

or contributory of the said company requiring a copy on payment of the regulated charge for the same.

D. S. MORRIS, Solicitor for the Petitioner.

The petitioner's address for service is at the office of Messrs Meredith Connell & Company, Solicitors, Sixth Floor, General Buildings, Shortland Street, 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 above-named, 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 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 May 1984.

7828

In the High Court of New Zealand  
Hamilton Registry

IN THE MATTER of the Companies Act 1955, and IN THE MATTER of BUDGET REBUILDERS LIMITED, a duly incorporated company having its registered office care of Messrs Smith, Sutcliffe & Co., Western Buildings, Victoria Street, Hamilton—*Debtor*:

EX PARTE—THE COMMISSIONER OF INLAND REVENUE—*Creditor*:

NOTICE is hereby given that a petition for the winding up of the above-named company by the High Court was, on the 3rd day of April 1984, presented to the said Court by THE DISTRICT COMMISSIONER OF INLAND REVENUE at Hamilton; and that the said petition is directed to be heard before the Court sitting at Hamilton on 7th day of June 1984 at 10 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.

C. Q. M. ALMAO, Solicitor for the Petitioner.

This advertisement is filed by Charles Quentin Martin Almao, Crown Solicitor, Hamilton, solicitor for the petitioner whose address for service is at the offices of Messrs Almao McAllen & Kellaway, Barristers and Solicitors, National Mutual Building, Victoria Street, Hamilton.

NOTE—Any person who intends to appear on the hearing of the said petition must serve on, or send by post to, the above-named, 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 Hamilton, 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 6th day of June 1984.

7794

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In the High Court of New Zealand  
New Plymouth Registry

IN THE MATTER of the Companies Act 1955, and IN THE MATTER of W. A. JULIAN AND COMPANY LIMITED, a duly incorporated company having its registered office at De Havilland Drive, Bell Block, New Plymouth and carrying on business as builders and construction engineers:

NOTICE is hereby given that a petition for the winding up of the above-named company by the High Court was, on the 22nd day of February 1984, presented to the said Court by HAWKINS REINFORCING LIMITED; and that the said petition is directed to be heard before the Court sitting at New Plymouth on the 25th day of May 1984 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 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 of the same.

J. McFETRIDGE, Solicitor for the Petitioner.

The address for service of the petitioner is at the offices of Messrs Billing & Co, Solicitors, 6 Young Street, New Plymouth.

NOTE—Any person who intends to appear on the hearing of the said petition must serve on, or send by post to, the above-named, 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 New Plymouth, 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 24th day of May 1984.

7847

In the High Court of New Zealand  
Wellington Registry

M. No. 37/84

IN THE MATTER of the Companies Act 1955, and IN THE MATTER of GOODMAN GROUP LIMITED, a company duly incorporated in New Zealand and having its registered office in the city of Wellington:

BEFORE THE HONOURABLE MR JUSTICE EICHELBAUM  
THURSDAY, THE 22ND DAY OF MARCH 1984

UPON the motion of the applicant company dated the 3rd day of February 1984 and on reading the notice of motion of the applicant company, the affidavit of DAVID MERYVN EVANS and the respective exhibits therein referred to and it appearing that the share premium account is in excess of the requirements of the company and that confirmation of the reduction of the account resolved in the special resolution passed at the annual general meeting of the company held on the 25th day of August 1983 is desirable and as steps for the reduction of the account have been duly taken by the company and as the interest of the creditors are not prejudiced thereby and are adequately protected this Court hereby orders that the reduction of the share premium account resolved in the special resolution passed at the annual general meeting of the company held on the 25th day of August 1983, namely:

- (a) That the company transfer from its share premium account the sum of \$6,770,224, being part of the amount standing to the credit of that account in the books of the company as at 31 March 1983, to the provision for capital distribution account.
- (b) That the amount standing to the credit of the provision for capital distribution account be available for distribution in cash to ordinary shareholders on the register of the company at the date of such distribution proportionately to their shareholding in such amounts and at such times as the directors may from time to time determine.
- (c) That at the time of making such transfer from the share premium account to the provision for capital distribution account the directors of the company shall either out of the trading profits of the company that would otherwise be available for dividend or from the reserves from revaluation transfer to the capital replacement fund an amount equal to that transferred to the credit of the provision for capital distribution account and such transfer shall be carried into and shown in the books of the company. The capital replacement fund shall not be available for the payment of dividends nor without the approval of the High Court for distribution to shareholders but may be applied by the company in paying up unissued shares of the company to be issued to shareholders as fully paid bonus shares.
- (d) That such transfer from the share premium account to the provision for capital distribution account shall be made only after an order of the High Court confirming the same under the provisions of section 77 of the Companies Act 1955 has been made."

(the "resolution") be confirmed subject to the following terms and conditions:

- (a) That parts (b) and (c) of the resolution may not be varied without the prior approval of the Court;
- (b) That so long as any part of the sum of \$6,770,224 referred to in the resolution remains undistributed, the accounts of Goodman Group Limited shall be noted so as to show:
  - (i) the existence of the resolution; and
  - (ii) what part of the sum remains undistributed but still subject to the resolution;
- (c) That no minute in terms of section 78 of the Companies Act 1955 is required and accordingly no minute need be produced to the Registrar or registered;
- (d) That a sealed copy of this order be registered with the Registrar of Companies;