
 S T A T U T O R Y I N S T R U M E N T S

1979 No. 937

INDUSTRIAL AND PROVIDENT SOCIETIES
The Industrial and Provident Societies (Credit Unions)
Regulations 1979

<i>Made</i> - - - -	12th July 1979
<i>Laid before Parliament</i>	30th July 1979
<i>Coming into Operation</i>	20th August 1979

The Treasury, in exercise of the powers conferred upon them by sections 70(1) and 71(1) of the Industrial and Provident Societies Act 1965(a), as applied by section 7(2) of the Industrial and Provident Societies Act 1967(b) and section 31(2) of the Credit Unions Act 1979(c), and by the said section 71(1) as extended by sections 1(4) and 5(1) of the said Act of 1967, and of all other powers enabling them in that behalf, hereby make the following regulations:—

Citation and commencement

1. These regulations may be cited as the Industrial and Provident Societies (Credit Unions) Regulations 1979 and shall come into operation on 20th August 1979.

Interpretation

2.—(1) In these regulations unless the context otherwise requires—

“the 1965 Act” means the Industrial and Provident Societies Act 1965;

“the 1967 Act” means the Industrial and Provident Societies Act 1967;

“the 1979 Act” means the Credit Unions Act 1979;

“the 1965 regulations” means the Industrial and Provident Societies Regulations 1965(d);

“the 1967 regulations” means the Industrial and Provident Societies Regulations 1967(e);

“credit union” means a society registered as a credit union under the 1965 Act by virtue of section 1(1) of the 1979 Act.

(2) There shall be substituted for the words “Central Office” and “seal of the Central Office” in any form contained in Schedule 1 to these regulations the words “Assistant Registrar of Friendly Societies for Scotland” or “Signature of the Assistant Registrar of Friendly Societies for Scotland” where the circumstances require.

(a) 1965 c. 12.

(b) 1967 c. 48.

(c) 1979 c. 34.

(d) S.I. 1965/1995 as amended by S.I. 1967/1310 and 1978/1729.

(e) S.I. 1967/1310.

Application of these regulations

3. These regulations shall apply in relation to credit unions, and applications for registration of societies as credit unions, and accordingly when these regulations apply, the 1965 regulations and the 1967 regulations shall not apply.

Forms

4. The forms contained in Schedule 1 to these regulations shall be used for the appropriate matters to which they relate.

Credit union registered in one area carrying on business in another

5. Every application in Form CU 4 to record rules, or amendments of rules, of a credit union in another area, shall be accompanied by two copies of the rules or amendments of rules under the seal or signature of the appropriate registrar for the area where the registration of the rules or amendments took place.

Amendment of rules

6. Every application in Form CU 5 or Form CU 6 to register an amendment of the rules of a credit union shall be accompanied by a statutory declaration in Form CU 7.

Request for cancellation of registration

7. Every request in Form CU 12 to cancel the registration of a credit union shall be accompanied by a sum of money sufficient to defray the expense of publishing as required by section 16(6) of the 1965 Act notices of cancellation in a newspaper and in the London or Edinburgh Gazette.

Amalgamation of credit unions

8. Every application in Form CU 20 to register a special resolution of a credit union for its amalgamation with one or more other credit unions shall be made in duplicate and be accompanied by a statutory declaration in Form CU 22. Such a special resolution shall not be registered until an application to register a special resolution in like terms has been made by the other amalgamating credit union or credit unions.

Transfer of engagements of credit union

9. Every application in Form CU 21 to register a special resolution of a credit union for the transfer of its engagements to another credit union shall be made in duplicate and be accompanied by statutory declarations in Forms CU 22 and CU 23.

Conversion of company into credit union

10. Every copy of a special resolution for conversion of a company into a credit union in Form CU 25 shall be submitted in triplicate and be accompanied by two copies of the rules of the credit union therein mentioned.

Dissolution of credit union

11. Every instrument of dissolution in Form CU 26 shall be submitted in duplicate and be accompanied by a statutory declaration in Form CU 27 and by a sum of money sufficient to defray the expense of publishing as required by section 58(6) of the 1965 Act notice of the dissolution in a newspaper and in the London or Edinburgh Gazette.

Application for recording charge on assets of English and Welsh credit unions

12. Every application to the Central Office for the recording of a charge for the purpose of section 1(1) of the 1967 Act in Form CU 34 shall have annexed to it a copy of the instrument which creates or is evidence of the charge.

Authentication of charge instrument

13. Every copy of an instrument annexed to the application referred to in the preceding regulation and every copy of an instrument delivered to the Assistant Registrar of Friendly Societies for Scotland pursuant to section 4(1) of the 1967 Act shall be authenticated by a certificate endorsed thereon that it is a true copy, which certificate shall be signed by an officer of the credit union which executed the charge, or a person interested in the charge otherwise than on behalf of the credit union, or a solicitor acting on behalf of the credit union or of some person so interested, and shall state the capacity in which he has signed it.

Notice of release relating to or of satisfaction of charge

14.—(1) Notice may be given to the Central Office of any release relating to or of any partial or complete satisfaction of a charge in respect of which an application has been made to the Central Office for the purposes of section 1 of the 1967 Act, and such notice shall be in Form CU 37 or CU 38.

(2) Notice may be given to the Assistant Registrar of Friendly Societies for Scotland of any release relating to or of any partial or complete satisfaction of a floating charge created by an instrument a copy of which has been delivered to the Assistant Registrar of Friendly Societies for Scotland pursuant to section 4 of the 1967 Act, and such notice shall be in Form CU 39 or CU 40.

(3) A statutory declaration in Form CU 41 shall be annexed to every notice in Form CU 37, CU 38, CU 39 or CU 40.

Documents appended to statutory declarations

15. Where a document is appended to a statutory declaration submitted in accordance with these regulations, the statutory declaration shall identify with a distinguishing mark or letter the document so appended.

Documents to be kept by appropriate registrar

16.—(1) The appropriate registrar shall keep—

- (a) for each credit union registered by him, a file of the documents referred to at paragraph (2) below relating to the credit union, and
 - (b) for each credit union whose rules have been recorded by him in accordance with section 8(2) of the 1965 Act a file containing those rules,
- and shall make such files available for inspection during office hours by the public on payment of the appropriate fee.

(2) The file referred to at paragraph (1)(a) above shall consist of the following documents:—

- (a) the registered rules of the credit union;
- (b) annual returns of the credit union submitted under section 39 of the 1965 Act;
- (c) such other classes of documents submitted under or required by the 1965 Act, the 1967 Act, the 1979 Act or these regulations as the Chief Registrar shall direct in accordance with section 72(1) of the 1965 Act to be placed on the file.

Fees payable for registration and other matters

17. The fees set out in Schedule 2 to these regulations shall be payable in advance to the central office or, in Scotland, to the Assistant Registrar of Friendly Societies for Scotland in respect of the matters specified in that Schedule.

Maximum fee for provision of copy of rules

18. The fee which under section 15 of the 1965 Act may be charged by a credit union for supplying a person with a copy of its registered rules, shall be varied to such sum not exceeding one pound as the credit union may see fit to charge.

12th July 1979.

John MacGregor,

Peter Morrison,

Two of the Lords Commissioners
of Her Majesty's Treasury.

SCHEDULE 1

Regulation 4

FORM CU 1

INDUSTRIAL AND PROVIDENT SOCIETIES ACT 1965

CREDIT UNIONS ACT 1979

Application for the Registration of a Society as a credit union pursuant to section 1 of the Credit Unions Act 1979 and to section 2 of the Industrial and Provident Societies Act 1965 as applied by section 2(2) of and amended by section 6(1) of the Credit Unions Act 1979.

To the Central Office

1. We, the undersigned, being twenty-one members and the secretary of a society hereby apply for the registration of the society as a credit union under the Industrial and Provident Societies Act 1965 under the name

Limited and herewith send two printed copies of its rules, both of which copies are signed at the end thereof by three of us and the secretary.

2. The rules include provision in respect of the matters which are mentioned in Schedule 1 to the Credit Unions Act 1979 as follows:—

Matters to be provided for	Numbers of Rules
(a) The name of the society.	(a)
(b) The objects of the society.	(b)
(c) The place which is to be the registered office of the society to which all communications and notices to the society may be addressed.	(c)
(d) The qualifications for, and the terms of, admission to membership of the society, including any special provision for the insurance of members in relation to their shares.	(d)
(e) The mode of holding meetings, including provision as to the quorum necessary for the transaction of any description of business, and the mode of making, altering or rescinding rules.	(e)
(f) The appointment and removal of a committee by whatever name, and of managers or other officers and their respective powers and remuneration.	(f)
(g) Determination of the maximum amount of the interest in the shares of the society which may be held by any member.	(g)
(h) Provision for the mode of withdrawal of shares and for payment of the balance due thereon on withdrawing from the society.	(h)
(i) The mode and circumstances in which loans to members are to be made and repaid, including any special provision for the insurance of members in relation to loans made to them.	(i)
(j) Provision for the custody and use of the society's seal.	(j)
(k) Provision for the audit of accounts by one or more auditors appointed by the society in accordance with the requirements of the Friendly and Industrial and Provident Societies Act 1968(a).	(k)

(a) 1968 c. 55.

Matters to be provided for	Numbers of Rules
(l) Provision for the withdrawal of members from the society, and for the claims of representatives of deceased members or the trustees of the property of bankrupt members, or, in Scotland, members whose estate has been sequestrated, and for the payment of nominees.	(l)
(m) Provision for terminating the membership of members in order to comply with— (i) the limit on the number of members of a credit union for the time being provided for in subsection (2) of section 6 of the Credit Unions Act 1979 or, if a conditional exemption has been granted under subsection (5) of that section, any other limit which may be specified as a condition of that exemption; and (ii) the limit provided for in subsection (6) of section 5 of the Credit Unions Act 1979 on the number of non-qualifying members of the credit union; and for the repayment of shares held by, and of any loans made to, a member whose membership is terminated for such a purpose.	(m)
(n) Provision for the dissolution of the society, including provision requiring any assets remaining after the payment of debts, repayment of share capital and discharge of other liabilities— (i) to be transferred to another credit union; or (ii) if not so transferred, to be applied for charitable purposes.	(n)

3. *The number of the members of the society does not exceed 5,000.

*Delete if an exemption has been granted under section 6(5) of the Credit Unions Act 1979.

Signatures of Applicants	Full Names [BLOCK LETTERS]	Addresses [BLOCK LETTERS]
1.
2.
3.
4.
5.
6.
7.
8.
9.
10.
11.
12.
13.
14.
15.
16.
17.
18.
19.
20.
21.

..... { Signature of Secretary } Full Name

..... { Address

.....

Date.....

Name and address to which communications relating to this application are to be sent:—

Note:

Where the rules accompanying this application are in the form of model rules, and the application for registration is made through the body which has sponsored the rules contained in the model, that body should endorse this form in the space below before the form is sent to the Central Office.

FORM CU 2

INDUSTRIAL AND PROVIDENT SOCIETIES ACT 1965

CREDIT UNIONS ACT 1979

Acknowledgment of Registration of Society as a credit union

Register No.....C

.....Limited is this day registered under the Industrial and Provident Societies Act 1965 as a credit union.

(Seal of Central Office)

Dated

FORM CU 3

INDUSTRIAL AND PROVIDENT SOCIETIES ACT 1965

CREDIT UNIONS ACT 1979

Application for Approval of Change of Name pursuant to section 5 of the Industrial and Provident Societies Act 1965

Name already registered.....Limited

Register No.....C

To the Chief Registrar (or Assistant Registrar of Friendly Societies for Scotland where the credit union is registered and does business exclusively in Scotland).

1. By a resolution passed at a general meeting of the credit union held on19....., of which notice of the intention to propose the resolution was duly given in accordance with the said section 5 of the Industrial and Provident Societies Act 1965 it was resolved that the name of the credit union be changed to.....Limited.

2. Application is hereby made for approval of the said change of name.

Signed on behalf of the credit union

.....
Secretary.

Date.....

FORM CU 4
INDUSTRIAL AND PROVIDENT SOCIETIES ACT 1965
CREDIT UNIONS ACT 1979

Application to record Rules or Amendment of Rules pursuant to section 8
of the Industrial and Provident Societies Act 1965

Name of credit union.....Limited

Register No.....C

To the Assistant Registrar of Friendly Societies for Scotland (or the Central
Office, as the case may be)

1. Application is hereby made to record the rules (or, an amendment of the
rules) of.....Limited.

2. With this application are sent two printed copies of the registered rules
(or, the registered amendment of rules) of the credit union, such copies being
under the seal of the Central Office (or under the signature of the Assistant
Registrar of Friendly Societies for Scotland, as the case may be).

Signed on behalf of the
credit union

.....
Secretary.

Registered Office

Date.....

FORM CU 5

INDUSTRIAL AND PROVIDENT SOCIETIES ACT 1965

CREDIT UNIONS ACT 1979

Application to register a Complete Amendment of Rules pursuant to section 10 of the Industrial and Provident Societies Act 1965 as applied by section 4 of the Credit Unions Act 1979

Name of credit union.....Limited

Register No.....C

To the Central Office

1. Application is hereby made for the registration of an amendment of rules, being a substitution of an entire set of rules for the existing set of rules.

2. The amended rules include provision in respect of the matters which are mentioned in Schedule 1 to the Credit Unions Act 1979 as follows:—

Matters to be provided for	Numbers of Rules
(a) The name of the credit union.	(a)
(b) The objects of the credit union.	(b)
(c) The place which is to be the registered office of the credit union, to which all communications and notices to the credit union may be addressed.	(c)
(d) The qualifications for, and the terms of, admission to membership of the credit union, including any special provision for the insurance of members in relation to their shares.	(d)
(e) The mode of holding meetings, including provision as to the quorum necessary for the transaction of any description of business, and the mode of making, altering or rescinding rules.	(e)
(f) The appointment and removal of a committee by whatever name, and of managers or other officers and their respective powers and remuneration.	(f)
(g) Determination of the maximum amount of the interest in the shares of the credit union which may be held by any member.	(g)
(h) Provision for the mode of withdrawal of shares and for payment of the balance due thereon on withdrawing from the credit union.	(h)
(i) The mode and circumstances in which loans to members are to be made and repaid, including any special provision for the insurance of members in relation to loans made to them.	(i)
(j) Provision for the custody and use of the credit union's seal.	(j)
(k) Provision for the audit of accounts by one or more auditors appointed by the credit union in accordance with the requirements of the Friendly and Industrial and Provident Societies Act 1968.	(k)
(l) Provision for the withdrawal of members from the credit union, and for the claims of representatives of deceased members or the trustees of the property of bankrupt members, or, in Scotland, members whose estate has been sequestrated, and for the payment of nominees.	(l)

Matters to be provided for	Numbers of Rules
<p>(m) Provision for terminating the membership of members in order to comply with—</p> <p>(i) the limit on the number of members of a credit union for the time being provided for in subsection (2) of section 6 of the Credit Unions Act 1979 or, if a conditional exemption has been granted under subsection (5) of that section, any other limit which may be specified as a condition of that exemption; and</p> <p>(ii) the limit provided for in subsection (6) of section 5 of the Credit Unions Act 1979 on the number of non-qualifying members of the credit union;</p> <p>and for the repayment of shares held by, and of any loans made to, a member whose membership is terminated for such a purpose.</p>	(m)
<p>(n) Provision for the dissolution of the credit union including provision requiring any assets remaining after the payment of debts, repayment of share capital and discharge of other liabilities—</p> <p>(i) to be transferred to another credit union; or</p> <p>(ii) if not so transferred, to be applied for charitable purposes.</p>	(n)

3. There accompany this application:—

- (a) two printed copies of the amendment of rules, one marked.....
.....and each headed "All previous rules rescinded" and signed
at the end by three members and the secretary of the credit union;
- (b) a statutory declaration by an officer of the credit union that the amend-
ment now submitted for registration has been duly made by the credit
union.

Signed on behalf of the credit union

.....
Secretary

Date.....

Note:

Where the rules accompanying this application are in the form of model rules, and the application for registration is made through the body which has sponsored the rules contained in the model, that body should endorse this form in the space below, before the form is sent to the Central Office.

FORM CU 6

INDUSTRIAL AND PROVIDENT SOCIETIES ACT 1965

CREDIT UNIONS ACT 1979

Application to Register a Partial Amendment of Rules, pursuant to section 10 of the Industrial and Provident Societies Act 1965 as applied by section 4 of the Credit Unions Act 1979

Name of credit union..... Limited.

Register No.....C

To the Central Office

1. Application is hereby made for the registration of an amendment of rules, not being a substitution of an entire set of rules for the existing set of rules.

2. There accompany this application:—

- (a) two printed copies of the amendment of rules, one marked and each signed by three members and the secretary of the credit union;
(b) a printed copy of the existing set of rules, marked to show where the amendments occur, and what they are;
(c) a statutory declaration by an officer of the credit union that the amendment now submitted for registration has been duly made by the credit union.

Signed on behalf of the credit union

..... Secretary

Date.....

FORM CU 7
INDUSTRIAL AND PROVIDENT SOCIETIES ACT 1965
CREDIT UNIONS ACT 1979

Declaration in support of an Amendment of Rules pursuant to regulation 6 of the Industrial and Provident Societies (Credit Unions) Regulations 1979
Name of credit union..... Limited.

Register No.....C

I,
of
an officer of the above-named credit union, do solemnly and sincerely declare that the amendment of the rules of the said credit union, a copy of which is appended hereto and marked....., has been duly made by the credit union in the manner provided in the rules of the credit union for the making, altering or rescinding of rules.

And I make this solemn declaration conscientiously believing the same to be true, and by virtue of the provisions of the Statutory Declarations Act 1835(a).

Signature of Declarant.....

Declared at.....
.....
the.....day of
.....one thousand
nine hundred and.....
before me,
.....
A Solicitor*

*or Commissioner for Oaths or Notary Public or Justice of the Peace.

(a) 1835 c. 62; relevant amendments were made by the Statute Law Revision (No. 2) Act 1890 (c. 51) and the Perjury Act 1911 (c. 6).

FORM CU 8

INDUSTRIAL AND PROVIDENT SOCIETIES ACT 1965

CREDIT UNIONS ACT 1979

Acknowledgment of Registration of Amendment of Rules

Register No.....C

The amendment of the rules of.....Limited to which this acknowledgment is attached, is this day registered under the Industrial and Provident Societies Act 1965.

Date.....

(Seal of Central Office)

FORM CU 9

INDUSTRIAL AND PROVIDENT SOCIETIES ACT 1965

CREDIT UNIONS ACT 1979

Notice of Change in Situation of Registered Office pursuant to section 10 of the Industrial and Provident Societies Act 1965

Name of credit union.....Limited

Register No.....C

To the Central Office

Notice is hereby given that the above-mentioned credit union on.....19....., changed the situation of its registered office from..... to.....

Signed on behalf of the credit union

.....

Secretary

Date.....

FORM CU 10

INDUSTRIAL AND PROVIDENT SOCIETIES ACT 1965

CREDIT UNIONS ACT 1979

Acknowledgment of Registration of Change in Situation of Registered Office

Register No.....C

The change in the situation of the registered office of..... Limited to.....is this day registered as an amendment of rules under the Industrial and Provident Societies Act 1965.

Date.....

(Seal of Central Office)

FORM CU 11
INDUSTRIAL AND PROVIDENT SOCIETIES ACT 1965
CREDIT UNIONS ACT 1979

Acknowledgment of Registration of Change of Name

Register No.....C

The change of the name of.....Limited
to.....Limited is this day registered as
an amendment of rules under the Industrial and Provident Societies Act 1965.

(Seal of Central Office)

Date.....

The change of name is hereby approved.

Chief Registrar
(or Assistant Registrar of Friendly
Societies for Scotland)

Date.....

FORM CU 12
INDUSTRIAL AND PROVIDENT SOCIETIES ACT 1965
CREDIT UNIONS ACT 1979

Request to cancel Registration pursuant to section 16 of the Industrial and
Provident Societies Act 1965

Name of credit union.....Limited

Register No.....C

To the Central Office

1. At a general meeting of the credit union*.....
.....duly held on.....19....., the
following resolution was passed:—

“That the Central Office be requested to cancel the registration of the credit
union”.

2. This request is made accordingly, the grounds of the request being as
follows:—

3. It is desired that notice of the cancellation be published in the
.....[name the newspaper] which circulates in the locality of the credit
union’s registered office.

*If not at a
general
meeting,
state in what
manner the
request has
been deter-
mined upon.

Signed on behalf of the credit union

.....
Secretary

Date.....

FORM CU 13

INDUSTRIAL AND PROVIDENT SOCIETIES ACT 1965

CREDIT UNIONS ACT 1979

Notice before Cancellation or Suspension of Registration pursuant to sections 16 or 17 of the Industrial and Provident Societies Act 1965

Name of credit union.....Limited

Register No.....C

Notice is hereby given to the above-mentioned credit union, that it is the intention of the Central Office to proceed on.....19....., to cancel [or to suspend for months] the registration of the credit union, unless an appeal to the High Court (or, in Scotland, to the Chief Registrar) is lodged by the credit union in the meantime.

The ground of such proposed cancellation [or suspension] is as follows:—

(Seal of Central Office)

Date.....

FORM CU 14

INDUSTRIAL AND PROVIDENT SOCIETIES ACT 1965

CREDIT UNIONS ACT 1979

Cancellation of Registration pursuant to section 16 of the Industrial and Provident Societies Act 1965

Name of credit union.....Limited

Register No.....C

The registration of the above-mentioned credit union is hereby cancelled at its request [or as the case may be].

(Seal of Central Office)

Date.....

FORM CU 15

INDUSTRIAL AND PROVIDENT SOCIETIES ACT 1965

CREDIT UNIONS ACT 1979

Suspension or renewal of Suspension of Registration pursuant to section 17 of the Industrial and Provident Societies Act 1965

Name of credit union.....Limited

Register No.....C

The registration of the above-mentioned credit union is hereby suspended for months from this date on the ground that

(Seal of Central Office)

Date.....

FORM CU 16

INDUSTRIAL AND PROVIDENT SOCIETIES ACT 1965

CREDIT UNIONS ACT 1979

Notice of Cancellation or Suspension pursuant to sections 16 or 17 of the Industrial and Provident Societies Act 1965

Notice is hereby given that the Central Office have, pursuant to the Industrial and Provident Societies Act 1965, this day cancelled [or suspended for months] the registration of.....Limited (Register No. C) the registered office of which is at

[Here state the ground for cancellation or suspension]

The credit union ceases to enjoy [during such suspension] the privileges of a registered credit union, but without prejudice to any liability incurred by the credit union, which may be enforced against it as if such cancellation [or suspension] had not taken place.

Date.....

Signature of Chief Registrar (or Assistant Registrar of Friendly Societies for Scotland).

FORM CU 17

INDUSTRIAL AND PROVIDENT SOCIETIES ACT 1965

CREDIT UNIONS ACT 1979

Notice of appointment of a Receiver or Manager pursuant to section 43 of the Industrial and Provident Societies Act 1965

Name of credit union.....Limited

Register No.....C

To the Central Office

I,..... of hereby give notice that on.....19..... I was appointed manager/ receiver*—

*of the whole or substantially the whole of the property of the above-named credit union *Delete as necessary.

*of part of the property of the above-named credit union

*of the income arising from the property or part of the property of the above-named credit union

under the powers contained in an instrument dated.....19.....

Date.....

Signature.....

FORM CU 18

INDUSTRIAL AND PROVIDENT SOCIETIES ACT 1965

CREDIT UNIONS ACT 1979

Application for Inspection of Books pursuant to section 47 of the Industrial and Provident Societies Act 1965

Name of credit union.....Limited

Register No.....C

To the Central Office

1. Application for the appointment of an Accountant or Actuary to inspect the books of the above-named credit union and to report thereon, is hereby made by the ten signatories hereof, being members of the credit union, each of whom has been a member for not less than twelve months immediately preceding the date of the application.

2. The grounds of the application are as follows:

3. The applicants are prepared to deposit with the Central Office the sum of £ as security for the costs of the proposed inspection.

Signature of Members	Addresses
1.
2.
3.
4.
5.
6.
7.
8.
9.
10.

Address to which communications to the applicants are to be sent:—

.....

Date.....

FORM CU 19
INDUSTRIAL AND PROVIDENT SOCIETIES ACT 1965
CREDIT UNIONS ACT 1979

Application for Inspection or Special Meeting pursuant to section 49 of the
Industrial and Provident Societies Act 1965

Name of credit union.....Limited

Register No.....C

To the Chief Registrar
(or, the Assistant Registrar of Friendly Societies for Scotland)

1. We, the undersigned being members of the above named credit union,
hereby apply for the appointment of an inspector to examine into and report on
the affairs of the credit union [or for the calling of a special meeting of the credit
union].

2. The above-named credit union has.....members and this application
is signed by one-tenth of the members [or by 100 members if the whole number
exceeds 1,000].

3. The grounds of the application are as follows:—

4. We are able to support the application by evidence which shows that we
have good reason for making it, and are not actuated by malicious motives in
doing so.

5. We are prepared, if required, to give security for costs to the extent of
£.....

Signatures of Applicants

Address to which communications to the applicants are to be sent:—

.....

Date.....

FORM CU 20

INDUSTRIAL AND PROVIDENT SOCIETIES ACT 1965

CREDIT UNIONS ACT 1979

Application for Registration of Special Resolution for Amalgamation of credit unions pursuant to section 50 of the Industrial and Provident Societies Act 1965 and section 21 of the Credit Unions Act 1979

.....Limited

Register No.....C

.....Limited

Register No.....C

(And so on, if more than two credit unions are amalgamating).

To the Central Office

1. Application for registration of a special resolution for the amalgamation of the above-named credit unions is made by..... Limited whose seal is affixed hereto.

2. The following is a copy of a special resolution passed by a majority of not less than two-thirds of such members for the time being entitled under the rules to vote as voted in person (or by proxy*) at a general meeting of the said credit union, of which notice specifying the intention to propose the resolution was duly given according to the rules, held on.....19..... and confirmed by a majority of such members for the time being entitled under the rules to vote as voted in person (or by proxy*) at a subsequent general meeting, of which notice was duly given, held on.....19..... pursuant to section 50 of the Industrial and Provident Societies Act 1965:—

*The words in brackets must be struck out if the rules do not allow proxies.

(Seal of the applicant credit union).

..... { Signature of Chairman of Meeting at which resolution was confirmed.

.....Signature of Secretary.

Date.....

FORM CU 21

INDUSTRIAL AND PROVIDENT SOCIETIES ACT 1965

CREDIT UNIONS ACT 1979

Application for Registration of a Special Resolution for Transfer of Engagements pursuant to section 51 of the Industrial and Provident Societies Act 1965 and section 21 of the Credit Unions Act 1979 of one credit union to another.

Name of transferor } credit unionLimited

Register No.....C

Name of transferee } credit unionLimited

Register No.....C

To the Central Office

1. Application for registration of a special resolution for transfer of engagements is made by.....Limited, whose seal is affixed hereto.

2. The following is a copy of a special resolution passed by majority of not less than two-thirds of such members for the time being entitled under the rules to vote as voted in person (or by proxy*) at a general meeting of the said credit union, of which notice specifying the intention to propose the resolution was duly given according to the rules, held on.....19..... and confirmed by a majority of such members for the time being entitled under the rules to vote as voted in person (or by proxy*) at a subsequent general meeting, of which notice was duly given, held on.....19..... pursuant to section 51 of the Industrial and Provident Societies Act 1965.

*The words in brackets must be struck out if the rules do not allow proxies.

3.Limited, has (state in what manner)

undertaken to fulfil the said engagements, as testified by its common seal to this application, and by the declaration of one of its officers sent with this application.

(Seal of the transferor credit union)

..... { Signature of Chairman of Meeting of the transferor credit union at which resolution confirmed.

..... { Signature of Secretary of the transferor credit union.

(Seal of the transferee credit union)

Date.....

FORM CU 22

INDUSTRIAL AND PROVIDENT SOCIETIES ACT 1965

CREDIT UNIONS ACT 1979

Declaration to accompany Application for Registration of a Special Resolution for Amalgamation of credit unions or for Transfer of Engagements of one credit union to another pursuant to regulation 8 or 9 of the Industrial and Provident Societies (Credit Unions) Regulations 1979

Name of credit union.....Limited
Register No.....C

I,
of
an officer of the above-named credit union, do solemnly and sincerely declare that in passing the special resolution, application for registration of which is appended to this declaration marked.....
the provisions of the Industrial and Provident Societies Acts 1965 to 1978 have been duly complied with.

And I make this solemn declaration conscientiously believing the same to be true, and by virtue of the provisions of the Statutory Declarations Act 1835.

Signature of Declarant.....

Declared at.....
.....
the.....day of
.....one thousand
nine hundred and.....
before me,
.....
A Solicitor*

*or Commissioner for Oaths, Notary Public or Justice of the Peace.

FORM CU 23

INDUSTRIAL AND PROVIDENT SOCIETIES ACT 1965

CREDIT UNIONS ACT 1979

Declaration by Officer of a credit union accepting Transfer of Engagements pursuant to regulation 9 of the Industrial and Provident Societies (Credit Unions) Regulations 1979

Name of credit union.....Limited

Register No.....C

I, of an officer of the above-named credit union, do solemnly and sincerely declare that by a resolution †(of a meeting of the credit union) (of the Committee of Management) held on.....19....., the said credit union has undertaken to fulfil the engagements of..... Limited.

†Delete whichever of the alternatives in brackets is inapplicable.

Register No.....C

And, I make this solemn declaration conscientiously believing the same to be true, and by virtue of the provisions of the Statutory Declarations Act 1835.

Signature of Declarant.....

Declared at..... } } the.....day of } one thousand } nine hundred and..... } before me, } }

A Solicitor*

*or Commissioner for Oaths, Notary Public or Justice of the Peace.

FORM CU 24

INDUSTRIAL AND PROVIDENT SOCIETIES ACT 1965

CREDIT UNIONS ACT 1979

Acknowledgment of registration of copy of Special Resolution

Name of credit union.....Limited

Register No.....C

The copy of the special resolution appended hereto is this day registered under the Industrial and Provident Societies Act 1965.

(Seal of Central Office)

Date.....

FORM CU 25

INDUSTRIAL AND PROVIDENT SOCIETIES ACT 1965

CREDIT UNIONS ACT 1979

Copy of Special Resolution for

Conversion of a Company into a credit union pursuant to section 53 of the Industrial and Provident Societies Act 1965 as amended by section 6(1) of the Credit Unions Act 1979 and to section 23 of the Credit Unions Act 1979

Name of Company.....Limited

A special resolution of which the following is a copy was duly passed in accordance with section 141 of the Companies Act 1948(a) at a general meeting held on19.....

“(1) That..... Limited, a company registered under the Companies Act 1948, determines, pursuant to section 53 of the Industrial and Provident Societies Act 1965 as amended by section 6(1) of the Credit Unions Act 1979 and as applied and amended by section 23 of the Credit Unions Act 1979, to convert itself into a credit union registered under the Industrial and Provident Societies Act 1965, and that, subject to Clause (2) hereof, the rules of the said credit union shall be those laid before this meeting, which, for the purpose of identification, are signed by the Chairman of this meeting.

- (2) That the following twenty-one members of the company, namely, 1. 8. 15. 2. 9. 16. 3. 10. 17. 4. 11. 18. 5. 12. 19. 6. 13. 20. 7. 14. 21.

*Delete whichever of the alternatives in brackets is not required.

be appointed, together with the Secretary, to sign the said rules and (*to accept any alterations made in such rules by the Central Office without further consulting the company) (*to lay before the company in general meeting any alterations made in such rules by the Central Office).”

Chairman of the Meeting

Seal of the Company.

Secretary of the Company

It is hereby confirmed that:—

†Delete as appropriate.

- (i) †there are no outstanding deposits by members with the company †in the case of every outstanding deposit by a member with the company, the member concerned has consented in writing to the deposit being converted into an equivalent amount of shares in the credit union immediately upon the company being registered as a credit union;

- (ii) that in no case does the nominal value of the company's shares held by any member, together with the amount of any deposit of his which is to be converted as mentioned in paragraph (i) above, exceed £2,000; and

- (iii) ‡the number of members of the company does not exceed 5,000. ‡Delete if an exemption has been granted under Section 6(5) of the Credit Unions Act 1979.

.....
Secretary of the Company

Registered Office.....

.....

Date.....19.....

FORM CU 26

INDUSTRIAL AND PROVIDENT SOCIETIES ACT 1965

CREDIT UNIONS ACT 1979

Name of credit union.....Limited

Register No.....C

Instrument of dissolution of.....
Limited made on.....
 19....., pursuant to section 58 of the Industrial and Provident Societies Act 1965.

It is agreed and declared as follows:—

1. The liabilities and assets of the credit union are the following:

LIABILITIES	£	p	ASSETS	£	p

2. The number of members is..... and the nature of their interests in the credit union respectively is as follows:

3. The sum of £..... is due to creditors and the following provision is made for their payment:

or,

The credit union has no creditors.

*Delete whichever of the alternatives in brackets is not required.

4. The funds and property of the credit union shall be appropriated and divided* (in the following manner) (in such manner as the Chief Registrar may award):

5. It is desired that notice of the dissolution be advertised in the..... as well as in the Gazette, and the cost of such advertisements is herewith transmitted.

[Here insert any other provisions which the credit union desires to make as to the dissolution]

Signatures of members:

SCHEDULE

List of members who have not signed the foregoing instrument:

FORM CU 27
INDUSTRIAL AND PROVIDENT SOCIETIES ACT 1965
CREDIT UNIONS ACT 1979

Declaration to accompany Instrument of Dissolution pursuant to section 58 of the Industrial and Provident Societies Act 1965

Name of credit union.....Limited
Register No.....C

We
.....
and.....three members and
.....
the secretary of the above-named credit union, do solemnly and sincerely declare that in making the Instrument of Dissolution appended to this declaration and marked.....all the relevant provisions of the Industrial and Provident Societies Act 1965 have been complied with.

And we make this solemn declaration conscientiously believing the same to be true and by virtue of the provisions of the Statutory Declarations Act 1835.

Signatures of Declarants {
.....
.....
.....
.....

Declared at.....
the.....day of
..... one
thousand nine hundred and.....
.....before me
.....

*A Solicitor
*or Commissioner for Oaths Notary
Public or Justice of the Peace

FORM CU 28
INDUSTRIAL AND PROVIDENT SOCIETIES ACT 1965
CREDIT UNIONS ACT 1979

Acknowledgment of Registration of Instrument of Dissolution

Name of credit union.....Limited
Register No.....C

The foregoing Instrument of Dissolution is this day registered under the Industrial and Provident Societies Act 1965.

Date..... (Seal of Central Office)

FORM CU 29

INDUSTRIAL AND PROVIDENT SOCIETIES ACT 1965

CREDIT UNIONS ACT 1979

Notice of Dissolution by Instrument pursuant to section 58 of the Industrial and Provident Societies Act 1965

NOTICE is hereby given that the instrument of dissolution of..... Limited, Register No.....C the registered office of which is at..... was registered on..... 19..... Within three months from the date of the Gazette in which this advertisement appears proceedings to set aside the dissolution may be commenced by a member or other person interested in or having any claim on the funds of the credit union.

Signature of Chief Registrar (or Assistant Registrar of Friendly Societies for Scotland)

Date.....

FORM CU 30

INDUSTRIAL AND PROVIDENT SOCIETIES ACT 1965

CREDIT UNIONS ACT 1979

Notice of proceedings to set aside Dissolution pursuant to section 58 of the Industrial and Provident Societies Act 1965

Name of credit union..... Limited Register No.....C

To the Central Office

Whereas on..... 19....., the instrument of dissolution of the above-named credit union was registered

I hereby give you notice that on..... 19....., I commenced proceedings in the County Court [or, in Scotland, before the sheriff] to set aside the said dissolution.

Date Signature

Address

FORM CU 31

INDUSTRIAL AND PROVIDENT SOCIETIES ACT 1965

CREDIT UNIONS ACT 1979

Notice of Order to set aside Dissolution pursuant to section 58 of the Industrial and Provident Societies Act 1965

Name of credit union.....Limited

Register No.....C

To the Central Office

Whereas on.....19..... the instrument of dissolution of the above-named credit union was registered

The above-named credit union hereby gives you notice that by an order of theCounty Court, [or, in Scotland, the sheriff] dated.....19....., a copy whereof is hereto annexed, the dissolution of the said credit union, was set aside.

Date..... (Seal of the credit union)

FORM CU 32

INDUSTRIAL AND PROVIDENT SOCIETIES ACT 1965

CREDIT UNIONS ACT 1979

Certificate under section 59 of the Industrial and Provident Societies Act 1965

Name of credit union.....Limited

Register No.....C

I hereby certify that all property vested in the above-named credit union has been duly conveyed or transferred by the credit union to the persons entitled.

Date..... Liquidator (or Secretary)

FORM CU 33

INDUSTRIAL AND PROVIDENT SOCIETIES ACT 1965

CREDIT UNIONS ACT 1979

Reference of a Dispute to a Registrar pursuant to section 60 of the Industrial and Provident Societies Act 1965

Dispute between.....
and (.....an Officer of).....
.....Limited.

Register No.....C

The above-named parties, by consent, refer the dispute between them to the Chief Registrar (or to the Assistant Registrar of Friendly Societies for Scotland).

.....(Claimant)

.....(Officer of credit union)

The said.....states as follows:—

*Delete those parts which are inapplicable.

*1. That he is (or has within six months been) a Member (or claims through a Member or person aggrieved who within six months has been a Member, or under the Rules) of the said credit union.

*2. That he claims to be entitled as follows:—

3. That the claim is proposed to be supported by the evidence of the following witnesses and by the production of the following books and documents:—

Signature

Address

Date

*The said credit union (or the said.....

as an officer of the said credit union) states as follows:—

*1. That the credit union (or he) disputes the claim of the said.....on the following grounds:—

*2. That the case of the credit union (or his case) is proposed to be supported by the evidence of the following witnesses and by the production of the following books and documents:—

Seal of credit union or
Signature of the Officer

Date.....

FORM CU 34

INDUSTRIAL AND PROVIDENT SOCIETIES ACT 1967

CREDIT UNIONS ACT 1979

Application for recording of a charge for the purposes of section 1 of the Industrial and Provident Societies Act 1967

Name of credit union.....Limited

Register No.....C

To the Central Office

Application is hereby made for the recording of the charge on assets of the above-named credit union which is created or is evidenced by an instrument dated 19 and made between

, a certified true copy of which is annexed hereto.

Signature(†)

Full name and address of signatory.....

Capacity in which signatory signs.....

Date.....

†This Application is required to be signed by an officer of the credit union or by a person interested in the charge otherwise than on behalf of the credit union or by a solicitor acting on behalf of the credit union or of some person so interested.

FORM CU 35

INDUSTRIAL AND PROVIDENT SOCIETIES ACT 1967

CREDIT UNIONS ACT 1979

Acknowledgment of application for recording of a charge for the purposes of section 1 of the Industrial and Provident Societies Act 1967

Name of credit union.....Limited

Register No.....C

The application dated 19 for the recording of a charge on assets of the above-named credit union which was created or evidenced by an instrument dated 19 and made between , a certified true copy of which was annexed thereto, was delivered to the Central Office on 19 .

Date..... (Seal of Central Office)

FORM CU 36

INDUSTRIAL AND PROVIDENT SOCIETIES ACT 1967

CREDIT UNIONS ACT 1979

Acknowledgment of delivery of copy of an instrument creating a floating charge pursuant to section 4(1) of the Industrial and Provident Societies Act 1967

Name of credit union.....Limited

Register No.....C(S)

A certified true copy of an instrument creating a floating charge on assets of the above-named credit union dated 19 and made between at was delivered to me at *, on 19 .

*State time of delivery.

Date..... Signature of Assistant Registrar of Friendly Societies for Scotland

FORM CU 37

INDUSTRIAL AND PROVIDENT SOCIETIES ACT 1967

CREDIT UNIONS ACT 1979

Notice of release relating to a charge pursuant to regulation 14(1) of the Industrial and Provident Societies (Credit Unions) Regulations 1979

Name of credit union.....Limited

Register No.....C

To the Central Office

The above-named credit union hereby gives notice that the property of which short particulars are set out below has been released from the charge of which application to record was delivered to the Central Office on 19 .

Short particulars of the property no longer charged:—

Date..... Signed on behalf of the credit union Secretary

FORM CU 38

INDUSTRIAL AND PROVIDENT SOCIETIES ACT 1967

CREDIT UNIONS ACT 1979

Notice of partial or complete satisfaction of a charge pursuant to regulation 14(1) of the Industrial and Provident Societies (Credit Unions) Regulations 1979.

Name of credit union.....Limited.

Register No.....C

To the Central Office

The above-named credit union hereby gives notice that the charge of which application to record was delivered to the Central Office on

19 was

*satisfied on 19 to the extent of £.....,

the debt for which the charge was given having been partly paid or satisfied.

*wholly satisfied on 19, the debt for which the charge

was given having been paid or satisfied.

*Delete as necessary.

Signed on behalf of the credit union

.....

Secretary

Date.....

FORM CU 39

INDUSTRIAL AND PROVIDENT SOCIETIES ACT 1967

CREDIT UNIONS ACT 1979

Notice of release relating to a floating charge pursuant to regulation 14(2) of the Industrial and Provident Societies (Credit Unions) Regulations 1967

Name of credit union.....Limited

Register No.....C(S)

To the Assistant Registrar of Friendly Societies for Scotland

The above-named credit union hereby gives notice that the property of which short particulars are set out below has been released from the floating charge which was created by the instrument a certified true copy of which was delivered to you at *, on 19 .

Short particulars of the property or undertaking no longer charged:—

Signed on behalf of the credit union

.....

Secretary

*State time as stated on acknowledgement of delivery.

Date.....

FORM CU 40

INDUSTRIAL AND PROVIDENT SOCIETIES ACT 1967

CREDIT UNIONS ACT 1979

Notice of partial or complete satisfaction of a floating charge pursuant to regulation 14(2) of the Industrial and Provident Societies (Credit Unions) Regulations 1979

Name of credit union.....Limited

Register No.....C(S)

To the Assistant Registrar of Friendly Societies for Scotland

*State time as stated on acknowledgement of delivery.

The above-named credit union hereby gives notice that the floating charge which was created by the instrument a certified true copy of which was delivered to you at* was †satisfied on 19 on 19 to the extent of £.....the debt for which the charge was given having been partly paid or satisfied.

†Delete as necessary.

†wholly satisfied on 19, the debt for which the charge was given having been paid or satisfied.

Signed on behalf of the credit union Secretary

Date.....

FORM CU 41
INDUSTRIAL AND PROVIDENT SOCIETIES ACT 1967
CREDIT UNIONS ACT 1979

Statutory Declaration pursuant to regulation 14(3) of the Industrial and Provident Societies (Credit Unions) Regulations 1979

Name of credit union.....Limited

Register No.....C

We..... of.....

a member of the Committee of Management [or, a director]

of.....Limited and

.....of.....the secretary thereof do solemnly and sincerely declare that the particulars contained in the Notice annexed hereto and markedare true to the best of our knowledge, information and belief. And we make this solemn declaration conscientiously believing the same to be true and by virtue of the provisions of the Statutory Declarations Act, 1835.

Signatures of Declarants {
.....

Declared at.....the.....day

of.....one thousand nine hundred and

.....before me
A Solicitor*

*or Commissioner for Oaths, Notary Public or Justice of the Peace.

Regulation 17

SCHEDULE 2

FEES PAYABLE FOR REGISTRATION AND SUNDRY OTHER MATTERS

	£
For the acknowledgment of registration of a credit union (except as hereinafter provided)	90·00
For the acknowledgment of registration of an amendment of rules being a substitution of an entire set of rules for the existing set of rules (except as hereinafter provided)... ..	60·00
For the acknowledgment of registration of an amendment of rules not being a substitution of an entire set of rules for the existing set of rules (except that no fee shall be payable for the acknowledgment of registration of an amendment of rules made for the purposes of section 10(2)(b) of the 1965 Act)	30·00
For the approval of a change of name	30·00
For the registration of a notice of change in the situation of a registered office	6·00
For the registration of a special resolution where the special resolution relates to an amalgamation or a transfer of engagements and the credit union passing it has—	
(a) 100 members or less	12·00
(b) more than 100 members but not more than 500	18·00
(c) more than 500 members but not more than 1,000	24·00
(d) more than 1,000 members	30·00
For the appointment of an inspector, or the calling of a special meeting by the Chief Registrar or the Assistant Registrar of Friendly Societies for Scotland (except that no fee shall be payable where an inspector is appointed or a special meeting called by the Chief Registrar pursuant to section 18 of the 1979 Act)	36·00
For the registration of an instrument of dissolution or alteration therein where the credit union has—	
(a) 100 members or less	12·00
(b) more than 100 members but not more than 500	18·00
(c) more than 500 members but not more than 1,000	24·00
(d) more than 1,000 members	30·00
For the reference of a dispute to the Registrar	1·50
For the award of a Registrar on a dispute (except as hereinafter provided) where the award is made without an oral hearing or upon one oral hearing without adjournment	7·50
and if more than one oral hearing becomes necessary, then for every such additional hearing	7·50
For the award of the Chief Registrar for the appropriation or division of the assets of a credit union on dissolution—	
where the value of the assets is less than £300, 11 per cent of that value;	
where the value of the assets is £300 or more, £33·00 with an additional £2·15 for every £100 or part thereof in excess of £300.	
For every document (except as otherwise provided) required to be signed by a Registrar or to bear the seal of the Central Office not chargeable with any other fee	3·00

For every inspection on the same day of documents on the file kept by a Registrar under regulation 16 of these regulations or sections 1(3) or 4(3) of the 1967 Act relating to one and the same credit union ... 0·65

For a copy or extract of any document on a file kept as aforesaid not exceeding 216 words £1·30 and, if exceeding that number, 33 new pence per folio of 72 words, in addition to the fee, if any, for the signature of a Registrar or seal of the Central Office: provided that where a photocopy is supplied the fee charged therefor may be for an amount less than the fee payable on the basis of word content.

For a document certified as a true copy of a document on a file kept as aforesaid, where the copy so certified is not made by the Registrar, 65 new pence for the examination of such copy, and, if the copy exceeds 216 words, for every additional folio of 72 words, 13 new pence (in addition to the fee for the signature of a Registrar, or seal of the Central Office): provided that the fee to be charged for the examination and authentication of copies of rules or amendments of rules required for the purposes of recording shall not be greater than the fee paid for acknowledgment of registration of the credit union or of the amendment of rules as the case may be.

The fee for the acknowledgment of registration of a credit union the rules of which are in the form of model rules, where the application for the registration is made through and endorsed by the association or body which has sponsored the rules contained in the said model, shall be £42·00.

The fee for the acknowledgment of registration of an amendment of rules being a substitution of an entire set of rules for the existing set of rules where the entire set of rules are in the form of model rules and where the application for registration is made through and endorsed by the association or body which has sponsored the rules contained in the said model, shall be £30·00.

The fee for an award on a dispute may be reduced or waived as the Registrar to whom the dispute is referred may think fit.

The fee to be delivered to the Central Office pursuant to section 1(2)(b) of the 1967 Act or to the Assistant Registrar of Friendly Societies for Scotland pursuant to section 4(1)(c) of the 1967 Act shall be £2·15.

The fees otherwise payable

- (1) by a society to which subsection (4) of section 2 of the Credit Unions Act 1979 applies, in cancelling its existing registration and becoming registered as a credit union in accordance with the requirements of that subsection, or
 - (2) by a company which on 20th August 1979 was registered under the Companies Act 1948, whose objects are wholly or substantially those of a credit union within the meaning of section 1(3) of the Credit Unions Act 1979, in converting from a company into a credit union under section 53 of the 1965 Act, as applied and amended by section 23 of the Credit Unions Act 1979,
- shall be reduced by £42.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These regulations prescribe the forms of application for and acknowledgement of registration of societies which qualify for registration as credit unions under the Industrial and Provident Societies Act 1965 by virtue of section 1 of the Credit Unions Act 1979. They also prescribe the forms to be used and the procedure to be followed in matters affecting credit unions under the Industrial and Provident Societies Acts 1965 and 1967 and the Credit Unions Act 1979.

The regulations also make provision for the keeping of documents by the Central Office of the Registry of Friendly Societies and the Assistant Registrar of Friendly Societies for Scotland and the inspection of such documents by the public. In addition the regulations prescribe the fees payable in connection with the Industrial and Provident Societies Acts 1965 and 1967 and the Credit Unions Act 1979.

The regulations apply only in relation to societies registered as credit unions under the Industrial and Provident Societies Act 1965 and they provide that the Industrial and Provident Societies Regulations of 1965 and 1967, which contain similar provisions and which apply to all other types of industrial and provident societies, shall not apply to credit unions.

SI 1979/937
ISBN 0-11-093937-9



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