1979 No. 232

COMPANIES

The Companies (Forms) (Amendment) Regulations (Northern Ireland) 1979

Made . . . . . 28*th June* 1979

Coming into operation . . . . 31*st July* 1979

The Department(a) of Commerce, in exercise of the powers conferred on it by sections 15(2)(b), 52(2) and 399(1) of the Companies Act (Northern Ireland) 1960(c) and of every other power enabling it in that behalf, hereby makes the following regulations:

Citation and commencement

1. These regulations may be cited as the Companies (Forms) (Amendment) Regulations (Northern Ireland) 1979 and shall come into operation on 31st July 1979.

Forms

2.—(1) The Companies (Forms) Regulations (Northern Ireland) 1961(d) shall have effect as if for Form No. 41 (Declaration of Compliance) set out in the Schedule thereto there were substituted the form set out in Schedule 1.

(2) Paragraph (1) shall not apply in relation to a declaration in a case where the memorandum of association of a company has been delivered for registration under section 12 of the Companies Act (Northern Ireland) 1960 before 31st July 1979.

(3) The Companies (Forms) Regulations (Northern Ireland) 1961 shall have effect as if for Form No. 52 set out in the Schedule thereto there were substituted the form set out in Schedule 2.

Sealed with the Official Seal of the Department of Commerce for Northern Ireland on 28th June 1979.

(L.S.) *W. T. McCrory*
Assistant Secretary

(a) Formerly Ministry: *see* 1973 c. 36 s. 40 and Sch. 5 para. 8(1)
(b) As amended by S.I. 1978/1042 (N.I. 12) Arts. 125 and 153(1) and Schs. 4 and 6 [the relevant enabling provisions of this Statutory Instrument were brought into operation on 18th June 1979 by S.R. 1979 No. 191 (C. 8)]
(c) 1960 c. 22 (N.I.)
(d) S.R. & O. (N.I.) 1961 No. 83 (p. 306)

Please do not write in this binding margin

SCHEDULE 1 Regulation 2(1)
Form No. 41

THE COMPANIES ACTS
(NORTHERN IRELAND) 1960 AND 1978

G **41**

Please complete legibly, preferably in black type, or bold black lettering

Declaration of compliance with the requirements of the Companies Acts (Northern Ireland) 1960 and 1978 on application for registration of a company

Company number | For official use

Pursuant to section 15(2) of the Companies Act (Northern Ireland) 1960
as amended by the Companies (Northern Ireland) Order 1978

Name of Company

*delete if inappropriate

Limited*

I, ...
of .....
.....
.....

†Please indicate whether you are a Solicitor of the Supreme Court engaged in the formation of the company, or a person named as director or secretary of the company in the statement delivered under Article 57 of the Companies (Northern Ireland) Order 1978

do solemnly and sincerely declare that I am † .....
.....
of .....
..... Limited*
and that all the requirements of the Companies Acts (Northern Ireland) 1960 and 1978 in respect of matters precedent to the registration of the said company and incidental thereto have been complied with.

And I make this solemn Declaration conscientiously believing the same to be true by virtue of the provisions of the Statutory Declarations Act 1835

Declared at .....
.....
.....
the ..... day of .....
One thousand nine hundred and .....
before me .....

‡or Notary Public or Justice of the Peace or Solicitor having the powers conferred on a Commissioner for Oaths

A Commissioner for Oaths ‡

Presentor's name, address and reference (if any):

For official use

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SCHEDULE 2 Regulation 2(3)
Form No. 52

G

THE COMPANIES ACTS
(NORTHERN IRELAND) 1960 and 1978

52

Please complete legibly, preferably in black type, or bold black lettering

Particulars of a contract relating to shares allotted as fully or partly paid up otherwise than in cash
Pursuant to section 52(2) of the Companies Act (Northern Ireland) 1960

Company number	For official use	Please do not write in the space below. For Inland Revenue use only

Note: This form is only for use where the contract has not been reduced to writing

The particulars must be stamped with the same stamp duty as would have been payable if the contract had been reduced to writing. A reduced rate of ad valorem duty may be available if this form is properly certified at the appropriate amount pursuant to section 7, Finance Act (Northern Ireland) 1958, as amended by section 4, Finance Act (Northern Ireland) 1963 and section 49 and para. 14, Schedule 11, Finance Act 1974 (see space on page 3)

Name of Company

*delete if inappropriate

	Limited*

Presentor's name, address and reference (if any):

For official use

Please do not write in this binding margin

1 The number of shares allotted as fully or partly paid up otherwise than in cash		

2 The nominal value of each such share	£	

3a The amount of such nominal value to be considered as paid up on each share otherwise than in cash	£	
b The value of each share allotted i.e. nominal value plus premium	£	
c The amount to be considered as paid up in respect of **b**	£	

4 If the consideration for the allotment of such shares is services, or any consideration other than that mentioned below in **8**, state the nature and amount of such consideration, and the number of shares allotted	

5 If the allotment is made in consideration of the release of a debt, e.g., a director's loan account, state the amount released thereby	£	

6 If the allotment is a bonus issue, state the amount of reserves capitalised in respect of this issue	£	

7 If the allotment is made in connection with the conversion of loan stock, state the amount of stock converted in respect of this issue	£	

8 If the allotment is made in satisfaction or part satisfaction of the purchase price of property, give below:

a a brief description of such property, and

b full particulars of the manner in which the purchase price is to be satisfied

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a brief description of property:

Please do not write in this binding margin

b *particulars of the purchase price*:	£	p
Amount of consideration payable in cash or bills		
Amount of consideration payable in debentures, etc.		
Amount of consideration payable in shares		
Liabilities of the vendor assumed by the purchaser:		
Amounts due on mortgages of freeholds and/or leaseholds including interest to date of sale		
Hire purchase debts in respect of goods acquired		
Other liabilities of the vendor, viz. ..		
Any other consideration		

9 Give full particulars, in the form of the following table, of the property which is the subject of the sale, showing in detail how the total purchase price is apportioned between the respective heads:

	£
Legal estates in freehold property and fixed plant and machinery and other fixtures thereon*	
Legal estates in leasehold property*	
Fixed plant and machinery on leasehold property (including tenants' trade and other fixtures) ..	
Equitable interests in freehold or leasehold property*	
Loose plant and machinery, stock-in-trade and other chattels (no plant and machinery which was not in actual state of severance on the date of the sale should be included under this head)	
Goods, wares and merchandise subject to hire purchase agreements (written down value)	
Goodwill and benefit of contracts ..	
Patents, designs, trademarks, licences, copyrights, etc.	
Book and other debts	
Cash in hand and at bank on current account, bills, notes, etc.	
Cash on deposit at bank or elsewhere	
Shares, debentures and other investments	
Other property, viz.	

*Where such properties are sold subject to mortgage, the gross value should be shown

†delete as appropriate

Signed

[Director] [Secretary]† Date

Space for any appropriate certificate pursuant to section 7, Finance Act (Northern Ireland) 1958, as amended by section 4, Finance Act (Northern Ireland) 1963, and section 49 and para. 14, Schedule 11, Finance Act 1974.
If such a certificate is given, this form must be signed below the certificate by the persons to whom the shares have been allotted, as well as by an officer of the Company.
Signed Date
Signed Date

EXPLANATORY NOTE

(This note is not part of the Regulations, but is intended to indicate their general purport.)

These Regulations amend the Companies (Forms) Regulations (Northern Ireland) 1961.

They prescribe a new form of declaration of compliance for production to the registrar of companies as required by section 15(2) of the Companies Act (Northern Ireland) 1960 on application for the registration of a company.

They also prescribe a new form to be delivered to such registrar under section 52(2) of the Act of 1960. This form gives particulars of a contract relating to shares allotted as fully or partly paid up otherwise than in cash where the contract has not been reduced to writing.

The existing form of declaration of compliance is retained for a transitional period.