STATUTORY INSTRUMENTS

1979 No. 1591

COMPANIES

WINDING-UP

The Companies (Department of Trade) Fees (Amendment No. 2) Order 1979

Made - - - -	*3rd December* 1979
Coming into Operation	*1st January* 1980

The Lord Chancellor and the Treasury, in exercise of the powers conferred on them by section 365(3) of the Companies Act 1948(**a**) and sections 2 and 3 of the Public Offices Fees Act 1879(**b**), hereby make, sanction and consent to the following Order:

1. This Order may be cited as the Companies (Department of Trade) Fees (Amendment No. 2) Order 1979 and shall come into operation on 1st January 1980.

2. The Companies (Department of Trade) Fees Order 1975(**c**) shall have effect subject to the following amendments:—

(1) For paragraph 3 there shall be substituted the following paragraph:—

"3.—(1) All fees shall be taken in cash.

(2) When a fee is paid to an officer of a court the person paying the fee shall inform the officer that the fee relates to a proceeding for or in the winding-up of a company".

(2) Fee No. 6 in the Schedule to that Order shall be omitted.

(3) For Fee No. 17 there shall be substituted the following new fee:—

"17.—(1) Where the winding-up order is made on or after 1st January 1980, for all official stationery, printing, postage and telephones, and the insertion in the London Gazette of all notices relating to the company—

(*a*) for a number of members and creditors not exceeding 25 £115·00.

(*b*) for every additional 10 members and creditors or part thereof £21·00.

(**a**) 1948 c. 38.
(**b**) 1879 c. 58.
(**c**) S.I. 1975/1351; the relevant amending instruments are S.I. 1978/1654 and 1979/779.

This fee does not include the charge made by the Official Receiver or Liquidator calling a meeting of creditors or contributories, for which provision is made in Rule 132 *of the Companies (Winding-up) Rules* 1949(a).

(2) Where the winding-up order was made before 1st January 1980, for all notices to be inserted in the London Gazette after that date £12·00".

Dated 30th November 1979. *Hailsham of St. Marylebone*, C.

Dated 3rd December 1979. *David Waddington*,

Peter Morrison,

Two of the Lords Commissioners of Her Majesty's Treasury.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order abolishes the use of adhesive stamps and the individual fees payable for the insertion in the London Gazette of notices relating to companies being wound up by the court. From 1st January 1980 an element for Gazette notices is included within an increased stationery fee. In cases where the winding-up order was made before 1st January 1980 a flat fee is charged to cover all future Gazette notices.

(a) S.I. 1949/330.

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