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## STATUTORY INSTRUMENTS

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# 1996 No. 1632 (N.I. 11)

## The Deregulation and Contracting Out (Northern Ireland) Order 1996

- - - - 26th June 1996

### THE DEREGULATION AND CONTRACTING OUT (NORTHERN IRELAND) ORDER 1996

#### PART I

##### INTRODUCTORY

1. Title and commencement
2. Interpretation

#### PART II

##### DEREGULATION

###### *Miscellaneous deregulatory provisions*

3. Horticultural produce: repeal of licensing provisions, etc.
4. Repeal of Arts. 20(S), 22(10) of Weights and Measures (Northern Ireland) Order 1981
5. Repeal of Auctions (Local Control) Act (Northern Ireland) 1957
6. Sunday Observance Act (Ireland) 1695: exclusion of sports, etc.
7. Totalisators on licensed trucks: deductions, etc.
8. Taxi drivers — tests of competence, etc.

###### *Enforcement procedures and appeals*

9. Powers to improve enforcement procedures
10. Model provisions with respect to appeals

#### PART III

##### CONTRACTING OUT

11. Registrar of companies, etc.
12. Official receiver
13. Effect of contracting out
14. Termination of contracting out

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- 15. Authorisations: ancillary provisions
- 16. Restrictions on disclosure of information

#### PART IV

### SOCIAL SECURITY AND SUPPLEMENTARY

- 17. Social security: amendments following certain orders
  - Article 18—Amendments
  - Article 19—Repeals

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#### SCHEDULES

- SCHEDULE 1 — POWERS TO IMPROVE ENFORCEMENT PROCEDURES
  - Explanation of suggested remedial action (1) (1) This paragraph confers power to provide that, where...

##### *Explanation of suggested remedial action*

- 1. (1) This paragraph confers power to provide that, where an enforcement officer expresses to any...

##### *Explanation of immediate enforcement action, etc.*

- 2. (1) This paragraph confers power to provide that, where an enforcement officer— (a) takes immediate...

##### *Right to make representations*

- 3. This paragraph confers power to provide that, before an enforcement officer takes any enforcement action...

##### *Explanation of right of appeal*

- 4. This paragraph confers power to provide that, where— (a) an enforcement officer has taken enforcement...

##### *Application of provisions to other interested persons*

- 5. (1) This paragraph confers power to provide that, where— (a) a third person will or...

### SCHEDULE 2 — FUNCTIONS RELATING TO COMPANIES WHICH MAY BE CONTRACTED OUT

#### PART I — FUNCTIONS OF THE REGISTRAR OF COMPANIES

##### *General*

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*The Companies (Northern Ireland) Order 1986 (NI 6)*

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*The Companies Act 2006*

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*The Newspaper Libel and Registration Act 1881 (c. 60)*

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*The Limited Partnerships Act 1907 (c. 24)*

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*The Insurance Companies Act 1982 (c. 50)*

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*The European Economic Interest Grouping Regulations (Northern Ireland) 1989 (No. 216)*

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PART II — FUNCTIONS OF THE DEPARTMENT OF ECONOMIC  
DEVELOPMENT

*The Companies (Northern Ireland) Order 1986 (NI 6)*

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*The Business Names (Northern Ireland) Order 1986 (NI 7)*

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PART III — INTERPRETATION  
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SCHEDULE 3 — FUNCTIONS OF OFFICIAL RECEIVER WHICH CANNOT BE  
CONTRACTED OUT

1. The functions of the official receiver as— (a) a receiver appointed pursuant to Article 42...
2. The receipt of any deposit which relates to a bankruptcy or winding-up petition.
3. The chairing— (a) by virtue of rule 4.062 of the first meeting of creditors (as...
4. The making of an application to the Department— (a) under Article 117(1) for the appointment...

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5. The taking of a decision— (a) pursuant to Article 117(2), whether to refer to the...
6. The making of a reference to the Department under paragraph (4) of Article 273 of...
7. The making of a reference to the Court or the Department, as the case may...
8. The functions of the official receiver— (a) exercisable under rule 4.180(2) (functions of liquidation committee...
9. The bringing or the conduct of proceedings under the Company Directors Disqualification (Northern Ireland) Order...
10. The giving of notice to the Department pursuant to Article 148(3) (release of official receiver...
11. Considering— (a) pursuant to rule 4.064(3), whether a request by creditors for a meeting of...
12. The making or conduct of any application to the Court— (a) to commit a bankrupt...
13. The making or conduct of any application to the Court to commit for contempt of...
14. The making of a report to the Court pursuant to— (a) Article 112(1) (investigation by...
15. The making or conduct of an application to the Court for a public examination under...
16. The making or conduct of an application to the Court to relieve the official receiver...
17. The taking part in a public examination or the questioning of a person pursuant to...
18. The making or conduct of an application to the Court— (a) pursuant to Article 114(2)...
19. The making or conduct of an application to the Court pursuant to Article 135 for...
20. The taking of affidavits and declarations pursuant to rule 7.52(5) (taking of affidavits and declarations).
21. Any function of the official receiver in relation to the hearing of— (a) an application...
22. The making of a report to the Department pursuant to Article 10(3) of the Companies...
23. Any function corresponding to one referred to in paragraphs 1 to 22 which is exercisable...
24. The presentation of a winding-up petition pursuant to Article 104(6) (application by official receiver for...
25. In this Schedule— except where otherwise expressly provided, an Article referred to by number means...

#### SCHEDULE 4 — RESTRICTIONS ON DISCLOSURE OF INFORMATION

— Preliminary (1) (1) Paragraphs 2 to 5,7 and 8 apply where— (a) a person (...)

##### *Preliminary*

1. (1) Paragraphs 2 to 5,7 and 8 apply where— (a) a person ( “contractor A”)...

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*Disclosure between contracting parties, etc.*

2. The enactment or obligation does not prevent or penalise the disclosure of relevant information— (a)...

*Disclosures by contracting parties to contractor B*

3. (1) This paragraph applies where another person (“contractor B”) is authorised to exercise the...

*Disclosures by contracting parties to contractor C*

4. (1) This paragraph applies where another person (“contractor C”) is authorised to exercise a...

*Disclosures by contractor A to authority D*

5. The enactment or obligation does not prevent or penalise the disclosure of relevant information by...

*Disclosures to contractor A by authority E*

6. The enactment or obligation does not prevent or penalise the disclosure of relevant information by...

*Disclosures for audit purposes*

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*Implied term of contractor A's contract*

8. It is an implied term of any contract made between contractor A and authority A...

*Unauthorised disclosures*

9. (1) This paragraph applies where— (a) any information is disclosed to any person in accordance...

*Interpretation*

10. (1) In this Schedule— “ancillary services” means services certified by authority A (whether in the...

— Schedule 5—Amendments

Schedule 5—Amendments

— Schedule 6—Repeals

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## Schedule 6—Repeals

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