
STATUTORY INSTRUMENTS

1995 No. 1433 (C.31)

DEREGULATION

**The Deregulation and Contracting Out Act
1994 (Commencement No. 3) Order 1995**

Made - - - -

27th May 1995

The Secretary of State, in exercise of the powers conferred on him by section 82(4) of the Deregulation and Contracting Out Act 1994⁽¹⁾ and of all other powers enabling him in that behalf, hereby makes the following Order:

1. This Order may be cited as the Deregulation and Contracting Out Act 1994 (Commencement No. 3) Order 1995.
2. The provisions of the Deregulation and Contracting Out Act 1994 specified in article 3 below shall come into force on 1st July 1995.
3. The provisions referred to in article 2 above are—
 - (a) section 13(1) and Schedule 5 (striking off of non-trading private companies registered in Great Britain);
 - (b) section 13(2) and paragraphs 1 and 2 of Schedule 6 (striking off of non-trading private companies registered in Northern Ireland), insofar as is necessary to enable regulations to be made under Articles 603B(6)(f) and 603C(2)(f) of the Companies (Northern Ireland) Order 1986⁽²⁾;
 - (c) section 39 (Chapter II: consequential amendments) so far as relating to section 2(1) of the Company Directors Disqualification Act 1986⁽³⁾; and
 - (d) in Schedule 11 (miscellaneous deregulatory provisions: consequential amendments), paragraph 6.
4. Insofar as they are not yet in force, the provisions of the Deregulation and Contracting Out Act 1994 specified in article 5 below shall come into force on 1st November 1995.
5. The provisions referred to in article 4 above are—
 - (a) section 13(2) and Schedule 6;

(1) 1994 c. 40.

(2) S.I. 1986/1032 (N.I. 6).

(3) 1986 c. 46.

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- (b) section 39 so far as relating to Article 5(1) of the Companies (Northern Ireland) Order 1989(4); and
- (c) in Schedule 11, paragraph 10.

27th May 1995

Jonathan Evans
Parliamentary Under-Secretary of State for
Corporate and Consumer Affairs,
Department of Trade and Industry

(4) 1989 N.I. 18.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order brings into force on 1st July 1995 provisions of the Deregulation and Contracting Out Act 1994 amending the Companies Act 1985 to provide for a new procedure for the directors of a non-trading private company to apply to the registrar of companies for the company's name to be struck off the register. A consequential amendment to the Company Directors Disqualification Act 1986 is also brought into force on 1st July 1995. Equivalent amendments to the Companies (Northern Ireland) Order 1986 and to the Companies (Northern Ireland) Order 1989 are brought into force on 1st November 1995, save that the provisions of section 13(2) of, and paragraphs 1 and 2 of Schedule 6 to, the Deregulation and Contracting Out Act which enable regulations to be made under new Articles 603B(6)(f) and 603C(2)(f) of the Companies (Northern Ireland) Order 1986 are brought into force on 1st July 1995.

NOTE AS TO EARLIER COMMENCEMENT ORDERS

(This note is not part of the Order)

The following provisions of the Deregulation and Contracting Out Act 1994 have been brought into force by commencement order made before the date of this Order:

Provision	Date of Commencement	S.I. No.
s.8	3.1.95	S.I. 1994/3188
s.11	3.1.95	S.I. 1994/3188
s.19	3.1.95	S.I. 1994/3188
ss. 22 to 24	1.12.94	S.I. 1994/3037
s.35	3.1.95	S.I. 1994/3188
s.36(1)	3.1.95	S.I. 1994/3188
s.39 so far as relating to the Licensing Act 1964 and to s.77 of the Fair Trading Act 1973	3.1.95	S.I. 1994/3188
s.51	3.1.95	S.I. 1994/3188
s.58	3.1.95	S.I. 1994/3188
s.60	1.4.95	S.I. 1994/3188
s.62	3.1.95	S.I. 1994/3188
s.64	3.1.95	S.I. 1994/3188
s.67	3.1.95	S.I. 1994/3188
s.68 so far as relating to the entries referred to in article 3(r) of S.I. 1994/3188	3.1.95	S.I. 1994/3188

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Provision	Date of Commencement	S.I. No.
s.81 so far as relating to the entries referred to in article 3(e) of S.I. 1994/3037	1.12.94	S.I. 1994/3037
s.81 so far as relating to the entries referred to in article 3(s) of S.I. 1994/3188	3.1.95	S.I. 1994/3188
Schedule 7	3.1.95	S.I. 1994/3188
Schedule 10	3.1.95	S.I. 1994/3188
In Schedule 11, para 1 and para 2 so far as relating to s.77 of the Fair Trading Act 1973	3.1.95	S.I. 1994/3188
In Schedule 14, para 1 so far as relating to the following paras and paras 3 and 5(2)(b)	3.1.95	S.I. 1994/3188
In Schedule 17, the entries in respect of the Shops Act 1950, the Shops (Airports) Act 1962,, the Shops (Early Closing Days) Act 1965, the Local Government Act 1972, the Local Government (Scotland) Act 1973, the Cinemas Act 1985, the Employment Act 1989 and the Sunday Trading Act 1994	1.12.94	S.I. 1994/3037
In Schedule 17, the entries in respect of the Merchant Shipping Act 1894, the Licensing Act 1964, the Employment Agencies Act 1973, the House of Commons Disqualification Act 1975,, the Employment Protection Act 1975, the Employment Protection (Consolidation) Act 1978, the Merchant Shipping Act 1979, the Public Passenger Vehicles Act 1981, so far as relating to ss. 14A(3), 17(2) (b) and 27 of that Act, the Employment (Miscellaneous Provisions) (Northern Ireland) Order 1981 and the Income and Corporation Taxes Act 1988.	3.1.95	S.I. 1994/3188