

M. No. 1074/81

In the High Court of New Zealand  
Auckland Registry

IN THE MATTER of the Companies Act 1955, and IN THE MATTER  
of NEW ZEALAND STEEL LIMITED—*Applicant*:

Monday, the 10th day of August 1981

BEFORE THE HONOURABLE MR JUSTICE MAHON

UPON reading the *ex parte* motion for confirmation of reduction of capital dated the 4th day of August 1981 and the affidavit of William Maurice McKee Jamieson sworn and filed herein this Court hereby orders that:

1. The sum of \$3,402,550.74 standing to the credit of Share Premium Account in the books of account of the applicant as at 4 June 1981, may be distributed in cash to the holders from time to time of the ordinary shares in the capital of the applicant.

2. The distribution of the said amount may be effected at such times, at such intervals and by a series of payments of such amounts as the directors of the company may from time to time determine subject to the provisions of Articles 118A, 118C and 120 of the Articles of Association of the applicant, but that prior to making each such distribution the directors shall transfer from the profits of the applicant to a fund to be designated "Capital Replacement Fund" an amount equivalent to the amount to be distributed and the moneys comprising such fund shall not be available to the holders of stock or shares in the company otherwise than in pursuance of a reduction of capital of the company duly authorised by the High Court of New Zealand, but may be applied in paying up unissued shares in the capital of the applicant to be issued to members of the applicant as fully paid bonus shares.

3. That subparagraph (c) of the said resolution concerning distributions from the Share Premium Account passed by the applicant company on the 30th day of July 1981 and more particularly set out in paragraph 2 of this order shall not be varied by the applicant without the prior approval of this Court.

4. Notice of making of such order be published once in the *New Zealand Gazette*.

5. It shall not be necessary for any minute relating to the distribution of the share premium account as hereby authorised, to be produced to the Registrar of Companies pursuant to section 78 (1) of the Companies Act 1955 or to be registered pursuant to section 78 (2) of the Companies Act 1955.

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

By the Court.

E. W. CONSTABLE, Deputy Registrar.

3494

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 firm, and an address for service within 3 miles of the offices of the High Court at Auckland, and must be signed by the person or firm, or his or their solicitor (if any), and must be served on, or if posted, must be sent by post in sufficient time to reach the above-named petitioner's address for service no later than 4 o'clock in the afternoon of the 8th day of September 1981.

3466

M. No. 1081/81

In the High Court of New Zealand  
Auckland Registry

IN THE MATTER of the Companies Act 1955, and IN THE MATTER  
of JOHNS & JOHNS LIMITED, a duly incorporated company  
having its registered office at 63 Peary Road, Mount Eden  
and carrying on business as property developers:

NOTICE is hereby given that a petition for the winding up of the above-named company by the High Court was, on the 7th day of August 1981, presented to the said Court by MANNING ASPHALT ROOFING LIMITED, having its registered office at Otahuhu; and that the said petition is directed to be heard before the Court sitting at Auckland, on the 9th day of September 1981, 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 the 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.

G. F. RUCK, Solicitor for the Petitioner.

Address for service at the offices of Messrs J. and C. Pearch Ltd., A.S.B. Building, corner of Queen and Wellesley Streets, Auckland.

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. 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 High 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 8th day of September 1981.

3521

M. No. 1022/81

In the High Court of New Zealand  
Auckland Registry

IN THE MATTER of the Companies Act 1955, and IN THE MATTER  
of D. P. AND C. D. O'CONNOR LIMITED, a duly incorporated company having its registered office at the Offices of Kirk, Barclay, Chartered Accountants, 160 Great South Road, Manurewa, dairy proprietors—*Debtor*:

EX PARTE—THE NEW ZEALAND MOTOR CORPORATION LIMITED, a duly incorporated company having its registered office at Wellington and carrying on business as Licensed Motor Vehicle Dealers—*Creditor*:

NOTICE is hereby given that a petition for the winding up of the above-mentioned company by the High Court was, on the 24th day of July 1981, presented to the said High Court by THE NEW ZEALAND MOTOR CORPORATION LIMITED; and that the said petition is directed to be heard before the Court sitting at Auckland on the 9th day of September 1981, 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 the 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 company requiring a copy on payment of the regulation charge for the same.

B. R. LATIMOUR, Solicitor for the Petitioner.

The petitioner's address for service is at the offices of Messrs Buddle, Weir and Co., Solicitors, Eighth Floor, Auckland Savings Bank Building, Queen Street, Auckland.

M. No. 127/81

In the High Court of New Zealand  
Rotorua Registry

IN THE MATTER of the Companies Act 1955, and IN THE MATTER  
of R. & P. OWEN LIMITED:

NOTICE is hereby given that a petition for the winding up of the above-named company by the High Court was, on the 4th day of June 1981, presented to the said Court by the COMMISSIONER OF INLAND REVENUE; and that the said petition is directed to be heard before the Court sitting at Rotorua, on the 15th day of September 1981, at 9.30 o'clock in the forenoon; and any creditor or contributory of the said company desirous to support or to oppose the making of an order on the said petition may appear at the time of the 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.

L. H. MOORE, Solicitor for Petitioner.

The address for service is at the offices of Messrs Davys, Burton, Henderson and Moore, Solicitors, Fenton Street, Rotorua.

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 High Court at Rotorua, and must be signed