1969. No. 354 **[C]**

INDUSTRIAL AND PROVIDENT SOCIETIES

Credit Unions

REGULATIONS, DATED 30TH DECEMBER 1969, MADE BY THE MINISTRY OF COMMERCE UNDER SECTION 97 OF THE INDUSTRIAL AND PROVIDENT SOCIETIES ACT (NORTHERN IRELAND) 1969.

The Ministry of Commerce, in exercise of the powers conferred upon it by the Industrial and Provident Societies Act (Northern Ireland) 1969(a) and all other powers enabling it in that behalf, hereby makes the following Regulations:—

Citation and Commencement

1. These Regulations may be cited as the Industrial and Provident Societies (Credit Unions) Regulations (Northern Ireland) 1969 and shall come into operation on 1st January 1971.

Interpretation

2. In these Regulations—

"the Act" means the Industrial and Provident Societies Act (Northern Ireland) 1969;

"credit union" means a society registered as a credit union under the Act.

Forms

3. The forms contained in Schedule 1 shall be used for the appropriate matters to which the forms relate and may be varied by the authority of the registrar as the circumstances of a particular case may in his view require.

Amendments of Rules

4. Every application in Form CU4 or Form CU5 to register an amendment of the rules of a credit union shall be accompanied by a statutory declaration in Form CU6.

Cancellation of Registration

5. Every request in Form CU11 to cancel the registration of a credit union shall be accompanied by a sum of money sufficient to defray the expense of publishing notices of cancellation as required by section 15(6) of the Act.

Special Resolutions

6. Every application in Form CU20 to register a special resolution of a credit union for its amalgamation with another credit union shall be made in duplicate and be accompanied by a statutory declaration in Form CU22. Such a special resolution shall not be registered until an application to register a special resolution in like terms has been made by the other credit union.

7. Every application in Form CU21 to register a special resolution of a credit union for the transfer of its engagements to another credit union shall be made in duplicate and be accompanied by statutory declarations in Form CU22 and Form CU23.

(a) 1969. c. 24 (N.I.).

Instrument of Dissolution

8. Every instrument of dissolution in Form CU25 shall be submitted in duplicate and be accompanied by a statutory declaration in Form CU26 and by a sum of money sufficient to defray the expense of publishing notice of dissolution as required by section 67(6) of the Act.

Recording of Charges under Section 29

9. Every application to record a charge for the purposes of section 29(1) of the Act shall be made to the registrar in Form CU33 and a copy of the instrument which creates or is evidence of the charge shall be annexed to the application.

10. Every copy of an instrument annexed to the application referred to in Regulation 9 shall be authenticated by a certificate endorsed thereon that it is a true copy, which certificate shall be signed by an officer of the credit union which executed the charge, or a person interested in the charge otherwise than on behalf of the credit union, or a solicitor acting on behalf of the credit union or of some person so interested, and shall state the capacity in which he has signed it.

11. The acknowledgment of an application to record a charge shall be in Form CU34.

12. Notice may be given to the registrar of any release relating to or of any partial or complete satisfaction of a charge, and such notice shall be in Form CU35 or Form CU36.

13. A statutory declaration in Form CU37 shall be annexed to every such notice in Form CU35 or Form CU36.

Statutory Declarations.

14. Where a document is appended or annexed to a statutory declaration submitted in accordance with these Regulations, the statutory declaration shall identify with a distinguishing mark or letter the document so appended or annexed.

Public Files

15.—(1) The registrar shall keep for each credit union a file of documents relating to the credit union and make it available for inspection during office hours by the public on payment of the appropriate fee.

(2) The file shall consist of the registered rules of the credit union, annual returns submitted under section 48 of the Act, documents required to be filed for the purposes of section 29 of the Act, and such other classes of document submitted under the Act or these Regulations as the registrar shall direct in accordance with section 98(1) of the Act to be kept on the file.

Fees

16. The fees set out in Schedule 2 shall be payable in advance to the registrar in respect of the matters specified in that Schedule.

Sealed with the Official Seal of the Ministry of Commerce for Northern Ireland this 30th day of December 1969.

(L.S.) *W. L. Robinson,*
Assistant Secretary.

SCHEDULE 1

FORM CU1

INDUSTRIAL AND PROVIDENT SOCIETIES ACT (NORTHERN IRELAND) 1969

Application for the Registration of a Credit Union pursuant to section 2 of the said Act

To the Registrar.

1. We, the undersigned, being seven members and the secretary of a credit union hereby apply for the registration of the credit union under the Industrial and Provident Societies Act (Northern Ireland) 1969 under the name ..... Limited and herewith send two printed copies of its rules, both of which copies are signed at the end thereof by each of us.

2. The rules contain provision in respect of various matters but include in particular the following matters which are mentioned in Part I of Schedule I to the said Act as modified by Part II of that Schedule:—

Matters to be provided for	Number of Rule
(*a*) The name of the credit union.	(*a*)
(*b*) The objects of the credit union.	(*b*)
(*c*) The registered office of the credit union, to which all communications and notices to the credit union may be addressed.	(*c*)
(*d*) The terms of admission of the members, including any special provision for the insurance of members in relation to their shares.	(*d*)
(*e*) The mode of holding meetings, the scale and right of voting, and the mode of making, altering or rescinding rules.	(*e*)
(*f*) The appointment and removal of the board of directors and other committees of the credit union, and of managers and other officers and their respective functions and remuneration.	(*f*)
(*g*) The maximum amount of interest in the shares of the credit union which may be held by any member.	(*g*)
(*h*) Whether the shares or any of them shall be transferable, the form of transfer and registration of the shares, and the consent of the board of directors thereto; whether the shares or any of them shall be withdrawable, and the mode of withdrawal, and the payment of the balance due thereon on withdrawing from the credit union.	(*h*)
(*i*) The audit of accounts.	(*i*)
(*j*) Whether and, if so, how members may withdraw from the credit union, and provision for the claims of the representatives of deceased members or the trustees of the property of bankrupt members, and for the payment of nominees.	(*j*)
(*k*) The custody and use of the credit union's seal.	(*k*)
(*l*) The mode and circumstances in which loans to members are to be made and repaid including any special provision for the insurance of members in relation to loans made to them.	(*l*)
(*m*) The manner in which the credit union may be dissolved.	(*m*)

Signatures of Applicants	Full Names	Addresses
1.		
2.		
3.		
4.		
5.		
6.		
7.		

Full Name Address

..... } Signature of Secretary.

Date .....

Name and address to which communications are to be sent:—

.....

FORM CU2

INDUSTRIAL AND PROVIDENT SOCIETIES ACT (NORTHERN IRELAND) 1969

Acknowledgment of Registration of Credit Union

Register No. .....

.... Limited is registered under the Industrial and Provident Societies Act (Northern Ireland) 1969 this ..... day of ..... 19....

.....
Signature of Registrar or Assistant Registrar.

FORM CU3

INDUSTRIAL AND PROVIDENT SOCIETIES ACT (NORTHERN IRELAND) 1969

Application for Approval of Change of Name pursuant to section 5 of the said Act

Name already registered ..... Limited.

Register No. .....

To the Registrar.

1. By a resolution passed at a general meeting of the credit union held on ....., of which notice of the intention to propose the resolution was duly given in accordance with section 5 of the said Act, it was resolved that the name of the credit union be changed to ..... Limited.

2. Application is hereby made for approval of the said change of name.

Signed on behalf of the Credit Union

Date ....
Secretary.

FORM CU4

INDUSTRIAL AND PROVIDENT SOCIETIES ACT (NORTHERN IRELAND) 1969

Application to register a Complete Amendment of Rules pursuant to section 9 of the said Act

Name of Credit Union ..... Limited.

Register No.....

To the Registrar.

1. Application is hereby made for the registration of an amendment of rules, being a substitution of an entire set of rules for the existing set of rules.

2. The rules contain provision in respect of various matters but include in particular the following matters which are mentioned in Part I of Schedule I to the said Act as modified by Part II of that Schedule:—

Matters to be provided for	Number of Rule
(*a*) The name of the credit union.	(*a*)
(*b*) The objects of the credit union.	(*b*)
(*c*) The registered office of the credit union, to which all communications and notices to the credit union may be addressed.	(*c*)
(*d*) The terms of admission of the members, including any special provision for the insurance of members in relation to their shares.	(*d*)
(*e*) The mode of holding meetings, the scale and right of voting, and the mode of making, altering or rescinding rules.	(*e*)
(*f*) The appointment and removal of the board of directors and other committees of the credit union, and of managers and other officers and their respective functions and remuneration.	(*f*)
(*g*) The maximum amount of interest in the shares of the credit union which may be held by any member.	(*g*)
(*h*) Whether the shares or any of them shall be transferable, the form of transfer and registration of the shares, and the consent of the board of directors thereto; whether the shares or any of them shall be withdrawable, and the mode of withdrawal, and the payment of the balance due thereon on withdrawing from the credit union.	(*h*)
(*i*) The audit of accounts.	(*i*)
(*j*) Whether and, if so, how members may withdraw from the credit union, and provision for the claims of the representatives of deceased members or the trustees of the property of bankrupt members, and for the payment of nominees.	(*j*)
(*k*) The custody and use of the credit union's seal.	(*k*)
(*l*) The mode and circumstances in which loans to members are to be made and repaid including any special provision for the insurance of members in relation to loans made to them.	(*l*)
(*m*) The manner in which the credit union may be dissolved.	(*m*)