

Status: Point in time view as at 01/02/1991.

Changes to legislation: There are currently no known outstanding effects for the Friendly Societies Act 1974, SCHEDULE 9. (See end of Document for details)

SCHEDULES

SCHEDULE 9

Section 116(1).

AMENDMENTS OF OTHER ENACTMENTS

Modifications etc. (not altering text)

- C1** The text of Schedule 9 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991

The Friendly Societies Act 1896 (c. 25)

- 1 In section 22(2) of the Friendly Societies Act 1896 for the words “This section” there shall be substituted the words “Section 52 of the Friendly Societies Act 1974”.

The Industrial Assurance Act 1923 (c. 8)

- 2 In section 3 of the Industrial Assurance Act 1923, after the word “provisions” there shall be inserted the words “of sections 72 and 73 of the Friendly Societies Act 1974 as they apply to collecting societies and”.
- 3 In section 8 of the said Act—
- (a) in subsection (2)(b), for the words “except where section 10(2) of the Friendly Societies Act 1971 applies” there shall be substituted the words “subject to subsection (4) of this section”; and
 - (b) at the end thereof there shall be added the following subsection:—

“(4) Nothing in paragraph (a) of subsection (2) of this section shall require the inclusion in the rules of a collecting society of tables relating to policies issued in pursuance of approved group insurance business, within the meaning of section 65 of the Friendly Societies Act 1974, conducted by the society.”
- 4 In section 20(1)(b) of the said Act, after the word “conferred” there shall be inserted the words “on collecting societies by paragraph 2(d) of Schedule I to the Friendly Societies Act 1974 and on industrial assurance companies”.
- 5 In section 36 of the said Act—
- (a) in subsection (1), for the words from the beginning to “application” there shall be substituted the words “Sections 82 and 83 of the Friendly Societies Act 1974 in their application”, and after the word “modifications” there

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shall be inserted the words— “ (i) subsections (3) and (5) of section 82 shall be omitted ; and ”;

- (b) in subsection (2), for the words “The said sections”there shall be substituted the words “Sections 82 and 83 of that Act”, for the words “subsection (3) of the said section I” there shall be substituted the words “subsection (2) of the said section 82”and the words from “and section seventy-one”to the end of the subsection shall be omitted.

The Industrial Assurance and Friendly Societies Act 1948 (c. 39)

- 6 In section I of the Industrial Assurance and Friendly Societies Act 1948, for the words “registered friendly societies”there shall be substituted the words “collecting societies”.
- 7 In section 2(5) of the said Act, after the words “1929”there shall be inserted the words “ or by any registered friendly society in exercise of any power conferred by Paragraph (2)(d) of Schedule I to the Friendly Societies Act 1974 or Paragraph 2 of Schedule 6 to that Act ”.
- 8 In section 7 of the said Act, after the words “section six thereof”there shall be inserted the words “and section 71 of, and paragraph (2)(d) of Schedule I to, the Friendly Societies Act 1974”.
- 9 In section 10 of the said Act, in subsection (1) as originally enacted, for the words “one shilling”there shall be substituted the words “ ten pence ”.
- 10 (1) In section 11(1) of the said Act—
- (a) for the words from “Subsections (2)”to “this Act”, where next occurring, there shall be substituted the words “Sections 72 and 73(2) of the Friendly Societies Act 1974”;
 - (b) for the words “the First Schedule to this Act”, in both places where they occur, there shall be substituted the words “Schedule 5 to the said Act of 1974”; and
 - (c) for the words “section two (2) of this Act”there shall be substituted the words “section 72(1) of the said Act of 1974”.
- (2) In section 11 (2) of the said Act, after the words “this Act”there shall be inserted the words “and of the said Act of 1974”.
- 11 In section 12(2) of the said Act, the words “A collecting society and”shall be omitted and at the end of the subsection there shall be inserted the words “ and a collecting society shall cause to be set out, in every premium receipt book provided by them after the coming into operation of the Friendly Societies Act 1974 for use in respect of policies of industrial assurance the matters specified in that Schedule relating to the provisions mentioned in that Schedule of the Act of 1923, of this Act, of the said Act of 1974 and of regulations made for the purposes of the said section 8 ”.

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- 12 In section 16(4) of the said Act, for the words “Act of 1896” there shall be substituted the words “Friendly Societies Act 1974”
- 13 In section 23(1)(a) of the said Act, for the words “section eight of the Act of 1896” there shall be substituted the words “Schedule I to the Friendly Societies Act 1974”, and after the words “that Act” there shall be inserted the words “or the Friendly Societies Act 1896”.
- 14 In Schedule I to the said Act—
- (a) in paragraph 3, for the words “such society or company” and the words in sub-paragraph (b) “society or company” there shall be substituted the words “company or by a registered friendly society”;
 - (b) for paragraph 4 there shall be substituted the following paragraph—

“4 The provisions of paragraphs 4, 5, 8, 9 and 10 of Schedule 5 to the Friendly Societies Act 1974 shall apply in relation to certificates of death for the purposes of this Schedule and the issue of duplicates thereof”
- and
- (c) in paragraph 6 for the words “as mentioned in the last preceding paragraph, the society or company” there shall be substituted the words “in accordance with regulations under paragraph 5 of Schedule 5 to the Friendly Societies Act 1974, the company”.
- 15 In Schedule 3 to the said Act—
- (a) in paragraph (b), after the words “section 2” there shall be inserted the words “(in the case of industrial assurance companies only)”;
 - (b) in paragraph (c), at the beginning there shall be inserted the words “In the case of industrial assurance companies only”, and at the end there shall be inserted the following paragraph—

“(d) In the case of collecting societies only, as to the following provisions of the Friendly Societies Act 1974, a statement which in the opinion of the Commissioner sufficiently sets forth the effect thereof—

Section 71(1) to (4) and Schedule 6 paragraph 3	Payments on deaths of children under 10 years of age.
Sections 72 and 73(2)	Insurances on life of parent or grandparent; limit on amount and prohibition of assignment or charge.
Schedule 5	Death certificates in connection with payments referred to in section 72 of that Act.”

The Friendly Societies Act 1955 (4 & 5 Eliz. 2. c. 19)

- 16 In section 9 of the Friendly Societies Act 1955, in subsections (1) and (2) as originally enacted, and in the provision substituted for the said subsection (2) by paragraph 17 of Schedule 27 to the ^{MI} Social Security Act 1973, for the words

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“friendly society” and “society” in each place where they occur, there shall be substituted the words, “trade union”, and subsection (3) shall be omitted.

Marginal Citations

M1 1973 c. 38.

17 **F1**

Textual Amendments

F1 Sch. 9 para. 17 repealed by [Mental Health \(Scotland\) Act 1984 \(c. 36, SIF 85\)](#), s. 127(2), [Sch. 5](#)

The Industrial and Provident Societies Act 1965 (c. 12)

- 18 In section II of the Industrial and Provident Societies Act 1965—
- (a) in subsection (1), for the words “section 8(1) of the Societies (Miscellaneous Provisions) Act 1940” there shall be substituted the words “section 47(1) of the Friendly Societies Act 1974”;
 - (b) in subsection (2), for the words “said Act of 1940” there shall be substituted the words “Societies (Miscellaneous Provisions) Act 1940”.

The Administration of Estates (Small Payments) Act 1965 (c. 32)

- 19 In section 5(1) of the Administration of Estates (Small Payments) Act 1965, after the words “of this Act” there shall be inserted the words “or to section 66(1) and (2), 67 or 68 of the Friendly Societies Act 1974”.

- 20 In section 6 of the said Act of 1965—
- (a) in subsection (1) in paragraph (b) the word “and” where first occurring, shall be omitted, after the words “Parliamentary and other Pensions Act 1972” there shall be inserted the words “and section 68 of the Friendly Societies Act 1974” and after paragraph (d) there shall be inserted the words ; “and
 - (e) sections 66 and 67 of the said Act of 1974 (which contain provisions similar to the enactments to which section 2 of this Act relates but subject to a limit of £500)”;
 - (b) in subsection (2), at the end thereof there shall be inserted the words “and that any such order made by virtue of subsection (1)(e) of this section shall apply in relation to any nomination delivered at or sent to the appropriate office, or made in the appropriate book, after the expiration of a period of one month beginning with the date on which the order comes into force”.

The Public Expenditure and Receipts Act 1968 (c. 14)

- 21 In Schedule 3 to the Public Expenditure and Receipts Act 1968, in column 1, in paragraph I(b) for the words “The Friendly Societies Act 1896 (c.25) section 97” there shall be substituted the words “The Friendly Societies Act 1974 (c. 46) section 106 and Schedule 5, paragraph 8” and the words “The Industrial Assurance and Friendly Societies Act 1948 (c. 39) Schedule 1, paragraph 7” shall be omitted.

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The Friendly and Industrial and Provident Societies Act 1968 (c. 55)

22 In section 17(2) of the Friendly and Industrial and Provident Societies Act 1968, for the words from “an actuary” to the end of the subsection there shall be substituted the words “a qualified actuary within the meaning of the Friendly Societies Act 1974.”.

23 F2

Textual Amendments

F2 Sch. 9 para. 23 repealed by Income and Corporation Taxes Act 1988 (c. 1, SIF 63:1), s. 844(4), Sch. 31

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