1985 No. 196

COMPANIES

The Companies (Winding-up) (Fees) Regulations (Northern Ireland) 1985

Made . . . . . *29th July 1985*

Coming into operation . . . . *1st September 1985*

The Department of Economic Development, in exercise of the powers conferred by section 317(5)(**a**) of the Companies Act (Northern Ireland) 1960(**b**) and now vested in it(**c**) and of every other power enabling it in that behalf, with the concurrence of the Department of Finance and Personnel(**d**), hereby makes the following Regulations:

Citation and commencement

1. These Regulations may be cited as the Companies (Winding-up) (Fees) Regulations (Northern Ireland) 1985 and shall come into operation on 1st September 1985.

Fees

2.—(1) The fees to be taken in respect of the proceedings and matters specified in the second column of the Schedule shall be those specified in the third column of the Schedule.

(2) Where proceedings and matters specified in the second column of the Schedule attract Value Added Tax the sums payable as fees in respect of those proceedings shall be increased by 15 per cent. Value Added Tax.

Revocation

3. The Companies (Winding-up) (Fees) Regulations (Northern Ireland) 1984(**e**) are hereby revoked.

Sealed with the Official Seal of the Department of Economic Development on 29th July 1985.

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

The Department of Finance and Personnel hereby concurs with the foregoing Regulations.

Sealed with the Official Seal of the Department of Finance and Personnel on 29th July 1985.

(L.S.) *J. M. Dowdall*
Assistant Secretary

(a) As substituted by S.I. 1978/1042 (N.I. 12) Art. 96
(b) 1960 c. 22 (N.I.)
(c) By S.I. 1982/846 (N.I. 11) Art. 4
(d) Formerly the Department of Finance. *See* S.I. 1982/338 (N.I. 6) Art. 3
(e) S.R. 1984 No. 167

SCHEDULE Regulation 2

No. of fee	*Description of Proceeding*	*Amount*
		£
1	On the application to the Department under section 308(2)(**a**) of the Companies Act (Northern Ireland) 1960 for the payment of money out of the Insolvency Account or for the reissue of a cheque, money order or payable order in respect of money standing to the credit of the Insolvency Account ...	3·30
2	On payments of money out of the Insolvency Account under section 308 of the Companies Act (Northern Ireland) 1960	
	(1) Where the money consists of unclaimed dividends on the value of each dividend paid out ...	per cent 1·25
	(2) Where money consists of undistributed funds or balances—	
	(i) on the first £50,000 or fraction thereof ...	per cent 1·25
	(ii) on all further amounts ...	per cent 0·75
	but so that— the total fee payable under this sub-paragraph shall not exceed £7,500.	
3	At the date prescribed for liquidators (including the Official Assignee when he is liquidator) to send accounts of their receipts and payments for the immediately preceding six months to the Department under Article 76 of the Companies (Northern Ireland) Order 1978(**b**) a fee according to the following scale on the amount paid into the Insolvency Account in the said six months (after deducting any sums paid to secured creditors (other than holders of floating charges) in respect of their securities and any sums spent out of money received in carrying on the business of the company)—	
	(*a*) on the first £50,000 or fraction thereof ...	per cent 10·00
	(*b*) on the next £50,000 or fraction thereof ...	per cent 7·50
	(*c*) on the next £400,000 or fraction thereof ...	per cent 6·50
	(*d*) on the next £500,000 or fraction thereof ...	per cent 3·75
	(*e*) on the next £4,000,000 or fraction thereof ...	per cent 2·00
	(*f*) on all further amounts ...	per cent 1·00
4	On the making of a winding-up order, for the performance by the Official Assignee of his general duties as Official Assignee and in addition to any other fee payable hereunder ...	222·00

(**a**) As substituted by S.I. 1978/1042 (N.I. 12) Art. 91
(**b**) S.I. 1978/1042 (N.I. 12)