



**CO-OPERATIVE COMPANIES (FOODSTUFFS (SOUTH ISLAND)
LIMITED) EXEMPTION ORDER 1998**

MICHAEL HARDIE BOYS, Governor-General

ORDER IN COUNCIL

At Wellington this 31st day of August 1998

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to section 32 of the Co-operative Companies Act 1996, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, makes the following order.

ANALYSIS

1. Title and commencement

2. Interpretation
3. Exemption

ORDER

1. Title and commencement—(1) This order may be cited as the Co-operative Companies (Foodstuffs (South Island) Limited) Exemption Order 1998.

(2) This order comes into force on the 28th day after the date of its notification in the *Gazette*.

2. Interpretation—(1) In this order, unless the context otherwise requires,—

“Act” means the Companies Act 1993:

“Company” means Foodstuffs (South Island) Limited, a co-operative company registered under the Co-operative Companies Act 1996:

“Specified shares” means—

- (a) Redeemable preference shares:
- (b) Class B redeemable shares.

(2) Any term or expression that is not defined in this order, but that is defined in the Act, has the meaning given to it by the Act.

3. Exemption—The company is exempted from sections 209 and 210, and paragraph (i) of the Fourth Schedule, of the Act in respect of specified shares issued by the company.

MARIE SHROFF,
Clerk of the Executive Council.

EXPLANATORY NOTE

This note is not part of the order, but is intended to indicate its general effect.

This order comes into force on the 28th day after the date of its notification in the *Gazette*. It exempts Foodstuffs (South Island) Limited, a company registered under the Co-operative Companies Act 1996, from sections 209 and 210, and paragraph (i) of the Fourth Schedule, of the Companies Act 1993. The exemption applies only to redeemable preference shares and class B redeemable shares issued by the company.

The provisions in the Companies Act 1993 that the company is exempted from require the board to—

- (a) Send a copy of the annual report to every shareholder, unless that right is waived by a shareholder (section 209); and
- (b) Send financial statements to every shareholder who waives the right to receive the annual report (section 210); and
- (c) Include shareholder details in its annual return (Fourth Schedule, paragraph (i)).

Issued under the authority of the Acts and Regulations Publication Act 1989.
Date of notification in *Gazette*: 3 September 1998.
This order is administered in the Ministry of Commerce.