

Amendments brought to Companies Act 2001 through Business Facilitation (miscellaneous provisions) Act 2006

Companies Act 2001 amended as follows:

- (a) in section 23 -
 - (i) in subsection (1)(c)(vi), by inserting immediately after the words “proposed company”, the words “, if any”;
 - (ii) in subsection (2), by inserting immediately after paragraph (g), the following new paragraph -
 - (ga) such other information as may be required;

- (b) by repealing section 31 and replacing it by the following section –

31. Availability of Name

The Registrar shall not register a company under a name or register a change of the name of a company, unless the name is available.

- (c) in section 34(1), by deleting the words “shall be sent” and replacing them by the words “may be sent”;
- (d) in section 36(1)(b), by inserting immediately after the words “the name”, the words “, if any”;
- (e) in section 248(2)(d), by inserting immediately after the words “reserving the name”, the words “, if any”;
- (f) in section 275 -
 - (i) by deleting the heading and replacing it by the following heading -

Availability of name before carrying on business

- (ii) in subsection (1), by deleting the words “has been reserved” and replacing them by the words “is available”;
- (iii) in subsection (3), by deleting the words “has first been reserved” and replacing them by the words “is available”;
- (iv) in subsection (4), by deleting the words “reservation of the name of a foreign company, including reservation on a change of name” and replacing them by the words “reservation of the name, if any, of a foreign company, including reservation on a change of name, if any”.