

Companies Act 1997

Sections 378(1)&(2)

**Company
Number**

**APPLICATION TO THE REGISTRAR OF COMPANIES TO RESTORE A
COMPANY REMOVED FROM THE REGISTER OF REGISTERED COMPANIES**

This Application must be accompanied by the originals or copies of;

1. *the approved Notice of Intention by the applicant to restore the company removed from the register; and*
2. *the excerpt of the published Notice of Intention by the applicant to restore the company removed from the register.*

1. Company name

**2. Date of removal
of the company
from the register**

3. Particulars of the applicant

Name

**Postal
address**

**Residential
address**

Place an "X" in the appropriate box(es)

Shareholder

Director

Receiver

Liquidator

Creditor

**Aggrieved
Person**

*i. Pursuant to Section 378(2) of the **Companies Act 1997**, the persons who are eligible to apply for the reinstatement of a company removed from the register must be one or the other, or combination of the following (as indicated in the boxes above);*

(a) a shareholder or a director of the company; or

(b) a creditor of the company; or

(c) a liquidator or a receiver of a property of the company; or

(d) an "aggrieved person".

ii. Only a natural person can apply as a director, receiver or a liquidator of a company.

Submitted by:	Submitted to the Registrar of Companies on: (For office use only)
Postal Address:	
.....	
Telephone / Facsimile:.....	

iii. An applicant applying as a "creditor" or an "aggrieved person" must specify the nature of interest as a "creditor" or an "aggrieved person". Failing to specify the nature of interest will result in the application being rejected.

If the applicant is applying as a "creditor" or an "aggrieved person", specify the nature of interest(s) as a "creditor" or an "aggrieved person" and attach copies of relevant documents (if any) relating to the interest(s).

4. The applicants grounds for the application to restore the company removed from the register. Place an "X" in the appropriate box(es).

The company was still carrying on business at the time of its removal from the register

The company was a party to a legal proceeding at the time of its removal from the register

The company was in receivership at the time of its removal from the register

The company was in liquidation at the time of its removal from the register

There were other reasons that existed for the company to continue in existence

The company should not have been removed from the register

The grounds or reasons for the application to restore the company removed from the register are specified in Section 378(1) of the **Companies Act 1997** and must be one or the other, or combination of the following (as indicated in the boxes above);

- i. that the company was still carrying on business at the time of its removal from the register; or
- ii. the company was a party to a legal proceeding at the time of its removal from the register; or
- iii. the company was in receivership or liquidation or both at the time of its removal from the register; or
- iv. there were other reasons that existed for the company to continue in existence; or
- v. the company should not have been removed from the register.

If the applicant is applying on the grounds indicated in items "ii", "iv" or "v" above, specify the considerations relating to those grounds and attach copies of relevant documents (if any) relating to those considerations.

Signature of the Applicant: Date of Application: