

GOVERNMENT OF FIJI GAZETTE SUPPLEMENT**No. 8****FRIDAY, 26th FEBRUARY****2016**

[LEGAL NOTICE NO. 21]

COMPANIES ACT 2015
(ACT NO. 3 OF 2015)**Companies (Amendment) Regulations 2016**

IN exercise of the powers conferred upon me under section 713 of the Companies Act 2015, I hereby make these Regulations—

Short title and commencement

1.—(1) These Regulations may be cited as the Companies (Amendment) Regulations 2016.

(2) These Regulations come into force on the date of publication in the Gazette.

(3) In these Regulations, the Companies Regulations 2015 is referred to as the “Principal Regulations”.

Schedule 1 amended

2. Schedule 1 to the Principal Regulations is amended by—

- (a) in Item 14 of the table, deleting “owner”;
- (b) deleting Item 62 of the table; and
- (c) inserting in Item 68 of the table “Section 389 – Medium Private Company or Small Private Company – Direction to prepare Financial Statements” before “Section 403”.

Schedule 2 amended

3. Schedule 2 to the Principal Regulations is amended by—

- (a) deleting FORM A14 and substituting the following—

“REGISTRAR OF COMPANIES OF THE REPUBLIC OF FIJI

FORM A14 Sections 39, 40 of the Companies Act 2015

CHANGE TO DETAILS OF BUSINESS NAME OWNER

If there is insufficient space in any section of the form, you may photocopy the relevant page(s) of the form or complete an annexure and submit the relevant page(s) or annexure as part of this lodgement.

Business Name details

Business Name Business Name number

Lodgement details

Who should the Registrar contact if there is a query about this form?

Firm/organisation Contact name Position description Telephone number (during business hours) Email address (optional)

Level/Office building Street number and street Town/City Island/State/Territory.....

A. Change of address of principal place of business

Must not be a Post Office Box. Must be a street address.

Level/Office building Street number and street Town/City Island/State/Territory..... Postcode Country (if not Fiji)

Date of change / /

B. Change of description of business

If there is a change to the description of the business, provide a description of the business carried on or proposed to be carried on under the Business Name.

.....

Date of change / /

C. Organisational name change

When the organisation that is the Business Name holder has changed its name.

Company name Company number (if incorporated in Fiji) Country of incorporation (if not Fiji)

Date of change / /

D. Change of Business Name holder

When the organisation that is the Business Name holder changes by way of transfer of a Business Name, provide details of the new holder.

Individual

Surname
 First name(s)
 Former name

OR

Company

Company name
 Company number (if incorporated in Fiji)
 Country of incorporation (if not Fiji)

OR

Firm

First names and surname of every Individual who is, and the corporate name of every corporation which is, a partner in the Firm	Any former name of a partner in the Firm	The nationality of every Individual who is, or country of incorporation of every corporation which is, a partner in the Firm	Date of change and comments regarding change

E. Extension application for notification of changes

We apply to extend the period for notification of changes from a period ending on
 / / (being 28 days after the change occurred) to a period ending on
 / / The reasons for this extension application are as follows:

.....

Signature of applicant

If this form records the transfer of a Business Name, the current Business Name holder or a current officeholder of the current Business Name holder must sign.

I certify that the information in this form is true and complete.

Individual

Surname

First name(s)

Former name

Signature

Date signed / /

Company

Company name

Company number (if incorporated in Fiji)

Country of incorporation (if not Fiji)

Name

Capacity

Director

Company secretary

Signature

Date signed / /

Firm

Each partner of the Firm (including both Individuals and companies) must sign this form. Signatures may be annexed to this form.

Name

Signature

Date signed / /

Name

Signature

Date signed / /

Name

Signature

Date signed / /”;

(b) deleting FORM A62; and

(c) deleting FORM A68 and substituting the following—

“REGISTRAR OF COMPANIES OF
THE REPUBLIC OF FIJI

FORM A68
Sections 389, 403, 404
of the Companies Act 2015

COPY OF ANNUAL REPORT OR PROFORMA FINANCIAL STATEMENTS

If there is insufficient space in any section of the form, you may photocopy the relevant page(s) of the form or complete an annexure and submit the relevant page(s) or annexure as part of this lodgement.

Company / Managed Investment Scheme details

Company / Managed Investment Scheme name

Company number (if applicable).....

Lodgement details

Who should the Registrar contact if there is a query about this form?

Firm/organisation

Contact name

Position description

Telephone number (during business hours)

Email address (optional)

Level/Office building

Street number and street

Town/City

Island

A. Reason for lodgement of Annual Report

- Public Company
- Large Private Company
- Managed Investment Scheme
- Amendment of Annual Report (Public Company)
- Amendment of Annual Report (Large Private Company)
- Amendment of Annual Report (Managed Investment Scheme)
- Small Private Company or Medium Private Company that is directed by the Registrar to prepare and lodge Financial Statements
- Small Private Company or Medium Private Company that is directed by Members to prepare and lodge Financial Statements

B. Reason for lodgement of Proforma Financial Statements

- Medium Private Company
- Small Private Company that is controlled by a person resident outside Fiji or by a corporation incorporated outside Fiji for all or part of the year and is not consolidated for that period in Financial Statements for that year Lodged with the Registrar by a registered Foreign Company or a Company or Managed Investment Scheme
- Small Private Company that is directed by the Registrar to prepare and lodge Proforma Financial Statements
- Amendment of Proforma Financial Statements

C. Details of Financial Year

Financial year begins on / /
 Financial year ends on / /

D. Details of auditor (if applicable)

Surname
 First name(s)
 Former name
 If the appointed auditor is a member or employee of a firm or Company, you must also provide the details for the firm or Company.

OR

Firm details

Company name
 Company number (if incorporated in Fiji)
 Country of incorporation (if not Fiji)

Level/Office building
 Street number and street
 Town/City
 Island/State/Territory
 Postcode
 Country (if not Fiji)

E. Documents attached

- The attached Annual Report incorporates the following documents:
 - Financial Statements
- OR
- Consolidated Financial Statements if required by Accounting Standards
- Directors' declaration regarding Financial Statements or Consolidated Financial Statements (as applicable)
- Directors' Report
- Auditor's Report
- OR
- Proforma Financial Statements

Signature

This form must be signed by a current officeholder of the Company or current officeholder of the Manager of the Managed Investment Scheme.

I certify that the information in this form is true and complete and the attached documents marked () are true copies.

Name

- Capacity
- Director
 - Company secretary

Signature
 Date signed / /”.

Schedule 3 amended

4. Schedule 3 to the Principal Regulations is amended by—

- (a) in Item 3 of the table, inserting “or Managed Investment Scheme” after “company”; and
- (b) in Item 4 of the table, deleting “Company” and substituting “Other company, scheme or person”.

Schedule 4 amended

5. Schedule 4 to the Principal Regulations is amended by—

- (a) in Item 4 of the table, inserting “or Managed Investment Scheme” after “company”; and
- (b) in Item 5 of the table, deleting “Company” and substituting “Other company, scheme or person”.

Made this 25th day of February 2016.

A. SAYED-KHAIYUM
Attorney-General and Minister for Finance,
Public Enterprises, Civil Service and Communications