

SCHEDULES

SCHEDULE 3

MORATORIUMS IN GREAT BRITAIN: FURTHER AMENDMENTS

Co-operative and Community Benefit Societies Act 2014

- 52 (1) Section 118 (power to apply provisions about company arrangements and administration) is amended as follows.
- (2) At the end of the heading insert “etc”.
- (3) In subsection (1), after “by order” insert “—
- (a) provide for Part A1 of the Insolvency Act 1986 (moratorium) to apply (with or without modifications) in relation to registered societies;
- (b)”.
- (4) After subsection (3), insert—
- “(3A) The order may not make any provision that could be made under subsection (3B) or (3C).
- (3B) The Welsh Ministers may by regulations made by statutory instrument make provision under the law of England and Wales for Part A1 of the Insolvency Act 1986 to apply (with or without modifications) in relation to a society that is registered as a social landlord under Part 1 of the Housing Act 1996.
- (3C) The Scottish Ministers may by regulations make provision under the law of Scotland for Part A1 of the Insolvency Act 1986 to apply (with or without modifications) in relation to a society that is registered as a social landlord under Part 2 of the Housing (Scotland) Act 2010 (asp 17).”
- (5) In subsection (4), for “The order” substitute “An order or regulations under this section”.
- (6) After subsection (5) insert—
- “(5A) A statutory instrument containing regulations under subsection (3B) is subject to annulment in pursuance of a resolution of Senedd Cymru.
- (5B) Regulations made by the Scottish Ministers under subsection (3C) are subject to the negative procedure (see section 28 of the Interpretation and Legislative Reform (Scotland) Act 2010 (asp 10)).”