

(4) In this section the expression "order" includes a judgment and references to the making of an order shall be construed accordingly.

29th December, 1954.

J. FLETCHER-COOKE,
Colonial Secretary.

No. 66 OF 1954.

CAP. 196

A LAW TO AMEND THE PARTNERSHIP LAW.

R. P. ARMITAGE,
Governor.

[29th December, 1954.]

BE it enacted by His Excellency the Governor and Commander-in-Chief of the Colony of Cyprus as follows :—

Short title.

I. This Law may be cited as the Partnership (Amendment) Law, 1954, and shall be read as one with the Partnership Law (hereinafter referred to as "the principal Law").

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2. For the long title of the principal Law the following shall be substituted :—

“TO AMEND THE LAW AS TO PARTNERSHIP AND TO PROVIDE FOR THE REGISTRATION OF BUSINESS NAMES.”

Amendment of the long title of the principal Law.

3. For the short title in section 1 of the principal Law the following shall be substituted :—

“This Law may be cited as the Partnership and Business Names Law.”

Amendment of the short title in section 1 of the principal Law.

4. Section 2 of the principal Law is hereby amended by the insertion therein, in its proper alphabetical place, of the following definition (the full stop at the end thereof being substituted by a semi-colon) :—

Amendment of section 2 of the principal Law.

“ ‘Registrar’ or ‘Registrar of Partnerships’ means the Official Receiver and Registrar and includes any other person appointed by the Governor to exercise all or any of the powers and perform all or any of the duties of a Registrar.”

5. Section 3 of the principal Law is hereby amended as follows :—

(a) by the substitution for the words “Companies (Limited Liability) Law” in sub-section (1) (line 4) and in sub-section (2) (line 6) of the words “Companies Laws, 1951 and 1954” ;

(b) by the substitution in the marginal references to that Law for the words and figures “Cap. 191” of the figures and words “7 of 1951.

35 of 1954.”

Amendment of section 3 of the principal Law.

6. Sections 50 to 59 of the principal Law (both inclusive) are hereby repealed and the following sections substituted therefor :—

“Partnerships, business names, etc., to be registered.

50. Subject to the provisions of this Law—

(a) every partnership whether general or limited carrying on business in Cyprus ;

(b) every individual having a place of business in Cyprus and carrying on business under a business name which does not consist of his true surname without any addition other than his true Christian names or the initials thereof ;

(c) every company as defined in the Companies Laws, 1951 and 1954, carrying on business under a business name which does not consist of its corporate name without any addition ; and

Repeal of sections 50 to 59 of the principal Law and substitution of new sections.

- (d) every firm, individual or corporation having a place of business within Cyprus and carrying on business wholly or mainly as nominee or trustee of or for another person, or other persons, or another corporation, the first-mentioned firm, individual or corporation,

shall be registered in the manner directed by this Law :

Provided that where the business is carried on by a trustee in bankruptcy or a receiver or manager appointed by any Court, registration shall not be necessary.

Manner and particulars of registration of partnerships.

51.—(1) The registration of a partnership shall be effected by sending by post or delivering to the Registrar, within one month of the date of its establishment, a statement in writing in the prescribed form signed by all the partners and containing the following particulars—

- (a) the firm name ;
- (b) the general nature of the business ;
- (c) the principal place of the business ;
- (d) the present Christian name or names and surname, any former Christian name or names and surname, the nationality, the usual residence, and the other business occupation (if any) of each of the individuals who are partners, whether general or limited, and the corporate name and registered or principal office of every corporation which is a partner ;
- (e) the term, if any, for which the partnership is entered into, and the date of its commencement ;
- (f) a statement, if such be the case, that the partnership is limited ;
- (g) the sum contributed by each limited partner and whether paid in cash or how otherwise ;
- (h) the names of the general partners who are authorized to administer the affairs of the partnership, to manage it and to sign for it.

(2) Where the business of the firm is carried on under two or more names, each of those names must be stated.

Manner and particulars of registration of business names.

52.—(1) The registration of a business name shall be effected by sending by post or delivering to the Registrar, within one month of the date the business is commenced, a statement in writing in the prescribed form signed by the individual or company and containing the following particulars :—

- (a) the business name ;
- (b) the general nature of the business ;
- (c) the principal place of the business ;
- (d) the present Christian name or names and surname, any former Christian name or names and surname, the nationality, the usual residence, and the other business occupation (if any) of the individual and the corporate name and registered or principal office of the company ;
- (e) the date of the commencement of the business.

(2) Where the business is carried on under two or more business names, each of those business names must be stated.

Particulars of registration in case of nominees or trustees.

53.—(1) Where a firm, individual or corporation is required by paragraph (d) of section 50 to be registered, such registration shall be effected by sending or delivering to the Registrar, within one month of the date the business therein provided has commenced, a statement in writing, in the prescribed form, signed by all the partners of the firm or the individual or corporation, as the case may be, and containing the following particulars, that is to say, the present Christian name or names and surname, any former Christian name or names and surname, nationality and usual residence or, as the case may be, the corporate name, of every person or corporation on whose behalf the business is carried on :

Provided that if the business is carried on under any trust and any of the beneficiaries are a class of children or other persons, a description of the class shall be sufficient.

(2) The particulars required to be furnished and registered under sub-section (1) shall be in addition to any other particulars required under this Law to be furnished and registered.