

# **Companies (Amendment) Bill**

## **Table of Contents**

**Bill No: 11/2005**

***Read the first time: 18th April 2005***

**Long Title**

**Enacting Formula**

**1 Short title and commencement**

**2 Amendment of section 2**

**3 Amendment of section 4**

**4 Amendment of section 5**

**5 Amendment of section 7**

**6 New section 7A**

**7 Amendment of section 18**

**8 Amendment of section 22**

**9 Amendment of section 27**

**10 Amendment of section 28**

**11 Amendment of section 32**

**12 Amendment of section 33**

**13 Amendment of section 35**

- 14 Amendment of section 38**
- 15 New sections 62A and 62B**
- 16 Amendment of section 63**
- 17 Amendment of section 64**
- 18 Repeal of sections 67 to 69F**
- 19 Amendment of section 70**
- 20 Amendment of section 71**
- 21 Repeal of section 73**
- 22 Amendment of section 74**
- 23 Amendment of section 76**
- 24 Amendment of section 76A**
- 25 Amendment of section 76B**
- 26 Repeal and re-enactment of sections 76F and 76G and new sections 76H to 76K**
- 27 Amendment of section 78**
- 28 New Division 3A of Part IV**
- 29 Amendment of section 79**
- 30 Amendment of section 81**
- 31 Amendment of section 83**
- 32 Amendment of section 123**

- 33 Amendment of section 125**
- 34 Amendment of section 130A**
- 35 Amendment of section 130P**
- 36 Amendment of section 163**
- 37 Amendment of section 164A**
- 38 Amendment of section 176**
- 39 Amendment of section 177**
- 40 Amendment of section 179**
- 41 Amendment of section 184**
- 42 Amendment of section 184A**
- 43 Amendment of section 190**
- 44 Amendment of section 205B**
- 45 Amendment of section 206**
- 46 Deletion and substitution of heading to Part VII**
- 47 Amendment of section 212**
- 48 Amendment of section 215**
- 49 New sections 215A to 215J**
- 50 Amendment of section 232**
- 51 Amendment of section 268**
- 52 Amendment of section 401**

**53 Amendment of section 403**

**54 Amendment of Second Schedule**

**55 Amendment of Fourth Schedule**

**56 Amendment of Sixth Schedule**

**57 Related amendments to Trust Companies Act**

**58 Consequential amendments to other written laws**

**THE SCHEDULE Consequential Amendments**

**Explanatory Statement**

**Expenditure of Public Money**

**Table of Derivations**

**Companies (Amendment) Bill**

**Bill No. 11/2005**

*Read the first time on 18th April 2005.*

An Act to amend the Companies Act (Chapter 50 of the 1994 Revised Edition), to make related amendments to the Trust Companies Act (Chapter 336 of the 1985 Revised Edition) and to make consequential amendments to certain other written laws.

Be it enacted by the President with the advice and consent of the Parliament of Singapore, as follows:

**Short title and commencement**

**1.** This Act may be cited as the Companies (Amendment) Act 2005 and shall come

into operation on such date as the Minister may, by notification in the *Gazette*, appoint.

## **Amendment of section 2**

2. Section 2 of the Companies Act is amended —

- (a) by deleting the expression “Part I ... Preliminary sections 1-7.” in the 3rd line and substituting the following expression:

“Part I ... Preliminary sections 1-7A.”;

- (b) by deleting the expression “Division 3—Shares sections 63-78.” in the 15th line and substituting the following expressions:

“Division 3—Shares sections 62A-78.

Division 3A—Reduction of Share Capital sections 78A-78K.”;

- (c) by deleting the word “listed” in the 28th line; and
- (d) by deleting the expression “Part VII ... Arrangements, Reconstructions and Take-overs sections 210-216B.” in the 47th and 48th lines and substituting the following expression:

“Part       ... Arrangements, Reconstructions and Amalgamations  
VII               sections 210-216B.”.

## **Amendment of section 4**

3. Section 4(1) of the Companies Act is amended by inserting, immediately after the definition of “telecommunication system”, the following definition:

“ “treasury share” means a share which —

- (a) was (or is treated as having been) purchased by a company in circumstances in which section 76H applies; and
- (b) has been held by the company continuously since the treasury share was so purchased;”.

## **Amendment of section 5**

4. Section 5(1) of the Companies Act is amended by inserting, immediately after the words “preference shares” in paragraph (a)(iii), the words “and treasury shares”.

## **Amendment of section 7**