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## STATUTORY INSTRUMENTS

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# 1993 No. 1252

## The Financial Provisions (Northern Ireland) Order 1993

### PART II

#### GOVERNMENT TRADING FUNDS

##### **Public dividend capital**

5.—(1) An order providing for any assets and liabilities to be appropriated as assets and liabilities of a trading fund may provide for any part of the amount by which the values of the assets exceed the amounts of the liabilities to be treated as public dividend capital of the fund.

[<sup>F1</sup>(2) If the responsible department considers it appropriate to do so, it may issue out of money appropriated by Measure an amount to the trading fund as public dividend capital.]

<sup>F1</sup>(3) Where any sum is issued to a trading fund under Article 6, the responsible department may pay out of the fund into the Consolidated Fund a corresponding sum in reduction or extinguishment of any public dividend capital.

(4) Public dividend capital ranks as an asset of the Consolidated Fund.

(5) For any financial year in which a trading fund has public dividend capital, there shall be paid out of the fund into the Consolidated Fund such sums (if any) by way of return on that capital and its reserves as the responsible department may determine having regard to any balance in the fund at the end of that year and the amount of the balance which appears to be in the nature of distributable profit.

**Changes to legislation:**

The Financial Provisions (Northern Ireland) Order 1993, Section 5 is up to date with all changes known to be in force on or before 23 April 2024. 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):

- [art.8\(6A\) rev. \(prosp.\) by 1998 c. 47 s.100\(2\)Sch.15](#)