

**COMPANIES (ACQUISITION OF SHARES)  
(APPLICATION OF LAWS) ACT, 1981, No. 62**

**New South Wales**



ANNO TRICESIMO

**ELIZABETHÆ II REGINÆ**

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**Act No. 62, 1981.**

An Act relating to the application of laws to regulate the acquisition of shares in companies incorporated in New South Wales and matters connected therewith, to amend the Companies Act, 1961, and for other purposes. [Assented to, 28th May, 1981.]

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*Companies (Acquisition of Shares) (Application of Laws).*

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**BE** it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :—

**Short title.**

**1.** This Act may be cited as the "Companies (Acquisition of Shares) (Application of Laws) Act, 1981".

**Commencement.**

**2. (1)** This section and section 1 shall commence on the date of assent to this Act.

**(2)** Except as provided in subsection (1), this Act shall commence on such day as may be appointed by the Governor in respect thereof and as may be notified by proclamation published in the Gazette.

**Interpretation.**

**3. (1)** In this Act, unless the contrary intention appears—

"Agreement" means the agreement made on 22nd December, 1978, between the Commonwealth and the States in relation to a proposed scheme for the co-operative regulation of companies and the securities industry or, if that agreement is or has been amended or affected by another agreement, that agreement as so amended or affected;

"Commission" or "National Commission" means the National Companies and Securities Commission established by the National Companies and Securities Commission Act 1979 of the Commonwealth;

"Ministerial Council" means the Ministerial Council for Companies and Securities established by the Agreement;

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“State Commission” means the Corporate Affairs Commission continued in existence by the Corporate Affairs Commission Act, 1981;

“the applied provisions” means the provisions applying by reason of sections 4 and 6;

“the Commonwealth Act” means the Companies (Acquisition of Shares) Act 1980 of the Commonwealth.

(2) In this Act, a reference to a Commonwealth Act shall be construed as including a reference to that Act as amended and in force for the time being and to an Act passed in substitution for that Act.

(3) The provisions of the Interstate Corporate Affairs Agreement do not apply to or with respect to the applied provisions or the administration of the applied provisions.

(4) In this Act, a reference to the commencement of this Act is a reference to the commencement of this Act except sections 1 and 2.

**Application of law relating to acquisition of shares.**

4. Subject to this Act, the provisions of the Commonwealth Act (other than sections 1, 2, 3, 4 and 5) apply—

- (a) as if amended as set out in Schedule 1; and
- (b) subject to and in accordance with the Companies and Securities (Interpretation and Miscellaneous Provisions) (Application of Laws) Act, 1981,

as laws of New South Wales.

**Incorporation in Companies Act, 1961.**

5. (1) The provisions applying by reason of section 4—

- (a) except as provided by section 17, operate to the exclusion of Part VI<sup>B</sup> of, and the Tenth Schedule to, the Companies Act, 1961; and

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- (b) are incorporated with, and shall be read as one with, the Companies Act, 1961 (other than Part VI B of, and the Tenth Schedule to, that Act).

(2) The provisions of subsection (1) do not, unless the contrary intention appears—

- (a) revive anything not in force or existing at the time at which the exclusion of the provisions of Part VI B of, and the Tenth Schedule to, the Companies Act, 1961, takes effect;
- (b) affect the previous operation of that Part or Schedule or anything duly done or suffered under that Part or Schedule;
- (c) affect any right, privilege, obligation or liability acquired or incurred under that Part or Schedule;
- (d) affect any penalty, forfeiture or punishment incurred in respect of any offence committed against that Part or Schedule; or
- (e) affect any investigation, legal proceeding or remedy in respect of any such right, privilege, obligation, liability, penalty, forfeiture or punishment,

and any such investigation, legal proceeding or remedy may be instituted, continued or enforced and any such penalty, forfeiture or punishment may be imposed as if subsection (1) had not been enacted.

**Application of regulations relating to acquisition of shares.**

6. Subject to this Act, the provisions of regulations in force for the time being under the Commonwealth Act (other than provisions providing for the citation or commencement of the regulations) apply—

- (a) as if amended as set out in Schedule 2; and

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- (b) subject to and in accordance with the Companies and Securities (Interpretation and Miscellaneous Provisions) (Application of Laws) Act, 1981,

as regulations made under the provisions applying by reason of section 4.

**Incorporation in Companies Regulations.**

7. The provisions applying by reason of section 6 are incorporated with, and shall be read as one with, regulations under the Companies Act, 1961 (other than regulations under or for the purposes of Part VI B of that Act).

**Operation of Companies Act, 1961.**

8. For the purposes of the operation of the Companies Act, 1961, and regulations under that Act, and the performance of functions and the exercise of powers under that Act or those regulations, with respect to the provisions of, or matters relating to or arising under, the applied provisions—

- (a) references in that Act or those regulations to the State Commission shall be construed as references to the National Commission;
- (b) references in that Act or those regulations to documents submitted to, or filed or lodged with, the State Commission shall be construed as references to documents submitted to, or filed or lodged with, the National Commission under the applied provisions; and
- (c) references in those regulations to the Companies Act, 1961, shall be construed as including references to the Companies (Acquisition of Shares) (New South Wales) Code.

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**Fees payable.**

**9. (1)** There shall be paid to the State Commission, for and on behalf of the State, for or in respect of—

- (a) the lodgment of documents with the National Commission under the applied provisions;
- (b) the registration of documents under the applied provisions or the inspection or search of registers kept by, or documents in the custody of, the National Commission under the applied provisions;
- (c) the production by the National Commission, pursuant to a subpoena, of any register kept by, or documents in the custody of, the National Commission under the applied provisions;
- (d) the issuing of documents or copies of documents, the granting of consents or approvals or the doing of other acts or things by the National Commission under the applied provisions; and
- (e) the making of inquiries of, or applications to, the National Commission in relation to matters arising under the applied provisions,

such fees (if any) as are prescribed by regulations in force for the time being under the Companies (Acquisition of Shares—Fees) Act 1980 of the Commonwealth and specified in the Schedule to those regulations as if amended as set out in Schedule 3 and as if, unless the contrary intention appears, expressions used had the same respective meanings as in the applied provisions.

**(2)** Where a fee is payable to the State Commission for and on behalf of the State under subsection (1) for or in respect of the lodgment of a document with the National Commission and the document is submitted for lodgment without payment of the fee, the document shall be deemed not to have been lodged until the fee has been paid.

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(3) Where a fee is payable to the State Commission for and on behalf of the State under subsection (1) for or in respect of any matter involving the doing of any act or thing by the National Commission, the National Commission shall not do that act or thing until the fee has been paid.

(4) This section has effect notwithstanding anything contained in the applied provisions.

(5) Nothing in this section prevents the State Commission for and on behalf of the State from—

- (a) waiving or reducing, in a particular case or classes of cases, fees that would otherwise be payable pursuant to this section; or
- (b) refunding in whole or in part, in a particular case or classes of cases, fees paid pursuant to this section.

(6) In this section, unless the contrary intention appears, the expressions used have the same respective meanings as in the applied provisions.

**Amendment of regulations pursuant to Agreement.**

**10. (1)** Where, under the Agreement, the Ministerial Council approves a proposed amendment of regulations in force for the time being under the Commonwealth Act or the Companies (Acquisition of Shares—Fees) Act 1980 of the Commonwealth and, upon the expiration of 6 months after the date on which the Ministerial Council so approved, the amendment has not been made or has been made and is subject to disallowance or has ceased to be in force by disallowance or for any other reason, the Governor may make regulations in accordance with the proposed amendment approved by the Ministerial Council amending the provisions of regulations applying by reason of section 6 or the regulations referred to in section 9, as the case may be.

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(2) Regulations made by the Governor under subsection (1) may amend Schedule 2 or 3, as the case may be, and that Schedule as so amended shall be Schedule 2 or 3, as the case may be, to this Act.

(3) In this Act—

- (a) a reference to provisions of regulations applying by reason of section 6 includes a reference to provisions as so applying as amended in accordance with this section; and
- (b) a reference to fees prescribed by regulations under the Companies (Acquisition of Shares—Fees) Act 1980 of the Commonwealth includes a reference to those regulations as amended in accordance with this section.

**Publication of Companies (Acquisition of Shares) (New South Wales) Code.**

11. (1) The Minister may from time to time authorize the publication by the Government Printer of the provisions of the Commonwealth Act (other than sections 1, 2, 3, 4 and 5), amended as set out in Schedule 1 and in operation, or to come into operation, in New South Wales.

(2) A document published under subsection (1)—

- (a) shall include the headings and sections set out in Schedule 4;
- (b) shall include a notification of the date, or dates, on which the several provisions set out in the document came, or come, into operation in New South Wales;
- (c) shall include a statement of the date on which the Minister authorized the publication; and
- (d) may be cited as the “Companies (Acquisition of Shares) (New South Wales) Code”.



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(3) A document that is or purports to be a copy of the Companies (Acquisition of Shares) (New South Wales) Code that has been, or purports to have been, published in accordance with this section is prima facie evidence of the provisions of the Commonwealth Act applying by reason of section 4 as in operation, or to come into operation, in New South Wales as notified in the document in accordance with subsection (2) (b).

**Publication of Companies (Acquisition of Shares) (New South Wales) Regulations.**

12. (1) The Minister may from time to time authorize the publication by the Government Printer of the provisions of regulations under the Commonwealth Act (other than provisions providing for the citation or commencement of the regulations) amended as set out in Schedule 2 and in operation, or to come into operation, in New South Wales.

(2) A document published under subsection (1)—

- (a) shall include the headings and provisions set out in Schedule 5;
- (b) shall include a notification of the date, or dates, on which the several provisions set out in the document came, or come, into operation in New South Wales;
- (c) shall include a statement of the date on which the Minister authorized the publication; and
- (d) may be cited as the “Companies (Acquisition of Shares) (New South Wales) Regulations”.

(3) A document that is or purports to be a copy of the Companies (Acquisition of Shares) (New South Wales) Regulations that has been, or purports to have been, published in accordance with this section is prima facie evidence of the provisions applying by reason of section 6 as in operation, or to come into operation, in New South Wales as notified in the document in accordance with subsection (2) (b).

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**Publication of Companies (Acquisition of Shares—Fees) (New South Wales) Regulations.**

**13. (1)** The Minister may from time to time authorize the publication by the Government Printer of the Schedule to regulations prescribing fees under the Companies (Acquisition of Shares—Fees) Act 1980 of the Commonwealth amended as set out in Schedule 3 and in operation, or to come into operation, in New South Wales.

**(2)** A document published under subsection (1)—

- (a) shall include the headings and provisions set out in Schedule 6;
- (b) shall include a notification of the date, or dates, on which the several provisions set out in the document came, or come, into operation in New South Wales;
- (c) shall include a statement of the date on which the Minister authorized the publication; and
- (d) may be cited as the “Companies (Acquisition of Shares—Fees) (New South Wales) Regulations”.

**(3)** A document that is or purports to be a copy of the Companies (Acquisition of Shares—Fees) (New South Wales) Regulations that has been, or purports to have been, published in accordance with this section is prima facie evidence of the Schedule to regulations referred to in section 9 as in operation, or to come into operation, in New South Wales as notified in the document in accordance with subsection (2) (b).

**Publication of provisions of amended Code or regulations.**

**14. (1)** The Minister may from time to time authorize the publication by the Government Printer of a document setting out—

- (a) provisions that by reason of—
  - (i) the enactment of an Act of the Commonwealth amending the Commonwealth Act; and

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- (ii) the operation of section 4 (including the operation, if applicable, of Schedule 1),  
apply, or will apply, as laws of New South Wales;
- (b) provisions that by reason of—
  - (i) regulations under the Commonwealth Act; and
  - (ii) the operation of section 6 (including the operation, if applicable, of Schedule 2),  
apply, or will apply, as regulations made under the provisions applying by reason of section 4; or
- (c) fees that by reason of—
  - (i) regulations under the Companies (Acquisition of Shares—Fees) Act 1980 of the Commonwealth;  
and
  - (ii) the operation of section 9 (including the operation, if applicable, of Schedule 3),  
are, or will be, payable under that section.

**(2)** A document published under subsection (1) shall include a notification of the date, or dates, on which the provisions or fees set out in the document came, or come, into operation in New South Wales.

**(3)** A document that has been or purports to have been published in accordance with this section is prima facie evidence of provisions or fees referred to in subsection (1) set out in the document.

**Interpretation of references to the applied provisions.**

**15. (1)** Unless the contrary intention appears, in this or any other Act or in a regulation or other instrument made under this or any other Act or in any other document made by or under the authority of, or for the purposes of, a law of New South Wales—

- (a) a reference to the Companies (Acquisition of Shares) (New South Wales) Code is a reference to the provisions of the Commonwealth Act applying by reason of section 4;

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- (b) a reference to a provision of that Code is a reference to the corresponding provision of the Commonwealth Act as so applying;
- (c) a reference to the Companies (Acquisition of Shares) (New South Wales) Regulations is a reference to the provisions of regulations in force under the Commonwealth Act applying by reason of section 6;
- (d) a reference to a provision of those regulations is a reference to the corresponding provision of the regulations in force under the Commonwealth Act as so applying;
- (e) a reference to the Companies (Acquisition of Shares—Fees) (New South Wales) Regulations is a reference to the Schedule to regulations prescribing fees under the Companies (Acquisition of Shares—Fees) Act 1980 of the Commonwealth as referred to in section 9; and
- (f) a reference to a provision of that Schedule is a reference to the corresponding provision of the Schedule to regulations in force under that Act as referred to in section 9.

(2) In subsection (1), “provision” includes Part, Division, section, sub-section, paragraph, sub-paragraph, Schedule, form, regulation, clause, sub-clause or other division.

**Amendment of certain provisions in accordance with approval of Ministerial Council.**

16. Where, under the Agreement, the Ministerial Council—

- (a) approves—
  - (i) a proposed amendment of the Commonwealth Act;
  - (ii) regulations proposed to be made under the Commonwealth Act (whether or not amending other regulations);

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(iii) a proposed amendment of the Companies (Acquisition of Shares—Fees) Act 1980 of the Commonwealth; or

(iv) regulations proposed to be made under that Act (whether or not amending other regulations); and

(b) approves proposed regulations to be made under this Act in connection with the operation of the proposed amendment or regulations referred to in paragraph (a),

the Governor may make regulations amending Schedule 1, 2 or 3 or section 9, as the case may be, in accordance with that approval, and that Schedule or section as so amended shall be Schedule 1, 2 or 3 or section 9, as the case may be, of this Act.

**Take-overs pending at commencement of Act.**

**17. (1)** Where a take-over offer in relation to shares in a company was dispatched more than 30 days before the date of commencement of this Act and the period during which the take-over offer remains open, or, in the case of a take-over offer constituted by an invitation, the period for which the invitation is expressed to remain open, had not expired before that date—

(a) this Act, other than this section, does not apply to or in relation to—

(i) the acquisition of shares in the company pursuant to the take-over offer; or

(ii) any other acquisition of shares in the company during the period during which the take-over offer remains open, or, in the case of a take-over offer constituted by an invitation, the period for which the invitation is expressed to remain open, by the offeror or invitor who dispatched the take-over offer; and

(b) the superseded take-over laws continue to apply to and in relation to any offers or invitations to acquire shares in the company, being offers or invitations referred to in paragraph (a).

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(2) Where a take-over offer in relation to shares in a company was dispatched during the period of 30 days before the date of commencement of this Act and the period during which the take-over offer remains open, or, in the case of a take-over offer constituted by an invitation, the period for which the invitation is expressed to remain open, had not expired before that date, this Act, other than this section—

- (a) does not apply to or in relation to the acquisition by any person of shares in the company during the period commencing on the date of commencement of this Act and ending at the expiration of 60 days after—
  - (i) if the take-over offer was not under a take-over scheme—the date on which the take-over offer was dispatched; or
  - (ii) if the take-over offer was under a take-over scheme—the last day before the date of commencement of this Act on which a take-over offer under the take-over scheme was dispatched; and
- (b) does not apply to or in relation to the acquisition by any person of shares in the company after the expiration of the period referred to in paragraph (a) pursuant to offers or invitations made or issued before the end of that period,

and the superseded take-over laws continue to apply to and in relation to offers or invitations to acquire shares in the company made or issued before the end of that period.

(3) For the purposes of this section—

- (a) “the superseded take-over laws” means the provisions of the law relating to take-overs in force immediately before the date of commencement of this Act, including the provisions of Part VI B of, and the Tenth Schedule to, the Companies Act, 1961;
- (b) a reference to the application of the superseded take-over laws to and in relation to offers or invitations to acquire shares in a company includes, without limiting

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the generality of those words, a reference to the application of sections 180X and 180Y of the Companies Act, 1961, as amended and in force immediately before the date of commencement of this Act in relation to shares in that company consequent upon the making of those offers or the issuing of those invitations; and

- (c) except where the contrary intention appears, expressions used in this section have the same respective meanings as those expressions have in Part VI B of the Companies Act, 1961, as amended and in force immediately before the date of commencement of this Act.

**Consequential amendment of Act No. 71, 1961.**

**18.** The Companies Act, 1961, is amended—

**Sec. 5.**  
**(Interpretation.)**

- (a) by inserting in section 5 (6) (d) after the words “a company” the words “or, within the meaning of section 42 of the Companies (Acquisition of Shares) (New South Wales) Code, to a dissenting offeror in relation to shares in a company”;

**Sec. 69D.**  
**(Substantial shareholder to notify company of relevant interests.)**

- (b) by omitting from section 69D (2) the matter “14 days” and by inserting instead the matter “2 days”;

**Sec. 69E.**  
**(Substantial shareholder to notify company of change in his relevant interests.)**

- (c) by omitting from section 69E (2) the words “fourteen days” and by inserting instead the matter “2 days”;

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**Sec. 69F.**

**(Person who ceases to be substantial shareholder to notify company.)**

- (d) by omitting from section 69F (2) the words “fourteen days” and by inserting instead the matter “2 days”;

**Sec. 122.**

**(Power to restrain certain persons from managing companies.)**

- (e) by inserting in section 122 (1) (c) before the words “or under section 113” the words “or under section 44 of the Companies (Acquisition of Shares) (New South Wales) Code or the corresponding provision of the law of another State or of a Territory of the Commonwealth”;

**Sec. 127.**

**(General duty to make disclosure.)**

- (f) by inserting in section 127 (1) (c) after the word “Schedule” the words “or the Companies (Acquisition of Shares) (New South Wales) Code”;

**Sec. 129.**

**(Payments to director for loss of office, &c.)**

- (g) by inserting in section 129 (2) after the matter “Part VIB” the words “or the Companies (Acquisition of Shares) (New South Wales) Code”;

**Sec. 185.**

**(Acquisition of shares of shareholder dissenting from scheme or contract approved by majority.)**

- (h) by omitting from section 185 (1) the words “(not being a take-over scheme as referred to in subsection (4) of section 180A)” and by inserting instead the words “, not being—
- (a) a take-over scheme as referred to in section 180A (4);



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- (b) a scheme involving the acquisition of shares in a company as a result of the acceptance of offers to acquire those shares made under a take-over scheme in relation to that company as referred to in section 16 of the Companies (Acquisition of Shares) (New South Wales) Code; or
- (c) a scheme involving the acquisition of shares in a listed public company where the shares are acquired as a result of the acceptance of offers made in accordance with section 17 of the Companies (Acquisition of Shares) (New South Wales) Code;”;

**Sec. 354.****(The branch register.)**

- (i) by inserting in section 354 (8) after the matter “185” the words “of this Act or section 42 of the Companies (Acquisition of Shares) (New South Wales) Code”.

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SCHEDULE 1.

(Sec. 4.)

The provisions of the Commonwealth Act apply as if—

1. Unless inconsistent with another provision of this Schedule—
  - (a) for the words “*Companies Ordinance 1962*” in the Commonwealth Act (wherever occurring) there were substituted the words “*Companies Act, 1961*” or the words “*Companies Act, 1961,*” whichever are applicable;
  - (b) for the words “the Territory” in the Commonwealth Act (wherever occurring) there were substituted the words “New South Wales”;
  - (c) for the words “this Act” in the Commonwealth Act (wherever occurring except where occurring in conjunction with the words “commencement of”) there were substituted the words “this Code”;

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SCHEDULE 1—*continued.*

- (d) for the words “commencement of this Act” in the Commonwealth Act (wherever occurring) there were substituted the words “commencement of the *Companies (Acquisition of Shares) (Application of Laws) Act, 1981*” or the words “commencement of the *Companies (Acquisition of Shares) (Application of Laws) Act, 1981,*” whichever are applicable;
  - (e) for the words “law of a State or of another Territory” and “law of a State or another Territory” in the Commonwealth Act (wherever occurring) there were substituted the words “law of a State other than New South Wales or of a Territory”.
2. In section 6 of the Commonwealth Act—
- (a) before the definition of “company” there were inserted the following definition:—
    - “*Companies (Acquisition of Shares) (New South Wales) Code*” or “Code” means the provisions applying by reason of section 4 of the *Companies (Acquisition of Shares) (Application of Laws) Act, 1981*;
  - (b) in the definition of “convertible note” after the matter “1936” there were inserted the words “of the Commonwealth as amended and in force for the time being”;
  - (c) after the definition of “recorded” there were inserted the following definition:—
    - “regulations” means the provisions applying as regulations made under this Code by reason of section 6 of the *Companies (Acquisition of Shares) (Application of Laws) Act, 1981*;
3. In section 28 (7) of the Commonwealth Act—
- (a) for the words “stock exchange in a State or in another Territory” there were substituted the words “stock exchange in a State other than New South Wales or in a Territory”;
  - (b) for the words “other Territory” there were substituted the word “Territory”.
4. In section 42 of the Commonwealth Act—
- (a) for the words “*Unclaimed Moneys Ordinance 1950*” (wherever occurring) there were substituted the words “*Unclaimed Moneys Act, 1917*” or the words “*Unclaimed Moneys Act, 1917,*” whichever are applicable;
  - (b) in sub-section (15) for the words “that Ordinance” there were substituted the words “that Act”;

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SCHEDULE 1—*continued.*

(c) in sub-section (18) for the word "Commonwealth" there were substituted the word "State".

5. In section 53 (5) of the Commonwealth Act for the words "section 5 of this Act" there were substituted the words "section 5 of the *Companies (Acquisition of Shares) (Application of Laws) Act, 1981*".

6. In section 56 (1) and (2) of the Commonwealth Act for the words "or of a regulation made for the purposes of sub-section 62 (3) or (4)," there were substituted the words "or of the regulations".

7. Sections 62 and 64 of the Commonwealth Act were repealed.

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SCHEDULE 2.

(Sec. 6.)

The provisions of regulations in force for the time being under the Commonwealth Act apply as if in those regulations—

1. For the words "the Act" (wherever occurring) there were substituted the words "the Code".

2. For the words "*Companies (Acquisition of Shares) Act 1980*" (wherever occurring) there were substituted the words "*Companies (Acquisition of Shares) (New South Wales) Code*".

3. For the words "Supreme Court of the Australian Capital Territory" (wherever occurring) there were substituted the words "Supreme Court of New South Wales".

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SCHEDULE 3.

(Sec. 9.)

The provisions of regulations in force for the time being under the *Companies (Acquisition of Shares—Fees) Act 1980* of the Commonwealth apply as if in those regulations—

1. For the words "the Act" (wherever occurring) there were substituted the words "the *Companies (Acquisition of Shares) (New South Wales) Code*".

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SCHEDULE 4.

(Sec. 11.)

The following headings and sections shall be included in the publication of the provisions of the Commonwealth Act under section 11:—

COMPANIES (ACQUISITION OF SHARES) (NEW SOUTH WALES) CODE

RELATING TO THE ACQUISITION OF SHARES IN COMPANIES INCORPORATED IN NEW SOUTH WALES AND MATTERS CONNECTED THEREWITH

PART I—PRELIMINARY

1. This Code may be cited as the *Companies (Acquisition of Shares) (New South Wales) Code*.
2. This Code comes into operation on the day on which the *Companies (Acquisition of Shares) (Application of Laws) Act, 1981*, commences.
3. This Code shall be read and construed together with the agreement made on 22 December 1978 between the Commonwealth and the States in relation to a proposed scheme for the co-operative regulation of companies and the securities industry or, if that agreement is or has been amended or affected by another agreement, that agreement as so amended or affected.
4. This Code has effect subject to and in accordance with the *Companies (Acquisition of Shares) (Application of Laws) Act, 1981*.
5. This Code has effect subject to and in accordance with the *Companies and Securities (Interpretation and Miscellaneous Provisions) (Application of Laws) Act, 1981*.

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SCHEDULE 5.

(Sec. 12.)

The following headings and provisions shall be included in the publication under section 12 of the provisions of regulations in force for the time being under the Commonwealth Act:—

COMPANIES (ACQUISITION OF SHARES) (NEW SOUTH WALES)  
REGULATIONS

1. (1) These regulations may be cited as the *Companies (Acquisition of Shares) (New South Wales) Regulations*.

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SCHEDULE 5—*continued.*

(2) These regulations shall come into operation on the day on which the *Companies (Acquisition of Shares) (Application of Laws) Act, 1981*, commences.

(3) These regulations have effect subject to and in accordance with—

- (a) the *Companies (Acquisition of Shares) (Application of Laws) Act, 1981*; and
- (b) the *Companies and Securities (Interpretation and Miscellaneous Provisions) (Application of Laws) Act, 1981*.

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SCHEDULE 6.

(Sec. 13.)

The following headings and provisions shall be included in the publication under section 13 of the Schedule to regulations in force for the time being prescribing fees under the *Companies (Acquisition of Shares—Fees) Act 1980* of the Commonwealth:—

COMPANIES (ACQUISITION OF SHARES—FEES) (NEW SOUTH WALES)  
REGULATIONS

1. These regulations may be cited as the *Companies (Acquisition of Shares—Fees) (New South Wales) Regulations*.

2. These regulations shall come into operation on the day on which the *Companies (Acquisition of Shares) (Application of Laws) Act, 1981*, commences.

3. These regulations have effect subject to and in accordance with—

- (a) the *Companies (Acquisition of Shares) (Application of Laws) Act, 1981*; and
- (b) the *Companies and Securities (Interpretation and Miscellaneous Provisions) (Application of Laws) Act, 1981*.

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SCHEDULE 6—*continued.*

4. The fees payable for the purposes of section 9 of the *Companies (Acquisition of Shares) (Application of Laws) Act, 1981*, are the fees specified in the Schedule in relation to the respective matters so specified.

SCHEDULE

FEEs

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