

Serial Number 1952/221



**THE INDUSTRIAL AND PROVIDENT SOCIETIES
REGULATIONS 1952**

C. W. M. NORRIE, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington, this 3rd day of December 1952

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to the Industrial and Provident Societies Act 1908, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

REGULATIONS

1. (1) These regulations may be cited as the Industrial and Provident Societies Regulations 1952.

(2) These regulations shall come into force on the 1st day of January 1953.

SHAPE, WRITING, ETC., OF DOCUMENTS TO BE REGISTERED

2. (1) All documents prepared to be registered, or to be delivered, sent, or forwarded to the Registrar must be legibly and clearly written, typewritten, or printed on half sheets of foolscap paper of medium weight and good quality, with a margin of one-fourth of the width of the paper at the least. Where there are more sheets than one, they must be fastened together with a sufficient paper fastener at the top left-hand corner.

(2) Carbon copies shall not be received by the Registrar.

(3) Except by special leave of the Registrar, granted upon such conditions as he thinks fit, no document shall be received by the Registrar which does not comply with this regulation.

FEEs

3. (1) There shall be paid to the Registrar, in respect of the several matters mentioned in the First Schedule hereto, the several fees therein specified.

(2) Where the Registrar or any other officer is empowered by the Industrial and Provident Societies Act 1908 to do any act for which a fee is payable, he may refuse to do that act until the fee is paid.

4. (1) There shall be paid to every Revising Barrister under the Act, in respect of the several matters mentioned in the Second Schedule hereto, the several fees therein specified.

(2) Every such fee shall be payable to the Revising Barrister upon presentation to him of the document in respect of which his certificate is required.

(3) If any question arises as to the fee payable to a Revising Barrister the decision of the Registrar thereon shall be final.

FORM OF REGISTER OF CHARGES

5. The register of charges to be kept by the Registrar with respect to each registered society under section 20 of the Industrial and Provident Societies Amendment Act 1952 shall be in the form set out in the Third Schedule hereto.

REVOCATION

6. The Industrial and Provident Societies Fees Regulations 1939* are hereby revoked.

* Statutory Regulations 1939, Serial number 1939/108, page 543.

SCHEDULES

FIRST SCHEDULE

FEES PAYABLE TO REGISTRAR

	£	s.	d.
For registering notice of any change of situation of registered office under section 8 (a) (i) of the Industrial and Provident Societies Act 1908 ..	0	5	0
For registering the annual return under section 8 (a) (iv) ..	0	5	0
For issuing a direction to transfer funds, debentures, securities, or moneys under section 9 (h) ..	0	5	0
For a reference of a dispute to the Registrar under section 12 (a) ..	2	0	0
For an application for an inspection or meeting under section 13 (a) ..	0	5	0
For registering a special resolution under section 14 ..	0	5	0
For registering a copy of a winding-up order or resolution under section 15 (a) ..	0	5	0
For registering an instrument of dissolution with statutory declaration under section 15 (c) (iii) and (iv) ..	0	10	0
For registering a document containing an alteration of an instrument of dissolution under section 15 (c) (iv) ..	0	5	0
For registering a notice of a proceeding to set aside a dissolution under section 15 (c) (vi) ..	0	5	0
For registering the instrument creating or evidencing any charge (other than an existing charge registered under section 29 of the Industrial and Provident Societies Amendment Act 1952) required to be registered (to be computed in the case of a series of debentures as on one charge for the total amount secured by the whole series)—			
Where the amount of the charge does not exceed £200 ..	0	10	0
Where the amount exceeds £200 or is not specified ..	1	0	0
For registering the instrument creating or evidencing any existing charge under section 29 of the Industrial and Provident Societies Amendment Act 1952 ..	0	5	0
Where two or more instruments create or evidence a charge or charges securing the same moneys, for every such instrument after the first ..	0	5	0
For a certificate of the registration of any charge ..	0	5	0
For registering any satisfaction or partial satisfaction of a charge or release or partial release of property from a charge, under section 22 of the Industrial and Provident Societies Amendment Act 1952 ..	0	5	0
For a certificate of the satisfaction or partial satisfaction or release or partial release of a charge ..	0	5	0
For making a record of any fact required or authorized to be recorded by the Registrar and not otherwise charged ..	0	5	0
For every inspection of any document in the custody of the Registrar ..	0	1	0
With a maximum for the documents of any one society of ..	0	5	0
For a certified copy of or extract from any document ..	0	5	0
For a copy or extract from any document, over and above the fee for certifying the same, for each folio of seventy-two words, not exceeding ..	0	0	6

SECOND SCHEDULE

FEES PAYABLE TO REVISING BARRISTERS

	£	s.	d.
For perusing rules to be certified under section 25 of the Industrial and Provident Societies Act 1908 (including certification or, as the case may be, specification of the particulars in which the rules are considered repugnant to or inconsistent with the Act) ..	7	7	0
For perusing an alteration of rules to be certified as above—			
If only one rule is altered, revoked, or added ..	0	10	6
For every three additional rules that are altered, revoked, or added ..	0	10	6
With a maximum fee of ..	3	3	0

EXPLANATORY NOTE

[*This note is not part of the regulations, but is intended to indicate their general effect.*]

These regulations replace the regulations prescribing fees under the Industrial and Provident Societies Act 1908, with additions rendered necessary by the Industrial and Provident Societies Amendment Act 1952.

Regulation 2 provides for the shape and form of documents to be registered, and is similar to the corresponding regulation under the Companies Act 1933.

Regulation 3 prescribes the fees payable to the Registrar, including those relating to the registration of charges against the property of a society.

Regulation 4 repeats the existing regulation as to the fees payable to Revising Barristers.

Regulation 5 prescribes the form of the register of charges to be kept by the Registrar.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 4 December 1952.

These regulations are administered in the Department of Justice.