

1986 No. 304

COMPANIES

Companies (Disqualification Orders) Regulations (Northern Ireland) 1986

Made 24th September 1986

Coming into operation 27th October 1986

The Department of Economic Development, in exercise of the powers conferred on it by Articles 309(1) and 681(1) of the Companies (Northern Ireland) Order 1986(a) 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 (Disqualification Orders) Regulations (Northern Ireland) 1986 and shall come into operation on 27th October 1986.

Interpretation

2. In these regulations—

“the Order” means the Companies (Northern Ireland) Order 1986;

“disqualification order” means an order of the court made under any of Articles 304 to 308 of the Order;

“grant of leave” means a grant by the court of leave to any person in relation to a disqualification order.

Application and revocation

3.—(1) These regulations apply in relation to a disqualification order made after the coming into operation of these regulations; and to a grant of leave, variation or quashing, made after that date, of a disqualification order made before, on or after that date.

(2) The Companies (Disqualification Orders) Regulations (Northern Ireland) 1983(b) are hereby revoked.

Prescribed officers

4.—(1) The following officers of the courts shall furnish to the Department the particulars prescribed in regulation 5(1) to (3) in the form and manner there specified—

(a) where a disqualification order or grant of leave is made by the High Court, the senior clerk in the Bankruptcy and Companies Office of the Supreme Court;

(b) where a disqualification order is made by the Crown Court, the Chief Clerk;

(c) where a disqualification order or grant of leave is made by a county court, the Chief Clerk; and

(d) where a disqualification order is made by a magistrates' court, the Clerk of Petty Sessions.

(a) S.I. 1986/1032 (N.I. 6)

(b) S.R. 1983 No. 402

(2) Where a disqualification order made by any of the courts mentioned in paragraph (1) is subsequently varied or quashed on appeal by another court, the officer of the first-mentioned court prescribed in paragraph (1) shall furnish the Department with the particulars prescribed in regulation 5(4) in the form and manner there specified.

Forms

5.—(1) The form set out in Schedule 1 is the form prescribed for the purposes of Article 309(1) of the Order when the person against whom the disqualification order is made is an individual and the particulars contained therein are the particulars prescribed for that purpose.

(2) The form set out in Schedule 2 is the form prescribed for the purposes of Article 309(1) of the Order when the person against whom the disqualification order is made is a corporation and the particulars contained therein are the particulars prescribed for that purpose.

(3) The form set out in Schedule 3 is the form prescribed for the purposes of Article 309(1) of the Order when the court grants leave to any person in relation to a disqualification order and the particulars contained therein are the particulars prescribed for that purpose.

(4) The form set out in Schedule 4 is the form prescribed for the purposes of Article 309(1) of the Order when a disqualification order is varied or quashed on appeal, and the particulars contained therein are the particulars prescribed for that purpose.

Time for delivery of particulars

6. The time within which the prescribed officer is to furnish the Department with the prescribed particulars under Article 309(1) of the Order shall be a period of fourteen days beginning with the day on which the disqualification order or grant of leave is made, or the disqualification order is varied or quashed on appeal, as the case may be.

Sealed with the Official Seal of the Department of Economic Development on
24th September 1986.

(L.S.)

R. J. O'Hara

Assistant Secretary

**Particulars of a disqualification
order made against an individual**

**FORM No.
D.O.1**

COMPANIES (NORTHERN IRELAND) ORDER 1986

I herewith furnish the Department of Economic Development with the following particulars of a disqualification order made against an individual as required by Regulation 4(1) of the Companies (Disqualification Orders) Regulations (Northern Ireland) 1986

1 Article of the Companies (Northern Ireland) Order under which the order was made:

†Please tick appropriate box

- Article 304
- Article 305
- Article 306
- Article 307
- Article 308

2 Name of the individual against whom the order was made:

***Surname* in the case of a peer or person usually known by a title different from his surname means that title

Mr, Mrs, Miss etc.	Surname*	Forenames
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3 Usual residential address of the person at the date of the order:

Postcode

4 Date of birth of person (if known)

Day	Month	Year
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5 Date on which the order was made

Day	Month	Year
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6 Period of disqualification specified in the order

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Signed _____ Date _____

Name _____ Position _____ Court _____

Please send this form to:—
Department of Economic Development
Companies Registry
I.D.B. House
64 Chichester House
BELFAST BT1 4JX

Particulars of a disqualification order made against a body corporate

FORM No.
D.O.2

COMPANIES (NORTHERN IRELAND) ORDER 1986

I herewith furnish the Department of Economic Development with the following particulars of a disqualification order made against a body corporate as required by Regulation 4(1) of the Companies (Disqualification Orders) Regulations (Northern Ireland) 1986

1 Article of the Companies (Northern Ireland) Order 1986 under which the order was made:†

†Please tick appropriate box

- Article 304
- Article 305
- Article 306
- Article 307
- Article 308

2 Particulars of the body corporate against whom the order was made:

Corporate Name		Registered Number
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3 Address of registered or principal office in Northern Ireland of the body corporate at the date of the order:

Postcode

4 Date on which the order was made:

Day	Month	Year
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5 Period of disqualification specified in the order:

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Signed _____ Date _____

Name _____ Position _____ Court _____

Please send this form to:—
Department of Economic Development
Companies Registry
I.D.B. House
64 Chichester House
BELFAST BT1 4JX

Particulars of the grant of leave in relation to a disqualification order

FORM No.
D.O.3

COMPANIES (NORTHERN IRELAND) ORDER 1986

I herewith furnish the Department of Economic Development with the following particulars of the grant of leave in relation to a disqualification order as required by Regulation 4(1) of the Companies (Disqualification Orders) Regulations (Northern Ireland) 1986

1 Date of disqualification order in relation to which leave was granted:

Day	Month	Year
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2 Court which made the disqualification order in relation to which leave was granted:

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3 Name of person to whom leave was granted:

(a) if an individual,

Mr, Mrs, Miss etc.	Surname*	Forenames
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(b) if a body corporate, the corporate name and registered number (if any):

Corporate Name	Registered Number
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4 If the name in which the disqualification order was made was different from that at 3 above, the name in which that order was made:

(a) if an individual,

Mr, Mrs, Miss etc.	Surname*	Forenames
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(b) if a body corporate, the corporate name and registered number (if any):

Corporate Name	Registered Number
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5 Name of company in respect of which leave was granted, or in the case of leave to promote or form a company, the proposed name of the company where it is available, or if not, a brief description of the activities of the company:

*"Surname" in the case of a peer or person usually known by a title different from his surname means that title

6 Date on which leave was granted

Day	Month	Year
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7 Activity for which leave was granted:†

† Please tick appropriate box(es)

Promotion

Liquidation

Formation

Receivership or management of the property of the company

Directorship or other participation in management

Signed _____ Date _____

Name _____ Position _____ Court _____

Please send this form to:—

Department of Economic Development
 Companies Registry
 I.D.B. House
 64 Chichester House
 BELFAST BT1 4JX

**Particulars of the variation or quashing
on appeal of a disqualification order**

FORM No.

D.O.4

COMPANIES (NORTHERN IRELAND) ORDER 1986

I herewith furnish the Department of Economic Development, as required by the Companies (Disqualification Orders) Regulations (Northern Ireland) 1986, with the following particulars of the variation or quashing on appeal of a disqualification order made by this court under the Companies (Northern Ireland) Order 1986.

1 Date on which disqualification order was made by this court:

Day	Month	Year
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2 Name of person against whom disqualification order was made:

**"Surname" in the case of a peer or person usually known by a title different from his surname means that title

(a) if an individual,

Mr, Mrs, Miss etc.	Surname*	Forenames
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(b) if a body corporate, the corporate name and registered number (if any):

Corporate Name	Registered Number
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3 Name of court which heard appeal against the above order:

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† Please tick appropriate box

4 Result of appeal:†

(a) order quashed

(b) order varied

if (b), state period of disqualification now specified in the order (to run from the date on which the order was originally made):

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Signed _____ Date _____

Name _____ Position _____ Court _____

Please send this form to:—

Department of Economic Development
Companies Registry
I.D.B. House
64 Chichester House
BELFAST BT1 4JX

EXPLANATORY NOTE

(This note is not part of the Regulations.)

These regulations revoke and replace the Companies (Disqualification Orders) Regulations (Northern Ireland) 1983 as a consequence of the consolidation of the Companies Acts (Northern Ireland) 1960 to 1983 by the Companies (Northern Ireland) Order 1986.

These regulations require certain court officers to provide the Department of Economic Development with particulars of disqualification orders and the granting of leave in relation to, or the variation or quashing on appeal of, such orders. They also specify the form, time and manner in which such particulars must be given.