

1990 No. 246 (C. 9)**COMPANIES****The Companies (1990 Order) (Commencement No. 1)
Order (Northern Ireland) 1990***Made**27th June 1990*

The Department of Economic Development, in exercise of the powers conferred on it by Article 1 of the Companies (Northern Ireland) Order 1990(a) and paragraph 2(1) of Schedule 1 to the Northern Ireland Act 1974(b) and of every other power enabling it in that behalf, hereby makes the following Order:

Citation and interpretation

1. This Order may be cited as the Companies (1990 Order) (Commencement No. 1) Order (Northern Ireland) 1990.

2. In this Order "the 1986 Order" means the Companies (Northern Ireland) Order 1986(c) and "the 1990 Order" means the Companies (Northern Ireland) Order 1990.

Provisions of Parts I and II of the 1990 Order brought into operation by this Order

3. The provisions of Article 1 of the 1990 Order, in so far as they are not already in operation, and Article 2 of that Order shall come into operation on 1st August 1990.

4. The provisions of Part II of the 1990 Order specified in the first column of Schedule 1 shall come into operation:

- (a) in the case of paragraph 22 of Schedule 10 to the 1990 Order and Article 25 of that Order so far as it relates to that paragraph, on 1st October 1990,
- (b) in the case of the remaining provisions so specified, on 1st August 1990,

for the purposes specified in the second column of that Schedule, subject to the transitional and saving provisions set out in Articles 5 to 8.

Transitional and saving provisions relating to Part II of the 1990 Order

5. In Articles 5 to 8 of this Order, and Schedules 2 and 3 thereto, expressions have the same meaning as in the 1986 Order as amended by the 1990 Order and:

(a) S.I. 1990/593 (N.I. 5)

(b) 1974 c. 28

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

“the old Part VIII” means the provisions of Part VIII of the 1986 Order(a), together with any other provision of that Order necessary for their interpretation or operation, prior to any repeal, re-enactment or amendment of those provisions by the provisions of Part II of the 1990 Order;

“the new Part VIII” means the provisions of Part VIII of the 1986 Order, together with any other provision of that Order necessary for the interpretation or operation of those provisions, subject to any repeal, re-enactment or amendment of those provisions by the provisions of Part II of the 1990 Order brought into operation by this Order; and

“relevant financial year” means a financial year commencing on a date prior to 1st April 1990.

6.—(1) The provisions of the new Part VIII shall have effect subject to the transitional and saving provisions set out in Schedule 2.

(2) In Schedule 2, Part I sets out general transitional and saving provisions and Part II sets out specific transitional and saving provisions with respect to a relevant financial year of a company.

7. Article 25 of, and Schedule 10 to, the 1990 Order shall have effect subject to the transitional and saving provisions set out in Schedule 3.

8. The transitional and saving provisions set out in this Order relating to both the new and the old Part VIII shall have effect (so far as applicable) in relation to any body corporate to which Part VIII of the 1986 Order is applied (whether or not subject to modification) by any statutory provision as they have effect in relation to a company, unless the context otherwise requires, and accordingly references therein to a company shall be construed as including such a body corporate.

Saving for the Interpretation Act (Northern Ireland) 1954

9. Nothing in Articles 5 to 8 of, or Schedules 2 and 3 to, this Order is to be taken as prejudicing the application of sections 28 and 29 of the Interpretation Act (Northern Ireland) 1954(b).

Provisions of Part III of the 1990 Order brought into operation by this Order

10. The provisions of Part III of the 1990 Order specified in the first column of Schedule 4 shall come into operation on 1st August 1990 for the purposes specified in the second column thereof.

Repeals

11.—(1) The repeals effected by Schedule 15 to the 1990 Order in or of Articles 1(2), 2(3), 428(2)(b) of and Schedules 2, 4, 6, 9, 11, 21 and 23

(a) Part VIII of the Companies (Northern Ireland) Order 1986 has been amended by the Financial Services Act 1986 (c. 60), the Banking Act 1987 (c. 22), the Insolvency (Northern Ireland) Order 1989 (S.I. 1989/2405 (N.I. 19)) as well as by the Companies (Accounting Thresholds) (Modification) Regulations (Northern Ireland) 1987 (S.R. 1987 No. 37)

(b) 1954 c. 33 (N.I.)

(except insofar as Schedule 15 repeals the entries relating to Articles 253(1) and (2) and 397(9)) to the 1986 Order (subject to paragraph 2), Article 3(1) of the Industrial Relations (Northern Ireland) Order 1987(a), and Schedule 9 to the Insolvency (Northern Ireland) Order 1989(b) together with Articles 26 and 57 so far as relating to these repeals, shall come into operation on 1st August 1990.

(2) Where paragraph (1) states that a repeal is subject to this paragraph, that repeal is to be subject to any relevant transitional or saving provisions made by any provision of this Order.

Sealed with the Official Seal of the Department of Economic
Development on 27th June 1990.

(L.S.)

R. G. Smartt

Assistant Secretary

(a) S.I. 1987/936 (N.I. 9)
(b) S.I. 1989/2405 (N.I. 19)

**Provisions of Part II of the 1990 Order to be brought into operation by
this Order**

<i>Provision of Part II</i>	<i>Purposes for which to be in operation</i>
Article 3 (Introduction).	For the purposes of any provision or part thereof brought into operation by this Order.
Article 4 (Accounting records).	For all purposes.
Article 5 (A company's financial year and accounting reference periods).	For all purposes.
Article 6 (Individual company accounts).	For all purposes.
Article 7 (Group accounts).	For all purposes.
Article 8 (Additional disclosure required in notes to accounts).	For all purposes.
Article 9 (Approval and signing of accounts).	For all purposes except the insertion of Article 241(5) into Part VIII of the 1986 Order.
Article 10 (Directors' report).	For all purposes.
Article 11 (Auditors' report).	For all purposes.
Article 12 (Publication of accounts and reports).	For all purposes.
Article 13 (Laying and delivering of accounts and reports).	For all purposes except the insertion of Article 250A into the 1986 Order.
Article 15 (Small and medium-sized companies and groups).	For all purposes.
Article 16 (Dormant companies).	For all purposes.
Article 17 (Public listed companies: provision of summary financial statement).	For all purposes.
Article 18 (Private companies: election to dispense with laying of accounts and reports before general meeting).	For all purposes.
Article 19 (Unlimited companies: exemption from requirement to deliver accounts and reports).	For all purposes.
Article 20 (Banking and insurance companies and groups: special provisions).	For all purposes.
Article 21 (Accounting standards).	For all purposes.
Article 22 (Power to alter accounting requirements).	For all purposes.
Article 23 (Parent and subsidiary undertakings).	For all purposes.
Article 24 (Other interpretation provisions).	For all purposes.

<i>Provision of Part II</i>	<i>Purposes for which to be in operation</i>
Article 25 and Schedule 10 (Consequential amendments).	For all purposes except insofar as paragraph 27(2) of Schedule 10 omits the entries relating to Article 253(1) and (2), insofar as paragraph 27(3) inserts an entry for Article 241(5) and insofar as paragraph 31(1)(b) amends Article 6(3) of the Companies (Northern Ireland) Order 1989(a).

(a) S.I. 1989/2404 (N.I. 18)

PART I

GENERAL TRANSITIONAL AND SAVING PROVISIONS

General Rules

1.—(1) The provisions of this paragraph have effect in addition to the provisions of the Interpretation Act (Northern Ireland) 1954(a) for securing the continuity of the law so far as Part II of the 1990 Order re-enacts (with or without modifications) provisions of the old Part VIII in the new Part VIII.

(2) References (express or implied) in a provision of the new Part VIII or in any other statutory provision to any provision of the new Part VIII shall, so far as the context permits, be construed as including, in connection with a relevant financial year of a company or otherwise in connection with events, circumstances or purposes occurring before the coming into operation of the provisions of the 1990 Order, a reference to the corresponding provision of the old Part VIII.

(3) Where an offence has been committed for the continuance of which a penalty was provided for under any provision of the old Part VIII, proceedings may be taken under the corresponding provision of the new Part VIII in respect of the continuance of the offence on and after 1st August 1990 in the like manner as if the offence had been committed under the corresponding provision.

(4) Where any period of time specified in any provision of the old Part VIII is current immediately prior to 1st August 1990, and there is a corresponding provision of the new Part VIII, the new Part VIII shall have effect as if that corresponding provision had been in force when that period began to run.

(5) The provisions of this paragraph have effect subject to any specific transitional or saving provisions made by this Order.

Application of Article 253 of the old Part VIII

2. Article 253 of the old Part VIII shall have effect for any financial year of a company other than a relevant financial year as if the references in paragraph (2) thereof to Articles 237(5) to (7) and Article 238 were references to Articles 235, 239 and 240 of the new Part VIII and to paragraph 3 of this Schedule.

Insurance Groups

3.—(1) Notwithstanding any provision of the new Part VIII, the directors of the parent company of an insurance group (within the meaning of Article 263A(4) thereof) which is required by Article 235 thereof to prepare group accounts may prepare those accounts for any financial year ending prior to 1st January 1994 in other than consolidated form, if:

- (a) an undertaking within the group is authorised to carry on both long term and general business (those expressions having the meaning ascribed to them by section 1 of the Insurance Companies Act 1982(b)) or the group comprises one or more undertakings authorised to carry on long term business and one or more undertakings authorised to carry on general business; and
- (b) that form would have been permitted by Article 237(6) of the old Part VIII.

(2) Where the parent company of an insurance group takes advantage of sub-paragraph (1), the provisions of the new Part VIII shall apply with respect to such alternate-form group accounts (and in particular their content) with any necessary

(a) 1954 c. 33 (N.I.)

(b) 1982 c. 50

modifications as a consequence of their being other than in consolidated form.

(3) The provisions of this paragraph take effect subject to Part II of this Schedule.

Article 232 (Accounting reference periods and accounting reference date)

4. A company incorporated prior to 1st February 1990 shall not be entitled to serve a notice under Article 232(2) of the new Part VIII.

Article 239 (Disclosure required in notes to accounts: related undertakings)

5. Where a company has, prior to 1st August 1990, obtained the agreement of the Department under paragraphs 3, 10 or 21 of Schedule 5 of the old Part VIII to the non-disclosure in the company's accounts, for certain accounting reference periods, of the information referred to in those paragraphs, it need not comply with the requirements of Article 239(4) of the new Part VIII in relation to its annual accounts for those periods.

Schedule 4: Paragraph 34 (Revaluation reserve)

6. The amendments made by paragraph 6 of Schedule 1 to the 1990 Order to paragraph 34 of Schedule 4 to the 1986 Order shall not be construed as requiring the reinstatement of any amount to the revaluation reserve with respect to any reduction of that reserve which took place in a financial year of a company prior to the first financial year for which the company is required to prepare accounts under the new Part VIII.

Schedule 4A: Paragraphs 7 to 12 (Acquisition and merger accounting)

7.—(1) Paragraphs 7 to 12 of Schedule 4A of new Part VIII shall not be construed as requiring:

- (a) an old acquisition accounted for by way of the merger method of accounting to be accounted for by the acquisition method; or
- (b) the re-calculation of any set-off made with respect to an old acquisition or as requiring any re-assessment of the values at which any assets or liabilities acquired as a result of such an acquisition are included in the group accounts.

(2) For the purposes of sub-paragraph (1), an "old acquisition" is an acquisition of a subsidiary undertaking which has been accounted for, in group accounts which a company was required to prepare for a financial year under old Part VIII, by way of the merger method or acquisition method of accounting as recognised by generally accepted accounting principles or practice at the time.

8.—(1) This paragraph has effect with respect to the application of paragraph 9 of Schedule 4A of the new Part VIII to an existing subsidiary undertaking which is required to be included by way of full consolidation in a company's group accounts under new Part VIII, but which has not previously been so included in any group accounts prepared by the company under old Part VIII.

(2) Where, for the purposes of paragraph 9(2) of Schedule 4A, the information needed to calculate the fair values of the identifiable assets and liabilities of the existing subsidiary undertaking is not available or cannot be obtained without unreasonable expense or delay, the calculation may be based upon the earliest recorded values of those assets and liabilities available after the date of the acquisition, provided that the notes to the accounts disclose the date of the valuations used.

(3) Where the information needed to calculate the set-off required by paragraph 9(4) of Schedule 4A is not available or cannot be obtained without unreasonable expense or delay, the calculation may be based upon the earliest recorded information available after the date of acquisition, provided that the notes to the accounts disclose the date of the information used.

(4) For the purposes of this paragraph, an existing subsidiary undertaking is one acquired by a company during a financial year prior to the first financial year for which it is required to prepare accounts under the new Part VIII.

Schedule 4A: Paragraph 14 (Disclosure of goodwill written off)

9. In the case of acquisitions made prior to 1st April 1990, no amount need be included in any figure required to be disclosed under paragraph 14 of Schedule 4A of the new Part VIII, or (if all relevant acquisitions were made prior to that date) no figure need be disclosed, if the information necessary to calculate the amount or figure with material accuracy is unavailable or cannot be obtained without unreasonable expense and delay, provided it is disclosed in the notes to the accounts that an amount has not been included or the figure has not been disclosed on these grounds.

Schedule 4A: Paragraph 19 (Joint ventures)

10.—(1) Paragraph 19(2) of Schedule 4A of the new Part VIII shall not be construed as requiring the re-calculation of any set-off made with respect to an old joint venture or as requiring any re-assessment of the values at which any assets or liabilities of the old joint venture are included in the group accounts.

(2) For the purposes of sub-paragraph (1), an “old joint venture” is a joint venture, within the meaning of paragraph 19(1) of Schedule 4A, which has been accounted for by the method of proportional consolidation in group accounts which a company was required to prepare for a financial year under the old Part VIII.

Schedule 4A: Paragraphs 18 and 22 (Subsidiaries excluded from consolidation and associated undertakings)

11.—(1) This paragraph has effect with respect to the application of paragraphs 18 and 22 of Schedule 4A of the new Part VIII to an existing undertaking which is required to be included by way of the equity method in a company’s group accounts under new Part VIII, but which has not previously been so included (or included by way of full consolidation) in any group accounts prepared by the company under old Part VIII.

(2) Where the information needed to make any calculation required by the equity method in connection with an existing undertaking is not available or cannot be obtained without unreasonable expense or delay, the calculation may be based upon the earliest recorded information available after the date of the acquisition of the appropriate interest in the undertaking concerned, provided that the notes to the accounts disclose the date of the information used.

(3) For the purposes of this paragraph, an “existing undertaking” is an associated or subsidiary undertaking the appropriate interest in which was acquired during a financial year prior to the first financial year for which a company is required to prepare accounts under the new Part VIII.

PART II

TRANSITIONAL AND SAVING PROVISIONS WITH RESPECT TO ACCOUNTS AND REPORTS FOR RELEVANT FINANCIAL YEARS

General Rules

12.—(1) Subject to the exceptions set out in paragraph 13:

(a) the provisions of the old Part VIII shall continue to have effect with respect to a relevant financial year of a company, and in particular a company’s accounts (within the meaning of Article 247 of the old Part VIII) for a relevant financial year; and

- (b) the provisions of the new Part VIII shall not have effect with respect to such a financial year or, in particular, such accounts.

Provisions of new Part VIII to be applicable with respect to any financial year

13.—(1) Insofar as paragraph 12 would otherwise to any extent disapply Articles 229, 230, 264 or 265 of the new Part VIII or continue in force Articles 229 to 231 and 264 of the old Part VIII, it shall not do so.

(2) Subject to the provisions of this Part of this Schedule, the following Articles of the new Part VIII, together with any other provision of the 1986 Order (as amended by the 1990 Order) to the extent necessary for their interpretation or operation, shall, notwithstanding paragraph 12, have effect, as from 1st August 1990, with respect to any financial year of a company:

- (a) Articles 231 to 233 (which shall have effect, insofar as they apply with respect to a relevant financial year, in place of Articles 232 to 234 of the old Part VIII);
- (b) Article 247 (which shall have effect, insofar as it applies with respect to a relevant financial year, in place of Article 254 of the old Part VIII);
- (c) Article 248 (which shall have effect, insofar as it applies with respect to a relevant financial year, in place of Articles 262 and 263 of the old Part VIII);
- (d) Article 259; and
- (e) Articles 260 and 261.

Articles 231 and 233

14. Articles 231 and 233 shall have effect with respect to a relevant financial year as if the references:

- (a) in Article 231(5) to “parent company” and “subsidiary undertakings” were references to “holding company” and “subsidiaries” respectively; and
- (b) in Article 233(2) and (4) to “parent undertaking” and “subsidiary undertaking” were references to “holding company” and “subsidiary” respectively.

within the meaning of Article 4 of the 1986 Order.

Article 247

15. Article 247 shall have effect with respect to a relevant financial year as if the reference in paragraph (1) thereof to a copy of the company’s last annual accounts and directors’ report and a copy of the auditors’ report on those accounts was a reference to the documents referred to in Article 247 of the old Part VIII and as if the reference to Article 246 in paragraph (2) thereof was a reference to Article 248 of the old Part VIII.

Article 248

16.—(1) Article 248 shall apply with respect to accounts for a relevant financial year as if:

- (a) the references in paragraphs (1) and (3) thereof to Article 243 were to Articles 244 and (where appropriate) 270 of the old Part VIII;
- (b) the reference in paragraph (3)(d) thereof to Article 245(3) was a reference to Article 245(4) of the old Part VIII;
- (c) the reference in paragraph (5) thereof to Article 250 was a reference to Article 249(3) of the old Part VIII; and
- (d) the word “subsidiaries” (within the meaning of Article 4 of the 1986 Order) was substituted for the words “subsidiary undertakings” in paragraph (5)(b).

(2) Accounts delivered to the registrar in modified form in reliance on Articles 255 to 259 of the old Part VIII shall be regarded as statutory accounts for the purposes of Article 248, and references in that Article to the auditors' report under Article 243 shall be read, in relation to accounts so delivered, as references to the special report under paragraph 10 of Schedule 8 to old Part VIII.

Article 259

17.—(1) Article 259 shall apply with respect to a relevant financial year as if:

- (a) the references in paragraphs (1) and (2) thereof to Article 246(1) were references to Article 248(1) of the old Part VIII;
- (b) the references therein to the company's annual accounts were references to the documents referred to in Article 247(a) and (d) of the old Part VIII;
- (c) the reference in paragraph 4(d) thereof to Article 245(3) was a reference to Article 245(4) of the old Part VIII; and

(2) The repeal of the existing Article 259 of the 1986 Order by Articles 3 and 17 of the 1990 Order shall not affect the continued operation of any regulations previously made thereunder(a).

Articles 260 and 261

18. Articles 260 and 261 shall apply with respect to a relevant financial year as if:

- (a) the references therein to Article 246(1) were references to Article 248(1) of the old Part VIII;
- (b) the reference in Article 260(3)(a) to Article 243(1) was a reference to Article 244(1) of the old Part VIII;
- (c) the reference in Article 260(4) to Article 249 was a reference to Article 249(1) of the old Part VIII; and
- (d) the reference in Article 261(1) to Article 246(5) was a reference to Article 248(5) of the old Part VIII.

(a) The Department has exercised its powers under Article 259, so as to amend the conditions for qualification as a small or medium-sized company, in the Companies (Accounting Thresholds) (Modification) Regulations (Northern Ireland) 1987 (S.R. 1987 No. 37)

Transitional and Saving Provisions relating to Schedule 10 to the 1990 Order

1.—(1) The consequential amendments made by the paragraphs of Schedule 10 to which this paragraph applies shall, so far as they would otherwise have effect with respect to a statement of accounts of a body corporate or any report of its directors or auditors for or otherwise concerning a financial year commencing prior to 1st April 1990, or part of such a year, be treated as not having been made.

(2) This paragraph applies to paragraphs 1 (insofar as it omits the definition of “authorised institution”), 2, 3, 7, 8, 10, 11, 14, 19, 23 and 24 of Schedule 10.

(3) This paragraph is without prejudice to the operation of paragraph 1(2) of Schedule 2 to this Order in relation to any amendment of a statutory provision effected by a provision of Schedule 10.

2. Paragraph 27 of Schedule 10 shall have effect subject to the transitional and saving provisions set out in Part II of Schedule 2 to this Order.

3.—(1) Article 649 of the 1986 Order, inserted by paragraph 18 of Schedule 10, shall not apply with respect to a financial year of a Part XXIII company commencing on a date prior to 1st April 1990 but the directors of such a company shall prepare such accounts (including such notes to the accounts) for such a financial year in such form, and containing such information, as would have been required of them under the provisions of Article 649(1) of the unamended 1986 Order.

(2) Articles 651 and 652 of the amended 1986 Order shall apply to accounts prepared under sub-paragraph (1) as they do to accounts prepared under Article 649 of the amended 1986 Order.

(3) For the purposes of this paragraph, “the unamended 1986 Order” means the provisions of the 1986 Order prior to their amendment by the provisions of the 1990 Order and “the amended 1986 Order” means the provisions of the 1986 Order after being so amended.

Provisions of Part III of the 1990 Order coming into operation on 1st August 1990

<i>Provisions of Part III</i>	<i>Purposes</i>
Article 27 (Introduction).	For the purposes of any provision brought into operation by Article 10 of this Order.
Article 33 (Supervisory bodies).	For all purposes.
Article 34 (Meaning of "appropriate qualification").	For purposes relating to the recognition of supervisory bodies under Schedule 11 to the 1990 Order and for the purpose of enabling the Department to approve a qualification under the provisions of Article 34(4) and (5).
Article 35 (Qualifying bodies and recognised professional qualifications).	For all purposes.
Article 36 (Approval of overseas qualifications).	For all purposes.
Article 39 (Matters to be notified to the Department).	For all purposes.
Article 40 (Power to call for information).	For all purposes.
Article 41 (Compliance orders).	For all purposes.
Article 42 (Directions to comply with international obligations).	For all purposes.
Article 43(1) and (4) (False and misleading statements in connection with application or in purported compliance with requirement).	For the purposes of an application under any provision brought into operation by Article 10 of this Order or of any requirement imposed under any such provision.
Article 43(3) (False and misleading statements as to recognised status).	For all purposes.
Article 43(5) and (6)	For the purposes of Article 43(3).
Article 44 (Offences by bodies corporate, partnerships and unincorporated associations).	For the purposes of any provision brought into operation by Article 10 of this Order.
Article 45 (Time limits for prosecution of offences).	For the purposes of any provision brought into operation by Article 10 of this Order.
Article 46 (Jurisdiction and procedure in respect of offences).	For the purposes of any provision brought into operation by Article 10 of this Order.
Article 47 (Fees).	For all purposes.
Article 49(1) (Restrictive practices).	For all purposes.
Article 50(1) and (2) (Exemption from liability for damages — recognised supervisory bodies).	For all purposes.

<i>Provisions of Part III</i>	<i>Purposes</i>
Article 51 (Service of notices).	For the purposes of any provision brought into operation by Article 10 of this Order.
Article 52 (Power to make consequential amendments).	For all purposes.
Article 53 (Power to make provision in consequence of changes affecting accountancy bodies).	For all purposes.
Article 54 (Meaning of "associate").	For the purposes of any provision brought into operation by Article 10 of this Order.
Article 55 (Minor definitions).	For the purposes of any provision brought into operation by Article 10 of this Order.
Article 56 (Index of defined expressions).	For the purposes of any provision brought into operation by Article 10 of this Order.
Schedule 11 (Recognition of supervisory body).	For all purposes.
Schedule 12 (Recognition of professional qualification).	For all purposes.
Schedule 14 (Supervisory and qualifying bodies: restrictive practices).	For all purposes.

EXPLANATORY NOTE

(This note is not part of the Order.)

This Order brings into operation certain of the provisions of the Companies (Northern Ireland) Order 1990 ("the 1990 Order").

Article 4 brings into operation the provisions of Part II of the 1990 Order (Company Accounts) with the exception of Articles 9 (insofar as it inserts a new Article 241(5) into the Companies (Northern Ireland) Order 1986 ("the 1986 Order") (Offence where annual accounts approved which are defective)); 13 (insofar as it inserts a new Article 250A into the 1986 Order (Civil penalty for failure to deliver accounts)) and 14 (Remedies for failure to comply with accounting requirements), which will be brought into operation by a later Order.

The provisions of Part II brought into operation by this Order come into operation on 1st August 1990 except for one consequential amendment to the 1986 Order which comes into operation on 1st October 1990.

Articles 5 to 8 of, and Schedules 2 and 3 to, this Order set out a number of transitional and saving provisions which relate to the commencement of Part II. Most importantly, with certain exceptions, the existing rules relating to the accounts and reports of companies will continue to have effect for financial years of a company commencing prior to 1st April 1990 instead of the amended provisions inserted by the 1990 Order. Saving provisions are made to ensure the continuity of the law between the old and the new Part VIII of the 1986 Order.

Article 10 brings into operation on 1st August 1990 those provisions of Part III of the 1990 Order (Regulation of Auditors) necessary to enable recognition to be granted to supervisory bodies and to professional qualifications (including overseas qualifications). Article 10 also brings into operation on the same date the provisions of Part III relating to the withdrawal of recognition from such bodies and qualifications, to the ability of the Department to obtain a compliance order, to information to be supplied by recognised supervisory bodies or by bodies offering a recognised qualification, to the payment of fees and to the position of supervisory bodies and bodies offering recognised qualifications under competition law. Also brought into operation thereby on that date are provisions of Part III exempting a recognised supervisory body from liability for damages in certain circumstances and provisions concerning false and misleading statements made in connection with applications for recognition, recognised status or with requirements imposed on recognised supervisory bodies or bodies offering a recognised qualification.

Article 11 brings into operation the provisions of Articles 26 and 57 of and Schedule 15 to the 1990 Order which set out the repeals of statutory provisions made by that Order to the extent that they relate to the other provisions of the 1990 Order brought into operation by this Order on the date those provisions come into operation.

1990 No. 247

This Order has been exempted from printing by the Statutory Rules (Northern Ireland) Order 1979. A summary is given in the List of Statutory Rules of a Local Character under the heading **ROADS**.