

Status: Point in time view as at 26/06/2020.

Changes to legislation: There are currently no known outstanding effects for the Co-operative and Community Benefit Societies Act 2014, Cross Heading: Local Democracy, Economic Development and Construction Act 2009 (c. 20). (See end of Document for details)

SCHEDULES

SCHEDULE 4

CONSEQUENTIAL AMENDMENTS

PART 2

AMENDMENTS OF OTHER ACTS

Local Democracy, Economic Development and Construction Act 2009 (c. 20)

- 148 The Local Democracy, Economic Development and Construction Act 2009 is amended as follows.
- 149 For “an industrial and provident society” (in each place) substitute “ a registered society ”.
- 150 In section 40(4) (exclusions) for the words from “subsection (1)” to the end substitute “—
- (a) the society is a small society (within the meaning of Part 7 of the Co-operative and Community Benefit Societies Act 2014) for that year, or
 - (b) section 83 of that Act (duty to appoint auditors) does not apply to the society for that year because of a resolution under section 84 of that Act (power to disapply auditing requirements).”
- 151 In section 43(6)(c) (right of entity to appoint auditor to conduct statutory audit) for sub-paragraph (i) (not including the “or” at the end of it) substitute—
- “(i) section 83 of the Co-operative and Community Benefit Societies Act 2014.”.
- 152 (1) Section 44(4) (functions of auditor not appointed to conduct statutory audit) is amended as follows.
- (2) For paragraphs (b) and (c) (not including the “and” at the end of paragraph (c)) substitute—
- “(b) section 87(3) to (8) of the Co-operative and Community Benefit Societies Act 2014 apply in relation to that report as they apply to a report under section 87(2) of that Act,
 - (c) section 127(2) of that Act applies in relation to any contravention of section 87(6) of that Act (as applied by paragraph (b)),”.
- (3) In paragraph (d)—
- (a) for “section 13” substitute “ section 98 ”;
 - (b) for “subsection (5)” substitute “ subsection (7) ”.
- 153 (1) Section 54(1) (interpretation) is amended as follows.

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- (2) In paragraph (c) of the definition of “financial year” for the words from “the Friendly” to the end substitute “ the Co-operative and Community Benefit Societies Act 2014 (see sections 77 and 78 of that Act); ”.
- (3) Omit the definition of “industrial and provident society”.
- (4) In the appropriate place insert—
- ““registered society” has the meaning given by section 1 of the Co-operative and Community Benefit Societies Act 2014;”.
- 154 In section 113B(6) (boundaries of power under section 113A)—
- (a) omit the “or” at the end of paragraph (a);
- (b) for paragraph (b) substitute—
- “(b) a registered society within the meaning of the Co-operative and Community Benefit Societies Act 2014, or
- (c) a society registered or deemed to be registered under the Industrial and Provident Societies Act (Northern Ireland) 1969.”

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