

SCHEDULE 2

Amendments of the Co-operative and Community Benefit Societies Act (Northern Ireland) 1969

20. In section 69 (decision of disputes)—

- (a) in subsection (1) for “(2)” substitute “(3A)”;
- (b) omit subsection (2);
- (c) in subsection (3) omit “or (2)”;
- (d) after subsection (3) insert—

“(3A) Any dispute which would, under the rules of a registered society, fall to be determined by the registrar is to be referred to the county court⁽¹⁾ for determination.”;

(e) in subsection (7)⁽²⁾—

- (i) for paragraph (a) substitute—

“(a) the county court may order the expenses of the hearing or determination to be paid out of the society’s funds or by such parties to the dispute as the court considers appropriate;”;

- (ii) in paragraph (b) for “as might be granted by the registrar” substitute “as it considers necessary for the just and expeditious disposal of the dispute”;

(f) in subsection (8)⁽³⁾—

- (i) for “or registrar to whom” substitute “to which”;
- (ii) for “(2)” substitute “(3A)”;

(g) omit subsection (9).

(1) “County court” means a county court held under the County Courts (Northern Ireland) Order 1980 (S.I. 1980/397 (N.I. 3)) (see the Interpretation Act (Northern Ireland) 1954 (c. 33 (N.I.)), section 42(1)).

(2) Section 69(7) was amended by the Arbitration Act 1996 (c. 23), Schedule 3, paragraph 26(1) and (2).

(3) Section 69(8) was substituted by the Arbitration Act 1996 (c. 23), Schedule 3, paragraph 26(3).