1988 No. 266

FRIENDLY SOCIETIES

Friendly Societies (Fees) (Amendment) Regulations (Northern Ireland) 1988

Made . . . . . *22nd July 1988*

Coming into operation . . *1st September 1988*

The Department of Economic Development, in exercise of the powers conferred by sections 98(1) and 100(1) of the Friendly Societies Act (Northern Ireland) 1970(**a**) and now vested in it(**b**) 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 Friendly Societies (Fees) (Amendment) Regulations (Northern Ireland) 1988 and shall come into operation on 1st September 1988.

Amendment of fees

2. For Schedule 2(**c**) to the Friendly Societies Regulations (Northern Ireland) 1972(**d**) there shall be substituted the following Schedule:

"SCHEDULE 2 Regulation 17

Scale of fees payable for the inspection, or the furnishing of copies, of documents in the custody of the registrar or in connection with the exercise by the registrar of any of his functions under the Act.

Note: Where appropriate, previous fees are shown in brackets.

		£	
1. For the acknowledgment of registration of a society	...	275	(220)
2. For the acknowledgment of registration of a branch	...	100	(85)
3. The fees specified in this paragraph shall be payable only where the society or branch has irrevocably			

(**a**) 1970 c. 31 (N.I.) to which there are amendments which are not relevant
(**b**) By S.I. 1982/846 (N.I. 11) Art. 4
(**c**) As substituted by S.R. 1985 No. 127
(**d**) S.R. & O. (N.I.) 1972 No. 248

		£	
elected (by written notice sent to the registrar prior to 31st December 1988) to pay those fees in lieu of the fee payable on the registration of an annual return as specified in paragraph 4.			
(*a*) For the acknowledgment of registration of an amendment of rules — if the amendment substitutes an entire set of rules for the existing set of rules			
where made by a society	...	180	(150)
where made by a branch	...	50	(42)
if the amendment does not substitute an entire set of rules for the existing set of rules (and including approval of name in the case of an amendment effecting a change of name of a society or branch)			
where made by a society	...	85	(75)
where made by a branch	...	25	(21)
(*b*) For the acknowledgment of registration of a notice of change in the situation of the registered office:			
of a society	...	23	(21)
of a branch	...	12·50	(11)
(*c*) For a receipt issued in respect of a notice of appointment of a trustee or trustees:			
of a society	...	23	(21)
of a branch	...	12·50	(11)
4. For the registration of an annual return except where paragraph 3 applies:			
where it relates to a society	...	45	(36)
where it relates to a branch	...	15	(12)
5. For the registration of a copy 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*) not more than 100 members	...	50	(45)
(*b*) more than 100 members but not more than 500	...	75	(70)
(*c*) more than 500 members but not more than 1,000	...	95	(85)
(*d*) more than 1,000 members	...	120	(110)
(2) where the special resolution relates to a conversion	...	120	(110)
6. For the appointment of an inspector or calling of a special meeting by the registrar under section 76 of the Act	...	135	(110)
7. For the registration of an instrument of dissolution or alteration therein where the society or branch has:			
(*a*) not more than 100 members	...	50	(45)
(*b*) more than 100 members but not more than 500	...	75	(70)
(*c*) more than 500 members but not more than 1,000	...	95	(85)
(*d*) more than 1,000 members	...	120	(110)
8. For the reference of a dispute to the registrar	...	7·50	(6)
9. For the determination of the registrar on a dispute or for the award of the registrar for dissolution where the matter is settled without a hearing or upon one hearing without an adjournment	...	31	(27)
10. 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	...	31	(27)

11. For an award or direction of the 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 £600, 22 per cent. of that value;

    where the value of the assets is £600 or more, £130 with an additional £8 for every £100 or part thereof in excess of £600.

12. Where application is made for an investigation into the affairs of a society or branch with a view to an award of dissolution thereof, an additional fee shall be paid as follows: where the number of members is—

(*a*) not more than 150	...	370	(320)
(*b*) more than 150 but not more than 250	...	490	(420)
(*c*) more than 250 but not more than 350	...	605	(525)
(*d*) more than 350 but not more than 500	...	730	(630)
(*e*) more than 500 but not more than 700	...	1,100	(950)
(*f*) more than 700 but not more than 1,000	...	1,465	(1,260)

(*g*) more than 1,000, £1,430 (£1,250) for the first 1,000 members and £275 (£240) for every 500 members, or part thereof, exceeding 1,000 members, subject to a maximum fee of £2,700 (£2,400).

13. (1) Subject to sub-paragraph (2), for the signature of the registrar on any document required to be

		£	
signed by him, not chargeable with any other fee	...	15	(10)
(2) The fee set out in sub-paragraph (1) shall not be payable by a society or branch which has not by notice elected to pay the fees specified in paragraph 3.			
14. For every inspection on the same day of documents on the file kept by the registrar under regulation 16 (that is to say the file containing the registered rules and annual returns of a society or branch with other documents required to be filed thereon) relating to the same society or branch	...	3	(2·50)
15. For a photocopy or extract of any document on a file kept as aforesaid, 15p per photocopied sheet.			
16. For a document certified as a true copy of a document on a file kept as aforesaid:			
where the copy so certified is not made by the registrar, £3 for the examination of the first page of such a copy and for every additional page or part page 50p;			
where a photocopy is prepared by the registrar, 15p per photocopied page;			
(in addition, in both cases, the fee for the signature of the registrar is payable).			
17. A fee shall not be payable in respect of the examination or authentication of copies of rules or amendment of rules to be used for recording under regulation 5 of the Friendly Societies (Great Britain Societies) Regulations (Northern Ireland) 1975(a), or for			

(a) S.R. 1975 No. 29

the signature of the registrar upon such recording.''.

Revocation

3. The Friendly Societies (Fees) (Amendment) Regulations (Northern Ireland) 1985(**a**) are hereby revoked.

Sealed with the Official Seal of the Department of Economic Development on 22nd July 1988.

(L.S.) *R. G. Smartt*
Assistant Secretary

(a) S.R. 1985 No. 127

EXPLANATORY NOTE

(This note is not part of the Regulations.)

These Regulations supersede the Friendly Societies (Fees) (Amendment) Regulations (Northern Ireland) 1985.

The Regulations generally increase by between 7% and 25% the fees to be paid for matters transacted under the Friendly Societies Act (Northern Ireland) 1970 and for the inspection of documents in the custody of the registrar of friendly societies. However, the fee for the signature of the registrar on any document required to be signed by the registrar and not chargeable with any other fee is increased by 50%. Also the option of paying the fees specified in paragraph 3 of Schedule 2 to the Friendly Societies Regulations (Northern Ireland) 1972 (''the 1972 Regulations'') in lieu of the fee payable on the registration of an annual return is to end on 31st December 1988. In addition, the fee for an award or direction of the registrar for the appropriation or division of the assets of a society or branch has been re-structured (paragraph 11 of Schedule 2 to the 1972 Regulations) and the fees for the furnishing of copies of documents in the custody of the registrar and/or the certification of such documents are now prescribed on the basis of the number of pages, rather than the number of words, photocopied and/or examined (paragraphs 15 and 16 of Schedule 2 to the 1972 Regulations).