



Friendly Societies Act 1974

1974 CHAPTER 46

Accounts, audit and auditors

34 Notice of resolutions relating to appointment and removal of auditors.

- (1) A resolution at a general meeting of a registered society or branch—
 - (a) appointing another person as auditor in place of a retiring qualified auditor, or
 - (b) providing expressly that a retiring qualified auditor shall not be reappointed,shall not be effective unless notice of the intention to move the resolution has been given to the society or branch not less than twenty-eight days before the meeting at which it is moved.
- (2) Where notice of the intention to move any such resolution has been given under subsection (1) above to a society or branch which is required by its rules to give notice to its members of the meeting at which the resolution is to be moved, the society or branch shall, if it is practical to do so, give them notice of the resolution at the same time and in the same manner as it gives notice of the meeting.
- (3) Where notice of the intention to move any such resolution has been given to a registered society or branch under subsection (1) above, and that society or branch does not give notice of the resolution under subsection (2) above, it shall give notice of the resolution to its members not less than fourteen days before the meeting at which the resolution is to be moved either by advertisement in a newspaper having an appropriate circulation or in any other way allowed by the rules of the society or branch.
- (4) Where—
 - (a) for any of the reasons mentioned in section 33(2) above, an intended resolution to appoint some person or persons in place of a retiring qualified auditor cannot be proceeded with at the meeting, and
 - (b) by the rules of the registered society or branch an auditor can only be appointed by a resolution passed at a general meeting after notice of the intended resolution has been given to the society or branch before the meeting;

Changes to legislation: There are currently no known outstanding effects for the Friendly Societies Act 1974, Section 34. (See end of Document for details)

a resolution passed at that meeting reappointing the retiring auditor or appointing an auditor in place of the retiring auditor shall be effective notwithstanding that no notice of that resolution has been given to the society or branch under its rules.

- (5) Any provision in this section which requires notice to be given to the members of a society or branch shall be construed, in the case of a meeting of delegates appointed by members, as requiring the notice to be given to the delegates so appointed.

Modifications etc. (not altering text)

- C1** By [Friendly Societies Act 1992 \(c. 40\)](#), s. 95, [Sch. 16 para.12](#) (with ss. 7(5) and 93(4)); [S.I. 1993/2213](#), [art. 2 Sch. 6](#) (1.1.1994) it is provided that [ss. 29-45](#) shall cease to have effect in relation to registered friendly societies and registered branches of such societies.

Changes to legislation:

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