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## STATUTORY INSTRUMENTS

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# 2011 No. 593

## The Mutual Societies (Electronic Communications) Order 2011

### PART 3

#### Friendly societies

##### *Societies and the Authority*

#### **Public file may be maintained electronically**

5. In section 104 of the 1992 Act<sup>(1)</sup> (public file of a friendly society)—
- (a) after subsection (1) insert—

“(1A) The requirement to prepare and maintain the public file of a friendly society does not apply in relation to a document, a copy of a document or a record, if the Authority—

    - (a) prepares and maintains an electronic copy of the document, copy or record; and
    - (b) places the electronic copy on the Authority’s website.”;
  - (b) in subsection (2A)<sup>(2)</sup>, after “subsection (1)(b) above,” insert “for making an electronic copy available under subsection (1A) above”.

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#### **Commencement Information**

**II** Art. 5 in force at 12.4.2011, see [art. 1\(1\)](#)

#### **Forms of documents to be sent to the Authority**

- 6.—(1) In section 114(1) of the 1992 Act<sup>(3)</sup> (forms of documents), after “the particulars to be included in”, insert “, and the authentication of,”.
- (2) After section 114(2) insert—
- “(3) As regards the authentication of a document sent to the Authority electronically, the Authority may—
- (a) require the document to be authenticated by a particular person or a person of a particular description;
  - (b) specify the means of authentication;
  - (c) require the document to contain or be accompanied by the name or registered number of the society to which it relates (or both).

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(1) 1992 c.40; section 104 was amended by [S.I. 2001/2617](#) art 13(1), Sch 3 Pt 1, paras 53, 108 and [S.I. 2001/3649](#) art 203(1), (5).  
(2) 1992 c.40; subsection (2A) was inserted by [S.I. 2001/2617](#), art 13(1), Sch 3 Pt 1, paras 53, 108(c).  
(3) 1992 c.40; section 114 was substituted by [S.I. 2001/2617](#), arts 2, 8(1), 13(1), Sch 3, Pt 1, para 113 and by [S.I. 2001/3649](#) arts 1, 204.

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**Changes to legislation:** *There are currently no known outstanding effects for the The Mutual Societies (Electronic Communications) Order 2011, Cross Heading: Societies and the Authority. (See end of Document for details)*

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(4) As regards the procedure to be followed in sending a document electronically, the Authority may specify requirements as to the hardware and software to be used, and technical specifications (for example, matters relating to protocol, security, anti-virus protection or encryption).

(5) Directions made by the Authority under this section must not require documents to be sent electronically.

(6) In this section, a document is sent electronically if it is sent by electronic means or in electronic form.”

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**Commencement Information**

**I2** Art. 6 in force at 12.4.2011, see [art. 1\(1\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the The Mutual Societies (Electronic Communications) Order 2011, Cross Heading: Societies and the Authority.