

SCHEDULE 4

Regulation 7

APPLICATION OF CONTINUING PROVISIONS

1. Listed below are the circumstances when a fee required by the continuing provisions is payable—

- (a) where an annual return of a company or a limited liability partnership made up to a date on or before 30th September 2009 is delivered to the registrar under section 363 of the Companies Act 1985⁽¹⁾ or that provision as applied to limited liability partnerships by the Limited Liability Partnerships Regulations 2001⁽²⁾;
- (b) where any resolution of a company, or other notification, confirming the satisfaction of conditions for a change of name of the company on or before 30th September 2009 is delivered to the registrar on or after 1st October 2009;
- (c) where the documents required for the registration of a charge by a company, an overseas company or a limited liability partnership under Part 12 of the Companies Act 1985 (including that Part as applied to limited liability partnerships) are delivered to the registrar on or after 1st October 2009 and the charge was created, the property subject to the charge acquired, or the first debenture of the series was executed on or before the 30th September 2009;
- (d) where the documents required for the registration of a charge of the type described in sub-paragraph (c) above are not delivered within the time specified for their delivery and the documents are subsequently delivered pursuant to an order of the court under the enactments specified in that sub-paragraph;
- (e) where the documents required for the registration of a charge by a company, a company incorporated outside Northern Ireland or a limited liability partnership under Part 13 of the Companies (Northern Ireland) Order 1986⁽³⁾ (including that Part as applied to limited liability partnerships by the Limited Liability Partnerships Regulations (Northern Ireland) 2004⁽⁴⁾) are delivered to the registrar on or after 1st October 2009 and the charge was created, the property subject to the charge acquired, or the first debenture of the series was executed on or before 30th September 2009;
- (f) where the documents required for the registration of a charge of the type described in sub-paragraph (e) above are not delivered within the time specified for their delivery and the documents are subsequently delivered pursuant to an order of the court under the enactments specified in that sub-paragraph;
- (g) where an annual return made up to a date on or before 30th September 2009 is delivered to the registrar by a company or a limited liability partnership under article 371 of the Companies (Northern Ireland) Order 1986 or that provision as applied to limited liability partnerships;
- (h) where an overseas company delivers accounts to the registrar under Part 23 of the Companies Act 1985 on or after 1st October 2009 in respect of a period or financial year specified in paragraphs 23, 24, 25 and 26 of Schedule 8 to the OC Regulations ending on or before 30th September 2009;
- (i) where a company incorporated outside Northern Ireland delivers copies of accounts and reports to the registrar under Chapter 2 of Part 23 of the Companies (Northern Ireland) Order 1986 on or after 1st October 2009 in respect of a period or financial year specified

(1) 1985 c.6.

(2) S.I. 2001/1090.

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

(4) S.R. (NI) 2004 No 307.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

in paragraphs 23, 24, 25 and 26 of the OC Regulations ending on or before 30 September 2009.

2. In this Schedule—

- (a) words and expressions defined in Part 1 of Schedule 1 to these Regulations have the same meaning when used in this Schedule; and
- (b) words and expressions defined or used in the Companies Act 1985 or the Companies (Northern Ireland) Order 1986, have the same meaning when so used.