



Enterprise Act 2002

2002 CHAPTER 40

PART 10

INSOLVENCY

Companies etc.

255 Application of law about company arrangement or administration to non-company

- (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 the Industrial and Provident Societies Act 1965 (c. 12),
 - (b) a society registered under section 7(1)(b), (c), (d), (e) or (f) of the Friendly Societies Act 1974 (c. 46),
 - (c) a friendly society within the meaning of the Friendly Societies Act 1992 (c. 40), or
 - (d) an unregistered friendly society.
- (2) In subsection (1) “company arrangement or administration provision” means—
 - (a) a provision of Part I of the Insolvency Act 1986 (company voluntary arrangements),
 - (b) a provision of Part II of that Act (administration), and
 - (c) section 425 of the Companies Act 1985 (c. 6) (compromise or arrangement with creditors).
- (3) An order under this section may not provide for a company arrangement or administration provision to apply in relation to a society which is registered as a social landlord under Part I of the Housing Act 1996 (c. 52) or under Part 3 of the Housing (Scotland) Act 2001 (asp 10).

Status: This is the original version (as it was originally enacted).

- (4) An order under this section—
 - (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.
- (5) Provision by virtue of subsection (4)(c) may, in particular—
 - (a) apply an enactment (with or without modification);
 - (b) amend an enactment.
- (6) An order under this section—
 - (a) must be made by statutory instrument, and
 - (b) shall be subject to annulment in pursuance of a resolution of either House of Parliament.