

## SCHEDULES

### SCHEDULE 2 <sup>F1</sup>

Section 3(10).

#### PROVISIONS AS TO THE INCORPORATION, REGISTRATION AND WINDING UP OF BOARDS.

<b>F1</b> Mod., <a href="#">1982 NI 12</a>
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- 1 The board shall be constituted by the scheme as a body corporate and, subject to the provisions of this Act and of the scheme, section 19 of the Interpretation Act (Northern Ireland) 1954 shall apply to the board.
- 2 The scheme shall provide for notification to the Ministry of the address of the office of the board at which communications and notices will at all times be received, and of any change in that address, and the Ministry shall cause a register to be kept showing the address of every board, and the register shall be open for inspection by the public at such times and at such place as the Ministry may direct.
- 3 The scheme shall provide for the winding up of the board, and for that purpose may apply Part IX of the Companies Act (Northern Ireland) 1960 subject to the modifications set out in this Schedule.
- 4 For the purpose of section 349 of the Companies Act (Northern Ireland) 1960, the principal place of business of the board shall be deemed to be to the office of the board registered by the Ministry under this Act.
- 5 Paragraph ( *b* ) of sub-section (5) of section 349 of the Companies Act (Northern Ireland) 1960 shall not apply, and paragraph ( *c* ) of that subsection shall apply as if the words “or any member thereof as such” were omitted.
- 6 A petition for winding up a board may be presented by the Ministry as well as by any person authorised under the provisions of the Companies Act (Northern Ireland) 1960 to present a petition for winding up a company.
- 7 In the event of the winding up of a board, every person who at any time during the relevant period was a registered producer shall be liable to contribute to the payment of the debts and liabilities of the board and to the payment of the costs and expenses of the winding up an amount assessed in such manner and subject to such limitations as may be provided by the scheme, but save as aforesaid no person shall be liable to contribute to the assets of the board in the winding up by reason only of his being or having been a registered producer or a member of the board.
- 8 In paragraph 7 the expression “the relevant period” means—
  - (a) where the scheme has been revoked before the commencement of the winding up, the year immediately before the revocation of the scheme;
  - (b) in any other case, the year immediately before the commencement of the winding up.

**Changes to legislation:**

There are currently no known outstanding effects for the Agricultural Marketing Act (Northern Ireland) 1964, SCHEDULE 2 .