

# STATUTORY INSTRUMENTS.

S.I. No. 6 of 2007

COMPANIES (FORMS) ORDER 2007

(Prn. A7/0011)

### COMPANIES (FORMS) ORDER 2007

I, MICHAEL AHERN, Minister of State at the Department of Enterprise, Trade and Employment, in exercise of the powers conferred on me by section 396 of the Companies Act 1963 (No. 33 of 1963), as adapted by the Enterprise and Employment (Alteration of Name of Department and Title of Minister) Order 1997 (S.I. No. 305 of 1997) and the Enterprise, Trade and Employment (Delegation of Ministerial Functions)(No.2) Order 2004 (S.I. No. 808 of 2004), hereby order as follows:

- 1. This Order may be cited as the Companies (Forms) Order 2007.
- 2. This Order shall come into operation on the 22 January 2007.
- 3. The Companies (Forms) Order 2000 (S.I. No. 62 of 2000) is amended-
  - (a) in Article 7, by substituting "unsworn declaration" for "statutory declaration", and
  - (b) by substituting the following for Schedule 4:

Notice of the making of this Statutory Instrument was published in "Iris Oifigiúil" of 19th January, 2007.

		SCHEDULE 4	FORM B69
Declaration that a p be a director or seci- which has failed to s the said cessation Section 195(11A) and (11E (inserted by section 47 Co Act 1999) Companies Act 1990 (Forr Delivered to Registrar) Re	retary of a company send notification of 3) Companies Act 1963 mpanies (Amendment)(No m and Content of Docume	5.2)	
	Company number		B69
Company name	Please complete usi	ng black typescript or BOLD	CAPITALS, referring to explanatory notes
in full			Limited
Declaration	 name in bold capitals		
	Of residential address		
	do hereby declare th	nat I ceased to be a note one	Director Secretary
	of the above mentio	ned company on	Day Month Year
		ll of the following document rementioned company:	ary evidence of my having ceased to be
		of notice of resignation to the y name prior to the making of	company (letter marked "A") on which I this declaration note two
	and		
	Companies Act		mpany pursuant to section 195(11A) of the which I have signed my name prior to the
			Declaration continued overleaf
Presenter details	Person to whom queries can b	e addressed	
Name			
Address			
DX number	r		DX exchange

Fax number Reference number

Telephone number

Email

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Current officers	I further declare the addresses of the cu			nformation and belief t as follows: <i>note four</i>	he names and
Surname Forename					
Residential address	Director	Secretary	note one		
Surname Forename					
Residential address					
	Director	Secretary	note one		
Surname Forename					
Residential address					
	Director	Secretary	note one		
Surname Forename					
Residential address					
	Director	Secretary	note one		
	claration consciention		ne same to be t	rue. note five	
Signature of declarant	name of person completing form	1	This	day of	20

#### NOTES ON COMPLETION OF FORM B69 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. Where the space provided on Form B69 is considered inadequate, the information should be presented on a continuation sheet in the same format as the relevant section in the form. The use of a continuation sheet must be so indicated in the relevant section and noted on the continuation sheet.
note one	Tick the relevant box(es).
note two	Tick the box to state the letter marked "A" is attached. Letter "A" must be signed by the declarant and attached to the form.
note three	Tick the box to state the letter marked "B" is attached. Letter "B" must be signed by the declarant and attached to the form. Letter "B" must specifically:
	<ol> <li>request the company to send notification of the fact of the resignation ie Form B10, to the Registrar of Companies within 21 days;</li> </ol>
	ii. inform the company that failure to do this will result in Form B69 being filed in the CRO and in the resigning officer sending a written request (enclosing a copy of his/her letter of resignation) to every person who, to his/her knowledge, is an officer of the company, that he/she will take such steps as will ensure that the failure of the company to comply with the notice continues no further.
note four	Where the declarant does not know the names and addresses of the current officers, this should be stated on the form and entered as "Not Known".
note five	The declaration is an unsworn declaration of compliance with all the legal requirements relating to notification to the registrar of companies by a director/secretary of his/her own resignation. It is a criminal offence pursuant to section 242 of the Companies Act 1990 for a person to knowingly or recklessly deliver a document to the CRO which is false in a material particular.

4. The Form (Form B77) set out in the Schedule hereto is prescribed for use in connection with sections 57(4)(a) and 58(2) of the Investment Funds, Companies and Miscellaneous Provisions Act 2005 (No. 12 of 2005).

5. The Companies (Forms) Order 2005 (S.I. No. 694 of 2005) is revoked.

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## SCHEDULE

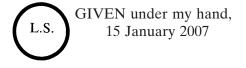
#### Notice of Authorisation/Revocation of Authorisation of an Electronic Filing Agent Sections 57(4)(a) and 58(2) Investment Funds, Companies and Miscellaneous Provisions Act 2005 Companies Act 1990 (Form and Content of Documents Delivered to Registrar) Regulations 2002

	B77
	Please complete using black typescript or BOLD CAPITALS, referring to explanatory notes
Company details	······································
Company number	
Company name	
	Limited
	On behalf of the company, I hereby give notice that: note one
	the agent below has been duly authorised to electronically sign documents that are required or authorised, by or under the Companies Acts 1963-2005 or any other enactment, including any amendments to the said Companies Acts, to be delivered by the company to the registrar of companies and to deliver to the said registrar, by electronic means, the said documents so signed or
Agent details	the authorisation of the agent below to electronically sign documents that are required or authorised, by or under the Companies Acts 1963-2005 or any other enactment, including any amendments to the said Companies Acts, to be delivered by the company to the registrar, by electronic means, the said documents so signed, has been duly revoked.
<sup>note two</sup> Name	
Address	
CRO ID note three	
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 B77.
Surname	Forename(s)
Signature note four	Date Date
Presenter details	
Name	
Address	
DX number	DX exchange
Telephone number	Fax number
Email	Reference number

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NOTES ON COMPLETION OF FORM B77 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. Where the space provided on Form B77 is considered inadequate, the information should be presented on a continuation sheet in the same format as the relevant section in the form. The use of a continuation sheet must be so indicated in the relevant section.
note one	Tick the relevant box. One box only ought to be ticked.
note two	Where you wish to appoint a firm (partnership) as your company's electronic filing agent, the name and principal office of the firm may be statted instead of the names of all the partners in that firm. By appointing a firm by name, you indicate the appointment as your company's electronic filing agent of those persons who shall, from time to time during the currency of that appointment, be the partners in that firm as from time to time constituted.
note three	Your agent will have been issued with a CRO ID when applying to CRO to act as an electronic filing agent.
note four	This form must be certified by a current officer of the company.
note five	Tick the relevant box(es).



## MICHAEL AHERN

Minister of State at the Department of Enterprise, Trade and Employment.

(This Note is not part of this Instrument and does not purport to be a legal interpretation)

The purpose of this Order is to revoke forms to be used for the purposes of certain provisions of the Companies Acts 1963 to 2006 and to prescribe replacement forms to be used for the purposes of those provisions.

BAILE ÁTHA CLIATH ARNA FHOILSIÚ AG OIFIG AN tSOLÁTHAIR Le ceannach díreach ón OIFIG DHÍOLTA FOILSEACHAN RIALTAIS, TEACH SUN ALLIANCE, SRÁID THEACH LAIGHEAN, BAILE ÁTHA CLIATH 2 nó tríd an bpost ó FOILSEACHÁIN RIALTAIS, AN RANNÓG POST-TRÁCHTA, 51 FAICHE STIABHNA, BAILE ÁTHA CLIATH, (Teil: 01 - 6476834/35/36/37; Fax: 01 - 6476843) nó trí aon díoltóir leabhar.

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