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”.