
STATUTORY INSTRUMENTS

1985 No. 1205

The Credit Unions (Northern Ireland) Order 1985

Disputes, offences and legal proceedings

Prosecution of offences

76.—(1) Summary proceedings for an offence under this Order shall not be instituted except by—

(a) in the case of proceedings under Article 74,—

(i) the credit union; or

(ii) any member of that credit union authorised by the credit union or its board of directors or by the [F1FCA] ; or

(iii) the [F1FCA] ;

(b) in any other case, the [F1FCA] or any person aggrieved.

(2) Notwithstanding Article 19(1)(a) of the Magistrates' Courts (Northern Ireland) Order 1981 (limitation of time for taking proceedings) summary proceedings for an offence under this Order^{F2} . . . may be instituted by the [F1FCA] at any time within one year after the first discovery of the offence by the [F1FCA] , but shall not in any case be instituted after the expiration of 3 years from the commission of the offence.

F1 Word in art. 76 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. 3 para. 2(v)** (with art. 3)

F2 Words in art. 76(2) omitted (31.3.2012) by virtue of [Financial Services and Markets Act 2000 \(Permissions, Transitional Provisions and Consequential Amendments\) \(Northern Ireland Credit Unions\) Order 2011 \(S.I. 2011/2832\)](#), arts. 1(2), **13(38)**

Changes to legislation:

The Credit Unions (Northern Ireland) Order 1985, Section 76 is up to date with all changes known to be in force on or before 24 August 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to the whole Order associated Parts and Chapters:

Whole provisions yet to be inserted into this Order (including any effects on those provisions):

- Sch.1 Pt.I amended by [S.I. 1996/2653 art.2\(b\)](#)
- Sch.1 Pt.I rev.in pt. by [S.I. 1996/2653 art.2\(a\)](#)
- Sch. 1 Pt. 1 words inserted by [S.I. 1996/2653 art. 2\(b\)](#)
- Sch. 1 Pt. 1 words omitted by [S.I. 1996/2653 art. 2\(a\)](#)