

Status: Point in time view as at 01/08/2014.

Changes to legislation: There are currently no known outstanding effects for the Co-operative and Community Benefit Societies Act 2014, Cross Heading: Housing Act 1996 (c. 52). (See end of Document for details)

SCHEDULES

SCHEDULE 4

CONSEQUENTIAL AMENDMENTS

PART 2

AMENDMENTS OF OTHER ACTS

Housing Act 1996 (c. 52)

- 55 The Housing Act 1996 is amended as follows.
- 56 For “an industrial and provident society” (in each place except in section 1A) substitute “ a registered society ”.
- 57 In section 1A (Welsh bodies) for paragraph (b) (not including the “or” at the end of it) substitute—
- “(b) a registered society within the meaning of the Co-operative and Community Benefit Societies Act 2014 (in this Part, a “registered society”) whose registered office for the purposes of that Act is in Wales.”.
- 58 In section 2(1)(b) (eligibility for registration) for the words from “a society” to “1965” substitute “ a registered society ”.
- 59 (1) Section 48(2) (powers of the manager: transfer of engagements) is amended as follows.
- (2) For “section 51 or 52 of the Industrial and Provident Societies Act 1965” substitute “ section 110 or 112 of the Co-operative and Community Benefit Societies Act 2014 ”.
- (3) For the second sentence substitute—
- “In particular, it does not prejudice any right of a creditor of the society.”
- 60 In section 57 (definitions relating to industrial and provident societies) in the heading for “industrial and provident societies” substitute “ registered societies ”.
- 61 In section 59(1)(b) (meaning of “officer” of registered social landlord) for “section 74 of the Industrial and Provident Societies Act 1965” substitute “ section 149 of the Co-operative and Community Benefit Societies Act 2014 ”.
- 62 In section 60(1)(c) (meaning of “subsidiary”) for “the Friendly and Industrial and Provident Societies Act 1968” substitute “ Part 7 of the Co-operative and Community Benefit Societies Act 2014 ”.
- 63 In section 61(2) (meaning of “associate”) for “the Friendly and Industrial and Provident Societies Act 1968” substitute “ Part 7 of the Co-operative and Community Benefit Societies Act 2014 ”.

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- 64 (1) Section 64 (index of defined expressions: Part 1) is amended as follows.
- (2) In the entry for “co-opted member” for “industrial and provident society” substitute “registered society”.
- (3) Omit the entry for “industrial and provident society”.
- (4) In the appropriate place insert—

“registered society” section 1A.”

- 65 (1) Schedule 1 (regulation of registered social landlords) is amended as follows.
- (2) In the heading before paragraph 8 for “Industrial and provident society” substitute “Registered society”.
- (3) In the heading before paragraph 9 for “industrial and provident society” substitute “registered society”.
- (4) In paragraph 9—
- (a) in sub-paragraph (4) for the words from “section” to “1965” substitute “section 16 of the Co-operative and Community Benefit Societies Act 2014 (“the 2014 Act”)”;
- (b) in sub-paragraph (5)—
- (i) for “The Industrial and Provident Societies Act 1965” substitute “The 2014 Act”;
- (ii) for “section 10” substitute “section 16”.
- (5) In the heading before paragraph 12 for “industrial and provident society” substitute “registered society”.
- (6) In paragraph 12—
- (a) in sub-paragraph (2) for paragraphs (a) to (c) substitute—
- “(a) section 109 of the Co-operative and Community Benefit Societies Act 2014 (“the 2014 Act”) (amalgamation of societies),
- (b) section 110 of that Act (transfer of engagements between societies), or
- (c) section 112 of that Act (conversion of society into a company etc),”;
- (b) in sub-paragraph (4)(b) for the words from “section 55(3)” to the end substitute “section 123(3)(a) of the 2014 Act.”;
- (c) in sub-paragraph (5)—
- (i) for the words from “section” to “1965” substitute “section 121 of the 2014 Act”;
- (ii) for “section 58(6)” substitute “section 122”.
- (7) In paragraph 13(4) for the words from “section 53” to “society)” substitute “section 115 of the Co-operative and Community Benefit Societies Act 2014 (conversion of company into registered society)”.
- (8) In paragraph 14(1)(b) for “section 55(1)(a) of the Industrial and Provident Societies Act 1965” substitute “section 123 of the Co-operative and Community Benefit Societies Act 2014”.

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(9) In paragraph 15—

- (a) in sub-paragraph (1)(a) for the words from “section 55(1)(a)” to “dissolution)” substitute “ section 119 or 123 of the Co-operative and Community Benefit Societies Act 2014 (dissolution by instrument of dissolution or by winding up) ”;
- (b) in sub-paragraph (2) for “the Industrial and Provident Societies Act 1965” substitute “ the Co-operative and Community Benefit Societies Act 2014 ”.

(10) In paragraph 15H—

- (a) in sub-paragraph (1)(b) for “another industrial and provident society” substitute “ another registered society ”;
- (b) in sub-paragraph (3) for “another industrial and provident society” substitute “ another registered society ”;
- (c) in sub-paragraph (4) for “section 50 of the Industrial and Provident Societies Act 1965” substitute “ section 109 of the Co-operative and Community Benefit Societies Act 2014 ”.

(11) In the heading before paragraph 17 for “Industrial and provident societies” substitute “ Registered societies ”.

(12) In paragraph 17—

- (a) in sub-paragraph (1) for “industrial and provident societies” substitute “ registered societies ”;
- (b) for sub-paragraph (2) substitute—
 - “(2) Section 85 of the Co-operative and Community Benefit Societies Act 2014 (“the 2014 Act”) (duty to obtain accountant's report) has effect, in its application to such a landlord, with the omission of subsection (1)(b) (accountant's report required only where turnover exceeds a specified sum).”;
- (c) in sub-paragraph (4) for paragraph (b) substitute—
 - “(b) section 83 of the 2014 Act (duty to appoint auditors) did not apply for the year because of a resolution under section 84 of that Act (power to disapply auditing requirements).”;
- (d) for sub-paragraph (5) substitute—
 - “(5) In this paragraph “qualified auditor” and “year of account” have the same meaning as in Part 7 of the 2014 Act (for “year of account” see sections 77 and 78 of that Act).”

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