

1. That the sum of \$234,274 standing to the credit of the share premium account in the books of the applicant company as at the 31st day of March 1977 may be distributed in cash to the holders from time to time of the ordinary shares in the capital of the applicant company.

2. That the distribution of the said amount may be effected at such intervals and by a series of payments of such amounts as the directors of the applicant company may from time to time determine but that prior to making each such distribution the directors shall transfer from the profits of the applicant company to a special reserve fund to be designated the "Capital Replacement Fund" a sum equal to the amount to be distributed such fund not to be available for the payment of dividend nor without approval of the Supreme Court for distribution to shareholders but may be applied in paying up unissued shares of the applicant company as fully paid up bonus shares.

3. That as long as any part of the said amount remains undistributed the notes to the accounts in each annual report of the applicant Company shall:

(i) Refer to the resolution concerning distributions from the share premium account passed by the applicant company on the 24th day of August 1977, a copy of which was filed with the District Registrar of Companies, Auckland, on the 30th day of August 1977.

(ii) State what portion of the said amount which may be distributed in cash to the holders from time to time of the ordinary shares in the capital of the applicant company remains undistributed.

4. That subparagraphs (b) and (c) of the said resolution concerning distributions from the share premium account passed by the applicant company on the 24th day of August 1977 and more particularly set out in paragraph 2 of this order shall not be amended or varied by the applicant company without the prior approval of this Court.

5. That delivery of a minute relating to the distribution of the share premium account to the Registrar of Companies, pursuant to section 78 (1) of the Companies Act 1955, and registration of such a minute by the Registrar of Companies, pursuant to section 78 (2) of the Companies Act 1955, shall be dispensed with.

6. That a sealed copy of this order shall be registered with the District Registrar of Companies, Auckland.

7. That notice of the registration of this Order be published once in the *New Zealand Gazette*.

By the Court:

J. PARKER, Deputy Registrar.

4670

In the Supreme Court of New Zealand
Auckland Registry

No. A. 1329/77

BETWEEN BEVERAGE SERVICES LIMITED, a duly incorporated company having its registered office at Auckland and carrying on business as suppliers—*Plaintiff*

AND BASILE RESTAURANT LIMITED, a duly incorporated company having its registered office at 116 Queen Street, Onehunga, Auckland, and carrying on business as *inter alia* restaurateurs—*Defendant*:

NOTICE is hereby given that a petition for the winding up of the above-named company by the Supreme Court was, on the 26th day of October 1977, presented to the said Court by BEVERAGE SERVICES LIMITED, a duly incorporated company having its registered office at Auckland and carrying on business as suppliers; and that the said petition is directed to be heard before the Court sitting at Auckland on the 30th day of November 1977 at 10 o'clock in the forenoon; and any creditor or contributory of the said company desirous to support or oppose the making of an order on the said petition may appear at the time of hearing in person or by his counsel for that purpose; and a copy of the petition will be furnished by the undersigned to any creditor or contributory of the said company requiring a copy on payment of the regulated charge for the same.

W. K. WILLOUGHBY, Solicitor for Petitioner.

The address for service of Beverage Services Limited is at the offices of Messrs Wilson, Henry, Martin & Co., Solicitors, Twelfth Floor, Southern Cross Building, corner of High and Victoria Streets, Auckland 1.

NOTE: Any person who intends to appear on the hearing of the said petition must serve on or send by post, to the abovenamed, notice in writing of his intention so to do. This notice must state the name, address, and description of the person or, if a firm, the name, address, and description of

the firm and an address for service within 3 miles of the office of the Supreme Court at Auckland, and must be signed by the person or firm or his or their solicitor (if any) and must be served or, if posted, must be sent by post in sufficient time to reach the above-named petitioner's address for service not later than 4 o'clock in the afternoon of the 29th day of November 1977.

4657

In the Supreme Court of New Zealand
Palmerston North Registry

No. M. 123/77

IN THE MATTER of the Companies Act 1955, and IN THE MATTER of D. L. WARD LIMITED, a duly incorporated company having its registered office care of Messrs Roche & Eglington, chartered accountants, 118 Fitzherbert Avenue, Palmerston North, and carrying on business as builders:

NOTICE is hereby given that a petition for the winding up of the above-named company by the Supreme Court was on the 7th day of October 1977 presented to the said Court by T. & J. McILWAINE LIMITED, a duly incorporated company having its registered office at Wanganui; and the said petition is directed to be heard before the Court sitting at Palmerston North on the 30th day of November 1977 at 9.30 o'clock in the forenoon; and any creditor or contributory of the said company desirous to support or oppose the making of an order on the said petition may appear at the time of hearing in person or by his counsel for that purpose; and a copy of the petition will be furnished by the undersigned to any creditor or contributory of the said company requiring a copy on payment of the regulated charge for the same.

F. R. TWISS, Solicitor for Petitioner.

This notice was filed by Francis Robert Twiss, solicitor for the petitioner, whose address for service is at the offices of Messrs Cooper, Rapley, Bennett & Thomson, 240 Broadway Avenue, Palmerston North.

NOTE: Any person who intends to appear on the hearing of the said petition must serve on or send by post, to the abovenamed, notice in writing of his intention to do so. The notice must state the name, address, and description of the person or, if a firm, the name, address, and description of the firm and an address for service within 3 miles of the office of the Supreme Court at Palmerston North, and must be signed by the person or firm or his or their solicitor (if any) and must be served or, if posted, must be sent by post in sufficient time to reach the above-named petitioner's address for service not later than 4 o'clock in the afternoon of the 29th day of November 1977.

4721

In the Supreme Court of New Zealand
Napier Registry

IN the matter of the Companies Act 1955, and in the matter of STITSON JOINERY COMPANY LIMITED incorporated in New Zealand and having its registered office in the City of Napier:

NOTICE is hereby given that the order of the Supreme Court of New Zealand, dated the 8th day of September 1977, confirming the reduction of capital of the above-named company from \$25,000 to \$500 and the minute approved by the Court showing, with respect to the capital of the company as altered, the several particulars required by the above-mentioned Act, was registered by the Registrar of Companies on the 4th day of November 1977. The said minute is in the words and figures following:

"That the capital of the company be reduced from \$25,000 divided into 12,500 ordinary shares of \$2 each to \$500 divided into 250 ordinary shares of \$2 each and that such reduction be effected by paying to each shareholder the sum of \$2 for each share held by him being capital in excess of the wants of the company".

Dated this 8th day of November 1977.

ROBINSON TOOMEY & PARTNERS,
Solicitors for the Company.

4684