
Changes to legislation: There are currently no known outstanding effects for the Friendly Societies Act 1992, Paragraph 2. (See end of Document for details)

SCHEDULES

SCHEDULE 3

ESTABLISHMENT, INCORPORATION AND CONSTITUTION OF INCORPORATED FRIENDLY SOCIETIES

Requirements for establishment and incorporation

- 2 (1) A registered friendly society may be incorporated under this Act only if the following steps are taken—
- (a) the proposal to apply for incorporation is submitted to the members of the society for their consent by the procedure required for a proposal to amend the rules (or, in the case of a society with branches, the general rules) of the society;
 - (b) consent to the application is given in accordance with that procedure;
 - (c) the society agrees, in accordance with that procedure—
 - (i) upon the purposes of the society after incorporation, and upon the extent of its powers, in a memorandum the provisions of which comply with the requirements of this Schedule; and
 - (ii) upon rules for the regulation of the society after incorporation which comply with the requirements of this Schedule; and
 - (d) there are sent to the [F¹FCA]—
 - (i) 3 copies of the memorandum and the rules, each signed by at least 7 members and by the secretary of the society; and
 - (ii) a statutory declaration by the secretary that the steps mentioned in paragraphs (a) and (b) above were taken.
- (2) Where copies of the memorandum, the rules and the statutory declaration are sent to the [F¹FCA] in accordance with paragraph (c) of sub-paragraph (1) above, the [F¹FCA], if satisfied that—
- (a) the steps mentioned in sub-paragraph (1)(a) and (b) were taken;
 - (b) the provisions of the memorandum and the rules are in conformity with this Act; ^{F²} . . .
 - (c) the name proposed for the society after incorporation is not, in its opinion, undesirable,
- shall register the society and issue it with a certificate of incorporation.
- ^{F²} [and ^{F³}
- (d) in the case of a society to which section 37(2) or (3) above applies, the principal place of business of the society is situated in the United Kingdom.]

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Textual Amendments

- F1** Word in [Sch. 3](#) substituted (1.4.2013) by [The Financial Services Act 2012 \(Mutual Societies\) Order 2013 \(S.I. 2013/496\)](#), art. 1(1), [Sch. 9 para. 51\(2\)](#) (with [Sch. 12](#))
- F2** Word in [Sch. 3 para. 2\(2\)\(b\)](#) omitted (18.7.1996) by virtue of [S.I. 1996/1669](#), [reg. 14\(3\)](#)
- F3** [Sch. 3 para. 2\(2\)\(d\)](#) and the word “and” immediately preceding it inserted (18.7.1996) by [S.I. 1996/1669](#), [reg. 14\(3\)](#)
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Commencement Information

- I1** [Sch. 3 para. 2](#) wholly in force; [Sch. 3 para. 2](#) not in force at Royal Assent see [s. 126\(2\)](#); [Sch. 3 para. 2](#) in force at 1.2.1993 by [S.I. 1993/16](#), art. 2, [Sch. 3](#)

Changes to legislation:

There are currently no known outstanding effects for the Friendly Societies Act 1992, Paragraph 2.