1971 No. 461

FRIENDLY SOCIETIES

The Friendly Societies (Amendment) Regulations 1971

Made - - -	*17th March* 1971
Laid before Parliament	*29th March* 1971
Coming into Operation	*1st April* 1971

The Treasury, in exercise of the powers conferred on them by sections 96 and 99 of the Friendly Societies Act 1896(**a**) and of all other powers enabling them in that behalf. hereby make the following Regulations:—

1. These Regulations may be cited as the Friendly Societies (Amendment) Regulations 1971, and shall come into operation on 1st April 1971.

2. The Interpretation Act 1889(**b**) shall apply for the interpretation of these Regulations as it applies for the interpretation of an Act of Parliament.

3. The Regulations (**c**), dated 1st January 1897, made by the Treasury under the Friendly Societies Act 1896 and the Collecting Societies and Industrial Assurance Companies Act 1896(**d**), as amended (**e**), shall be further amended as follows:—

(*a*) in Regulation 53 (sum required to defray the expense of publication in the Gazette of notice of cancellation of registry), for the figures "10s. 0d.", there shall be substituted the figures "75p";

(*b*) in Regulation 60 (sum required to defray the expense of publication in the Gazette of notice of instrument of dissolution), for the figures "10s. 0d.", there shall be substituted the figures "75p";

(*c*) in Regulation 65 (sum required to defray the expense of publication in the Gazette of notice of dissolution by award), for the figures "10s. 0d.", there shall be substituted the figures "75p";

(*d*) for Regulation 70 (fees) there shall be substituted the Regulation set out in Schedule 1 to these Regulations.

(**a**) 1896 c. 25. (**b**) 1889 c. 63.
(**c**) S.R. & O. 1897/6 (Rev. VIII, p.815: 1897, p. 181).
(**d**) 1896 c. 26.
(**e**) The relevant amending instruments are S. R. & O. 1923/919, 1940/784 (Rev. VIII, p. 815: 1923, p. 344; 1940 I, p. 408); S.I. 1952/2158, 1963/766 (1952 I, p. 1098; 1963 I, p. 922).

4. Regulations 19, 20 and 25 of the said Regulations of 1st January 1897 and the Regulations specified in Schedule 2 to these Regulations are hereby revoked.

V. H. Goodhew,
Walter Clegg,
Two of the Lords Commissioners of
Her Majesty's Treasury.

17th March 1971.

SCHEDULE 1

Regulation 3(*d*)

Regulation 70 *inserted in the Friendly Society Regulations* 1897

70.—(1) The following fees shall be payable in advance under the Act:—

	£
For the acknowledgment of registry of a specially authorised society ...	15
For the acknowledgment of registry of an alteration of rules of a specially authorised society being a substitution of an entire set of rules for the existing set of rules...	12
For the acknowledgment of registry of an alteration of rules of a specially authorised society not being a substitution of an entire set of rules for the existing set of rules	8
For the registry of a special resolution—	
(1) where the special resolution relates to an amalgamation or a transfer of engagements and the society passing it has—	
(*a*) 100 members or less	2
(*b*) more than 100 members but not more than 500	3
(*c*) more than 500 members but not more than 1,000... ...	4
(*d*) more than 1,000 members	5
(2) where the special resolution does not relate to an amalgamation or transfer of engagements (to include in the case of a special resolution for a change of name the approval of the same) ...	2
For an order of a Registrar dispensing with assents, consents or conditions for amalgamation or transfer of engagements, in addition to the fee prescribed by Regulation 41	5
For every direction to transfer stock	3
For the appointment of an inspector, or calling of a special meeting by a Registrar	10
For registry of an instrument of dissolution or alteration therein where a society or branch has—	
(*a*) 100 members or less	4
(*b*) more than 100 members but not more than 500	6
(*c*) more than 500 members but not more than 1,000	8
(*d*) more than 1,000 members	10

	£
For the determination of a Registrar on a dispute or for the award of a Registrar for dissolution where the matter is settled without a hearing or upon one hearing without an adjournment	3
Where on a dispute or on an application for an award of dissolution more than one hearing is required or where the hearing is adjourned:—	
The same fee as where the matter is settled upon one hearing without adjournment and in addition for every hearing after the first and for every adjournment	3
For an award or direction of a Registrar for the appropriation or division of the assets of a society or branch, an additional fee as follows:—	
where the value of the assets is less than £300, 5% of that value.	
where the value of the assets is £300 or more, £15 with an additional £1 for every £100 or part thereof in excess of £300.	
Where application is made for an investigation into the affairs of a society or branch with a view to an award of dissolution thereof, the Chief Registrar may, if he thinks fit, at any time before making his award, require the payment of such further fee as he may deem reasonable not exceeding—	
where the number of members does not exceed £150	30
where the number of members exceeds 150 but does not exceed 250	45
where the number of members exceeds 250 but does not exceed 350	60
where the number of members exceeds 350 but does not exceed 500	75
where the number of members exceeds 500 but does not exceed 700	120
where the number of members exceeds 700 but does not exceed 1,000	165
where the number of members exceeds 1,000 but does not exceed 2,500, £165 for the first 1,000 members, and £25 for every 500 members, or part thereof, exceeding 1,000 members.	
where the number of members exceeds 2,500 a special fee may be determined by the Chief Registrar.	
For registering or recording a valuation, annual return or other document where the society has been suspended for default in making the same, a fee equal to the amount paid for advertising the suspension.	
For every document (except as otherwise provided) required to be signed by a Registrar, or to bear the seal of the Central Office, not chargeable with any other fee to the Registrar.	1
For every inspection on the same day of documents in the custody of the Registrar relating to one and the same society or branch	0·10
For a copy or extract of any document in the custody of the Registrar, not exceeding 216 words, 50p, and, if exceeding that number, 10p per folio of 72 words, in addition to the fee, if any, for the signature of a Registrar, or for the seal of the Central Office: provided that where a photocopy is supplied the fee charged therefor may be of an amount less than the fee payable on the basis of word content.	
For any document certified as a true copy of a document in the custody of the Registrar, where the copy so certified is not made by the Registrar, 25p for the examination of such copy, and if the copy exceeds 216 words, for every additional folio of 72 words, 5p (in addition to the fee for the signature of a Registrar, or the seal of the Central Office).	

(2) The Chief Registrar may, at his discretion, reduce or waive the fee for an award on a dispute.

(3) No fees shall be payable in respect of the examination or authentication of copies of rules or amendments of rules to be used for recording under section 14(1) of the Friendly Societies Act 1896.

SCHEDULE 2 Regulation 4

Regulations revoked	References
The Friendly Society (Amendment of Fees) Regulation 1923.	S.R. & O. 1923/919 (Rev. VIII, p. 815: 1923, p. 344).
The Friendly Society (Amendment of Fees) Regulation 1940.	S.R. & O. 1940/784 (Rev. VIII, p. 815: 1940 I, p. 408).
The Friendly Societies (Amendment of Fees) Regulations 1952.	S.I. 1952/2158 (1952 I, p. 1098).
The Friendly Societies (London and Edinburgh Gazette Fees) Regulations 1963.	S.I. 1963/766 (1963 I, p. 922).

EXPLANATORY NOTE

(*This Note is not part of the Regulations.*)

These Regulations amend the Friendly Societies Regulations 1897. They increase the fees to be paid for matters to be transacted under the Friendly Societies Act 1896.