

THE REGISTRATION OF BUSINESS NAMES BILL 1995
ARRANGEMENT OF SECTIONS

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SCHEDULE: Additional particulars required for registration by nominee, trustee or general agent.

**A BILL FOR
AN ACT TO PROVIDE FOR THE REGISTRATION OF BUSINESS NAMES;
AND TO PROVIDE FOR MATTERS INCIDENTAL THERETO:**

BE IT ENACTED by the King and the Legislative Assembly of Tonga in the Legislature of the Kingdom as follows:

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|----------------|----|---|
| Short title | 1. | The Act may be cited as the Registration of Business Names Act. |
| Interpretation | 2. | (1) In this Act unless the context otherwise requires- |
- “business” includes profession;
“business name” means the name or style under which any business is carried on, whether in partnership or otherwise;
“Christian name” includes any given name
“firm” means an unincorporated body of one or more individuals or one or more corporations, who have entered into partnership with one another with a view to carrying on business for profit;
“foreign firm” means a natural person and shall not include a corporation;
“initials” includes any recognized abbreviation of a Christian name;

- (f) Where the registration to be effected is that of a corporation, its corporate name and registered or principal office;
- (g)

- (2) This section shall apply, in the case where registration is required in consequence of a change of name, as if for reference to the date of the commencement of the business there was substituted references to the date of such change.

Registration

9. Whenever a change is made or occurs in any of the particulars

nothing herein contained shall preclude the defaulter from enforcing in that action or proceeding by way of counter-claim, set-off or otherwise, such rights as he may have against that party in respect of such contract.

- (2) In this section “court” means the Supreme Court or a Judge thereof;

Provided that, without prejudice to the power of the Supreme Court or a Judge thereof to grant such relief aforesaid, if any proceeding to enforce any contract is commenced by a defaulter in a Magistrates Court the Magistrate’s Court may as in respect of that contract grant such relief as aforesaid.

**Penalty for
False statements**

- 12.** If any statement required to be furnished under this Act contains any matter which is false in any material particular to the knowledge of any signing it that person shall on conviction be liable to imprisonment for a term not exceeding six months or to a fine not exceeding T\$1,000 or to both such imprisonment and fine.

Duty to furnish

- 13.** (1) The Registrar may require any person to furnish him with such