
STATUTORY INSTRUMENTS

2005 No. 1788

The Community Interest Company Regulations 2005

PART 4

Prescribed documents

Prescribed formation documents

11.—(1) For the purposes of section 36 of the 2004 Act, the prescribed formation documents are—

- (a) a community interest statement signed by each person who is to be a first director of the company; and
- (b) a declaration that the company, when formed, will not be an excluded company.

(2) The declaration referred to in paragraph (1)(b) must be in a form approved by the Regulator and must be made by each person who is to be a first director of the company.

Prescribed conversion documents

12.—(1) For the purposes of section 37 of the 2004 Act, the prescribed conversion documents are—

- (a) a community interest statement signed by each person who is a director of the company;
- (b) a declaration that the company is not an excluded company; and
- (c) either—
 - (i) a declaration that the company is not a charity or a Scottish charity; or
 - (ii) if the company is not a Scottish charitable company within the meaning of section 40 of the 2004 Act, a declaration that the Charity Commissioners have given the company the written consent required by section 39 of the 2004 Act.

(2) The declarations referred to in sub-paragraphs (b) and (c) of paragraph (1) must be in a form approved by the Regulator and must be made by each person who is a director of the company.