amendment.

such register need not be under the common seal of the company, but may be signed in such manner as the directors of the company may determine. A.D. 1911.

10 Every mining company, whether incorporated before the passing of this Act or not, shall be entitled, in addition to holding lands, to hold any mining interest of any nature whatsoever outside Tasmania. Power to hold lands.

11 Where the constitution and rules of any mining company include provisions that are *ultra vires*, the registration of such company shall not be deemed to be bad, but only to the extent that the provisions of such constitution and rules are *ultra vires*. Registration not invalidated by *ultra vires* provisions.

12 Every company, and every director and officer of a company, wilfully contravening any of the provisions of this Act shall be guilty of an offence, and be liable on conviction to a penalty not exceeding Twenty Pounds. Penalty.

13 Section Forty-seven of the Principal Act is hereby amended by inserting the words "present at such meeting" after the word "Company" in the Third line thereof. Amendment of Section 47 of Principal Act.

14 Section One hundred and sixteen of the Principal Act is hereby amended by omitting from the Third line the words "Two-thirds," and substituting the words "a majority." Amendment of Section 116 of Principal Act.

