

# Industrial and Provident Societies Act 1965 (repealed)

#### **1965 CHAPTER 12**

Contracts, property, etc., of society

## [F129C Methods for execution of documents: England and Wales.

- (1) The following provisions have effect with respect to the execution of documents by a registered society under the law of England and Wales.
- (2) A registered society may, if it has a common seal, execute a document by affixing that seal to it.
- (3) A document—
  - (a) signed by a member of the committee of a registered society and the secretary of the society, or by two members of that committee, and
  - (b) expressed (in whatever form of words) to be executed by the society,

has the same effect as if it were executed under the common seal of the society.

- (4) A document executed by a registered society which makes it clear on its face that it is intended by the person or persons making it to be a deed has effect, upon delivery, as a deed; and it shall be presumed, unless a contrary intention is proved, to be delivered upon its being so executed.
- (5) In favour of a purchaser a document shall be deemed to have been duly executed by a registered society if it purports to be signed by a member of the committee of the society and the secretary of the society, or by two members of the committee, and, where it makes it clear on its face that it is intended by the person or persons making it to be a deed, to have been delivered upon its being executed.
- (6) Subsections (3) to (5) of this section apply whether or not the society has a common seal; and, in subsection (5) of this section, "purchaser" means a purchaser in good faith for valuable consideration and includes a lessee, mortgagee or other person who for valuable consideration acquires an interest in property.

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## **Textual Amendments**

F1 Ss. 29B-29G inserted (20.10.2003) by Co-operatives and Community Benefit Societies Act 2003 (c. 15), ss. 5(1), 7(1); S.I. 2003/2678, art. 2(2)

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