
STATUTORY INSTRUMENTS

2005 No. 1455

The Insolvency (Northern Ireland) Order 2005

Companies etc.

Application of law about company arrangement or administration to non-company [^{F1} etc]

10.—(1) The Treasury may with the concurrence of the Secretary of State by order provide for a company arrangement or administration provision to apply (with or without modification) in relation to—

- (a) a society registered under section 7(1)(b), (c), (d), (e) or (f) of the Friendly Societies Act 1974 (c. 46),
- (b) a friendly society within the meaning of the Friendly Societies Act 1992 (c. 40), or
- (c) an unregistered friendly society.

(2) The Department may by order provide for [^{F2}—

- (i) Part 1A of the 1989 Order (moratorium), or]

[^{F3}(ii)] a company arrangement or administration provision

to apply (with or without modification) in relation to [^{F4}—

- (a) a registered society within the meaning of the Co-operative and Community Benefit Societies Act (Northern Ireland) 1969, or
- (b) a credit union within the meaning of the Credit Unions (Northern Ireland) Order 1985.]

(3) In paragraphs (1) and (2) “company arrangement or administration provision” means—

- (a) a provision of Part II of the 1989 Order (company voluntary arrangements),
- (b) a provision of Part III of that Order (administration), ^{F5}...
- (c) [^{F6}Part 26 of the Companies Act 2006] (compromise or arrangement with creditors) [^{F7}, and
- (d) Part 26A of that Act (compromise or arrangement with creditors where company in financial difficulty).]

(4) An order under paragraph (1) or (2) may not provide for a company arrangement or administration provision to apply in relation to a society which is registered as a housing association under Part II of the Housing (Northern Ireland) Order 1992 (NI 15).

(5) An order under paragraph (1) or (2)—

- (a) may make provision generally or for a specified purpose only,
- (b) may make different provision for different purposes, and
- (c) may make transitional, consequential or incidental provision.

(6) Provision by virtue of paragraph (5)(c) may, in particular—

- (a) apply a statutory provision (with or without modification);
- (b) amend a statutory provision.

(7) An order under paragraph (1) shall be subject to annulment in pursuance of a resolution of either House of Parliament in like manner as a statutory instrument and section 5 of the Statutory Instruments Act 1946 (c. 36) shall apply accordingly.

(8) An order under paragraph (2) shall be subject to negative resolution.

- F1** Word in art. 10 heading inserted (26.6.2020) by [Corporate Insolvency and Governance Act 2020](#) (c. 12), s. 49(1), **Sch. 7 para. 36(2)** (with ss. 2(2), 5(2))
- F2** Art. 10(2)(i) inserted (26.6.2020) by [Corporate Insolvency and Governance Act 2020](#) (c. 12), s. 49(1), **Sch. 7 para. 36(3)(a)** (with ss. 2(2), 5(2))
- F3** Words in art. 10(2) renumbered as art. 10(2)(ii) (26.6.2020) by [Corporate Insolvency and Governance Act 2020](#) (c. 12), s. 49(1), **Sch. 7 para. 36(3)(b)** (with ss. 2(2), 5(2))
- F4** Words in art. 10(2) substituted (6.4.2018) by [Credit Unions and Co-operative and Community Benefit Societies Act \(Northern Ireland\) 2016](#) (c. 16), s. 17(2), **Sch. 1 para. 29**; S.R. 2017/217, art. 2(d)
- F5** Word in art. 10(3) omitted (26.6.2020) by virtue of [Corporate Insolvency and Governance Act 2020](#) (c. 12), s. 49(1), **Sch. 9 para. 29** (with ss. 2(2), 5(2))
- F6** Words in art. 10(3)(c) substituted (1.10.2009) by [Companies Act 2006 \(Consequential Amendments, Transitional Provisions and Savings\) Order 2009](#) (S.I. 2009/1941), art. 2(1), **Sch. 1 para. 253** (with art. 10)
- F7** Art. 10(3)(d) and word inserted (26.6.2020) by [Corporate Insolvency and Governance Act 2020](#) (c. 12), s. 49(1), **Sch. 9 para. 29** (with ss. 2(2), 5(2))

Modifications etc. (not altering text)

- C1** Art. 10(2) extended (26.6.2020) by [Corporate Insolvency and Governance Act 2020](#) (c. 12), s. 49(1), **Sch. 8 para. 56** (with ss. 2(2), 5(2))

Commencement Information

- I1** Art. 10 wholly in operation at 27.3.2006, see art. 1(3) and [S.R. 2006/21](#), **art. 2** (subject to [S.R. 2006/22](#), arts. 2-7)

Changes to legislation:

There are currently no known outstanding effects for the The Insolvency (Northern Ireland) Order 2005, Section 10.