

[LEGAL NOTICE NO. 6]

COMPANIES ACT 2015

Companies (Amendment) Regulations 2020

IN exercise of the powers conferred on me by 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 2020.

(2) These Regulations come into force on the date the Companies (Budget Amendment) Act 2019 comes into force.

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

Part 1 heading inserted

2. The Principal Regulations are amended before regulation 1 by inserting the following new heading—

“PART 1—PRELIMINARY”.

Regulation 4 amended

3. Regulation 4(1) of the Principal Regulations is amended after “24” by inserting “, 58A”.

Regulation 12 renumbered

4. Regulation 12 of the Principal Regulations is renumbered as regulation 21.

New Parts inserted

5. The Principal Regulations are amended after regulation 11 by inserting the following new Parts—

“PART 2—RENEWAL OF REGISTRATION OF BUSINESS NAME

Period of registration

12. For the purposes of sections 37 and 37A of the Act, “period of registration” means a period of one year, 3 years, 5 years, 7 years or 10 years.

Requirement for lodgement of application for renewal of registration of business name

13. For the purpose of section 37B(3) of the Act, an agent of a firm or person to whom a business name is registered under the Act may only make an application for the renewal of registration of the business name on behalf of the firm or person if the firm or person has consented to the agent making the application.

PART 3—REREGISTRATION OF COMPANY, FOREIGN COMPANY AND BUSINESS NAME

Requirements for lodgement of application for reregistration of company

14.—(1) For the purpose of section 754(2)(a) of the Act, a company may only make an application for the reregistration of the company if, before doing so, the application for the reregistration of the company has been signed in accordance with section 53 of the Act.

(2) For the purpose of section 754(2)(a) of the Act, an agent of a company may only make an application for the reregistration of the company on behalf of the company if a member or officeholder of the company has consented to the agent making the application.

Requirement for lodgement of application for reregistration of foreign company

15. For the purpose of section 762(2)(a) of the Act, a foreign company may only make an application for the reregistration of the foreign company if, before doing so, the application for the reregistration of the foreign company has been signed by a person authorised by the foreign company.

Period of registration

16.—(1) For the purpose of section 769(1) of the Act, “period of registration” means a period of one year.

(2) A business name registered under the Act on or after 14 June 2019 is deemed to be registered for a period of one year.

Requirements for lodgement of application for reregistration of business name

17.—(1) For the purpose of section 770(2)(a) of the Act, a firm or person to whom a business name is registered under the Act may only make an application for the reregistration of the business name if, before doing so, the application for the reregistration of the business name has been signed—

- (a) in the case of an application by an individual, by the individual;
- (b) in the case of an application by a firm, by all the individuals who are partners, by all foreign companies which are partners and in accordance with section 53 by all companies which are partners; or
- (c) in the case of an application by a foreign company or company, by a person authorised by the foreign company or a director of the company.

(2) For the purpose of section 770(2)(a) of the Act, an agent of a firm or person to whom a business name is registered under the Act may only make an application for the reregistration of the business name on behalf of the firm or person if the firm or person has consented to the agent making the application.

False representation

18.—(1) A person must not knowingly make a false representation to the Minister, the Registrar or the Reserve Bank, or any officer, agent or representative of the Minister, the Registrar or the Reserve Bank.

(2) Any person who contravenes subregulation (1) commits an offence and is liable on conviction to a fine not exceeding \$20,000 or imprisonment for a term not exceeding 10 years or both.

(3) In this regulation—

“false representation” means the provision of false information to the Minister, the Registrar or the Reserve Bank, or any officer, agent or representative of the Minister, the Registrar or the Reserve Bank in any manner including—

- (a) a lodgement;
- (b) a letter, by any form of delivery;
- (c) a prescribed or approved form;
- (d) a claim;
- (e) a statement, whether in writing or otherwise;
- (f) a document of any kind;
- (g) e-mail correspondence; or
- (h) communication in person, by phone or any electronic means; and

“knowingly”, in relation to a person providing false information, means the person—

- (a) is aware that the information the person is providing is false information;
- (b) is aware that the information the person is providing is likely to be false information and is reckless in that regard; or
- (c) provides any information and is reckless as to whether that information is false information.

Application to prohibit reregistration

19.—(1) For the purpose of section 777(1) of the Act, “person” means—

- (a) in the case of a company or foreign company, a director or member of the company or foreign company; and
- (b) in the case of a firm or person to whom a business name is registered—
 - (i) where the firm or person is not a company or foreign company, a business name holder; and
 - (ii) where the firm or person is a company or foreign company, a director or member of the company or foreign company.

(2) Any person referred to in subregulation (1) may, with the leave of the court, apply to the court for an order—

- (a) prohibiting the company, foreign company, firm or person from making the application for reregistration; or
- (b) if the application has already been made but the company, foreign company or business name has not been reregistered, directing the Registrar not to reregister the company, foreign company or business name.

(3) An application under subregulation (2) must be filed in the court and served on—

- (a) the Registrar; and
- (b) the company, foreign company, firm or person as the case may be.

Powers of court

20.—(1) On an application under section 771(1) of the Act, the court may, if it is satisfied that the application to reregister the company does not comply with the Act or these Regulations, make an order—

- (a) prohibiting the company, foreign company, firm or person from making the application for reregistration; or
- (b) if the application has already been made but the company, foreign company or business name has not been reregistered, directing the Registrar not to reregister the company, foreign company or business name.

(2) On or at any time after the making of an order under subregulation (1), the court may make any of the following orders—

- (a) an order that the board of the company make the application for reregistration of the company subject to such amendments as the court directs;
- (b) an order requiring the board of the company to make an application for reregistration of the company on such terms as the court thinks fit;
- (c) an order that the company pay the whole or any part of the costs of the applicant;
- (d) such other order as the court thinks fit.”.

Part 4 heading inserted

6. The Principal Regulations are amended before regulation 21 by inserting the following new heading—

“PART 4—MISCELLANEOUS”.

Schedule 1 amended

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

- (a) after Item 2, inserting the following new Item—

“2A.	Section 754 – Application for reregistration (company)	A2A	Application for reregistration of a company	Not applicable”
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- (b) after Item 5, inserting the following new Item—

“5A.	Section 756 – New certificate of registration (company)	A5A	Certificate of reregistration of company	Not applicable”
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- (c) after Item 7, inserting the following new Item—

“7A.	Section 71 – Foreign company names	A7A	Certificate of registration of foreign company on change of name	Not applicable”
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(d) after Item 12, inserting the following new Items—

"12A.	Section 37B – Application for renewal (business name)	A12A	Application for renewal of registration of a business name	Individual 1 year— \$10 3 years — \$30 5 years — \$50 7 years — \$70 10 years — \$100
				Small private company 1 year— \$10 3 years — \$30 5 years — \$50 7 years — \$70 10 years — \$100
				Other company or firm 1 year— \$100 3 years — \$300 5 years — \$500 7 years — \$700 10 years — \$1,000
12B.	Section 37D – Application for extension (renewal of registration of business name)	A12B	Application for extension of renewal of registration of business name	Not applicable
12C.	Section 770 – Application for reregistration (business name)	A12C	Application for reregistration of business name	Not applicable
12D.	Section 755 – Application for extension (reregistration of company) Section 763 – Application for extension (reregistration of foreign company) Section 772 – Application for extension (reregistration of business name)	A12D	Application for extension of reregistration	Not applicable"

(e) after Item 13, inserting the following new Item—

"13A.	Section 773 – New certificate of registration (business name)	A13A	Certificate of re-registration of a business name	Not applicable"
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(f) after Item 17, inserting the following new Item—

"17A.	Section 762 – Application for reregistration (foreign company)	A17A	Application for reregistration of a foreign company	Not applicable"
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(g) after Item 18, inserting the following new Item—

“18A.	Section 764 – New certificate of registration (foreign company)	A18A	Certificate of reregistration of foreign company	Not applicable”
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(h) after Item 96, inserting the following new Items—

“97.	Section 714B(1) – Rectification or correction of register	A97	Application for rectification or correction of register	Not applicable
98.	Section 714B(2) – Notice of application to rectify or correct register	A98	Notice of rectification or correction of register	Not applicable”

Schedule 2 amended

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

(a) after Form A2, inserting the following new form—

**“REGISTRAR OF COMPANIES
OF THE REPUBLIC OF FIJI**

FORMA2A
Section 754
of the Companies Act 2015

APPLICATION FOR REREGISTRATION OF A COMPANY

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.

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)
 E-mail address (optional)

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

A. Details of company

Registered Company name (including the legal elements below)

Tick the legal elements that apply

- Ltd
- Limited
- Pte Ltd
- Pte Limited
- An unlimited liability company

Company Number

Company TIN.....

Type of company

- Private Company
- Public Company
 - Limited by Shares
 - Limited by Shares and Guarantee
 - Limited by Guarantee
 - Unlimited liability
 - Tick if the company proposes to obtain a license to dispense with the word “Limited” in its Company Name under section 31 of the Companies Act 2015.

You must also lodge an application with the Minister.

B. Governance of company

- The company will adopt the Standard Form Articles of Association
- The company will adopt its own articles of association

A Company which will adopt its own articles of association must lodge a copy of the articles of association with this application.

If the proposed company is to be a company limited by guarantee, state the amount of the guarantee that each member agrees to in writing.

The amount of the member’s guarantee is \$.....

C. Registered office

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

Level/Office building

Street number and street

Town/City

Island

Does the company occupy the premises?

- Yes No

If no, name of occupier

- Occupier’s consent (Select box to indicate the statement below is correct)
The occupier of the premises has consented in writing to the use of the specified address as the address of the registered office of the company and has not withdrawn that consent.

Opening hours for public company

Each business day for at least 3 hours between 9 am and 5 pm.

Open am / pm Close am / pm

D. Principal Place of Business

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

If the same as the registered office write 'As above'.

Level/Office building

Street number and street

Town/City

Island/State/Territory.....

Postcode

Country (if not Fiji)

E. Officeholders

- Use this section to notify the name and address of each person who consents to become an officeholder.
- Please complete a separate section below for each officeholder and print additional copies if more officeholders are required.
- Address must not be a Post Office Box. Must be a street address.

Officeholder

Office held

Director

Company secretary

Surname

First name(s)

Former name

Valid e-mail address

Level/Office building

Street number and street

Town/City

Island/State/Territory

Postcode

Country (if not Fiji)

Date of birth / /

Place of birth

Country of birth (if not Fiji)

Date of appointment / /

Officeholder

- Office held
- Director
- Company secretary

Surname
First name(s)
Former name
Valid e-mail address

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

Date of birth / /
Place of birth
Country of birth (if not Fiji)

Date of appointment / /

Officeholder

- Office held
- Director
- Company secretary

Surname
First name(s)
Former name
Valid e-mail address

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

Date of birth / /
Place of birth
Country of birth (if not Fiji)

Date of appointment / /

F. Ultimate holding company

Will the company have an ultimate holding company upon registration?

Yes No

If yes, name of ultimate holding company

.....

Country of incorporation (if not Fiji)

G. Share structure table

Standard share codes

Share class code	Share class
A	Class A ordinary shares
B . . . etc	Class B . . . etc ordinary shares
ORD	Ordinary shares
RED	Redeemable shares
REDP	Redeemable preference shares

- Please show all details of shares that the company has on issue at the time of this application.
- If you are using the standard share class codes you do not need to provide a full title for the shares, just the share class code.
- If you are not using the standard share class code, enter a code of no more than 4 letters and then show the full title.

Share class code	Full title if not standard	Total number of shares	Total amount paid on these shares	Total amount unpaid on these shares

H. Details of members

- Use this section to notify the name and address of each person who consents to become a member.
- If shares are jointly owned, provide names and addresses of all joint owners on a separate sheet (annexure), clearly indicating the share class and with whom the shares are jointly owned.

- Please complete a separate section below for each member and print additional copies if more members are required.
- Address must not be a Post Office Box. Must be a street address.

Member

Surname
 First name(s)
 Former name

OR

Entity name
 Type of entity
 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)

- Complete each column for each share class the above member has agreed, in writing, to take up.
- Beneficially held usually means that the owner of the shares is entitled to the direct benefit from the shares.

For example, benefits could include the entitlements to payments in relation to any dividends. Shares held by a person as trustee, nominee or on account of another person are non-beneficially held.

Share class code	Number of shares taken up	Amount agreed to pay per share	Total \$ paid on these shares	Amount unpaid per share	Total \$ unpaid on these shares	Fully paid (Y/N)	Beneficially held (Y/N)

Member

Surname
 First name(s)
 Former name

OR

Entity name
 Type of entity
 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)

- Complete each column for each share class the above member has agreed, in writing, to take up.
- Beneficially held usually means that the owner of the shares is entitled to the direct benefit from the shares.

For example, benefits could include the entitlements to payments in relation to any dividends. Shares held by a person as trustee, nominee or on account of another person are non-beneficially held.

Share class code	Number of shares taken up	Amount agreed to pay per share	Total \$ paid on these shares	Amount unpaid per share	Total \$ unpaid on these shares	Fully paid (Y/N)	Beneficially held (Y/N)

Member

Surname
 First name(s)
 Former name

OR

Entity name
 Type of entity
 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)

- Complete each column for each share class the above member has agreed, in writing, to take up.
- Beneficially held usually means that the owner of the shares is entitled to the direct benefit from the shares.

For example, benefits could include the entitlements to payments in relation to any dividends. Shares held by a person as trustee, nominee or on account of another person are non-beneficially held.

Share class code	Number of shares taken up	Amount agreed to pay per share	Total \$ paid on these shares	Amount unpaid per share	Total \$ unpaid on these shares	Fully paid (Y/N)	Beneficially held (Y/N)

I. Foreign Investment Act 1999

- The company is not required to hold a foreign investment registration certificate under the Foreign Investment Act 1999.
- The company has been granted a foreign investment registration certificate under the Foreign Investment Act 1999.

If granted, a copy of the foreign investment registration certificate must be lodged with this application.

J. Declaration by applicant

I/We apply for registration of a company on the basis of the information in this form and any attachments. I/We have the necessary written consents and agreements referred to in the application concerning the member and officeholders and I/we shall give the consents and agreements to the company after the company becomes registered. The information provided in this application and in any annexures is true and correct at the time of signing.

Signature of applicant

Individual

Surname

First name(s)

Former name

Signature

Date signed / /

Company

Entity name

Type of entity

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

Name

Capacity

- Director
- Company secretary

Signature
Date signed / /

Agent for individual or company

Agent name

Signature
Date signed / /

(b) after Form A5, inserting the following new form—

**“REGISTRAR OF COMPANIES
OF THE REPUBLIC OF FIJI**

FORM A5A
Section 756
of the Companies Act 2015

CERTIFICATE OF REREGISTRATION OF COMPANY

Company No. (number)

This is to certify that

(company name)

is a registered company under the Companies Act 2015.

The company is a (insert type of company—company limited by shares (private company)/company limited by shares (public company)/company limited by shares and guarantee (public company)/company limited by guarantee (public company)/unlimited liability company (public company)).

The members of the company have the liability prescribed under the Companies Act 2015 for this type of company.

The day of commencement of registration is / /

Issued by the Registrar of Companies of the Republic of Fiji on / /

Name

Signature”;

- (c) after Form A7, inserting the following new form—

“REGISTRAR OF COMPANIES
OF THE REPUBLIC OF FIJI

FORM A7A
Section 71
of the Companies Act 2015

**CERTIFICATE OF REGISTRATION OF FOREIGN COMPANY ON
CHANGE OF NAME**

This is to certify that

(foreign company name)

with company number (number) has changed its company name to

(new foreign company name)

and remains a registered Foreign Company under the Companies Act 2015.

The liability of the members of the foreign company is (Limited by Shares / Limited by Shares and Guarantee / Limited by Guarantee / Unlimited).

The date of change of the company name is / /

Issued by the Registrar of Companies of the Republic of Fiji on / /

Name

Signature”;

- (d) in Form A11 after “Company number...”, inserting “Company TIN ...”;

(e) deleting Form A12 and substituting the following—

“REGISTRAR OF COMPANIES
OF THE REPUBLIC OF FIJI

FORM A12
Section 34
of the Companies Act 2015

APPLICATION FOR REGISTRATION OF A BUSINESS NAME

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.

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)
E-mail address (optional)

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

A. Business Name

Proposed business name
.....

Is the proposed name identical to a registered company name(s)?

Yes No

If yes, I declare that I own, or am registering the business name for the owner(s) of the identical Company Name(s), the registration details of which are listed below.

Registered Business Name Number	Registered Business Name

Date on which the business commenced or intends to commence business under the proposed business name

... .. / /

B. Existing business names

Does the applicant carry on business under any other registered Business Name(s)?

Yes No

If yes, list the registration details below.

Registered business name number	Registered business name	Do you wish to cancel the registration?

C. Details of applicant

Surname
 First name(s)
 Former name
 Nationality

OR

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

OR

Details of Firm

First name(s) and surname of every individual who is, and the corporate name of every corporation which is, 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

D. 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)

E. Description of Business

Description of business carried on or proposed to be carried on under the Business Name

.....
.....
.....

F. Foreign Investment Act 1999

- The applicant is not required to hold a foreign investment registration certificate under the Foreign Investment Act 1999.
- The applicant is required to hold a foreign investment registration certificate under the Foreign Investment Act 1999.

If granted, a copy of the foreign investment registration certificate must be lodged with this application.

G. Signature of applicant

I/We apply for registration of a business name on the basis of the information in this form and any attachments. The information provided in this form and in any annexures is true and correct at the time of signing.

Individual

Surname
First name(s)
Former name

Signature
Date signed / /

Entity

Entity name
Entity 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 / /

Agent for individual or company or Firm

Agentname

Signature

Date signed / / ”;

(f) after Form A12, inserting the following new forms—

“REGISTRAR OF COMPANIES
OF THE REPUBLIC OF FIJI

FORM A12A
Section 37B
of the Companies Act 2015

**APPLICATION FOR RENEWAL OF REGISTRATION OF A
BUSINESS NAME**

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.

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)

E-mail address (optional)

Level/Office building

Street number and street

Town/City

Island/State/Territory

A. Entity Name

Entity Name
Entity Number

B. Renewal Period

Select Renewal Period:

- 1 Year
- 3 Years
- 5 Years
- 7 Years
- 10 Years

Period ending on:

C. Signature of applicant

I/We apply for registration of a business name on the basis of the information in this form and any attachments. The information provided in this form and in any annexures is true and correct at the time of signing.

Individual

Surname
First name(s)
Former name

Signature
Date signed / /

Entity

Entity name
Entity 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 / /

Agent for individual or company or Firm

Agent name

Signature

Date signed / /

REGISTRAR OF COMPANIES
OF THE REPUBLIC OF FIJI

FORM A12B
Section 37D
of the Companies Act 2015

**APPLICATION FOR EXTENSION OF RENEWAL OF REGISTRATION
OF BUSINESS NAME**

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.

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)

E-mail address (optional)

Level/Office building

Street number and street

Town/City

Island/State/Territory

A. Business Name

Business name
Business number

B. Extension application for application of reregistration

We apply to extend the period for application of reregistration period ending on... .. / .. / .. (due date) to period ending on / .. / ..
... .. the reasons for this extension application as follows:

.....
.....
.....
.....
.....

C. Signature of applicant

I/We apply for registration of a Business Name on the basis of the information in this form and any attachments. The information provided in this form and in any annexures is true and correct at the time of signing.

Individual

Surname
First name(s)
Former name

Signature
Date signed / /

Entity

Entity name
Entity 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 / /

Agent for individual or company or Firm

Agentname

Signature

Date signed / /

**REGISTRAR OF COMPANIES
OF THE REPUBLIC OF FIJI**

**FORM A12C
Section 770
of the Companies Act 2015**

APPLICATION FOR REREGISTRATION OF A BUSINESS NAME

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.

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)

E-mail address (optional)

Level/Office building

Street number and street

Town/City

Island/State/Territory

A. Business Name

Proposed business name

Is the proposed name identical to a registered company name(s)?

Yes No

If yes, I declare that I own, or am registering the Business Name for the owner(s) of the identical company name(s), the registration details of which are listed below.

Registered Business Name Number	Registered business name

B. Existing Business Names

Does the applicant carry on business under any other registered Business Name(s)?

Yes No

If yes, list the registration details below.

Registered business name number	Registered business name	Do you wish to cancel the registration?

C. Details of applicant

Surname

First name(s)

Former name

Nationality

OR

Entity name

Entity number (if incorporated in Fiji)

Country of incorporation (if not Fiji)

OR

Details of Firm

First name(s) and surname of every individual who is, and the corporate name of every corporation which is, 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

D. 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)

E. Description of Business

Description of business carried on or proposed to be carried on under the Business Name

F. Foreign Investment Act 1999

- The applicant is not required to hold a foreign investment registration certificate under the Foreign Investment Act 1999.
- The applicant has been granted a foreign investment registration certificate under the Foreign Investment Act 1999.

If granted, a copy of the foreign investment registration certificate must be lodged with this application.

G. Signature of applicant

I/We apply for registration of a Business Name on the basis of the information in this form and any attachments. The information provided in this form and in any annexures is true and correct at the time of signing.

Individual

Surname
 First name(s)
 Former name

Signature
Date signed / /

Entity

Entity name
Entity 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 / /

Agent for individual or company or Firm

Agent name

Signature
Date signed / /

REGISTRAR OF COMPANIES
OF THE REPUBLIC OF FIJI

FORM A12D
Sections 755, 763 and 772
of the Companies Act 2015

APPLICATION FOR EXTENSION OF REREGISTRATION

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.

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)
E-mail address (optional)

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

A. Entity Name

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

B. Extension application for application of reregistration

We apply to extend the period for application of reregistration period ending on / / (due date) to period ending on / / the reasons for this extension application as follows:

.....
.....
.....
.....
.....

C. Signature of applicant

I/We apply for registration of a Business Name on the basis of the information in this form and any attachments. The information provided in this form and in any annexures is true and correct at the time of signing.

Individual

Surname

First name(s)

Former name

Signature

Date signed / /

Entity

Entity name

Entity 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 / /

Agent for individual or company or Firm

Agent name

Signature

Date signed / / ”;

- (g) after Form A13, inserting the following new form—

“REGISTRAR OF COMPANIES
OF THE REPUBLIC OF FIJI

FORM A13A
Section 773
of the Companies Act 2015

CERTIFICATE OF REREGISTRATION OF A BUSINESS NAME

Business Name No. (number)

This is to certify that the business name
(name)

is a registered business name of
(holder of business name)

for the conduct of the business of (insert business details)
with the principal place of business of (address).

The day of commencement of registration is / /

The business name is registered from
... .. / / to / /

Issued by the Registrar of Companies of the Republic of Fiji on
... .. / /

Name:

Signature:”;

- (h) in Form A14 after “Business name number...”, inserting “Business TIN:...”;

- (i) after Form A17, inserting the following new form—

“REGISTRAR OF COMPANIES
OF THE REPUBLIC OF FIJI

FORM A17A
Section 762
of the Companies Act 2015

APPLICATION FOR REREGISTRATION OF A FOREIGN COMPANY

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.

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)
 E-mail address (optional)

 Level/Office building
 Street number and street
 Town/City
 Island

A. Application

I apply for reregistration of the company as a foreign company under the Companies Act 2015 as it applies under Part 6 of the Companies Act 2015.

B. Details of current registration

Company name
 Company number in place of origin (if any)
 Date of incorporation / /
 Place of incorporation/origin

Has a name reservation been lodged to reserve the body's name?

Yes
 If yes, provide name reservation number
 No
 If no, is the proposed name identical to a registered business name(s) in Fiji?
 Yes No
 If yes, I declare that I own, or am registering the company for the owner(s) of the identical business name(s), the registration details of which are listed below.

Registered business name number	Registered business name	Do you wish to cancel the registration?

C. Details of the Foreign Company

Registered office or principal place of business in Fiji

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

- Registered office
- Principal place of business

Level/Office building
Street number and street
Town/City
Island

Does the company occupy the premises?

Yes No

If no, name of occupier

Occupier's consent (Select box to indicate the statement below is correct)

The occupier of the premises has consented in writing to the use of the specified address as the address of the registered office of the company and has not withdrawn that consent.

Opening hours

Each business day for at least 3 hours between 9 am and 5 pm.

Open am / pm Close am / pm

Registered office in place of incorporation

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

D. Details of local agent

Surname
First name(s)
Former name

Level/Office building
Street number and street
Town/City
Island

E. Details of directors or equivalent officers

- Please complete a separate section below for each officeholder and print additional copies if more officeholders are required.
- Address must not be a Post Office Box. Must be a street address.

Officeholder

Surname
First name(s)
Former name
Company name

Office held
Date of appointment / /

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

Date of birth / /
Place of birth
Country of birth (if not Fiji)

Officeholder

Surname
First name(s)
Former name
Company name

Office held
Date of appointment / /

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

Date of birth / /
Place of birth
Country of birth (if not Fiji)

Officeholder

Surname
First name(s)
Former name
Company name

Office held
Date of appointment / /

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

Date of birth / /
Place of birth
Country of birth (if not Fiji)

F. Documents lodged with this application

The following documents must be lodged with this application.

- Certified copy (or if a certified copy cannot be obtained, a copy of the instrument and a statutory declaration confirming it is a true and correct copy) of the charter, statutes or memorandum and articles of the foreign company or other instrument constituting or defining the constitution of the foreign company.
 - If the instrument is not written in the English language, a certified translation of the document.
- A statement of all subsisting charges excluding charges in relation to property solely situated outside Fiji.
- A copy of the foreign investment registration certificate granted to the foreign company under the Foreign Investment Act 1999.

G. Declaration by applicant

I/We apply for registration of a Foreign Company on the basis of the information in this form and any attachments. The information provided in this application and in any annexures is true and correct at the time of signing.

Signature of applicant

Name

Capacity

- Director (or equivalent) of the foreign company
- Secretary of the foreign company
- Duly appointed local agent of the foreign company

Signature

Date signed / /

H. Declaration by local agent

I have been appointed as the local agent of the foreign company named in this application.

Signature of local agent

Name

Date of appointment / /

Signature”;

- (j) after Form A18, inserting the following new form—

“REGISTRAR OF COMPANIES
OF THE REPUBLIC OF FIJI

FORM A18A
Section 764
of the Companies Act 2015

CERTIFICATE OF REREGISTRATION OF FOREIGN COMPANY

Foreign Company No. (number)

This is to certify that

(foreign company name)

is a registered Foreign Company under the Companies Act 2015.

The liability of the members of the foreign company is (limited by shares/
limited by shares and guarantee / limited by guarantee / unlimited).

The day of commencement of registration is / /

Issued by the Registrar of Companies of the Republic of Fiji on /
... .. /

Name

Signature

- (k) in Form A19 after “Foreign company number ...”, inserting “Foreign company TIN ...”; and
- (l) after Form A96, inserting the following new forms—

“REGISTRAR OF COMPANIES
OF THE REPUBLIC OF FIJI

FORM A97
Section 714B(1)
of the Companies Act 2015

APPLICATION FOR RECTIFICATION OR CORRECTION OF REGISTER

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.

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)
E-mail address (optional)

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

A. Entity Name

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

B. Rectification Details

Provide details of the identified error.

.....
.....
.....
.....
.....
.....

C. Signature of applicant

The rectification of the register does not adversely affect any individual(s) and confirmation of the individual(s) agreement to the rectification is attached to this form. The information provided in this form and in any annexures is true and correct at the time of signing.

Individual

Surname
First name(s)
Former name

Signature
Date signed / /

Entity

Entity name
Entity 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 / /

REGISTRAR OF COMPANIES
OF THE REPUBLIC OF FIJI

FORM A98
Section 714B(2)
of the Companies Act 2015

NOTICE OF RECTIFICATION OR CORRECTION OF REGISTER

To:

Surname

First name(s)

Former name

OR

Company name

Company number (if incorporated in Fiji)

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

Details of Notice

This is a notice that:

Entity name:

Entity number:

Has rectified the following under the Companies Act 2015:

.....
.....
.....

The date of rectification is / /

Issued by the Registrar of Companies of the Republic of Fiji on... .. / ...
... /

Name:

Signature:”.

Made this 6th day of January 2020.

A. SAYED-KHAIYUM
Attorney-General and Minister for Justice