

22. Section 72(9)(b) of the Principal Act is amended by deleting the words, “and company secretary”.
23. Section 79(9)(b) of the Principal Act is amended by deleting the words, “and company secretary”.
24. Section 81(2)(b) of the Principal Act is amended by deleting the words, “and company secretary”.
25. Section 84(5)(b) of the Principal Act is amended by deleting the words, “and company secretary”.
26. Section 85(6)(b) of the Principal Act is amended by deleting the words, “and company secretary”.
27. Section 87(4)(b) of the Principal Act is amended by deleting the words, “and company secretary”.
28. Section 88(5)(b) of the Principal Act is amended by deleting the words, “and company secretary”.
29. Section 90 of the Principal Act is amended by deleting the words, “and company secretaries”, “and company secretary” and “or company secretary”.
30. Section 91(2)(b) of the Principal Act is amended by deleting the words, “or company secretary”.
31. Section 95(5)(b) of the Principal Act is amended by deleting the words, “and company secretary”.

AMENDMENTS TO PART VII OF THE PRINCIPAL ACT

32. Section 99 of the Principal Act is amended by deleting subsection (5) and replacing it with the following:

“(5) For the purposes of this section the term “company” includes an amalgamating company which amalgamated with one or more other amalgamating companies to continue as that company.”.
33. Section 107(8) of the Principal Act is amended by deleting the words, “and company secretary”.
34. Section 112(4)(b) of the Principal Act is amended by deleting the word, “board” and replacing it with the word, “Court”.
35. Section 113 of the Principal Act is amended as follows:
 - (a) in subsection (1) by deleting the words, “board” and replacing it with the word “Court”; and
 - (b) in subsection (2) by deleting the word, “arbitration” and replacing it with the words, “the Court”.
36. Section 122(7)(b) of the Principal Act is amended by deleting the words, “and company secretary”.

Tonga.

No. 4 of 2009



I assent,

GEORGE TUPOU V,

28th October, 2009.

AN ACT

TO AMEND THE COMPANIES ACT 1995

[26th October, 2009]

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

1. (1) This Act may be cited as the Companies (Amendment) Act 2009.
 - (2) In this Act, the Companies Act 1995 as amended, is referred to as the Principal Act.
 - (3) This Act shall come into force on a day proclaimed by His Majesty in Council.
2. Section 2 of the Principal Act is amended as follows:
 - (a) the definition for “overseas register” is repealed;
 - (b) the definition for “Tongan register” is deleted and replaced with the following:

“”Tongan register” means the register in which the names of Tongan domiciled and overseas domiciled companies are recorded; and”;

and
 - (c) a definition for “signature” is inserted in the appropriate place as follows:

“”signature” means either the name of a person affixed with their own hand on a document, or, in the case of a document submitted to the registry by electronic means, the name of the person affixed to the document by a method deemed acceptable by the Registrar;”.

AMENDMENTS TO PART II OF THE PRINCIPAL ACT

3. Section 13 of the Principal Act is amended as follows:

- (a) in paragraph (d) by inserting the word “and” after the semicolon;
- (b) in paragraph (e) by deleting the semicolon and replacing it with a full stop; and
- (c) by repealing paragraphs (f) and (g).

4. Section 16 of the Principal Act is amended as follows:

- (a) in subsection (1)(f) by inserting the word “and” after the semicolon;
- (b) in subsection (1)(g) by deleting the word “; and”; and replacing it with the words “where the company does not adopt the standard Constitution provided for in the First Schedule.”;
- (c) subsections (1)(c),(d),(e) and (h) are repealed and the remaining paragraphs are renumbered accordingly; and
- (d) subsection (2)(c) is repealed and the remaining paragraphs are renumbered accordingly.

5. A new section 16A is inserted in the Principal Act as follows:

“16A Signed Consent

A company shall keep at its registered office a signed consent by each person named as a director of the company in the prescribed form and shall forthwith produce such consents to the Registrar of Companies when required to do so by written request.”

AMENDMENTS TO PART III OF THE PRINCIPAL ACT

6. Section 21(2) of the Principal Act is amended as follows:

- (a) in paragraph (c) by deleting the words “and company secretaries”; and
- (b) in paragraph (d) by deleting the words “or company secretaries”.

7. Section 22 of the Principal Act is amended by deleting the words “or company secretary” and “company secretary,” wherever appearing.

AMENDMENTS TO PART IV OF THE PRINCIPAL ACT

8. Section 27(1)(c) of the Principal Act is amended by deleting the words “or company secretary”.

9. Section 29 of the Principal Act is amended as follows:

- (a) in subsection (1) by deleting the words, “shall ensure that its name is clearly stated” and by replacing it with the words, “shall ensure that its name and Tax Identification Number are clearly stated”;
- (b) in subsection (5)(b) by deleting the words “and company secretary”.

AMENDMENTS TO PART V OF THE PRINCIPAL ACT

10. Section 31 of the Principal Act is amended by deleting the words, “, company secretary”.

11. Section 33 of the Principal Act is amended as follows:

- (a) paragraph (a) is deleted and replaced with the following:

“(a) in the case of a company registered under Part II, the standard constitution or the document accompanying the application for registration certified by at least one applicant as the company’s constitution;” and

- (b) in paragraph (b) by deleting the words, “or company secretary”.

12. Section 36(3) of the Principal Act is amended by deleting the words, “and company secretary”.

13. Section 37(6) of the Principal Act is amended by deleting the words “and company secretary”.

AMENDMENTS TO PART VI OF THE PRINCIPAL ACT

14. Section 40(1)(a)(i) of the Principal Act is amended by deleting the words “, company secretary.”.

15. Section 47(2) of the Principal Act is amended by deleting the words, “and company secretary”.

16. Section 48(6) of the Principal Act is amended by deleting the words “and company secretary”.

17. A new section 50A is inserted into the Principal Act immediately following section 50, as follows:

“50A Consideration for issue of shares on registration.

A shareholder is not liable to pay or provide any consideration in respect on an issue of shares under section 45 unless:

- (a) the Constitution of the company specifies the consideration to be paid or provided for those shares; or
- (b) the shareholder is liable to pay or provide consideration for those shares pursuant to either a pre-incorporation contract (within the meaning of section 191) or a contract entered into after the registration of the company.”.

18. Section 51(9) of the Principal Act is amended by deleting the words, “and company secretary”.

19. Section 53(6) of the Principal Act is amended by deleting the words, “and company secretary”.

20. Section 62(4) of the Principal Act is amended by deleting the words, “and company secretary”.

21. Section 65(9)(b) of the Principal Act is amended by deleting the words, “and company secretary”.

PART IX OF THE PRINCIPAL ACT

- 61.** Section 173 of the Principal Act is amended by deleting the words, “or company secretary” and “, company secretary”.
- 62.** Section 176(c) of the Principal Act is amended by deleting the words, “or company secretaries”.
- 63.** Section 178 of the Principal Act is amended by deleting the words, “and company secretaries”, “or company secretary” and “and company secretary’s” wherever appearing.
- 64.** Section 179 of the Principal Act is amended by deleting the words, “or company secretary” and “or a company secretary” wherever appearing.
- 65.** Section 182 of the Principal Act is amended by deleting the words, “or company secretary”.
- 66.** Section 185(4) of the Principal Act is amended by deleting the words, “or company secretary”.
- 67.** Section 186 of the Principal Act is amended as follows:
- (a) in subsection (1) by deleting the words, “, the board of a company or a company secretary” and replacing it with the words, “or the board of the company”; and
 - (b) by deleting the words “, the board or a company secretary” and replacing it with the words “or the board” wherever appearing.
- 68.** Section 187(4) of the Principal Act is amended as follows:
- (a) in paragraph (a) by inserting the word “or” after the semicolon;
 - (b) in paragraph (b) by deleting the semicolon and replacing it with a full stop; and
 - (c) by repealing paragraph (c).

AMENDMENTS TO PART X OF THE PRINCIPAL ACT

- 69.** Section 189 of the Principal Act is amended by deleting the words, “and one or more company secretaries” and “, company secretary”.
- 70.** Section 197 of the Principal Act is amended by deleting the words, “and company secretary” and “or company secretary”.
- 71.** Section 198 of the Principal Act is amended as follows:
- (a) by deleting the words, “and company secretaries” and “or company secretary”;
 - (b) in subsection (1):
 - (i) by deleting the words, “the last 10 years” and replacing it with the words, “the last 7 years” wherever appearing; and

AMENDMENTS TO PART VIII OF THE PRINCIPAL ACT

- 37.** The Principal Act is amended by deleting the words “and Company Secretaries,” in the title to Part VIII immediately after section 124.
- 38.** Section 125 of the Principal Act is amended by inserting a new subsection (5) as follows:
- “(5) In this Act, “director”, in relation to a company, does not include a receiver.”
- 39.** Section 128 of the Principal Act is amended by deleting sub-sections (2) and (3) and replacing it with the following:
- “(2) In this section:
- “assets” includes property of any kind, whether tangible or intangible; and
- “major transaction”, in relation to a company, means:
- (a) the acquisition of, or an agreement to acquire, whether contingent or not, assets of the value of which is more than half the value of the company’s assets before the acquisition;
 - (b) the disposition of, or an agreement to dispose of, whether contingent or not, assets of the company the value of which is more than half the value of the company’s assets before the disposition; or
 - (c) a transaction that has or is likely to have the effect of the company acquiring rights or interests or incurring obligations or liabilities, including contingent liabilities, the value of which is more than half the value of the company’s assets for the transaction.
- (3) Nothing in subsection (2)(b) or (c) applies by reason only of the company giving, or entering into an agreement to give, a charge secured over assets of the company the value of which is more than half the value of the company’s assets for the purpose of securing the repayment of money or the performance of an obligation.
- (4) In assessing the value of any contingent liability for the purposes of subsection (2)(c), the directors:
- (a) shall have regard to all circumstances that the directors know, or ought to know, affect, or may effect, the value of the contingent liability;
 - (b) may rely on estimates of the contingent liability that is reasonable in the circumstances; and
 - (c) may take account of:

- (i) the likelihood of the contingency occurring; and
 - (ii) any claim the company is entitled to make and can reasonably expect to be met to reduce or extinguish the contingent liability.
- (5) Nothing in this section applies to a major transaction entered into by a receiver, appointed pursuant to an instrument creating a charge over all or substantially all of the property of a company.”
40. Section 129(1) of the Principal Act is amended by deleting the words, “, company secretary”.
41. The Principal Act is amended by deleting the words “and Company Secretaries,” immediately after section 129.
42. Section 130 of the Principal Act is amended by deleting the words “and company secretaries” and “or company secretary” wherever appearing.
43. Section 132 of the Principal Act is amended by deleting the words “or company secretary”.
44. Section 133 of the Principal Act is amended by deleting the words “and company secretaries” and “or company secretary”.
45. Section 136 of the Principal Act is amended by deleting the words “and company secretary’s” and “or company secretary” wherever appearing.
46. Section 137 of the Principal Act is amended as follows:
- (a) by deleting the words, “or company secretary” wherever appearing;
 - (b) in subsection (1)(a):
 - (i) by deleting “, a company secretary”; and
 - (ii) by deleting “the company secretary’s” and replacing it with “his”; and
 - (c) in subsection (1)(d) by deleting “, company secretary,” and “, company secretary’s”.
47. Section 138 of the Principal Act is amended by deleting the words, “or company secretary” and “, company secretary” wherever appearing.
48. Section 139 of the Principal Act is amended by deleting the words, “or company secretary”, “or company secretary’s and “company secretary,” wherever appearing.
49. Section 140 of the Principal Act is amended by deleting the words, “or company secretary” and “or company secretary’s” wherever appearing.
50. Section 142 of the Principal Act is amended as follows:
- (a) in paragraph (a) by inserting the word “or” after the semicolon;
 - (b) by repealing paragraph (b); and
 - (c) by renumbering the subsequent paragraph appropriately.

51. Section 143 of the Principal Act is amended as follows:
- (a) by deleting the words, “or company secretary”;
 - (b) in subsection (1) by deleting “(1)”; and
 - (c) by repealing subsection (2).
52. Section 144 of the Principal Act is amended by deleting the words, “or company secretary” and “, company secretary” wherever appearing.
53. Section 145 of the Principal Act is amended by deleting the words, “or company secretary” wherever appearing.
54. Section 147 of the Principal Act is amended by deleting the words, “and company secretaries” and “or company secretary” wherever appearing.
55. Section 148 of the Principal Act is amended by deleting the words, “and company secretaries”, “or company secretary” and “, company secretary” wherever appearing.
56. Section 158 of the Principal Act is amended by deleting the words, “or company secretary”.
57. Section 160 of the Principal Act is amended as follows:
- (a) by deleting the words, “, company secretary” and “or company secretary” wherever appearing; and
 - (b) in subsection (9) by repealing the definition of “company secretary”; and
58. The Principal Act is amended by repealing the words “Company Secretaries” immediately after section 160.
59. The Principal Act is amended by inserting a new section 160A as follows:
- “160A Company Secretary**
- (1) A company may have a secretary, who shall be appointed by the board of the company.
 - (2) Every secretary of a company shall be a natural person.
 - (3) Where the office of the secretary is vacant, or for any reason the secretary is not capable of acting, anything required or authorised to be done by or in relation to the secretary, may be done, by a person authorised generally or specifically for the purpose by the board of the company.
 - (4) A secretary of a company shall have only such rights, powers, and duties in relation to the company as are given to him by the constitution or board of the company.”
60. Sections 161, 162, 163, 164, 165, 166, 167, 168, 169, 170 and 171 of the Principal Act are repealed.

into or effected before or after the time at which the interim liquidator was appointed, that act or transaction users, in the absence of proof to the contrary, deemed to have been done or entered into or effected, as the case may be, after that time.”

96. Section 257(1)(b) of the Principal Act is amended by deleting the words, “and company secretaries”.
97. Section 259(2) of the Principal Act is amended by deleting the words, “, company secretary”.
98. Section 261(4)(a) of the Principal Act is amended, in the English version only, by deleting the words, “with the period” and replacing it with the words, “within the period”.
99. A new section 267A is inserted into the Principal Act as follows:

“267A Report by liquidator

- (1) A liquidator of a company who considers that an offence that is material to the liquidation has been committed by company or any director of the company against this Act shall report that fact to the Registrar.
- (2) A report made under subsection (1), and any communications between the liquidator and Registrar relating to that report, are protected by absolute privilege.”

100. A new section 269A is inserted in the Principal Act as follows:

“269A Assigning of right to sue

- (1) The liquidator may, if the Court has first approved it, assign any right to sue that is conferred on the liquidator by this Act.
- (2) The application or approval may be:
- (a) made by the liquidator or the person to whom it is proposed to assign the right to sue; and
- (b) opposed by a person who is a defendant to the liquidator’s action, if already begun, or a proposed defendant.”

101. Section 270 of the Principal Act is amended, as follows:

- (a) in subsection (1) by deleting the words, “, company secretary”;
- (b) in subsection (2):
- (i) by repealing paragraph (b); and
- (ii) by renumbering the remaining paragraphs appropriately:
- (c) by inserting a new subsection (3A) as follows:
- “(3A) Without limiting subsection (3)(a) of the section, a person may be required to attend on the liquidator under the subsection at a meeting of creditors of the company.”; and

- (ii) by deleting the words, “the last 10 completed accounting periods of the company” and replacing it with the words, “the last 7 completed accounting periods” wherever appearing; and
- (c) in subsection (2) by deleting the words, “to 10” and replacing it with the words “to 7” wherever appearing.

72. Section 199(3) of the Principal Act is amended by deleting the words, “or company secretary”.

73. Section 200 of the Principal Act is amended by deleting the words, “and company secretaries”, “or company secretary’s” and “or company secretary” wherever appearing.

AMENDMENTS TO PART XI OF THE PRINCIPAL ACT

74. Section 203(4) of the Principal Act is amended by deleting the words, “or company secretary”.

75. Section 204(3)(b) of the Principal Act is amended by deleting the words, “or company secretary”.

76. Section 205 of the Principal Act is amended as follows:

- (a) by repealing subsections (5), (6) and (7);
- (b) by renumbering subsection (8) as subsection (5); and
- (c) inserting new subsections (6) and (7) as follows:

“(6) An auditor may resign at any time by giving written notice to the board of the company, and the company shall, as soon as practicable, notify its shareholders of the auditor’s resignation.

- (7) If a company fails to comply with subsection (6), every director of the company commits an offence and is liable on conviction to the penalty set out in section 377(2)(i).”.

77. Section 208(2)(a) and (b) of the Principal Act is amended by deleting the words, “company secretary”.

78. Section 215 of the Principal Act is amended by deleting the words, “, company secretary” and “or company secretary” wherever appearing.

79. Section 216(2) of the Principal Act is amended by deleting the words, “or company secretary”.

AMENDMENTS TO PART XII OF THE PRINCIPAL ACT

80. Section 217(2) of the Principal Act is amended by deleting the words, “or company secretary”.

81. Section 218(3) of the Principal Act is amended by deleting the words, “or company secretary”.

82. Section 219(2) of the Principal Act is amended by deleting the words, “or company secretary”.

83. Section 220(1) of the Principal Act is amended as follows:

- (a) by repealing paragraphs (g) and (k);
- (b) by renumbering the subsequent paragraphs appropriately; and
- (c) deleting the words “or company secretaries” and “and one company secretary” wherever appearing.

84. Section 223 of the Principal Act is amended as follows:

- (a) by deleting subsection (3) and replacing it with the following:
 - “(3) The annual return shall be signed by hand or by electronic means by a director of the company or by a law practitioner or accountant authorised by the company for that purpose.”; and
- (b) deleting subsection (10) and replacing it with the following:
 - “(10) If the board of the company fails to comply with subsection (1) or subsection (2), during the month allocated, the Registrar by written notice shall require the company to comply within 6 months, failing which the company shall be removed from the register provided always that the Registrar may reinstate such company upon payment of the prescribed fee.”.

85. Section 224 of the Principal Act is amended by deleting the words, “and company secretaries” and “or company secretary”.

86. Section 225(2)(b) of the Principal Act is amended by deleting the words, “or company secretary”.

87. Section 227(2)(b) of the Principal Act is amended by deleting the words, “or company secretary”.

AMENDMENTS TO PART XIII OF THE PRINCIPAL ACT

88. Section 229(1) of the Principal Act is amended as follows:

- (a) by repealing paragraph (d);
- (b) by renumbering the subsequent paragraphs appropriately; and
- (b) by deleting the words, “or company secretary”.

89. Section 230(3)(f) of the Principal Act is amended by deleting the words, “and company secretaries”.

90. Section 232(f) of the Principal Act is amended by deleting the words, “or company secretary” wherever appearing.

AMENDMENT TO PART XIV OF THE PRINCIPAL ACT

91. Section 238(2)(b)(v) of the Principal Act is amended by deleting the words, “or company secretary”.

AMENDMENTS TO PART XV OF THE PRINCIPAL ACT

92. Section 245(5) of the Principal Act is amended by deleting the words, “or company secretary”.

93. Section 246(3) of the Principal Act is amended by deleting the words, “or company secretary”.

AMENDMENTS TO PART XVI OF THE PRINCIPAL ACT

94. Section 250 of the Principal Act is amended as follows:

- (a) in subsection (2)(c) by deleting the words, “, company secretary”.
- (b) by inserting new subsections (6), (7) and (8) as follows:

“(6) This subsection applies if an application has been filed for the appointment of a liquidator of a company by the court under section 250(2)(c).

(a) A liquidator of the company may only be appointed under section 250(2)(a) or (b) if the liquidator is appointed within 10 working days after service on the company of the application.

(b) If a liquidator is appointed under section 250(2)(a) or (b), the creditor who filed the application referred to in subsection (1) may apply to the Court under section 292 (5) for the review of his appointment as if the words “successor to a liquidator” in section 292(5) read “liquidator”.

(7) If a liquidator is appointed under section:

(a) 250(2)(a), the shareholders shall record in the special resolution appointing the liquidator the date on which, and the time at which, the special resolution was passed;

(b) 250(2)(b), the board of the company shall record in the instrument appointing the liquidator the date on which, and the time at which, the liquidator was appointed; or

(c) 250(2)(c), the court shall record in the order appointing the liquidator the date on which, and the time at which, the order was made.

(8) If any question arises as to whether on the date on which a liquidator was appointed an act was done or transaction was entered into or effected before or after the time at which the liquidator was appointed, that act or transaction is, in the absence of proof to the contrary, deemed to have been done or entered into or effected, as the case may be, after that time.”.

95. Section 255 of the Principal Act is amended by inserting new subsections (4), (5) and (6) as follows:

“(4) The appointment of an interim liquidator takes effect on the date on which, and at the time at which, the order of appointing that interim liquidator is made.

(5) The Court shall record in the order appointing the interim liquidator the date on which, and the time at which, the order was made.

(6) If any question arises as to whether on the date on which an interim liquidator was appointed an act was done or a transaction was entered

- 132.** Section 371(1) of the Principal Act is amended as follows:
- (a) in paragraph (a)(i) by deleting the words, “or company secretary”;
 - (b) in paragraph (a)(iii) by deleting the word “; and” and replacing it with the following:

“, the Registrar may request information from the company and its directors, including requesting copies of any relevant documents in possession or under control of the company or any of its directors; and”;
 - (c) in paragraph (b) by deleting the words, “if, in the Registrar’s opinion, it is in the public interest – do any of the following –” and replacing it with the words, “if, after acting pursuant to paragraph (a), the Registrar has reason to believe that a company or a director of a company is not in compliance with this Act, then the Registrar may seek a court order empowering him to do any of the following:”.

AMENDMENTS TO PART XXI OF THE PRINCIPAL ACT

- 133.** Section 377 of the Principal Act is amended as follows:
- (a) by deleting the words “and company secretaries”, “and company secretaries” and “or company secretary”; and
 - (b) in subsection (2);
 - (i) by deleting paragraph (i) and inserting a new paragraph (i) as follows:

“(i) section 205(7)(a) and (9) which relate to the appointment and resignation of an auditor;”;
 - (ii) by inserting a new paragraph (ra) as follows:

“(ra) section 270(6A) (which relates to persons required to attend on the liquidator at a meeting of creditors);”.
- 134.** Section 378 of the Principal Act is amended as follows:
- (a) by deleting the words “or company secretaries”, “or company secretary”; and
 - (b) by repealing subsection (2)(l).
- 135.** Section 380 of the Principal Act is amended by deleting the words, “or company secretary” wherever appearing.
- 136.** Section 381 of the Principal Act is amended by deleting the words, “, company secretary” wherever appearing.
- 137.** Section 382 of the Principal Act is amended by deleting the words, “company secretary,”.
- 138.** Section 383 of the Principal Act is amended by deleting the words, “company secretary,”.

- (d) by inserting a new subsection (6A) as follows:

“(6A) A person who fails to comply with a notice given under the section commits an offence and is liable on conviction to the penalty set out in section 377(2).”.
- 102.** Section 283(1) of the Principal Act is amended by deleting the words, “, company secretary”.
- 103.** Section 289(1) of the Principal Act is amended by deleting the words, “, company secretary” and “or company secretary”.
- 104.** Section 292 of the Principal Act is amended by deleting the words, “, company secretary” wherever appearing.
- 105.** Section 293(1) of the Principal Act is amended by deleting the words, “or company secretary”.
- 106.** Section 295(1)(d) of the Principal Act is amended by deleting the words, “or company secretary”.
- 107.** Section 307 of the Principal Act is amended by deleting the words, “, company secretaries” and “or company secretary” wherever appearing.
- 108.** Section 308 of the Principal Act is amended by deleting the words, “or company secretary” wherever appearing.
- 109.** Section 309 of the Principal Act is amended by deleting the words, “directors, former directors, company secretaries and former company secretaries of the company” and replacing it with the words, “directors or former directors of the company”.
- 110.** Section 310 of the Principal Act is amended by deleting the words “company secretary,” wherever appearing.
- 111.** Section 319(5) of the Principal Act is amended by deleting the words “or company secretary”.
- 112.** Section 324(1)(c) of the Principal Act is amended by deleting the words, “, company secretaries”.

AMENDMENTS TO PART XVII OF THE PRINCIPAL ACT

- 113.** Section 326 of the Principal Act is amended by deleting the word “signed” and replacing it with the words, “is filed”.
- 114.** Sections 327 of the Principal Act is amended as follows:
- (a) in subsection (1)(b):
 - (i) by deleting sub-paragraph (ii) and inserting the following:

“(ii) the company has failed to file its annual return within a period of six months after the annual return is due.”;
 - (ii) by repealing sub-paragraphs (iii) and (iv); and

- (b) (i) by repealing sub-section (4); and
 - (ii) by renumbering the subsequent subsection appropriately.
- 115.** Section 328 of the Principal Act is repealed.
- 116.** Section 335 of the Principal Act is amended by deleting the words, “company secretaries,” and “, company secretary”.
- 117.** Section 336 of the Principal Act is repealed.
- 118.** Section 337(2)(a) of the Principal Act is amended by deleting the words, “or company secretary,”.
- 119.** Section 338(2)(a)(i) of the Principal Act is amended by deleting the words, “or company secretary”.
- 120.** Section 339 of the Principal Act is amended as follows:
- (a) in subsection (1), by deleting the word “signed” and replacing it with the words “is filed”; and
 - (b) by inserting a new subsection (1A) as follows:

“(1A) If a company has been removed from the register pursuant to section 327(1)(b) then, before the company can be restored to the register, the company shall file with the Registrar all past due company returns and pay all outstanding fees and penalties.”.

AMENDMENTS TO PART XVIII OF THE PRINCIPAL ACT

- 121.** Section 342(5)(b) of the Principal Act is amended by deleting the words, “or company secretary”.
- 122.** Section 343(6)(b) of the Principal Act is amended by deleting the words, “or company secretary”.
- 123.** Section 345(2) of the Principal Act is amended by:
- (a) deleting the words, “and company secretaries” from paragraph (b); and
 - (b) paragraph (d) is deleted and replaced with:

“(d) have attached evidence of incorporation of the overseas company including proof of good standing of incorporation which shall not be more than 30 days older than the date of filing of the application for the registration under this Act;”.
- 124.** Section 346 of the Principal Act is amended by deleting the words “overseas register” and replacing it with the words “Tongan register” wherever appearing.
- 125.** Section 348 of the Principal Act is amended by deleting the words, “or company secretaries” and “or company secretary”.

- 126.** Section 349 of the Principal Act is amended as follows by deleting subsection (6) and inserting new subsections (6) and 7 as follows:
- “(6) If an overseas company fails to comply with the provisions of subsection (1) hereof within a period of six months from the date allocated, the Registrar shall remove the company from the register.”
 - “(7) If a company has been removed from the register pursuant to section 349(6), then before the overseas company can be restored to the Tongan register, the company shall file with the Registrar all past due annual returns and pay all outstanding fees and penalties.”.
- 127.** Section 352(2) of the Principal Act is amended by deleting the words, “or company secretaries” and “or company secretary”.

AMENDMENTS TO PART XX OF THE PRINCIPAL ACT

- 128.** Section 367 of the Principal Act is amended as follows:
- (a) by deleting subsection (1) and inserting a new subsection (1) as follows:

“(1) The Registrar shall ensure that a register of companies registered under Parts II, XVIII, and XIX or re-registered under this Act in accordance with the Tenth Schedule, as the case may be is kept in Tonga or in such places as the Registrar determines.”;
 - (b) (i) by repealing subsection (3); and
 - (ii) renumbering the subsequent subsection appropriately; and
 - (c) in the new subsection (3) by deleting the words “and the overseas register”.
- 129.** Section 368 of the Principal Act is amended as follows:
- (a) in subsection (1)(a) by deleting the words “or the overseas register, as the case may be”; and
 - (b) by deleting the words “or the overseas register” wherever appearing.
- 130.** Section 368A of the Principal Act is repealed.
- 131.** Section 369 of the Principal Act is amended as follows:
- (a) in subsection (1) by deleting the words “or overseas register”;
 - (b) by deleting the words “or the overseas register” wherever appearing; and
 - (c) at the end of subsection 2(e):
 - (i) in the English version only, by deleting the colon and replacing it with a full stop; and
 - (ii) repealing the proviso.

**AMENDMENTS TO THE FOURTH SCHEDULE
OF THE PRINCIPAL ACT**

176. Clause 7 of the Fourth Schedule of the Principal Act is amended by deleting subclause (3) and replacing it with the following:

“(3) If no person has been authorised to receive and count postal votes and if the company is in liquidation, the liquidator, is deemed to be so authorised.”.

AMENDMENTS TO SIXTH SCHEDULE OF THE PRINCIPAL ACT

177. The Sixth Schedule of the Principal Act is amended as follows:

(a) by deleting clause 8 and inserting the following:

“8. The claims listed in each of clauses 2, 3, 4, and 5 rank equally among themselves and shall be paid in full, unless the assets are insufficient to meet them, in which case they abate in equal proportions.”; and

(b) (i) by repealing clause 9; and

(ii) by renumbering the subsequent clauses appropriately.

**AMENDMENTS TO SEVENTH SCHEDULE
OF THE PRINCIPAL ACT**

178. Clause 6 of the Seventh Schedule of the Principal Act is amended by deleting the words, “or company secretary”.

AMENDMENTS TO EIGHTH SCHEDULE OF THE PRINCIPAL ACT

179. Clause 1 of the Eighth Schedule of the Principal Act is amended by deleting the words, “or company secretaries” and “and company secretaries”.

AMENDMENTS TO NINTH SCHEDULE OF THE PRINCIPAL ACT

180. Clause 2 of the Ninth Schedule of the Principal Act is amended by deleting the words, “and one company secretary”;

181. Clause 4(1)(b) of the Ninth Schedule of the Principal Act is amended by deleting the words, “and one company secretary”.

182. Clause 8 of the Ninth Schedule of the Principal Act is amended by deleting the words, “and company secretaries” and “or company secretary” wherever appearing.

183. Clause 9 of the Ninth Schedule of the Principal Act is amended by deleting the words, “and company secretaries” and “or company secretary”.

184. Clause 10 of the Ninth Schedule of the Principal Act is amended by deleting the words, “or company secretary” wherever appearing.

AMENDMENTS TO TENTH SCHEDULE OF THE PRINCIPAL ACT

185. The Principal Act is amended by repealing the Tenth Schedule and inserting the following new clauses:

139. Section 384 of the Principal Act is amended by deleting the words, “or company secretary”.

140. Section 386 of the Principal Act is amended by deleting the words, “or company secretary”.

141. Section 387 of the Principal Act is amended as follows:

(a) by deleting the words, “and company secretaries” and “or company secretary” wherever appearing; and

(b) in subsection (1):

(i) by repealing paragraph (b); and

(ii) renumbering the subsequent paragraphs appropriately.

142. Section 388 of the Principal Act is amended by deleting the words, “or company secretary”.

143. Section 389 of the Principal Act is amended as follows:

(a) by deleting the words, “or company secretary” wherever appearing;

(b) by subsection (4):

(i) by repealing paragraph (a); and

(ii) by deleting “– (b)”;

(c) in subsection (6) by deleting the words, “director, promoter” and replacing it with the words, “director or promoter”.

AMENDMENTS TO PART XXII OF THE PRINCIPAL ACT

144. Section 391(1)(a) of the Principal Act is amended by deleting the words, “or company secretary”.

145. Section 393(1)(a) of the Principal Act is amended by deleting the words, “or company secretary”.

AMENDMENTS TO FIRST SCHEDULE OF THE PRINCIPAL ACT

146. Clause 3 of the First Schedule of the Principal Act is amended by deleting the words “shareholders, directors and company secretary” and replacing it with the words “shareholders or directors”.

147. Clause 6(a)(i) of the First Schedule of the Principal Act is amended by deleting the words, “, company secretary”.

148. Clause 31 of the First Schedule of the Principal Act is amended by deleting the words, “and company secretaries” and “and company secretary”.

149. Clause 51(1) of the First Schedule of the Principal Act is amended by deleting the words, “, company secretary”.

150. Clause 56 of the First Schedule of the Principal Act is amended by repealing subclause (3).

- 151.** The heading, “Part V - Directors and Company Secretaries” in the First Schedule of the Principal Act, in the English version only, is amended by deleting the words “and Company Secretaries”.
- 152.** Clause 64 of the First Schedule of the Principal Act is amended by repealing subclause (2) and inserting the following:
“(2) In this clause, the term “major transaction” in relation to the company has the meaning appearing in section 128 of the Act.”
- 153.** Clause 65(1) of the First Schedule of the Principal Act is amended by deleting the words, “, company secretary”.
- 154.** Clause 66 of the First Schedule of the Principal Act is amended by deleting the words, “and company secretaries” and “or company secretary” wherever appearing.
- 155.** Clause 67 of the First Schedule of the Principal Act is amended by deleting the words, “or company secretary”.
- 156.** Clause 68 of the First Schedule of the Principal Act is amended by deleting the words, “and company secretaries” and “or company secretary”.
- 157.** Clause 71 of the First Schedule of the Principal Act is amended by deleting the words, “and company secretary’s” and “or company secretary” wherever appearing.
- 158.** Clause 72 of the First Schedule of the Principal Act is amended as follows:
(a) in subsection (1)(a) by deleting the words “the company secretary’s” and replacing it with the word “his”; and
(b) by deleting the words, “or company secretary”, “, a company secretary”, “company secretary,” and “, company secretary’s” wherever appearing.
- 159.** Clause 73 of the First Schedule of the Principal Act is amended by deleting the words, “or company secretary” and “, company secretary” wherever appearing.
- 160.** Clause 74 of the First Schedule of the Principal Act is amended by deleting the words, “or company secretary”, “or company secretary’s” and “, company secretary” wherever appearing.
- 161.** Clause 75 of the First Schedule of the Principal Act is amended by deleting the words, “or company secretary”.
- 162.** Clause 76 of the First Schedule of the Principal Act is amended as follows:
(a) by deleting the words, “or company secretary”;
(b) repealing subclause (2); and
(c) by deleting “(1)”.

- 163.** Clause 77 of the First Schedule of the Principal Act is amended by deleting the words, “or company secretary” and “, company secretary” wherever appearing.
- 164.** Clause 78 of the First Schedule of the Principal Act is amended by deleting the words, “and company secretaries” and “or company secretary” .
- 165.** Clause 79 of the First Schedule of the Principal Act is amended by deleting the words, “and company secretaries”, “or company secretary” and “, company secretary”.
- 166.** Clause 87 of the First Schedule of the Principal Act is amended by deleting the words “or company secretary”.
- 167.** Clause 88 of the First Schedule of the Principal Act is amended by deleting the words, “or company secretary or former company secretary”.
- 168.** Clause 89 of the First Schedule of the Principal Act is amended by deleting the words, “, company secretary”.
- 169.** Clauses 90, 91, 92, 93, 94, 95, 96 and 97 of the First Schedule of the Principal Act are repealed.
- 170.** Clause 99 of the First Schedule of the Principal Act is amended by deleting the words, “or a company secretary”, “and company secretary” and “and company secretaries” wherever appearing.
- 171.** Clause 106 of the First Schedule of the Principal Act is amended by deleting the words, “and one or more company secretaries”.
- 172.** Clause 109 of the First Schedule of the Principal Act is amended by deleting the words, “or company secretary”.
- 173.** Clause 113 of the First Schedule of the Principal Act is amended by deleting the words, “, company secretary”.

AMENDMENTS TO THE THIRD SCHEDULE OF THE PRINCIPAL ACT

- 174.** Paragraph (g) of the Third Schedule of the Principal Act is amended by deleting the words, “and company secretaries”.
- 175.** The Third Schedule of the Principal Act is amended as follows:
(a) by repealing paragraph (i);
(b) by renumbering the subsequent paragraphs appropriately;
(c) at the end of paragraph (l), by deleting the full stop and replacing it with a semicolon; and
(c) inserted a new paragraph (m) as follows:
“(m) the Tax Identification Number of the company.”.

- “(1) Every existing company shall apply for re-registration under this Act no later than 6 months from the date of the commencement of this Act.
- (2) Any existing company that does not re-register under this Act pursuant to subsection (1) shall be removed from the register.
- (3) The re-registration of an existing company under this section does not:
- (i) create a new legal entity;
 - (ii) affect the property, rights, liabilities or obligations of the company; or
 - (iii) affect proceedings by or against the company.
- (4) An application for re-registration of an existing company shall be made to the Registrar in the prescribed form.
- (5) If the company does not appear on the existing register, the company shall provide evidence to the Registrar that the company is in existence in order to re-register. A certificate of incorporation previously issued by the Registrar shall serve as conclusive evidence of the existence of the company to be re-registered.
- (6) The application for re-registration of a company shall specify:
- (i) the existing name and registration number of the company;
 - (ii) whether the rules of the constitution differs from the standard constitution provided for in the First Schedule;
 - (iii) the full name, residential address, and postal address of every director of the company;
 - (iv) whether each person named as a director of the company has consented to act as a director of the company;
 - (v) the full name of every shareholder of the proposed company, and the number of shares issued to every shareholder;
 - (vi) the registered office of the proposed company; and
 - (vii) the postal address of the company, which may be the registered office or any other postal address.
- (7) An application for re-registration shall be accompanied by a copy of the constitution if it differs from the standard constitution provided for in the First Schedule.
- (8) As soon as the Registrar receives an application for re-registration that complies with subsection (6) the Registrar shall:
- (i) if the company is not entered on the register, enter it on the register; and

- (ii) issue a certificate of re-registration in respect of the company in the prescribed form.
- (9) A certificate of re-registration of a company issued under subsection (8)(ii) is conclusive evidence that all the requirements as to the re-registration have been satisfied.
- (10) For the purposes of this Schedule “company” includes overseas companies.

Passed by the Legislative Assembly on this 26th day of October, 2009.

20. ‘Oku fakatonutonu ‘a e kupu 62(4) ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “pea mo e sekelitali kautaha”.
21. ‘Oku fakatonutonu ‘a e kupu 65(9)(b) ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “mo e sekelitali kautaha”.
22. ‘Oku fakatonutonu ‘a e kupu 72(9)(b) ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “pea mo e sekelitali”.
23. ‘Oku fakatonutonu ‘a e kupu 79(9)(b) ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “mo e sekelitali kautaha”.
24. ‘Oku fakatonutonu ‘a e kupu 81(2)(b) ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “pea mo e sekelitali kautaha”.
25. ‘Oku fakatonutonu ‘a e kupu 84(5)(b) ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “mo e sekelitali kautaha”.
26. ‘Oku fakatonutonu ‘a e kupu 85(6)(b) ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “mo e sekelitali kautaha”.
27. ‘Oku fakatonutonu ‘a e kupu 87(4)(b) ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “mo e sekelitali kautaha”.
28. ‘Oku fakatonutonu ‘a e kupu 88(5)(b) ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “mo e sekelitali kautaha”.
29. ‘Oku fakatonutonu ‘a e kupu 90 ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e lea “mo e kau sekelitali kautaha”, “pea mo e sekelitali kautaha” mo e “pe ko ha sekelitali kautaha”.
30. ‘Oku fakatonutonu ‘a e kupu 91(2)(b) ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “pe ‘e he sekelitali kautaha”.
31. ‘Oku fakatonutonu ‘a e kupu 95(5)(b) ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “mo e sekelitali kautaha”.

NGAAHI FAKATONUTONU KI HE KONGA VII ‘O E TEFITO’I LAO

32. ‘Oku fakatonutonu ‘a e kupu 99 ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e kupu-si’i (5) pea fetongi ‘aki eni:
 “(5) Koe’uhi ko e ngaahi taumu’a ‘o e kupu ni ko e lea “kautaha” ‘oku kau atu ki ai ha kautaha fakatahataha’i ‘a ia ‘oku fakatahataha’i mai mo ha kautaha fakatahataha’i ‘e taha pe lahi ange ke hoko atu ko e kautaha ko ia.”
33. ‘Oku fakatonutonu ‘a e kupu 107(8) ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “pea mo e sekelitali kautaha”.
34. ‘Oku fakatonutonu ‘a e kupu 112(4)(b) ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e lea, “poate” pea fetongi ‘aki ‘a e lea, “Fakamaau’anga”.
35. ‘Oku fakatonutonu ‘a e kupu 113(1) ‘o e Tefito’i Lao ‘o anga pehe ni:
 - (a) ‘i he kupu si’i (1) ‘aki hono tamate’i ‘a e lea “poate” pea fetongi ‘aki ‘a e lea “Fakamaau’anga”; pea

Tonga.

Fika 4 ‘o e 2009



‘Oku ou loto ki ai,

GEORGE TUPOU V,

28 ‘o ‘Okatopa, 2009.

KO E LAO

LAO KE FAKATONUTONU ‘A E LAO KI HE NGAHI KAUTAHA 1995

[26 ‘o ‘Okatopa, 2009]

‘OKU TU‘UTU‘UNI ‘e he Tu’i mo e Fale Alea ‘o Tonga ‘i he Fakataha Alea ‘o e Pule’anga ‘o pehe:

1. (1) ‘E ui ‘a e Lao ni ko e Lao (Fakatonutonu) ki he Ngaahi Kautaha 2009.
- (2) ‘E ui ‘a e Lao ki he Ngaahi Kautaha 1995 ‘i hono fakatonutonu, ‘i he Lao ni ko e Tefito’i Lao.
- (3) ‘E kamata ngâue’aki ‘a e Lao ni ‘i ha ‘aho ‘e tu’utu’uni ‘e he ‘Ene ‘Afio ‘i he Fakataha Tokoni.
2. ‘Oku fakatonutonu ‘a e kupu 2 ‘o e Tefito’i Lao ‘o pehe ni:
 - (a) fakapekia ‘a e ‘uhinga’i lea ‘o e “lesisita muli”;
 - (b) fakapekia ‘a e ‘uhinga’i lea ‘o e “lesisita Tonga” pea fetongi ‘aki ‘eni: “lesisita Tonga” ‘oku ‘uhinga ki he lesisita ‘oku lekooti ai ‘a e ngaahi hingoa ‘o e ngaahi kautaha nofo Tonga mo e ngaahi kautaha nofo muli; mo e”; pea
 - (c) fakahû ‘a e lea “fakamo’oni hingoa” ‘i he feitu’u ‘oku totonu ke hâ ai ‘o pehe ni:
 “fakamo’oni hingoa” ‘oku ‘uhinga ki he hingoa ‘o ha taha kuo tohi ‘aki hono nima ‘i ha tohi, pe, kapau ko ha tohi ‘oku fakahû ki he lesisita, ‘i ha founga faka’ilekitulonika, ko e hingoa ‘o e taha ‘oku hâ ‘i he tohi ‘i ha founga ‘e tali ‘e he Failesisita;”.
3. ‘Oku fakatonutonu ‘a e kupu 13 ‘o e Tefito’i Lao ‘o pehe ni:

NGAAHI FAKATONUTONU KI HE KONGA II ‘O E TEFITO’I LAO

- (a) ‘i he palakalafi (d) ‘aki hono fakahu ‘a e fo’i lea “mo” hili ‘a e semikoloni;
- (b) ‘i he palakalafi (e) ‘aki hono tamate’i ‘a e semikoloni pea fetongi ‘aki ‘a e piliote; pea
- (c) ‘aki hono fakapekia ‘o e palakalafi (f) mo e (g).

4. ‘Oku fakatonutonu ‘a e kupu 16 ‘o e Tefito’i Lao ‘o pehe ni:

- (a) ‘i he kupu si’i (1)(f) ‘aki hono fakahu ‘a e fo’i lea “pea” hili ‘a e semikoloni;
- (b) ‘i he kupu si’i (1)(g) ‘aki hono tamate’i ‘a e lea “; mo”; pea fetongi ‘aki ‘a e ngaahi lea ko e “kapau ‘oku ‘ikai ke ngaue’aki ‘e he kautaha ‘a e Konistutone maheni ‘oku ha ‘i he Tepile ‘Uluaki.”;
- (c) ‘oku fakapekia ‘a e kupu si’i (1)(c), (d), (e) mo e (h) pea fakafika fo’ou ‘a e toenga ‘o e ngaahi palakalafi ki he’ enau hokohoko lelei; pea
- (d) ‘oku fakapekia ‘a e kupu si’i (2)(c) pea fakafika fo’ou ‘a e toenga ‘o e ngaahi palakalafi ki he’ enau hokohoko lelei.

5. ‘Oku fakahû ha kupu 16A fo’ou ‘i he Tefito’i Lao ‘o pehe ni:

“16A Fakamo’oni loto ki ai

Kuo pau ke tauhi ‘e he kautaha ‘i hono ‘ofisi kuo lesisita ha tohi fakamo’oni ‘oku loto ki ai ‘a e taha kotoa ‘oku fakahâ ko e talekita ‘o e kautaha ‘i he foomu kuo tu’utu’uni pea ke ‘oatu ‘a e ngaahi tohi fakamo’oni ko ia ki he Faillesisita ‘o e Ngaahi Kautaha ‘i ha taimi ‘e fiema’u ai ‘i he tohi.”

NGAAHI FAKATONUTONU KI HE KONGA III ‘O E TEFITO’I LAO

6. ‘Oku fakatonutonu ‘a e kupu 21(2) ‘o e Tefito’i Lao ‘o pehe ni:

- (a) ‘i he palakalafi (c) ‘aki hono tamate’i ‘a e ngaahi lea, “mo e kau sekelitali kautaha”; pea
- (b) ‘i he palakalafi (d) ‘aki hono tamate’i ‘a e ngaahi lea “pe kau sekelitali kautaha”.

7. ‘Oku fakatonutonu ‘a e kupu 22 ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “pe sekelitali kautaha”, “pe ko ha sekelitali kautaha” mo e “sekelitali kautaha,” ‘i ha feitu’u pe ‘oku hâ ai.

NGAAHI FAKATONUTONU KI HE KONGA IV ‘O E TEFITO’I LAO

8. ‘Oku fakatonutonu ‘a e kupu 27(1)(c) ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “pe ko ha sekelitali kautaha”.

9. ‘Oku fakatonutonu ‘a e kupu 29 ‘o e Tefito’i Lao ‘o anga pehe ni:

- (a) ‘i he kupu si’i (1) ‘aki hono tamate’i ‘a e kupu’i lea “ke fakapapau’i ‘e he kautaha ‘oku fakaha mahino ‘a hono hingoa” pea fetongi ‘aki ia ‘a e ngaahi lea, “ke fakapapau’i ‘e he kautaha ‘oku fakaha mahino ‘a hono hingoa mo e Fika Tukupau”
- (b) ‘i he kupu si’i (5)(b) ‘aki hono tamate’i ‘o e lea “mo e sekelitali kautaha”.

NGAAHI FAKATONUTONU KI HE KONGA V ‘O E TEFITO’I LAO

10. ‘Oku fakatonutonu ‘a e kupu 31 ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e lea, “, sekelitali kautaha”.

11. ‘Oku fakatonutonu ‘a e kupu 33 ‘o e Tefito’i Lao ‘o anga pehe ni:

- (a) ‘oku tamate’i ‘a e palakalafi (a) pea fetongi ‘aki ‘eni:

“(a) kapau ko ha kautaha ‘oku lesisita ‘i he Konga II, ko e konistutone maheni pe koe tohi ‘oku fakahû fakataha mo e tohi kole lesisita, ‘oku fakamo’oni’i ‘e ha taha kole lesisita, ko e konisitutone ia ‘o e kautaha;” pea

- (b) ‘i he palakalafi (b) ‘aki hono tamate’i ‘o e lea “pe ko e sekelitali kautaha”.

12. ‘Oku fakatonutonu ‘a e kupu 36(3) ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “pea mo e sekelitali kautaha”.

13. ‘Oku fakatonutonu ‘a e kupu 37(6) ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “mo e sekelitali kautaha”.

NGAAHI FAKATONUTONU KI HE KONGA VI ‘O E TEFITO’I LAO

14. ‘Oku fakatonutonu ‘a e kupu 40(1)(a)(i) ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e lea, “, sekelitali kautaha”.

15. ‘Oku fakatonutonu ‘a e kupu 47(2) ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “pea mo e sekelitali kautaha”.

16. ‘Oku fakatonutonu ‘a e kupu 48(6) ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea “pea mo e sekelitali kautaha”.

17. ‘Oku fakahû ‘a e kupu 50A fo’ou ki he Tefito’i Lao, hili ‘a e kupu 50, ‘o pehe ni:

“50A Totongi ki he tuku atu ‘o e ngaahi ‘inasi ‘i hono lesisita

‘E ‘ikai totongi pe ‘oatu ‘e ha taha ma’u ‘inasi ha totongi fekau’aki mo hono tuku atu ‘o ha ngaahi ‘inasi ‘i he kupu 45 tukukehe:

- (a) kapau ‘oku fakaha mahino ‘i he Konisitutone ‘o e kautaha ‘a e totongi ke totongi pe ‘oatu ki he ngaahi ‘inasi ko ia; pe

- (b) kapau ‘oku totonu ke totongi pe ‘oatu ‘e he taha ma’u ‘inasi ha totongi ki he ngaahi ‘inasi ko ia ‘o fakatatau ki ha aleapau kimu’ a hono lesisita ‘o e kautaha (‘o fakatatau ki he faka’uhinga ‘o e kupu 191) pe ha aleapau na’e kau atu ki ai hili hono lesisita ‘a e kautaha.”

18. ‘Oku fakatonutonu ‘a e kupu 51(9) ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea “mo e sekelitali kautaha”.

19. ‘Oku fakatonutonu ‘a e kupu 53(6) ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “pea mo e sekelitali kautaha”.

58. ‘Oku fakatonutonu ‘a e Tefito’i Lao ‘aki hono tamate’i ‘o e ngaahi lea, “Kau Sekelitali Kautaha” hili ‘a e kupu 160.
59. ‘Oku fakatonutonu ‘a e Tefito’i Lao ‘aki hono fakahu ha kupu 160 fo’ou ‘o pehe ni:
- “160A Sekelitali Kautaha**
- (1) ‘E ngofua ke ‘i ai ha sekelitali ‘o ha kautaha, ‘a ia kuo pau ke fakanofu ‘e he poate ‘o e kautaha.
- (2) Kuo pau ko e sekelitali ‘o e kautaha ko ha taha fakanatula.
- (3) Kapau ‘oku ‘ataa ‘a e lakanga ‘o e sekelitali, pe ‘i ha ‘uhinga pe ‘oku ‘ikai malava ke fakahoko ngaue ‘a e sekelitali, ko e me’a ‘oku fiema’u pe fakamafai’i ke fakahoko ‘e he pe felave’i mo e sekelitali, ‘e ngofua ke fakahoko, ‘e ha taha kuo fakamafai’i fakalukufua pe pau ‘e he poate ‘o e kautaha ki he taumu’a ko ia.
- (4) Kuo pau ko e ngaahi totonu, ngaahi mafai, mo e ngaahi fatongia pe ‘o e sekelitali ‘o e kautaha felave’i mo e kautaha ‘a ia ‘oku foaki ki ai ‘e he konisitutone pe poate ‘o e kautaha.”
60. ‘Oku fakapekia ‘a e kupu 161, 162, 163, 164, 165, 166, 167, 168, 169, 170 mo e 171 ‘o e Tefito’i Lao.

NGAAHI FAKATONUTONU KI HE KONGA IX ‘O E TEFITO’I LAO

61. ‘Oku fakatonutonu ‘a e kupu 173 ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “pe sekelitali kautaha” mo e “, sekelitali kautaha”.
62. ‘Oku fakatonutonu ‘a e kupu 176(c) ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “pe kau sekelitali kautaha”.
63. ‘Oku fakatonutonu ‘a e kupu 178 ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “pe moe kau sekelitali kautaha”, “pe sekelitali kautaha”, “pe ko e sekelitali kautaha” mo e “mo e kau sekelitali kautaha”.
64. ‘Oku fakatonutonu ‘a e kupu 179 ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “pe sekelitali kautaha” mo e “pe ‘e ha sekelitali kautaha” ‘i he feitu’u pe ‘oku ha ai.
65. ‘Oku fakatonutonu ‘a e kupu 182 ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “pe sekelitali kautaha”.
66. ‘Oku fakatonutonu ‘a e kupu 185(4) ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e lea, “pe sekelitali kautaha”.
67. ‘Oku fakatonutonu ‘a e kupu 186 ‘o e Tefito’i Lao ‘o anga pehe ni:
- (a) ‘i he kupu si’i (1) ‘aki hono tamate’i ‘a e kupu’i lea, “, poate ‘o ha kautaha pe ha sekelitali kautaha” pea fetongi ‘aki ia ‘a e “pe poate ‘o ha kautaha”; pea

(b) ‘i he kupu si’i (2) ‘aki hono tamate’i ‘a e lea, “‘i ha fakatonutonu” pea fetongi ‘aki ‘a e ngaahi lea, “‘e he Fakamaau’anga”.

36. ‘Oku fakatonutonu ‘a e kupu 122(7)(b) ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “mo e sekelitali”.

NGAAHI FAKATONUTONU KI HE KONGA VIII ‘O E TEFITO’I LAO

37. ‘Oku fakatonutonu ‘a e Tefito’i Lao ‘aki hono to’o ‘o e lea “mo e Kau Sekelitali ‘a e Kautaha,” mei he tefito’i hingoa ‘o e Konga VIII, hili ‘a e kupu 124.
38. ‘Oku fakatonutonu ‘a e kupu 125 ‘o e Tefito’i Lao ‘aki hono fakahu atu ‘o e kupu si’i (5) fo’ou ‘o anga pehe ni:
- “(5) ‘I he Lao ni, “talekita”, ‘i he’ene felave’i mo ha kautaha, ‘oku ‘ikai ke kau ai ha ‘ofisa tanaki.”
39. ‘Oku fakatonutonu ‘a e kupu 128 ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e kupu-si’i (2) mo e (3) pea fetongi ‘aki ‘eni:
- “(2) ‘I he kupu ni:
- “ngaahi koloa” ‘oku kau ki ai ha koloa, pe ‘oku lava ‘o fai ha ala ki ai pe ‘ikai lava ‘o fai ha ala ki ai; mo e
- “ngâue fakapa’anga lalahi”, ‘i he’ene felave’i mo ha kautaha, ‘oku ‘uhinga ia ki he:
- (a) fakatau mai, pe ko ha aleapau ke fakatau mai, pe ‘e makatu’unga ‘i he fakakakato ha me’a pe ‘ikai, ha ngaahi koloa ko hono mahu’inga ‘oku lahi hake ‘i he vaeua ‘o e mahu’inga ‘o e ngaahi koloa ‘o e kautaha kimu’a ‘i he fakatau;
- (b) tuku atu, pe ha aleapau ke tuku atu, pe makatu’unga ‘i he fakakakato ha me’a pe ‘ikai, ha ngaahi koloa ‘o e kautaha ‘oku lahi hake hono vaeua ‘i he mahu’inga ‘o e ngaahi koloa ‘o e kautaha kimu’a ‘a e tuku atu; pe
- (c) ngâue fakapa’anga kuo pe ngalingali ‘e hoko ai hono ma’u ‘e he kautaha ha ngaahi totonu pe ngaahi kaunga pe ngaahi fatongia pe ngaahi mo’ua, kau ki ai ‘a e ngaahi mo’ua makatu’unga ‘i ha hoko ha me’a, ko hono mahu’inga ‘oku lahi hake ‘i he vaeua ‘o e mahu’inga ‘o e ngaahi koloa ‘o e kautaha ki he ngaue fakapa’anga.
- (3) ‘Oku ‘ikai ha me’a ‘i he kupu si’i (2)(b) pe (c) ‘e ngâue’aki koe’uhi pç ko hono ‘oatu ‘e he kautaha, pe te ne kau ki ha aleapau ke ‘oatu, ha totonu kuo malu’i ‘aki ha ngaahi koloa ‘a e kautaha, ko hono mahu’inga ‘oku lahi hake ‘i he vaeua ‘o e mahu’inga ‘o e ngaahi koloa ‘o e kautaha, ko e fakataumu’a ke malu’i ‘aki ‘a hono totongi fakafoki ‘o ha pa’anga pe fakahoko ha fatongia.
- (4) ‘I hono fakamahu’inga ‘i ‘a e mahu’inga ‘o ha mo’ua makatu’unga ‘i ha hoko ha me’a koe’uhi ko e ngaahi taumu’a ‘o e kupu si’i (2)(c), ko e kau talekita:

- (a) kuo pau kenau vakai ki he ngaahi me’a kotoa ‘oku nau ‘ilo, pe totonu kenau ‘ilo, ‘oku uesia, malava ke ne uesia, ‘a e mahu’inga ‘o e mo’ua ‘e ala makatu’unga ‘i ha hoko ha me’a;
- (b) ‘e ngofua kenau fakafalala ki ha ngaahi ‘esitimeti ‘o e mo’ua makatu’unga ‘i ha hoko ha me’a ‘oku fakapotopoto mo e tukunga ‘o e ngaahi me’a ‘oku hoko; pea
- (c) ‘e ngofua kenau vakai ‘i:
- (i) ‘a e malava ke hoko ‘a e me’a ‘e hoko; mo
- (ii) ha ‘eke ‘oku ‘i ai ha totonu ‘a e kautaha ke fakahoko pea ‘oku ‘i ai ‘a e ‘amanaki ‘i ha ‘uhinga fakapotopoto ‘e ma’u ke holoki pe to ‘o ‘a e mo’ua makatu’unga ‘i ha hoko ha me’a.
- (5) ‘Oku ‘ikai ha me’a ‘i he kupu ni ‘e ngaue’aki ki ha ngāue fakapa’anga lalahi ‘oku kau ki ai ha ‘ofisa tanaki, kuo fakanofu ‘o fakatatau ki ha me’a ‘oku ne fokotu’u ha mo’ua ‘i he kotoa pe kongala ‘o e koloa ‘a e kautaha.”
40. ‘Oku fakatonutonu ‘a e kupu 129(1) ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e lea, “, sekelitali kautaha”.
41. ‘Oku fakatonutonu ‘a e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea “mo e Kau Sekelitali Kautaha” hili ‘a e kupu 129.
42. ‘Oku fakatonutonu ‘a e kupu 130 ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “mo e kau sekelitali”, “pe sekelitali kautaha”, “pe ko e sekelitali kautaha” mo e “pe ha sekelitali kautaha” ‘i ha feitu’u pe ‘oku hā ai.
43. ‘Oku fakatonutonu ‘a e kupu 132 ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea “pe ha sekelitali kautaha”.
44. ‘Oku fakatonutonu ‘a e kupu 133 ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “mo e kau sekelitali kautaha” mo e “pe sekelitali kautaha”.
45. ‘Oku fakatonutonu ‘a e kupu 136 ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “mo e sekelitali kautaha”, “pe ha sekelitali kautaha”, “mo ha sekelitali kautaha”, “pe sekelitali kautaha” mo e “pe ko e sekelitali kautaha” ‘i ha feitu’u pe ‘oku hā ai.
46. ‘Oku fakatonutonu ‘a e kupu 137 ‘o e Tefito’i Lao ‘o anga pehe ni:
- (a) ‘aki hono tamate’i ‘a e ngaahi lea “pe ko sekelitali kautaha”, mo e “pe ha sekelitali” ‘i ha feitu’u pe ‘oku hā ai.
- (b) ‘i he kupu si’i (1)(a):
- (i) ‘aki hono tamate’i ‘a e ngaahi lea “, ko ha sekelitali kautaha” ; pea
- (ii) ‘aki hono tamate’i ‘a e ngaahi lea “e he sekelitali kautaha”; pea
- (c) ‘i he kupu si’i (1)(d) ‘aki hono tamate’i ‘a e ngaahi lea “, sekelitali kautaha,” mo e “, sekelitali kautaha”

47. ‘Oku fakatonutonu ‘a e kupu 138 ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “pe ha sekelitali kautaha”, “pe ko e sekelitali kautaha”, “pe sekelitali kautaha” mo e “, sekelitali kautaha” ‘i ha feitu’u pe ‘oku hā ai.
48. ‘Oku fakatonutonu ‘a e kupu 139 ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “pe sekelitali kautaha”, “pe ko e sekelitali kautaha” “pe ha sekelitali kautaha” mo e “sekelitali kautaha,” ‘i ha feitu’u pe ‘oku hā ai.
49. ‘Oku fakatonutonu ‘a e kupu 140 ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “pe sekelitali kautaha” mo e “pe ko e sekelitali kautaha” ‘i ha feitu’u pe ‘oku hā ai.
50. ‘Oku fakatonutonu ‘a e kupu 142 ‘o e Tefito’i Lao ‘o pehe ni:
- (a) ‘i he palakalafi (a) ‘aki hono fakahu atu ‘o e lea “pe” hili ‘a e semikoloni;
- (b) ‘aki hono fakapekia ‘o e palakalafi (b); pea
- (c) ‘aki hono fakafika fo’ou ‘a e palakalafi ‘oku to e ‘i he’ene hokohoko lelei.
51. ‘Oku fakatonutonu ‘a e kupu 143 ‘o e Tefito’i Lao ‘o anga pehe ni:
- (a) ‘aki hono tamate’i ‘a e lea “pe sekelitali”;
- (b) ‘i he kupu si’i (1) ‘aki hono tamate’i ‘a e “(1)”; pea
- (c) ‘aki hono fakapekia ‘o e kupu si’i (2).
52. ‘Oku fakatonutonu ‘a e kupu 144 ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “pe sekelitali kautaha”, “, sekelitali kautaha” mo e “pe ko e sekelitali kautaha” ‘i ha feitu’u pe ‘oku hā ai.
53. ‘Oku fakatonutonu ‘a e kupu 145 ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “pe sekelitali kautaha”, “pe ko e sekelitali kautaha” mo e “pe ha sekelitali kautaha” ‘i ha feitu’u pe ‘oku hā ai.
54. ‘Oku fakatonutonu ‘a e kupu 147 ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “mo e kau sekelitali kautaha” mo e “pe sekelitali kautaha” ‘i ha feitu’u pe ‘oku hā ai.
55. ‘Oku fakatonutonu ‘a e kupu 148 ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “mo e kau sekelitali kautaha”, “pe sekelitali kautaha”, “, sekelitali kautaha”, “pe ko e sekelitali kautaha” ‘i ha feitu’u pe ‘oku hā ai.
56. ‘Oku fakatonutonu ‘a e kupu 158 ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “pe sekelitali kautaha”.
57. ‘Oku fakatonutonu ‘a e kupu 160 ‘o e Tefito’i Lao ‘o anga pehe ni:
- (a) ‘aki hono tamate’i ‘a e ngaahi lea “, sekelitali kautaha” mo e “pe ko ha sekelitali kautaha” ‘i ha feitu’u pe ‘e ha ai; pea
- (b) ‘i he kupu si’i (9) ‘aki hono fakapekia ‘o e ‘uhinga’i lea ‘o e “sekelitali kautaha”.

- “(6) ‘Oku ngâue’aki ‘a e kupu si’i ni kapau kuo faile ha kole ke fakanofo ha likuiteita ‘o e kautaha ‘e he fakamaau’anga ‘o fakatatau ki he kupu 250(2)(c).
- (a) ‘E ngofua ke toki fokotu’u ha likuiteita ‘o e kautaha ‘o fakatatau ki he kupu 250(2)(a) pe (b) kapau ‘oku fokotu’u ‘a e likuiteita ‘i loto ‘i he ‘aho ngaue ‘e 10 hili hono tufa ki he kautaha ‘a e kole.
- (b) Kapau ‘e fokotu’u ha likuiteita ‘o fakatatau ki he kupu 25(2)(a) pe (b), ‘e ngofua ki he kuletitoa na’ a ne faile ‘a e kole ‘oku lave ki ai ‘a e kupu si’i (1) ke kole ki he Fakamaau’anga ‘i he kupu 29 (5) ke vakai’i hono fakanofo ‘o hangç ko e ngaahi lea “ha taha kuo fokotu’u ke hoko atu ko ha likuiteita” ‘i he kupu 292(5) ‘oku ‘uhinga ki he “likuiteita”.
- (7) Kapau ‘e fokotu’u ha likuiteita ‘i he kupu:
- (a) 250(2)(a), kuo pau ke lekooti ‘e he kau ma’u ‘inasi ‘i he tu’utu’uni makehe ‘oku fakanofo ai ‘a e likuiteita, ‘a e ‘aho mo e taimi na’e tali ai ‘a e tu’utu’uni makehe;
- (b) 250(2)(b), kuo pau ke lekooti ‘e he poate ‘o e kautaha ‘i he tohi ‘oku ne fakanofo ‘a e likuiteita, ‘a e ‘aho mo e taimi na’e fokotu’u ai ‘a e likuiteita; pe
- (c) 250(2)(c), kuo pau ke lekooti ‘e he fakamaau’anga ‘i he tu’utu’uni ‘oku ne fakanofo ‘a e likuiteita, ‘a e ‘aho mo e taimi, na’e fakahoko ai ‘a e tu’utu’uni.
- (8) Ka ‘ohake ha fehu’i kau ki he ‘aho na’e fakanofo ai ha likuiteita, ko ha ngaue na’e fakahoko pe ha ngâue fakapa’anga na’e fakahoko pe fakakakato kimu’a pe hili ‘a e taimi na’e fakanofo ai ‘a e likuiteita, ko e ngaue pe ngaue fakapa’anga ko ia, ka ‘ikai ke ‘i ai ha fakamo’oni fakafepaki, ke pehe na’e fakahoko pe fakakakato, pe ko fç pe ‘a e me’a na’e hoko, hili ‘a e taimi ko ia.”.
- 95** ‘Oku fakatonutonu ‘a e kupu 255 ‘o e Tefito’i Lao ‘aki hono fakahu atu ‘o e kupu si’i (4), (5) mo e (6) fo’ou ‘o anga pehe ni:
- “(4) Ko hono fakanofo ‘o ha likuiteita fakataimi ‘e kamata hoko ia ‘i he ‘aho mo e taimi ‘e fakahoko ai ‘a e tu’utu’uni ke fokotu’u ‘a e likuiteita fakataimi.
- (5) Kuo pau ke lekooti ‘e he Fakamaau’anga ‘i he tu’utu’uni ‘oku fakanofo ai ‘a e likuiteita fakataimi ‘a e ‘aho mo e taimi na’e fakahoko ai ‘a e tu’utu’uni.
- (6) Ka ‘ohake ha fehu’i, pç, kau ki he ‘aho na’e fakanofo ai ha likuiteita fakataimi, ko ha ngaue na’e fakahoko pe ha ngaue fakapa’anga na’e fakahoko pe fakakakato kimu’a pe hili ‘a e taimi na’e fakanofo ai ‘a e likuiteita fakataimi, ko e ngaue pe ngaue fakapa’anga ko ia, ka ‘ikai ke ‘i ai ha fakamo’oni fakafepaki, ke pehe na’e fakahoko pe fakakakato, pe ko fç pe ‘a e me’a na’e hoko, hili ‘a e taimi ko ia.”.

- (b) tamate’i ‘a e ngaahi lea “, poate pe sekelitali kautaha” mo e “, poate pe ko ha sekelitali kautaha pea fetongi ‘aki ’a e ngaahi lea “pe poate” ‘i ha feitu’u pe ‘oku hâ ai.

68. ‘Oku fakatonutonu ‘a e kupu 187 ‘o e Tefito’i Lao ‘o anga pehe ni:

- (a) ‘i he palakalafi (a) ‘aki hono fakahu atu ‘a e fo’i lea “pe” hili ‘a e semikoloni;
- (b) ‘i he palakalafi (b) ‘aki hono tamate’i ‘a e semikoloni pea fetongi ‘aki ‘a e piliote; pea
- (c) ‘aki hono fakapekia ‘a e palakalafi (c).

NGAAHI FAKATONUTONU KI HE KONGA X ‘O E TEFITO’I LAO

69. ‘Oku fakatonutonu ‘a e kupu 189 ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “pea mo e tokotaha pe tokolahi ange ‘o e kau sekelitali kautaha” mo e “, sekelitali kautaha”.

70. ‘Oku fakatonutonu ‘a e kupu 197 ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “mo e sekelitali” mo e “pe sekelitali”.

71. ‘Oku fakatonutonu ‘a e kupu 198 ‘o e Tefito’i Lao ‘o anga pehe ni:

- (a) tamate’i ‘a e kupu’i lea “mo e kau sekelitali kautaha” mo e “pe sekelitali kautaha”;
- (b) ‘i he kupu si’i (1):
- (i) ‘aki hono tamate’i ‘a e ngaahi lea “‘a e ta’u ‘e 10 kuo toki ‘osi” pea fetongi ‘aki ia ‘a e ngaahi lea “‘a e ta’u ‘e 7 kuo toki ‘osi” ‘i ha feitu’u pe ‘e ha ai; pea
- (ii) tamate’i ‘a e ngaahi lea “ki he vaha’a taimi fakatauhitohi ‘e 10 ‘o e kautaha kuo toki ‘osi” pea fetongi ‘aki ‘a e ngaahi lea “ki he vaha’a taimi fakatauhitohi ‘e 7 kuo toki ‘osi” ‘i ha feitu’u pe ‘e ha ai; pea
- (c) ‘i he kupu si’i (2) ‘aki hono tamate’i ‘a e ngaahi lea “‘e 10” pea fetongi ‘aki ‘a e “‘e 7” ‘i ha feitu’u pe ‘e ha ai.

72. ‘Oku fakatonutonu ‘a e kupu 199(3) ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “mo e sekelitali kautaha”.

73. ‘Oku fakatonutonu ‘a e kupu 200 ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “mo e kau sekelitali kautaha”, “mo e sekelitali kautaha”, “pe ko e sekelitali kautaha” mo e “pe sekelitali kautaha” ‘i ha feitu’u pe ‘oku ha ‘i ai.

NGAAHI FAKATONUTONU KI HE KONGA XI ‘O E TEFITO’I LAO

74. ‘Oku fakatonutonu ‘a e kupu 203(4) ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “mo e sekelitali kautaha”.

75. ‘Oku fakatonutonu ‘a e kupu 204(3)(b) ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “mo e sekelitali kautaha”.
76. ‘Oku fakatonutonu ‘a e kupu 205 ‘o e Tefito’i Lao ‘o anga pehe ni:
- (a) ‘aki hono fakapekia ‘a e kupu si’i (5), (6) mo e (7);
 - (b) ‘aki hono fakafika fo’ou ‘a e kupu si’i (8) ke kupu si’i (5); pea
 - (c) fakahu atu ‘a e kupu si’i (6) mo e (7) fo’ou ‘o anga pehe ni:

“(6) ‘E ngofua ki ha ‘atita ke fakafisi ‘i ha taimi pꝑ ‘i hono ‘ave ha tohi fanongonongo ki he poate ‘o e kautaha, pea kuo pau ki he kautaha, ‘i he vave taha ‘e malava ke fakahoko ai, ke fakahā ki he kau ma’u ‘inasi ‘a e fakafisi ‘a e ‘ātita.
- (7) Kapau ‘e ‘ikai ke faipau ha kautaha ki he kupu si’i (6), ‘oku fakahoko ‘e he talekita kotoa ‘o e kautaha ‘a e hia pea ‘e ala mo’ua, ‘i ha’ane halai, ki he tautea ‘oku hā ‘i he kupu 377(2)(i).”.
77. ‘Oku fakatonutonu ‘a e kupu 208(2)(a) mo e (b) ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e lea, “, sekelitali kautaha”.
78. ‘Oku fakatonutonu ‘a e kupu 215 ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “, sekelitali kautaha” mo e “mo e sekelitali kautaha” ‘i ha feitu’u pe ‘oku hā ai.
79. ‘Oku fakatonutonu ‘a e kupu 216(2) ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “mo e sekelitali kautaha”.

NGAAHI FAKATONUTONU KI HE KONGA XII ‘O E TEFITO’I LAO

80. ‘Oku fakatonutonu ‘a e kupu 217(2) ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “mo e sekelitali kautaha”.
81. ‘Oku fakatonutonu ‘a e kupu 218(3) ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “mo e sekelitali kautaha”.
82. ‘Oku fakatonutonu ‘a e kupu 219(2) ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “mo e sekelitali kautaha”.
83. ‘Oku fakatonutonu ‘a e kupu 220(1) ‘o e Tefito’i Lao ‘o anga pehe ni:
- (a) ‘aki hono fakapekia ‘a e palakalafi (g) mo e (k);
 - (b) ‘aki hono fakafika fo’ou ‘a e toenga ‘o e ngaahi palakalafi ki he’ene hokohoko lelei; pea
 - (c) ‘aki hono tamate’i ‘a e kupu’i lea “pe kau sekelitali kautaha” mo e “pea mo e sekelitali kautaha ‘e toko taha” ‘i ha feitu’u pe ‘e ha ai.
84. ‘Oku fakatonutonu ‘a e kupu 223 ‘o e Tefito’u Lao ‘o anga pehe ni:
- (a) ‘aki hono tamate’i ‘a e kupu si’i (3) pea fetongi ‘aki eni:

“(3) “Ko e lipooti fakata’u kuo pau ke fakamo’oni hingoa ki ai ‘i he tohi nima pe ‘i ha founga faka’ilekitulonika ‘e ha talekita ‘o e kautaha pe ha fakafongoa lao pe taha tauhi tohi kuo fakamafai ‘e he kautaha ki he taumu’a ko ia.”; pea

- (b) tamate’i ‘a e kupu si’i (10) pea fetongi ‘aki eni:

“(10) Kapau ‘e ‘ikai ke faipau ‘a e poate ‘o e kautaha ki he kupu-si’i (1) pe kupu si’i (2), ‘i loto ‘i he mahina kuo vahe’i, kuo pau ki he Failesisita, ‘i he fanongonongo tohi, ke tu’utu’uni ki he kautaha ke faipau ‘i loto ‘i he mahina ‘e 6, ka ‘ikai kuo pau ke to’o ‘a e kautaha mei he lesisita ka ‘e malava ma’u pe ke fakafoki ‘e he Failesisita ‘a e kautaha ko ia ki he lesisita ‘i hono totongi ‘a e totongi kuo tu’utu’uni.”.

85. ‘Oku fakatonutonu ‘a e kupu 224 ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “mo e kau sekelitali kautaha” mo e “mo e sekelitali kautaha”.
86. ‘Oku fakatonutonu ‘a e kupu 225(2)(b) ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “mo e sekelitali kautaha”.
87. ‘Oku fakatonutonu ‘a e kupu 227(2)(b) ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “mo e sekelitali kautaha”.

NGAAHI FAKATONUTONU KI HE KONGA XIII ‘O E TEFITO’I LAO

88. ‘Oku fakatonutonu ‘a e kupu 229(1) ‘o e Tefito’i Lao ‘o anga pehe ni:
- (a) ‘aki hono fakapekia ‘a e palakalafi (d);
 - (b) ‘aki hono fakafika fo’ou ‘a e toenga ‘o e ngaahi palakalafi ‘i hono fakahokohoko totonu; pea
 - (c) tamate’i ‘a e kupu’i lea “pe sekelitali kautaha”.
89. ‘Oku fakatonutonu ‘a e kupu 230(3)(f) ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “pea mo e kau sekelitali kautaha”.
90. ‘Oku fakatonutonu ‘a e kupu 232(f) ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “pe sekelitali kautaha” ‘i ha feitu’u pe ‘e ha ai.

FAKATONUTONU KI HE KONGA XIV ‘O E TEFITO’I LAO

91. ‘Oku fakatonutonu ‘a e kupu 238(2)(b)(v) ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “pe sekelitali kautaha”.

NGAAHI FAKATONUTONU KI HE KONGA XV ‘O E TEFITO’I LAO

92. ‘Oku fakatonutonu ‘a e kupu 245(5) ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “pe sekelitali kautaha”.
93. ‘Oku fakatonutonu ‘a e kupu 246(3) ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “mo e sekelitali kautaha”.

NGAAHI FAKATONUTONU KI HE KONGA XVI ‘O E TEFITO’I LAO

94. ‘Oku fakatonutonu ‘a e kupu 250 ‘o e Tefito’i Lao ‘o anga pehe ni:
- (a) ‘i he kupu si’i (2)(c) ‘aki hono tamate’i ‘a e lea “, sekelitali kautaha”.
 - (b) ‘aki hono fakahu atu ‘a e kupu si’i (6), (7) mo e (8) ‘o anga pehe ni:

124. ‘Oku fakatonutonu ‘a e kupu 346 ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e lea, “lesisita muli” pea fetongi ‘aki ‘a e lea, “lesisita Tonga” ‘i ha feitu’u pe ‘e ha ai.
125. ‘Oku fakatonutonu ‘a e kupu 348 ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “pe kau sekelitali kautaha” mo e “mo e sekelitali kautaha”.
126. ‘Oku fakatonutonu ‘a e kupu 349 ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e kupu si’i (6) pea fakahu atu ‘a e kupu si’i (6) mo e (7) fo’ou ko ‘eni:
- “(6) Ka ‘i ai ha kautaha muli ‘oku ‘ikai ke faipau ki he ngaahi tu’utu’uni ‘o e kupu si’i (1) ‘o e kupu ni, ‘i loto ‘i he mahina ‘e ono mei he ‘aho kuo fokotu’u, kuo pau ke to’o ‘e he Failesisita ‘a e kautaha ko ia mei he lesisita.
- (7) Ka ‘i ai ha kautaha kuo to’o mei he lesisita fakatatau ki he kupu 349(6) pea, kimu’a pea toe fakafoki ‘a e kautaha muli ki he lesisita Tonga, kuo pau ki he kautaha ko ia ke ne fakahū ki he Failesisita ‘a e ngaahi fakamatala fakata’u kotoa ‘i he kuohili ‘oku te’eki ke fakahū pea totongi ‘a e ngaahi totongi mo e ngaahi tautea kotoa ‘oku te’eki ke totongi.”.
127. ‘Oku fakatonutonu ‘a e kupu 352(2) ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “pe kau sekelitali kautaha” mo e “pe ha sekelitali kautaha”.

NGAAHI FAKATONUTONU KI HE KONGA XX ‘O E TEFITO’I LAO

128. ‘Oku fakatonutonu ‘a e kupu 367 ‘o e Tefito’i Lao ‘o pehe ni:
- (a) ‘aki hono tamate’i ‘a e kupu si’i (1) pea fetongi ‘aki ‘a e kupu si’i (1) fo’ou ‘o pehe ni:
- “(1) Kuo pau ke fakapapau’i ‘e he Failesisita ‘oku tauhi ha lesisita ‘o e ngaahi kautaha kuo lesisita ‘o fakatatau ki he Konga II, XVIII, mo e XIX pe toe-lesisita ‘i he Lao ni ‘o fakatatau ki he Tepile Hongofulu, pe ko fe pe ‘a e me’a ‘oku hoko, ‘i Tonga ni pe ‘i ha ngaahi feitu’u ‘e toki tu’utu’uni ‘e he Failesisita.”;
- (b) (i) ‘aki hono fakapekia ‘a e kupu si’i (3); pea
(ii) ‘aki hono fakafika fo’ou ‘a e kupu ‘oku toe ki he’ene hokohoko lelei; pea
- (c) ‘i he kupu si’i (3) fo’ou ‘aki hono tamate’i ‘a e kupu’i lea “pea mo e lesisita muli”.
129. ‘Oku fakatonutonu ‘a e kupu 368 ‘o e Tefito’i Lao ‘o pehe ni:
- (a) ‘i he kupu si’i (1)(a) ‘aki ‘a e tamate’i ‘a e kupu’i lea “pe ko e lesisita muli, pe ko e ha pe”; pea
- (b) tamate’i ‘a e kupu’i lea “pe ko e lesisita muli” ‘i ha feitu’u pe ‘e ha ai.

96. ‘Oku fakatonutonu ‘a e kupu 257(1)(b) ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “mo e kau sekelitali kautaha”.
97. ‘Oku fakatonutonu ‘a e kupu 259 (2) ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e lea, “, sekelitali kautaha”.
98. ‘Oku fakatonutonu ‘a e kupu 261(4)(a) ‘o e Tefito’i Lao, ‘i he hiki faka-Pilitania pe, ‘aki hono tamate’i ‘a e ngaahi lea “with the period” pea fetongi ‘aki ‘a e ngaahi lea “within the period”.
99. ‘Oku fakahū ha kupu 267A fo’ou ki he Tefito’i Lao ‘o pehe ni:
- “267A Lipooti ‘a e likuiteita
- (1) Ko ha likuiteita ‘o ha kautaha ‘oku ne pehç na’e fakahoko ha hia ‘e ha kautaha pe ha talekita ‘o e kautaha, ‘oku kaunga tonu mo hono veteki ‘o e kautaha, ‘o maumau ai ‘a e Lao ni, kuo pau ke ne lipooti ia ki he Failesisita.
- (2) Ko ha lipooti kuo fakahoko fakatatau ki he kupu si’i (1), mo ha ngaahi fetu’utaki ‘i he vaha’a ‘o e likuiteita mo e Failesisita fekau’aki mo e lipooti ko ia, ‘oku malu’i ia ‘e he fetu’utaki matu’aki malu.”
100. ‘Oku fakahū ha kupu 269A fo’ou ‘i he Tefito’i Lao ‘o pehe ni:
- “269A Foaki ‘a e totonu ke faka’ilo
- (1) ‘E ngofua ki he likuiteita, kapau ‘e ‘uluaki fakangofua ‘e he Fakamaau’anga, ke ne foaki ki ha taha kehe ‘a e totonu ke faka’ilo ‘a ia ‘oku hilifaki ‘e he Lao ni ki he likuiteita.
- (2) ‘E ngofua ki he kole pe fakangofua ke:
- (a) fakahoko ‘e he likuiteita pe ko e taha kuo fokotu’u ke foaki ki ai ‘a e totonu ke faka’ilo; mo
- (b) fakafepaki ‘i ‘e ha taha ko ha faka’iloa ‘i he faka’ilo ‘a e likuiteita, kapau kuo kamata, pe ko ha taha ‘oku teu ke hoko ko ha faka’iloa.”
101. ‘Oku fakatonutonu ‘a e kupu 270 ‘o e Tefito’i Lao ‘o anga pehe ni:
- (a) ‘i he kupu si’i (1) ‘aki hono tamate’i ‘a e lea “, sekelitali kautaha”;
- (b) ‘i he kupu si’i (2):
- (i) ‘aki hono fakapekia ‘a e palakalafi (b); pea
- (ii) ‘aki hono fakafika fo’ou ‘a e toenga ‘o e ngaahi palakalafi ki he’ene hokohoko lelei;
- (c) ‘aki hono fakahu atu ‘a kupu si’i (3A) fo’ou ‘o pehe ni:
- “(3A) ‘O ‘ikai fakangatanga ‘a e kupu si’i (3)(a) ‘o e kupu ni, ‘e ngofua ke fekau ‘i ha taha ke ha ‘i mu’a ‘i he likuiteita, ‘i he kupu si’i, ‘i ha fakataha ‘a e kau kuletitoa ‘o e kautaha.”; pea
- (d) ‘aki hono fakahu atu ‘a e kupu si’i (6A) ‘o pehe ni:

“(6A) Ko ha taha ‘oku ‘ikai ke faipau ki ha fanongonongo ‘oku ‘oatu ‘i he kupu ni ‘oku ne fakahoko ha hia pea ‘e ala mo ‘ua ‘i ha’ane halaia ki he tautea ‘oku hâ ‘i he kupu 377(2).”.

102. ‘Oku fakatonutonu ‘a e kupu 283(1) ‘o e Tefito ‘i Lao ‘aki hono tamate ‘i ‘a e lea, “, sekelitali kautaha”.
103. ‘Oku fakatonutonu ‘a e kupu 289(1) ‘o e Tefito ‘i Lao ‘aki hono tamate ‘i ‘a e lea, “, sekelitali kautaha” mo e “pe sekelitali kautaha”.
104. ‘Oku fakatonutonu ‘a e kupu 292 ‘o e Tefito ‘i Lao ‘aki hono tamate ‘i ‘a e lea, “sekelitali kautaha” ‘i ha feitu ‘u pe ‘oku hâ ai.
105. ‘Oku fakatonutonu ‘a e kupu 293(1) ‘o e Tefito ‘i Lao ‘aki hono tamate ‘i ‘a e ngaahi lea, “pe sekelitali kautaha”.
106. ‘Oku fakatonutonu ‘a e kupu 295(1)(d) ‘o e Tefito ‘i Lao ‘aki hono tamate ‘i ‘a e ngaahi lea, “pe sekelitali kautaha”.
107. ‘Oku fakatonutonu ‘a e kupu 307 ‘o e Tefito ‘i Lao ‘aki hono tamate ‘i ‘a e ngaahi lea, “kau sekelitali kautaha”, “pe sekelitali kautaha” mo e “pe sekelelitali kautaha” ‘i ha feitu ‘u pe ‘oku hâ ai.
108. ‘Oku fakatonutonu ‘a e kupu 308 ‘o e Tefito ‘i Lao ‘aki hono tamate ‘i ‘a e ngaahi lea, “pe sekelitali kautaha” ‘i ha feitu ‘u pe ‘oku hâ ai.
109. ‘Oku fakatonutonu ‘a e kupu 309 ‘o e Tefito ‘i Lao ‘aki hono tamate ‘i ‘a e ngaahi lea, “kau talekia, kau talekita atu kimu ‘a, kau sekelitali kautaha mo e kau sekelitaha kautaha atu ki mu ‘a” pea fetongi ‘aki ‘a e ngaahi lea, “kau talekita pe kau talekita kimu ‘a”.
110. ‘Oku fakatonutonu ‘a e kupu 310 ‘o e Tefito ‘i Lao ‘aki hono tamate ‘i ‘a e ngaahi lea, “sekelitali kautaha,” ‘i ha feitu ‘u pe ‘oku hâ ai.
111. ‘Oku fakatonutonu ‘a e kupu 319(5) ‘o e Tefito ‘i Lao ‘aki hono tamate ‘i ‘a e ngaahi lea “pe sekelitali kautaha”.
112. ‘Oku fakatonutonu ‘a e kupu 324(1)(c) ‘o e Tefito ‘i Lao ‘aki hono tamate ‘i ‘a e ngaahi lea, “, kau sekelitali kautaha”.

NGAAHI FAKATONUTONU KI HE KONGA XVII ‘O E TEFITO ‘I LAO

113. ‘Oku fakatonutonu ‘a e kupu 326 ‘o e Tefito ‘i Lao ‘aki hono tamate ‘i ‘a e lea, “fakamo ‘oni hingoa ai ‘a e” pea fetongi ‘aki ‘a e lea, “faile ‘e he”.
114. ‘Oku fakatonutonu ‘a e kupu 327 ‘o e Tefito ‘i Lao ‘o pehe ni:
- (a) ‘i he kupu si ‘i (1)(b):
- (i) ‘aki hono tamate ‘i ‘a e palakalafi (ii) pea fetongi ‘aki eni:
- “(ii) kautaha kuo ‘ikai ke ne faile ‘ene fakamatala fakata ‘u ‘i lotu ‘i he mahina ‘e ono mei he ‘aho na’ e totonu ke fakahu ai ‘a e fakamalata fakata ‘u.”; pea

- (ii) ‘aki hono fakapekia ‘a e palakalafi si ‘i (iii) mo e (iv); pea
- (b) (i) ‘aki hono fakapekia ‘a e kupu si ‘i (4); pea
- (ii) ‘aki hono fakafika fo ‘ou ‘a e kupu kimui ‘i he’ene hokohoko lelei.
115. ‘Oku fakapekia ‘a e kupu 328 ‘o e Tefito ‘i Lao.
116. ‘Oku fakatonutonu ‘a e kupu 335 ‘o e Tefito ‘i Lao ‘aki hono tamate ‘i ‘a e ngaahi lea, “kau sekelitali kautaha,” mo e “, sekelitali kautaha”.
117. ‘Oku fakapekia ‘a e kupu 336 ‘o e Tefito ‘i Lao.
118. ‘Oku fakatonutonu ‘a e kupu 337(2)(a) ‘o e Tefito ‘i Lao ‘aki hono tamate ‘i ‘a e ngaahi lea, “pe sekelitali kautaha”.
119. ‘Oku fakatonutonu ‘a e kupu 338(2)(a)(i) ‘o e Tefito ‘i Lao ‘aki hono tamate ‘i ‘a e ngaahi lea, “pe sekelitali kautaha”.
120. ‘Oku fakatonutonu ‘a e kupu 339 ‘o e Tefito ‘i Lao ‘o pehe ni:
- (a) ‘i he kupu si ‘i (1) ‘aki hono tamate ‘i ‘a e fo ‘i lea “fakamo ‘oni hingoa ai ‘a e” pea fetongi ‘aki ‘a e “faile ai ‘e he”; pea
- (b) ‘aki hono fakahû atu ha kupu si ‘i (1A) fo ‘ou ‘o pehe ni:
- “(1A) Ka ‘i ai ha kautaha kuo to ‘o mei he lesisita fakatautu ki he kupu 327(1)(b) pea, kimu ‘a pea toe fakafoki ‘a e kautaha ki he lesisita, kuo pau ke faile ‘e he kautaha ki he Failesisita ‘a e ngaahi fakamatala fakata ‘u kotoa ‘i he kuohili ‘oku te ‘eki ke fakahû pea totongi ‘a e ngaahi totongi mo e ngaahi tautea kotoa ‘oku te ‘eki ke totongi.”.

NGAAHI FAKATONUTONU KI HE KONGA XVIII ‘O E TEFITO ‘I LAO

121. ‘Oku fakatonutonu ‘a e kupu 342(5)(b) ‘o e Tefito ‘i Lao ‘aki hono tamate ‘i ‘a e ngaahi lea, “pe sekelitali kautaha”.
122. ‘Oku fakatonutonu ‘a e kupu 343(6)(b) ‘o e Tefito ‘i Lao ‘aki hono tamate ‘i ‘a e ngaahi lea, “pea mo e sekelitali kautaha”.
123. ‘Oku fakatonutonu ‘a e kupu 345 (2) ‘o e Tefito ‘i Lao ‘aki hono:
- (a) tamate ‘i ‘a e kupu ‘i lea “pea mo e kau sekelitali kautaha” mei he palakalafi (b); pea
- (b) tamate ‘i ‘a e palakalafi (d) pea fetongi ‘aki ‘eni:
- “(d) ‘osi fakapipiki ki ai ‘a e tatau fakamo ‘oni ‘o e lesisita ‘o e kautaha muli kau ki ai mo e fakamo ‘oni ‘i ‘oku ‘i he tu’unga lelei ‘a hono lesisita ‘o e kautaha ‘a ia ‘e ‘ikai ke to e motu ‘a ange ‘i he ‘aho ‘e 30 mei he ‘aho na’ e faile ai ‘a e tohi kole lesisita ‘i he Lao ni;”.

- 158.** ‘Oku fakatonutonu ‘a e kupu 72 ‘o e Tepile ‘Uluaki ‘o e Tefito‘i Lao:
- ‘i he kupu si‘i (1)(a) ‘aki hono tamate‘i ‘a e ngaahi lea “he tu‘unga fakapalofesinale mo e mataotao ‘o e sekelitali kautaha” pea fetongi ‘aki ‘a e “hono poto fakapalofesinale mo mataotao”; pea
 - tamate‘i ‘a e ngaahi lea “pe sekelitali kautaha”, “ko ha sekelitali kautaha”, “pea mo e sekelitali kautaha”, “pea ko e sekelitali kautaha”, “sekelitali kautaha” mo e “pe ko e sekelitali kautaha” ‘i ha feitu‘u pe ‘e ha ai.
- 159.** ‘Oku fakatonutonu ‘a e kupu 73 ‘o e Tepile ‘Uluaki ‘o e Tefito‘i Lao ‘aki hono tamate‘i ‘a e ngaahi lea, “pe sekelitali kautaha”, “pe ko e sekelitali kautaha” mo e “sekelitali kautaha” ‘i ha feitu‘u pe ‘e ha ai.
- 160.** ‘Oku fakatonutonu ‘a e kupu 74 ‘o e Tepile ‘Uluaki ‘o e Tefito‘i Lao ‘aki hono tamate‘i ‘a e ngaahi lea, “pe sekelitali kautaha”, “pe ko e sekelitali kautaha” mo e “sekelitali kautaha” ‘i ha feitu‘u pe ‘oku ha ‘i ai.
- 161.** ‘Oku fakatonutonu ‘a e kupu 75 ‘o e Tepile ‘Uluaki ‘o e Tefito‘i Lao ‘aki hono tamate‘i ‘a e ngaahi lea, “pe sekelitali kautaha”.
- 162.** ‘Oku fakatonutonu ‘a e kupu 76 ‘o e Tepile ‘Uluaki ‘o e Tefito‘i Lao ‘o pehe ni:
- ‘aki hono tamate‘i ‘o e ngaahi lea “pe sekelitali kautaha”;
 - ‘aki hono fakapekia ‘a e kupu si‘i (2); pea
 - ‘aki hono tamate‘i ‘o e “(1)”.
- 163.** ‘Oku fakatonutonu ‘a e kupu 77 ‘o e Tepile ‘Uluaki ‘o e Tefito‘i Lao ‘aki hono tamate‘i ‘a e ngaahi lea, “pe sekelitali kautaha” mo e “sekelitali kautaha”.
- 164.** ‘Oku fakatonutonu ‘a e kupu 78 ‘o e Tepile ‘Uluaki ‘o e Tefito‘i Lao ‘aki hono tamate‘i ‘a e ngaahi lea, “mo e kau sekelitali kautaha” mo e “pe sekelitali kautaha”.
- 165.** ‘Oku fakatonutonu ‘a e kupu 79 ‘o e Tepile ‘Uluaki ‘o e Tefito‘i Lao ‘aki hono tamate‘i ‘a e ngaahi lea, “pe sekelitali kautaha”, “sekelitali kautaha” mo e “mo e kau sekelitali kautaha”.
- 166.** ‘Oku fakatonutonu ‘a e kupu 87 ‘o e Tepile ‘Uluaki ‘o e Tefito‘i Lao ‘aki hono tamate‘i ‘a e ngaahi lea, “pe sekelitali kautaha”.
- 167.** ‘Oku fakatonutonu ‘a e kupu 88 ‘o e Tepile ‘Uluaki ‘o e Tefito‘i Lao ‘aki hono tamate‘i ‘a e ngaahi lea, “pe sekelitali kautaha pe ko ha sekelitali kautaha atu kimu‘a”.
- 168.** ‘Oku fakatonutonu ‘a e kupu 89 ‘o e Tepile ‘Uluaki ‘o e Tefito‘i Lao ‘aki hono tamate‘i ‘a e lea, “sekelitali kautaha”.
- 169.** ‘Oku fakapekia ‘a e kupu 90, 91, 92, 93, 94, 95, 96 mo e 97 ‘o e Tepile ‘Uluaki ‘o e Tefito‘i Lao.
- 170.** ‘Oku fakatonutonu ‘a e kupu 99 ‘o e Tepile ‘Uluaki ‘o e Tefito‘i Lao ‘aki hono tamate‘i ‘a e ngaahi lea, “pe sekelitali kautaha”, “pea mo e sekelitali kautaha” mo e “mo e kau sekelitali kautaha” ‘i ha feitu‘u pe ‘oku hâ ai.

- 130.** ‘Oku fakapekia ‘a e kupu 368A ‘o e Tefito‘i Lao.
- 131.** ‘Oku fakatonutonu ‘a e kupu 369 ‘o e Tefito‘i Lao ‘o pehe ni:
- ‘i he kupu si‘i (1) ‘aki hono tamate‘i ‘a e lea “pe ko e lesisita muli”;
 - ‘aki hono tamate‘i ‘a e lea “pe ko e lesisita muli” ‘i ha feitu‘u pe ‘e ha ai; pea
 - ‘i he ngata‘anga ‘o e kupu si‘i (2)(e):
 - ‘i he hiki faka-Pilitania pe, ‘aki hono tamate‘i ‘a e colon pea fetongi ‘aki ‘a e full stop; pea
 - fakapekia ‘a e polovaisoa.
- 132.** ‘Oku fakatonutonu ‘a e kupu 371(1) ‘o e Tefito‘i Lao ‘o pehe ni:
- ‘i he palakalafi (a)(i) ‘aki hono tamate‘i ‘a e lea “pe sekelitali kautaha”;
 - ‘i he palakalafi (a)(iii) ‘aki hono tamate‘i ‘a e lea “; pea” pea fetongi ‘aki eni:

“;e ngofua ke fiema‘u ‘e he Failesisita ha fakamatala mei he kautaha mo hono kau talekita, kau ai ‘a e kole ha ngaahi tatau ‘o ha ngaahi tohi ‘oku felâve‘i, ‘oku tauhi pe pule‘i ‘e he kautaha pe ha taha ‘o ‘ene kau talekita”; pea
 - ‘i he palakalafi (b) ‘aki hono tamate‘i ‘a e ngaahi lea “kapau, ‘oku pehç ‘e he fakakaukau ‘a e Failesisita ‘e kau lelei ia ki he kakai ke fai ha taha ‘o e ngaahi me‘a ni;” pea fetongi ‘aki ‘a e ngaahi lea, “kapau, hili hono fakahoko fakatatau ki he palakalafi (a), ‘oku ‘i ai ha ‘uhinga ‘e tui ai ‘a e Failesisita ‘oku ‘ikai ke faipau ha kautaha pe ha talekita ‘o ha kautaha ki he Lao ni, pea ‘e ngofua ki he Failesisita ke ne kole ha tu‘utu‘uni fakamaau‘anga ke fakamafai‘i ia kene fakahoko ha taha ‘o e ngaahi me‘a ni:”.
- NGAAHI FAKATONUTONU KI HE KONGA XXI ‘O E TEFITO‘I LAO**
- 133.** ‘Oku fakatonutonu ‘a e kupu 377 ‘o e Tefito‘i Lao ‘o anga pehe ni:
- ‘aki hono tamate‘i ‘a e ngaahi lea “pe kau sekelitali kautaha”, “mo e kau sekelitali kautaha” mo e “pe sekelitali kautaha”; pea
 - ‘i he kupu si‘i (2):
 - tamate‘i ‘a e palakalafi (i) pea fetongi ‘aki ‘a e palakalafi (i) fo‘ou ni:

“(i) kupu 205(7)(a) mo e (9) ‘a ia ‘oku felave‘i mo e fokotu‘u mo e fakafisi ‘o ha ‘atita;” pea
 - fakahu ‘a e palakalafi (ra) fo‘ou ‘o pehe ni:

“(ra) kupu 270(6A) (‘oku felave’i mo e ni’ihi ‘oku fiema’u kenau ha’u ki he likuiteita ‘i ha fakataha ‘a e kau kuletitoa);”.

134. ‘Oku fakatonutonu ‘a e kupu 378 ‘o e Tefito’i Lao ‘o pehe ni:
- (a) ‘aki hono tamate’i ‘a e ngaahi lea “pe kau sekelitali kautaha”, “pe ko ha sekelitali kautaha” mo e “pe ha sekelitali kautaha”; pea
- (b) fakapekia ‘a e kupu si’i (2)(1).
135. ‘Oku fakatonutonu ‘a e kupu 380 ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “pe sekelitali kautaha” ‘i ha feitu ‘u pe ‘oku hâ ai.
136. ‘Oku fakatonutonu ‘a e kupu 381 ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “, sekelitali kautaha” ‘i ha feitu ‘u pe ‘oku hâ ai.
137. ‘Oku fakatonutonu ‘a e kupu 382 ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e lea, “sekelitali kautaha.”.
138. ‘Oku fakatonutonu ‘a e kupu 383 ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ongo fo’i lea, “sekelitali kautaha.”.
139. ‘Oku fakatonutonu ‘a e kupu 384 ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “pe sekelitali kautaha”.
140. ‘Oku fakatonutonu ‘a e kupu 386 ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “pe sekelitali kautaha”.
141. ‘Oku fakatonutonu ‘a e kupu 387 ‘o e Tefito’i Lao ‘o pehe ni:
- (a) ‘aki hono tamate’i ‘a e ngaahi lea “pe kau sekelitali kautaha” mo e “pe sekelitali kautaha” ‘i he feitu’u pe ‘e ha ai; pea
- (b) ‘i he kupu si’i (1):
- (i) ‘aki hono fakapekia ‘a e palakalafi (b); pea
- (ii) fakafika fo’ou ‘a e toenga ‘o e ngaahi palakalafi ‘i he’ene hokohoko lelei.
142. ‘Oku fakatonutonu ‘a e kupu 388 ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “pe sekelitali kautaha”.
143. ‘Oku fakatonutonu ‘a e kupu 389 ‘o e Tefito’i Lao ‘o pehe ni:
- (a) ‘aki hono tamate’i ‘a e lea “pe sekelitali kautaha” ‘i ha feitu’u pe ‘e ha ai;
- (b) ‘i he kupu si’i (4):
- (i) ‘aki hono fakapekia ‘a e palakalafi (a); pea
- (ii) tamate’i ‘a e “- (b)”; pea
- (c) ‘i he kupu si’i (6) ‘aki hono tamate’i ‘a e ngaahi lea “talekita, tokotaha tu’uaki pea fetongi ‘aki ‘a e lea “talekita pe taha tu’uaki”.

NGAAHI FAKATONUTONU KI HE KONGA XXII ‘O E TEFITO’I LAO

144. ‘Oku fakatonutonu ‘a e kupu 391(1)(a) ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “pe sekelitali kautaha”.
145. ‘Oku fakatonutonu ‘a e kupu 393(1)(a) ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “pe sekelitali kautaha”.

NGAAHI FAKATONUTONU KI HE TEPILE ‘ULUAKI ‘O E TEFITO’I LAO

146. ‘Oku fakatonutonu ‘a e kupu 3 ‘o e Tepile ‘Uluaki ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea “kau ma’u ‘inasi, kau talekita pea mo e sekelitali kautaha” pea fetongi ‘aki ‘a e ngaahi lea “kau ma’u ‘inasi pe kau talekita”.
147. ‘Oku fakatonutonu ‘a e kupu 6(a)(i) ‘o e Tepile ‘Uluaki ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e lea, “, sekelitali kautaha”.
148. ‘Oku fakatonutonu ‘a e kupu 31 ‘o e Tepile ‘Uluaki ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “mo e kau sekelitali kautaha” mo e “mo e sekelitali kautaha”.
149. ‘Oku fakatonutonu ‘a e kupu 51(1) ‘o e Tepile ‘Uluaki ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea “, sekelitali kautaha”.
150. ‘Oku fakatonutonu ‘a e kupu 56 ‘o e Tepile ‘Uluaki ‘o e Tefito’i Lao ‘aki hono fakapekia ‘a e kupu si’i (3).
151. ‘Oku fakatonutonu ‘a e Tepile ‘Uluaki ‘o e Tefito’i Lao, ‘i he hiki faka-Pilitania pe, ‘aki hono tamate’i mei he tefito’i hingoa “Part V - Directors and Company Secretaries” ‘a e ngaahi lea “and Company Secretaries”.
152. ‘Oku fakatonutonu ‘a e kupu 64 ‘o e Tepile ‘Uluaki ‘o e Tefito’i Lao ‘aki hono fakapekia ‘a e kupu si’i (2) pea fetongi ‘aki eni:
- “(2) ‘I he kupu ni, ko e lea “ngaue fakapa’anga lalahi” ‘i he’ene felave’i mo e kautaha, ‘oku ‘uhinga tataou ia mo e ‘uhinga ‘oku hâ ‘i he kupu 128 ‘o e Lao.”
153. ‘Oku fakatonutonu ‘a e kupu 65(1) ‘o e Tepile ‘Uluaki ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e lea, “, sekelitali kautaha”.
154. ‘Oku fakatonutonu ‘a e kupu 66 ‘o e Tepile ‘Uluaki ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “mo e kau sekelitali kautaha”, “pe sekelitali kautaha” mo e “pe ko e sekelitali kautaha” ‘i ha feitu’u pe ‘oku hâ ai.
155. ‘Oku fakatonutonu ‘a e kupu 67 ‘o e Tepile ‘Uluaki ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “pe sekelitali kautaha”.
156. ‘Oku fakatonutonu ‘a e kupu 68 ‘o e Tepile ‘Uluaki ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “mo e kau sekelitali kautaha” mo e “pe sekelitali kautaha”.
157. ‘Oku fakatonutonu ‘a e kupu 71 ‘o e Tepile ‘Uluaki ‘o e Tefito’i Lao ‘aki hono tamate’i ‘a e ngaahi lea, “mo e kau sekelitali kautaha”, “pe ko ha sekelitali kautaha” mo e “pe sekelitali kautaha” ‘i ha feitu’u pe ‘oku hâ ai.

171. 'Oku fakatonutonu 'a e kupu 106 'o e Tepile 'Uluaki 'o e Tefito'i Lao 'aki hono tamate'i 'a e ngaahi lea, "pea mo e tokotaha pe tokolahi ange 'o e kau sekelitali kautaha".
172. 'Oku fakatonutonu 'a e kupu 109 'o e Tepile 'Uluaki 'o e Tefito'i Lao 'aki hono tamate'i 'a e ngaahi lea, "pe ko e sekelitali kautaha".
173. 'Oku fakatonutonu 'a e kupu 113 'o e Tepile 'Uluaki 'o e Tefito'i Lao 'aki hono tamate'i 'a e ngaahi lea, "sekelitali kautaha".

**NGAAHI FAKATONUTONU KI HE TEPILE TOLU
'O E TEFITO'I LAO**

174. 'Oku fakatonutonu 'a e palakalafi (g) 'o e Tepile Tolu 'o e Tefito'i Lao 'aki hono tamate'i 'a e ngaahi lea, "pea mo e kau sekelitali kautaha".
175. 'Oku fakatonutonu 'a e Tepile Tolu 'o e Tefito'i Lao 'o pehe ni:
- (a) 'aki hono fakapekia 'a e palakalafi (i);
 - (b) 'aki hono fakafika fo'ou 'a e toenga 'o e ngaahi palakalafi 'i he'ene hokohoko lelei;
 - (c) 'i he ngata'anga 'o e palakalafi (l), 'aki hono tamate'i 'a e piliote pea fetongi 'aki 'a e semikoloni; pea
 - (d) fakahû ha palakalafi (m) fo'ou 'o pehe ni:
“(m) ko e Fika Tukahau 'o e kautaha.”.

NGAAHI FAKATONUTONU KI HE TEPILE FA 'O E TEFITO'I LAO

176. 'Oku fakatonutonu 'a e kupu 7 'o e Tepile Fa 'o e Tefito'i Lao 'aki hono tamate'i 'a e kupu si'i (3) pea fetongi 'aki eni:
- “(3) Kapau kuo te'eki ai ke fakamafai'i ha tokotaha ke ne tali mo lau 'a e ngaahi paloti meili pea kapau 'oku veteki 'a e kautaha, ko e likuiteta 'oku lau ia kuo 'osi fakamafai'i pehe.”.

NGAAHI FAKATONUTONU KI HE TEPILE TEFITO'I LAO

177. 'Oku fakatonutonu 'a e Tepile Ono 'o e Tefito'i Lao 'o pehe ni:
- (a) 'aki hono fakapekia 'o e kupu 8 pea fetongi 'aki eni:
“8 'Oku tu'unga tatau 'a e ngaahi 'eke 'oku lisi 'i he kupu 2,3,4 mo e 5 pea kuo pau ke totongi kakato, tukukehe kapau 'oku 'ikai ke fe'unga 'a e ngaahi koloa ke totongi 'aki, 'i he hoko ha me'a pehe 'e holoki 'a e totongi ka 'e kei tatau pe ki he 'eke kotoa.”; pea
 - (b) (i) 'aki hono fakapekia 'a e kupu 9; pea
(ii) 'aki hono fakafika 'a e toenga 'o e ngaahi kupu 'i he'ene fakahokohoko lelei.

**NGAAHI FAKATONUTONU KI HE TEPILE FITU
‘O E TEFITO‘I LAO**

178. ‘Oku fakatonutonu ‘a e kupu 6 ‘o e Tepile Fitu ‘o e Tefito‘i Lao ‘aki hono tamate‘i ‘a e ngaahi lea, “pe sekelitali kautaha”.

**NGAAHI FAKATONUTONU KI HE TEPILE VALU
‘O E TEFITO‘I LAO**

179. ‘Oku fakatonutonu ‘a e kupu 1 ‘o e Tepile Valu ‘o e Tefito‘i Lao ‘aki hono tamate‘i ‘a e ngaahi lea, “pe kau sekelitali kautaha” mo e “mo e kau sekelitali kautaha”.

**NGAAHI FAKATONUTONU KI HE TEPILE HIVA
‘O E TEFITO‘I LAO**

180. ‘Oku fakatonutonu ‘a e kupu 2 ‘o e Tepile Hiva ‘o e Tefito‘i Lao ‘aki hono tamate‘i ‘a e ngaahi lea, “pea mo e sekelitali kautaha ‘e taha”.
181. ‘Oku fakatonutonu ‘a e kupu 4(1)(b) ‘o e Tepile Hiva ‘o e Tefito‘i Lao ‘aki hono tamate‘i ‘a e ngaahi lea, “mo e sekelitali kautaha ‘e taha”.
182. ‘Oku fakatonutonu ‘a e kupu 8 ‘o e Tepile Hiva ‘o e Tefito‘i Lao ‘aki hono tamate‘i ‘a e ngaahi lea, “mo e kau sekelitali kautaha” mo e “pe sekelitali kautaha” ‘i ha feitu‘u pe ‘e ha ai.
183. ‘Oku fakatonutonu ‘a e kupu 9 ‘o e Tepile Hiva ‘o e Tefito‘i Lao ‘aki hono tamate‘i ‘a e ngaahi lea, “mo e kau sekelitali kautaha” mo e “pe sekelitali takitaha ‘o e kautaha”.
184. ‘Oku fakatonutonu ‘a e kupu 10 ‘o e Tepile Hiva ‘o e Tefito‘i Lao ‘aki hono tamate‘i ‘a e ngaahi lea, “pe ha sekelitali kautaha” mo e “pe ko e sekelitali kautaha” ‘i ha feitu‘u pe ‘e ha ai.

**NGAAHI FAKATONUTONU KI HE TEPILE HONGOFULU
‘O E TEFITO‘I LAO**

185. ‘Oku fakatonutonu ‘a e Tefito‘i Lao ‘aki hono fakapekia ‘o e Tepile Hongofulu pea fetongi ‘aki ‘a e ngaahi kupu fo‘ou ko ‘eni:

- “(1) Ko e kautaha lolotonga kotoa pe kuo pau ke kole ke toe lesisita fakatatau ki he Lao ni ‘o ‘ikai ke toe tomui ange ‘i he mahina ‘e 6 mei he ‘aho ‘e kamata ngâue‘aki ai ‘a e Lao ni.
- (2) Ka ‘i ai ha kautaha lolotonga ‘e ‘ikai ke toe lesisita ‘o fakatatau ki he kupu si‘i (1) ‘o e Lao ni, kuo pau ke to‘o ia mei he lesisita.
- (3) Ko hono toe lesisita ‘o ha kautaha lolotonga ‘o fakatatau ki he kupu ni ‘oku ‘ikai ke:
- (i) to e fokotu‘u ai ha sino fakalao fo‘ou;
- (ii) uesia ‘a e koloa, ngaahi totonu, ngaahi mo‘ua pe ngaahi fatongia ‘o e kautaha; pe
- (iii) uesia ha ngaahi faka‘ilo ‘oku fakahoko ‘e he kautaha pe ko hono faka‘ilo ‘a e kautaha.

- (4) Ko ha kole ke to e lesisita ‘o ha kautaha lolotonga kuo pau ke fakahoko ki he Failesisita ‘i he foomu ‘oku tu‘utu‘uni.
- (5) Kapau ‘oku ‘ikai ke hâ ‘a e kautaha ‘i he lesisita lolotonga, kuo pau ke ‘oatu ‘e he kautaha ha fakamo‘oni ki he Failesisita kuo ‘osi lesisita koe‘uhi ke lava ‘o toe lesisita. Ko e tohi fakamo‘oni ‘o e lesisita na‘e foaki ‘e he Failesisita kuo pau ke hoko ia ko e fakamo‘oni pau ‘o e lesisita ‘o e kautaha ‘e toe lesisita.
- (6) Ko e kole ke toe lesisita ‘o ha kautaha kuo pau ke fakahâ ai:
- (i) ‘a e hingoa mo e fika lesisita lolotonga ‘o e kautaha;
- (ii) pe ‘oku kehe ‘a e ngaahi tu‘utu‘uni ‘a e konisitutone mei he konisitutone maheni ‘oku hâ ‘i he Tepile ‘Uluaki;
- (iii) ‘a e hingoa kakato, tu‘asila nofo‘anga, mo e puha meili ‘o e talekita kotoa ‘a e kautaha;
- (iv) pe ko e tokotaha kotoa ‘oku fakahâ ko ha talekita ‘o e kautaha kuo ne loto ke ne hoko ko ha talekita ‘o e kautaha;
- (v) ‘a e hingoa kakato ‘o e taha ma‘u ‘inasi kotoa ‘o e kautaha ‘oku ‘amanaki ke fokotu‘u, mo e lahi ‘a e ngaahi ‘inasi ‘oku ‘oatu ki he taha ma‘u ‘inasi kotoa;
- (vi) ‘a e ‘ofisi ‘oku lesisita ‘aki ‘a e kautaha ‘oku ‘amanaki ke fokotu‘u; mo e
- (vii) tu‘asila meili ‘a e kautaha, ‘a ia ‘e malava pe ko hono ‘ofisi ‘oku lesisita ‘aki pç ha tu‘asila meili kehe.
- (7) Kuo pau ki ha kole ke toe lesisita ke fakahû fakataha mo ha tatau ‘o e konisitutone ‘o kapau ‘oku kehe mei he konisitutone maheni ‘oku tu‘utu‘uni ‘i he Tepile ‘Uluaki.
- (8) ‘I hono ma‘u ‘e he Failesisita ha kole ke toe lesisita ‘oku faipau ki he kupu si‘i (6), kuo pau ki he Failesisita ke ne:
- (i) kapau ko e kautaha ‘oku te‘eki ke fakahu ki he lesisita, fakahû ki he lesisita; pea
- (ii) foaki ha tohi fakamo‘oni kuo toe lesisita ‘a e kautaha ‘i he foomu kuo tu‘utu‘uni.
- (9) Ko ha tohi fakamo‘oni kuo to e lesisita ‘o ha kautaha kuo foaki fakatatau ki he kupu si‘i (8)(ii) ko e fakamo‘oni pau ia kuo fakakakato ‘a e ngaahi fiema‘u kotoa ke toe lesisita.
- (10) Koe‘uhi ko e ngaahi taumu‘a ‘o e Tepile ni “kautaha” ‘oku kau ki ai ‘a e ngaahi kautaha muli.

Na‘e tali ‘e he Falealea ‘i he ‘aho 26 ni ‘o ‘Okatopa, 2009.

BY AUTHORITY:
Metuisela Falesiva, General Manager
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