

Changes to legislation: Building Societies Act 1986, Part III is up to date with all changes known to be in force on or before 03 July 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULES

SCHEDULE 16

MERGERS: SUPPLEMENTARY PROVISIONS

Modifications etc. (not altering text)

C1 Sch. 16 excluded by S.I. 1986/2168, art. 9(2)(b)(3)

PART III

CONFIRMATION BY [F¹APPROPRIATE AUTHORITY] : PROCEDURE

Textual Amendments

F1 Words in Sch. 16 substituted (1.4.2013) by The Financial Services Act 2012 (Mutual Societies) Order 2013 (S.I. 2013/496), art. 1(1), Sch. 8 para. 59(2) (with Sch. 12)

- 7 An application for confirmation by the [F¹appropriate authority] of an amalgamation or transfer of engagements shall be made in such manner as the [F¹appropriate authority] may [F²direct].

Textual Amendments

F2 Word in Sch. 16 para. 7 substituted (17.8.2001 for certain purposes and otherwise 1.12.2001) by S.I. 2001/2617, arts. 2, 8, 13(1), Sch. 3 Pt. II para. 211(b) (with art. 13(3), Sch. 5); S.I. 2001/3538, art. 2

- 8 (1) Where a building society applies to the [F¹appropriate authority] for confirmation of an amalgamation or transfer or engagements, the society shall publish notice of the application in any one or more of the London Gazette, the Edinburgh Gazette or the Belfast Gazette, as the [F¹appropriate authority] directs and, if it so directs, in one or more newspapers.
- (2) A notice published in pursuance of sub-paragraph (1) above shall—
- (a) state that any interested party has the right to make representations to the [F¹appropriate authority] with respect to the application; and
 - (b) specify a date determined by the [F¹appropriate authority] before which any written representations or notice of a person's intention to make oral representations must be received by the Commission; and
 - (c) specify a date determined by the [F¹appropriate authority] as the day on which it intends to hear any oral representations.

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- 9 (1) After the date specified in pursuance of paragraph 8(2)(b) above, the [^{F1}appropriate authority] shall—
- (a) determine the time and place at which oral representations may be made;
 - (b) give notice of that determination to the building societies participating in the amalgamation or transfer and any persons who have given notice of their intention to make oral representations; and
 - (c) send copies of the written representations received by the [^{F1}appropriate authority] to the building societies participating in the amalgamation or transfer.
- (2) The [^{F1}appropriate authority] shall allow any building society participating in the amalgamation or transfer an opportunity to comment on the written representations, whether at a hearing or in writing before the expiration of such period as the [^{F1}appropriate authority] specifies in a notice to the society.

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 5(11)-(14) inserted by [2007 c. 26 s. 1\(2\)](#)
- s. 5(13)(a) substituted by [S.I. 2013/496 Sch. 8 para. 4\(4\)](#)
- s. 7(6A)-(6C) inserted by [2007 c. 26 s. 1\(1\)\(a\)](#)
- s. 7(8A) inserted by [2007 c. 26 s. 1\(1\)\(c\)](#)
- s. 176ZB excluded by [S.I. 2017/400 reg. 14](#)
- s. 246ZA-246ZC excluded by [S.I. 2017/400 reg. 15](#)
- s. 246ZD excluded by [S.I. 2017/400 reg. 16](#)