



STATUTORY INSTRUMENTS.

S.I. No. 579 of 2016



MULTI-UNIT DEVELOPMENTS ACT 2011 (PRESCRIBED FORM AND
FEE) REGULATIONS 2016

MULTI-UNIT DEVELOPMENTS ACT 2011 (PRESCRIBED FORM AND FEE) REGULATIONS 2016

I, FRANCES FITZGERALD, Minister for Justice and Equality, in exercise of the powers conferred on me by section 30 of the Multi-Unit Developments Act 2011 (No. 2 of 2011) (as adapted by the Justice and Law Reform (Alteration of Name of Department and Title of Minister) Order 2011 (S.I. No. 138 of 2011) and the Enterprise, Trade and Innovation (Alteration of Name of Department and Title of Minister) Order 2011 (S.I. No. 245 of 2011)) and having consulted with the Minister for Jobs, Enterprise and Innovation, hereby make the following regulations:

1. (1) These Regulations may be cited as the Multi-Unit Developments Act 2011 (Prescribed Form and Fee) Regulations 2016,

(2) These Regulations come into operation on 30 November 2016.
2. In these Regulations “Act” means Multi-Unit Developments Act 2011 (No. 2 of 2011).
3. The form specified in the Schedule is prescribed for the purposes of section 30 (1) of the Act.
4. The amount of €300 is prescribed as the fee payable for the purposes of section 30 (2) of the Act.
5. The Multi-Unit Developments Act 2011 (Prescribed form and fee) (No. 2) Regulations 2011 (S.I. No. 468 of 2011) are revoked.

Notice of the making of this Statutory Instrument was published in “Iris Oifigiúil” of 6th December, 2016.

SCHEDULE

H1-OMC

Restoration to the register of a company struck off being an Owners' Management Company
 Section 737(1)(b) Companies Act 2014
 Section 30 Multi Unit Developments Act 2011

Company number

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Please complete using black typescript or BOLD CAPITALS, referring to explanatory notes

Company name
in full

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hereby applies to be restored to the register of companies under section 30 of the Multi-Unit Developments Act 2011. *note one*

The company is an Owners' Management Company as defined by section 1 of the Multi-Unit Developments Act 2011, which immediately prior to the name of the company having been struck off the register and dissolved on: *note two*

Day	Month	Year								
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had vested in it ownership of the common areas or a part thereof of the multi-unit development in respect of which the company was incorporated. *note three*

- This Form H1-OMC is accompanied by a certificate from a solicitor or an accountant certifying that the company is an owners' management company operating as such
- This Form H1-OMC is accompanied by a certified copy of the deed of transfer of the common areas or a part thereof, of the multi-unit development in respect of which the company was incorporated, which deed is dated no later than the date of dissolution of the company *note three*
- This Form H1-OMC is accompanied by all outstanding annual returns and annexed financial statements. *note one*

Presenter details

Person to whom queries can be addressed

Name			
Address			
Telephone number		Fax number	
Email		Contact Person	
DX number/Exchange		Reference number	

Company email address

The certificate of incorporation will issue in electronic format to an email address nominated by the company for this purpose. Please provide here the email address to which the certificate of incorporation is to be issued electronically. This is required information.

Restoration of the company may require the issue of a new certificate of incorporation.
(In particular private limited by shares companies, incorporated under the old Companies Acts and not converted to LTD or DAC status).

Restoration of the company may require the addition of a suffix to the company name.
(In particular guarantee companies and unlimited companies. This would require a new certificate of incorporation).

Certification

I hereby certify that the particulars contained in this form are correct and have been given in accordance with the Notes on Completion of Form H1-OMC.

Signature

Name *in bold capitals or typescript*

Director

Secretary *note four*

Date

Member. As a member of the company applying for the restoration of the company, I hereby certify that I was a member of the company at the date of the dissolution.

NOTES ON COMPLETION OF FORM H1-OMC

These notes should be read in conjunction with the relevant legislation.

- General** This form must be completed correctly, in full and in accordance with the following notes. Every section of the form must be completed. Where "not applicable", "nil" or "none" is appropriate, please state.
- note one** **All outstanding annual returns of the company, if any, must be submitted with Form H1-OMC.** A company, including an Owners' Management Company, cannot be restored to the register unless all outstanding annual returns have been delivered to CRO in respect of that company. Note that although the Form H1-OMC may be signed by a member of an OMC, it is necessary for each annual return of the OMC to be signed by a director and the secretary of the company and for the financial statements annexed to each return to be certified by two of its directors.
- note two** Application must be made within **six years** of the date of dissolution. Form H1-OMC must be lodged not later than the **day before** the sixth anniversary of the company's dissolution. Administrative restoration of an owners' management company is not possible if more than 6 years have elapsed since the date of the company's dissolution. The company's date of dissolution may be ascertained using the company search facility on www.cro.ie.
- note three** The company cannot be restored to the register unless the accountant's/solicitor's certificate accompanies this form, as well as the certified copy of the deed of transfer of the common areas or a part thereof in respect of the multi-unit development in relation to which the company was incorporated. "Certified copy" means a copy of the deed of transfer that has been certified by a solicitor as a true copy of the original deed.
- note four** Tick the relevant box(es). This form **must** be certified by a current officer or member of the company.



GIVEN under my Official Seal,
30 November 2016.

FRANCES FITZGERALD,
Minister for Justice and Equality.

BAILE ÁTHA CLIATH
ARNA FHOILSIÚ AG OIFIG AN tSOLÁTHAIR
Le ceannach díreach ó
FOILSEACHÁIN RIALTAIS,
52 FAICHE STIABHNA, BAILE ÁTHA CLIATH 2
(Teil: 01 - 6476834 nó 1890 213434; Fax: 01 - 6476843)
nó trí aon díoltóir leabhar.

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