



Co-operative and Community Benefit Societies Act (Northern Ireland) 1969

1969 CHAPTER 24

PART II

REGISTERED SOCIETIES

NAME AND MAXIMUM SHAREHOLDING

5 Name of society.

- (1) No society shall be registered under this Act under a name which in the opinion of the registrar is undesirable.
- (2) Subject to subsection (5), the word “Limited” shall be the last word in the name of every society registered under this Act.
- (3) A registered society may change its name in the following manner and in that manner only, that is to say—
 - (a) by a resolution for the purpose passed at a general meeting of the society after the giving of such notice as is required by the rules of the society for such a resolution or, if the rules do not make special provision as to notice of such a resolution, after the giving of such notice as is required by the rules for a resolution to amend the rules; and
 - (b) with the approval in writing of the registrar.
- (4) No change in the name of a registered society shall affect any right or obligation of the society, or of any member thereof, and any pending legal proceedings may be continued by or against the society notwithstanding its new name.
- (5) If the registrar is satisfied that the objects of a society applying for registration under this Act or of a registered society are wholly charitable or benevolent, [F¹the registrar] may register the society by a name which does not contain the word “Limited” or, as the case may be, permit the society to change its name to one which does not contain that word; but if it subsequently appears to the registrar that the society, whether in

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consequence of a change in its rules or otherwise, is not being conducted wholly for charitable or benevolent objects, [^{F1}the registrar] may direct that the word “Limited” be added as the last word in the name of the society and shall notify the society accordingly.

- (6) Every registered society shall cause its registered name to be painted or affixed, and to be kept painted or affixed, in a conspicuous position and in letters easily legible, on the outside of its registered office and every other office or place in which the business of the society is carried on, and shall have that name ^{F2}. . . mentioned in legible characters—
- (a) in all notices, advertisements and other official publications of the society;
 - (b) in all business letters of the society;
 - (c) in all bills of exchange, promissory notes, endorsements, cheques and orders for money or goods, purporting to be signed by or on behalf of the society;
 - (d) in all bills, invoices, receipts, and letters of credit of the society.
- (7) Any officer of a registered society, or any other person acting on such a society's behalf, who—
- (a) ^{F3}
 - (b) issues or authorises the issue of any document such as is mentioned in subsection (6)(a) or (d) in which [^{F4}the society's registered name] is not mentioned in legible characters; or
 - (c) signs or authorises to be signed on behalf of the society any document such as is mentioned in subsection (6)(c) in which that name is not so mentioned,
- shall be guilty of an offence and liable on summary conviction to a fine not exceeding [^{F5} level 3 on the standard scale] and, in the case of a conviction by virtue of paragraph (c), shall further be personally liable to the holder of any such document as is referred to in that paragraph for the amount specified in the document unless that amount is duly paid by the society.

F1 Words in s. 5(5) substituted (6.4.2018 immediately after 2016 c. 16 (N.I.), s. 8(2) comes into force) by [The Financial Services Act 2012 \(Mutual Societies\) Order 2018 \(S.I. 2018/323\)](#), art. 1, **Sch. 2 para. 2(a)** (with art. 3)

F2 Words in s. 5(6) repealed (1.7.2006) by [Industrial and Provident Societies \(Northern Ireland\) Order 2006 \(S.I. 2006/314 \(N.I. 3\)\)](#), arts. 1(3), 6(3), 11, **Sch.**; S.R. 2006/242, **art. 2**

F3 S. 5(7)(a) repealed (1.7.2006) by [Industrial and Provident Societies \(Northern Ireland\) Order 2006 \(S.I. 2006/314 \(N.I. 3\)\)](#), arts. 1(3), 6(4)(a), 11, **Sch.**; S.R. 2006/242, **art. 2**

F4 Words in s. 5(7)(b) substituted (1.7.2006) by [Industrial and Provident Societies \(Northern Ireland\) Order 2006 \(S.I. 2006/314 \(N.I. 3\)\)](#), arts. 1(3), **6(4)(b)**; S.R. 2006/242, **art. 2**

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