1983 No. 51 (C. 2)

COMPANIES

The Companies (1981 Order) (Commencement No. 2) Order (Northern Ireland) 1983

Made . . . . . 21st March 1983

The Department of Economic Development, in exercise of the powers conferred by Article 1(1) of the Companies (Northern Ireland) Order 1981(a) read with paragraph 2(1)(*b*) of Schedule 1 to the Northern Ireland Act 1974(b) and now vested in it(c), hereby makes the following Order:

Citation

1. This Order may be cited as the Companies (1981 Order) (Commencement No. 2) Order (Northern Ireland) 1983.

Commencement

2.—(1) Subject to paragraph (2) all provisions of the Companies (Northern Ireland) Order 1981 not yet in operation shall insofar as they confer or affect any power to make regulations and orders come into operation on 11th April 1983 and shall for all other purposes come into operation on 1st July 1983.

(2) Paragraph (1) does not apply to the provisions set out in the Schedule to the extent mentioned in that Schedule.

Sealed with the Official Seal of the Department of Economic Development for Northern Ireland on 21st March 1983.

(L.S.) *W. T. McCrory*
Assistant Secretary

(a) S.I. 1981/838 (N.I. 19)
(b) 1974 c. 28
(c) By S.I. 1982/846 (N.I. 11) Art. 4

Provisions not brought into operation

Provisions of the Order	*Subject matter of Provisions*
Article 77.	Power of Court to grant relief against company where members unfairly prejudiced.
Article 81(1) insofar as it refers to the statutory provisions mentioned below in relation to Schedule 2.	Increase of penalties and change of mode of trial.
Article 83(*f*).	Repeal of section 386 of and Schedule 11 to the Companies Act (Northern Ireland) 1960(a). (Penalty for false statements).
Article 87(1) insofar as it relates to the amendment of the statutory provisions mentioned below in relation to Schedule 3.	Amendments.
Article 87(2) insofar as it relates to the repeal of the statutory provisions mentioned below in relation to Schedule 4.	Repeals.
Schedule 2 insofar as it relates to sections 19(8), 54(3), 150(3) and 306(4) of the Companies Act (Northern Ireland) 1960 and Articles 66(5), 114(7) and 117(12) of the Companies (Northern Ireland) Order 1978(b).	Increase in penalties and change of mode of trial.
Schedule 3 insofar as it amends sections 23(1), 54(in relation to the insertion of subsections (2A) and (2B)), 58(1), 58(5), 144(4), 187(1), 334(*c*) and 344(6) of the Companies Act (Northern Ireland) 1960.	Minor and consequential amendments.
Schedule 4 insofar as it relates to the repeal of the following provisions or parts of provisions:—sections 163(4), 201 and 386 of, and Schedules 10 and 11 to the Companies Act (Northern Ireland) 1960; Articles 33(8)(*b*) and 103(2) of the Companies (Northern Ireland) Order 1978; and paragraph 3 of Schedule 1 to the Perjury (Northern Ireland) Order 1979(c).	Repeals.

(a) 1960 c. 22 (N.I.)
(b) S.I. 1978/1042 (N.I. 12)
(c) S.I. 1979/1714 (N.I. 19)

EXPLANATORY NOTE

(This note is not part of the Order.)

Certain provisions (noted below) of the Companies (Northern Ireland) Order 1981 were brought into operation by the Companies (1981 Order) (Commencement No. 1) Order (Northern Ireland) 1982. (S.R. 1982 No. 286 (C. 8)).

This present Order brings into operation all the other provisions of the 1981 Order with the exceptions listed in the Schedule. The provisions, insofar as they confer or affect powers to make regulations and orders, come into operation on 11th April 1983, and for all other purposes on 1st July 1983.

Certain provisions brought into force by this Order are amended by provisions of the Companies (Northern Ireland) Order 1982 brought into force simultaneously by the Companies (1982 Order) (Commencement No. 1) Order (Northern Ireland) 1983.

NOTE AS TO EARLIER COMMENCEMENT ORDERS

(This note is not part of the Order.)

The following provisions of the 1981 Order have been brought into operation by the Commencement (No. 1) Order referred to above made before the date of this Order:—

Provision	*Date of Commencement*	*S.R. Number*
Article 1 Article 2 (partially) Article 48 Articles 70 to 76 Article 82 Article 84 Article 86(1) (partially) Article 87 (partially) Schedule 3 (partially) Schedule 4 (partially)	4th October 1982	1982 No. 286 (C. 8)