

Status: Point in time view as at 01/02/1993.

*Changes to legislation: There are currently no known outstanding effects for the Friendly Societies Act 1992,
Cross Heading: Effect of incorporation on branches of registered society. (See end of Document for details)*

SCHEDULES

SCHEDULE 4

INCORPORATION OF REGISTERED FRIENDLY SOCIETIES: SUPPLEMENTARY

Effect of incorporation on branches of registered society

- 8 (1) This paragraph applies where the property, rights and liabilities of a branch of the registered society (“the branch”) are all transferred to the incorporated society by section 6(4) above.
- (2) The provisions of paragraphs 3 to 7 above shall apply in relation to the branch as they apply in relation to the registered society—
- (a) with the omission from paragraph 4 of the words following “shall determine”; and
 - (b) in paragraph 5, with the substitution for references to the members, officers, trustees or treasurer of the society of references to the corresponding officers of the branch;
- and the branch shall be deemed to be dissolved immediately after the transfer of its property, rights and liabilities to the incorporated society.
- 9 (1) This paragraph applies where the property, rights and liabilities of a branch of the registered society are all excluded by virtue of a scheme from transfer to the incorporated society.
- (2) On incorporation of the registered society, the property, rights and liabilities of the branch shall continue as property, rights and liabilities of the branch (as a branch of the incorporated society).
- (3) The branch of the incorporated society shall be treated as a continuation of the branch of the registered society; and so on incorporation—
- (a) any member of the branch shall continue as a member; and
 - (b) any trustee, treasurer or other officer of the branch immediately before incorporation shall continue in office;
- but paragraphs (a) and (b) above are without prejudice to anything done after incorporation as respects the membership and officers of the branch.
- 10 (1) This paragraph applies where some of the property, rights and liabilities of a branch of the registered society are transferred to the incorporated society by section 6(4) above and some are excluded from transfer by virtue of a scheme.
- (2) As respects the property, rights and liabilities transferred from the branch to the incorporated society, the provisions of paragraphs 3, 5, 6 and 7 above shall apply in relation to the branch as they apply in relation to the registered society—
- (a) with, in paragraph 5, the substitution for references to the members, officers, trustees or treasurer of the society of references to the corresponding officers of the branch; and
 - (b) with the omission of paragraph 7(1).

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- (3) On incorporation of the registered society, the property, rights and liabilities of the branch which are excluded from transfer shall continue as property, rights and liabilities of the branch (as a branch of the incorporated society).
- (4) As respects the property, rights and liabilities so excluded, the branch shall, after incorporation of the registered society, be treated as a continuation of the branch of the registered society; and so on incorporation—
- (a) any member of the branch shall continue as a member; and
 - (b) any trustee, treasurer or other officer of the branch shall continue in office;
- but paragraphs (a) and (b) above are without prejudice to anything done after incorporation as respects membership and officers of the branch.

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