
STATUTORY INSTRUMENTS

2003 No. 404

**The Building Societies Act 1986
(Electronic Communications) Order 2003**

Electronic notification of details concerning a director

2. In section 60 of the 1986 Act (directors: elections and retirements), after subsection (7) insert—

“(7A) Where the information required to be notified by subsection (7)(b) is sent electronically, it must be sent to an electronic address notified by the person for the purpose.

(7B) The requirement of subsection (7)(b) to notify information to a person is satisfied by the publication of that information on a web site only if—

- (a) the society and that person have agreed to his accessing information on a web site;
- (b) the published information is information to which the agreement applies;
- (c) that person is notified before the voting date, in a manner agreed between him and the society, of—
 - (i) the publication of the information on a web site,
 - (ii) the address of that web site, and
 - (iii) the place on that web site where the information may be accessed, and how it may be accessed; and
- (d) the information is published continuously on that web site throughout the period beginning with the giving of that notification and ending with the voting date.

(7C) Where, in a case in which subsection (7B) is relied on for compliance with a requirement of subsection (7)(b)—

- (a) information is published for a part, but not all, of the period mentioned in subsection (7B)(d), but
- (b) the failure to publish it throughout that period is wholly attributable to circumstances which it would not be reasonable to have expected the society to prevent or avoid,

the failure shall not invalidate the election of a director.”.