

SCHEDULE 2

Regulation 6

TRADING DISCLOSURES: AMENDMENT OF 1986 ORDER

1.—(1) Article 357(1) of the 1986 Order (company’s name to appear in its correspondence etc) is amended as follows.

(2) In paragraph (1) —

(a) in sub-paragraph (a), after “business letters” insert “and order forms”;

(b) after sub-paragraph (b) insert—

“(bb) on all its websites.”.

(3) In paragraph(3) —

(a) in sub-paragraph (a), after “business letter” insert “or order form”;

(b) omit the “or” at the end of that sub-paragraph;

(c) after that sub-paragraph insert—

“(aa) causes or authorises the appearance of a website on which the company’s name is not so mentioned, or”.

(4) After paragraph (4) insert—

“(5) References in this Article to a document of any type are to a document of that type in hard copy, electronic or any other form.”.

2.—(1) Article 359(2) of the 1986 Order (particulars in correspondence etc) is amended as follows.

(2) In paragraph (1), after “order forms of the company” insert “, and on all the company’s websites,”.

(3) For paragraph (2) substitute—

“(2) If in the case of a company having a share capital there is a reference to the amount of share capital—

(a) on the stationery used for any such letters,

(b) on the company’s order forms, or

(c) on any of the company’s websites,

the reference must be to paid-up share capital.”.

(4) In paragraph (5), after sub-paragraph (b) insert—

“(ba) if an officer of a company or a person on its behalf causes or authorises the appearance of a website not complying with those paragraphs, he is liable to a fine.”.

(5) After that paragraph insert—

“(6) References in this Article to a document of any type are to a document of that type in hard copy, electronic or any other form.”.

(1) Article 357 is applied to limited liability partnerships by the Limited Liability Partnerships Regulations (Northern Ireland) 2004 (S.R. (NI) 2004 No 307), regulation 4 and Schedule 2, Part 1.

(2) Article 359 is applied to limited liability partnerships by the Limited Liability Partnerships Regulations (Northern Ireland) 2004 (S.R. (NI) 2004 No 307), regulation 4 and Schedule 2, Part 1.

Status: This is the original version (as it was originally made).

3. In article 654(4)(3) of the 1986 Order (change of company’s registered number: use of old number on business letters etc), for “business letters and order forms” substitute “business letters, order forms and websites”.

4. In Schedule 23 to the 1986 Order—

(a) in the entry relating to article 357(3), after “company’s name” insert “or causing appearance of website in which company’s name not mentioned”,

(b) after the entry relating to article 359(3)(b) insert—

“359(3) (ba)	Officer or agent of company causing appearance of website not complying with article 359(1) or (2)	Summary	Level 3 on the standard scale”
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(3) Article 654 was substituted by the Companies (No. 2) (Northern Ireland) Order 1990 (S.I. 1990/1504 (N.I. 10)), Schedule 5, paragraph 13.