



Tonga

**COMPANIES (AMENDMENT)  
REGULATIONS 2010**



## COMPANIES (AMENDMENT) REGULATIONS 2010

### Arrangement of Regulations

---

#### Regulation

1	Short Title .....	4
2	Second Schedule Amended.....	4



# COMPANIES (AMENDMENT) REGULATIONS 2010

## COMPANIES ACT 1995

*IN EXERCISE of the powers conferred by section 399 of the Companies Act 1995, Cabinet by order, makes the following Regulations —*

### 1 Short Title

These Regulations may be cited as the Companies (Amendment) Regulations 2010.

### 2 Second Schedule Amended

The Companies Regulations 1999, is amended by deleting Part 1 of the Second Schedule and replacing it with the following -

**“SECOND SCHEDULE  
PART 1  
FEES PAYABLE TO THE REGISTRAR OF COMPANIES**

Item		Fees
1.	For an application to register a company under section 16(1) of the Act	\$400
2.	For an application to reserve the name of a company under section 26(1) of the Act	\$80
3.	For an application to change the name of a company under section 27(1) of the Act	\$100
4.	For registration of a notice of alteration under section 36(2) of the Act	\$80
5.	For registration of a notice of revocation and adoption of a constitution under section 36(2) of the Act	\$80
6.	For registration of an order altering a constitution under section 38(2) of the Act	\$80
7.	For registration of a notice of the issue under section 47(1) of the Act of shares under section 45(b) or section 46 of the Act	\$80

8.	For registration of a notice of the purchase or acquisition of shares under section 62(3) of the Act	\$80
9.	For registration of a notice of the places where share registers are kept under section 88(3)(a) of the Act	\$80
10.	For registration of a notice of change of registered office under section 196(2) of the Act	\$80
11.	For registration of a notice of the place where records are kept under section 198(4) of the Act	\$80
12.	For registration of a notice of change of address for service under section 202(2) of the Act	\$80
13.	For registration of a notice of the place where accounting records and accounts and returns are kept under section 204(2)(b) of the Act	\$80
14.	For registration of a notice of the fact that the Registrar is entitled to appoint an auditor under section 205(b) of the Act	\$80
15.	For registration of an annual return under section 223(1) of the Act	\$100
16.	For registration of documents to effect amalgamation under section 232 of the Act	\$80
17.	For registration of the documents referred to in section 238(2) of the Act in relation to a proposed compromise	\$80
18.	For registration of a copy of resolution as to solvency under section 252(8) of the Act	\$80
19.	For registration of a copy of an order terminating the liquidation of a company under section 259(5) of the Act	\$80
20.	For an application for the restoration of a company to the register under section 337(1) of the Act	\$599
21.	For registration of a notice of the change of name of an overseas company under section 343(4) of the Act	\$160
22.	For registration, of a notice of the principal place of business in Tonga of an overseas company under section 343(5) of the Act	\$270
23.	For an application to register an overseas company under section 345(1) of the Act	\$800
24.	For registration of a notice of an alteration to an instrument constituting or defining the constitution of an overseas company under section 348(1) of the Act	\$160
25.	For registration of a notice of a change of directors of an overseas company or of a change in the persons authorized to accept service in Tonga of documents on behalf of an overseas company, as the case may be under section 348(1) of the Act	\$160
26.	For registration of an annual return by an overseas company under section 349(1) of the Act	\$270
27.	For registration of a notice of the date on which an overseas company will cease to carry on business in Tonga under section 350(1)(a) of the Act	\$160
28.	For an application by an overseas company to register as a Company under the Act under section 354(1) of the Act	\$800
29.	For an application by a company for removal from the Tongan register	\$160

	under section 360 of the Act	
30.	For inspection under section 369(1) of the Act of any document that constitutes part of the Tongan Register or the overseas register	\$13
31.	For a certificate of incorporation of a company	\$80
32.	For a certificate of registration of a company under the Act in accordance with the Tenth Schedule of the Act	NIL
33.	For certification of a copy of or extract from any document	\$100
34.	For a copy of or extract from any document, in addition to any fee for certifying the same, —	\$0.25
	(a) where a photocopy is made by a member of the public using a photocopy machine provided for public use, for each A4 sheet.	
	(b) where a photocopy is made by the Registrar, for each A4 sheet	\$1.50
35.	For an application for the Registrar's approval or consent required under the Act, of any regulations under the Act where no other fee is prescribed.	\$130
36.	For registration of any other document with the Registrar	\$40
37.	For registration of a consolidated constitution under section 37(5)	\$80
38.	For the registration of a Court altered constitution under section 38(2)	\$80
39.	For the registration of a share issue certificate under section 51(5)	\$80
40.	For the registration of a convertible issue certificate under section 53(3)	\$80
41.	For the registration of a notice of change of directors under section 58(1)	\$80
42.	For the registration of a Court Order under section 245(4) or 246(2)	\$80
43.	For the registration of the notice of appointment of a liquidator under section 264(2)(b)	\$80
44.	For registration of liquidator's final report under section 266(1)(b)	\$80
45.	For filing an objection to the removal of a company from the register under section 330(1)	\$80"

Made in Nuku'alofa this 13<sup>th</sup> day of October 2010.

**Cabinet**