

## SCHEDULES

### SCHEDULE 14

#### AUDITORS: APPOINTMENT, TENURE, QUALIFICATIONS AND REMUNERATION

##### *Removal of auditors*

- 10 (1) A friendly society or registered branch may by ordinary resolution in general meeting remove an auditor before the expiration of his term of office, notwithstanding anything in any agreement between it and him.
- (2) Where such a resolution is passed, the society or branch shall within 14 days give notice of that fact to the [<sup>F1</sup>FCA and, if the society is a PRA-authorised person, the PRA].
- (3) If a friendly society or branch fails to give the notice required by sub-paragraph (2) above, it shall be guilty of an offence and liable on summary conviction to a fine not exceeding level 3 on the standard scale and in the case of a continuing offence to an additional fine not exceeding one-tenth of that level for every day during which the offence continues.
- (4) Nothing in this paragraph is to be taken as depriving a person removed under it of compensation or damages that may be payable to him in respect of the termination of his appointment as auditor or of any appointment terminating with that as auditor.
- (5) An auditor of a friendly society or registered branch who has been removed has, notwithstanding his removal, the rights conferred by section 75 above in relation to any general meeting of the society or branch at which—
- his term of office would otherwise have expired; or
  - it is proposed to fill the vacancy caused by his removal.
- [<sup>F2</sup>(6) An auditor may not be removed from office before the expiration of that auditor's term of office except—
- by resolution under this paragraph, or
  - in accordance with paragraph 6 of Schedule 14A.]

#### Textual Amendments

- F1** Words in [Sch. 14 para. 10\(2\)](#) substituted (1.4.2013) by [The Financial Services Act 2012 \(Mutual Societies\) Order 2013 \(S.I. 2013/496\)](#), art. 1(1), [Sch. 9 para. 55\(6\)](#) (with [Sch. 12](#))
- F2** [Sch. 14 para. 10\(6\)](#) inserted (with effect in accordance with reg. 1(5) of the amending S.I.) by [The Statutory Auditors and Third Country Auditors Regulations 2017 \(S.I. 2017/516\)](#), regs. 1(2), [10\(a\)](#)

#### Commencement Information

- I1** [Sch. 14 para. 10](#) wholly in force; [Sch. 14 para. 10](#) not in force at Royal Assent see [s. 126\(2\)](#); [Sch. 14 para. 10](#) in force for certain purposes at 13.1.1993 by [S.I. 1993/16](#), art. 2, [Sch. 1](#); [Sch. 14 para. 10](#) in force to the extent not already in force at 1.1.1994 by [S.I. 1993/2213](#), art. 2(1), [Sch. 5](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Friendly Societies Act 1992, Paragraph 10.