



# IRIS OIFISIÚIL

**Published by Authority**

**Tuesday, 17th FEBRUARY, 2004**

S.I. No. 737 of 2003.

**EUROPEAN COMMUNITIES (UNDERTAKINGS FOR COLLECTIVE INVESTMENT IN TRANSFERABLE SECURITIES) (AMENDMENT No. 4) REGULATIONS 2003.**

I, Mary Harney, Minister for Enterprise, Trade and Employment, in exercise of the powers conferred on me by Section 3 of the European Communities Act 1972 (No. 27 of 1972) have made an Order entitled as above.

The purpose of this S.I. is to give further legal effect to Directive No. 2001/107/EC of 21 January 2002 of the European Parliament and of the Council. This is known as the "Management Directive".

The Management Directive amended Council Directive No. 85/611/EEC of 20 December 1985, as amended by Council Directive No. 88/220/EEC of 22 March 1988, Directive No. 95/26/EC of 29 June 1995 of the European Parliament and of the Council and Directive No. 2001/108/EC of 21 January 2002 of the European Parliament and of the Council (the Product Directive), regarding the coordination of laws, regulations and administrative provisions relating to undertakings for collective investment in transferable securities (UCITS).

The Directives up to and including that of 1995 are given effect by the European Communities (Undertakings for Collective Investment in Transferable Securities) Regulations (S.I. No. 211 of 29 May 2003) which amended and consolidated all previous Statutory Instruments governing UCITS.

S.I. No. 211 was then amended by S.I. No. 212, also of 29 May 2003, and S.I. No. 497 of 21 October 2003 in order to give effect to the Product Directive and the Management Directive respectively. S.I. No. 623 of 2003 modified the transitional arrangements applicable to self-managed investment companies and the rules governing simplified prospectuses set out in S.I. No. 497 of 2003.

This S.I. No. 737 of 2003, in revoking and replacing S.I. No. 623 of 2003, amends the Management Regulations by redefining the transitional arrangements applicable to self-managed investment companies and setting out the circumstances in which self managed investment companies have to comply with certain provisions of S.I. No. 497. The simplified prospectus provisions are not affected. S.I. No. 737 came into operation on 22 December 2003.

Copies of the Regulations may be obtained from the Government Publications Sale Office, Sun Alliance House, Molesworth Street, Dublin 2 or by mail order from Government Publications, Postal Trade Division, 51 St. Stephen's Green, Dublin 2.

Prn No. 1649

Price €1.27.

P. HARAN  
Secretary General.

[6]

DEPARTMENT OF COMMUNICATIONS, MARINE AND  
NATURAL RESOURCES

S.I. No. 632 of 2003.

ELECTRICITY REGULATION ACT 1999 (ELIGIBLE  
CUSTOMER) (CONSUMPTION OF ELECTRICITY)  
ORDER 2003.

The Minister for Communications, Marine and Natural Resources has made a Statutory Instrument under Section 27 of the Electricity Regulation Act 1999 (No. 23 of 1999).

This Order varies the consumption threshold for eligible electricity customers in Section 27(2) of the Electricity Regulation Act 1999 (as varied by the Electricity Regulation Act 1999 (Eligible Customer) Order 2002). By varying the eligibility threshold from “1 Giga Watt hour” to “0.1 Giga Watt hour”, it provides for an increase in the level of electricity market opening to approximately 56% with effect from 19 February 2004.

By further varying the eligibility threshold from “0.1 Giga Watt hour” to “0.1 kilowatt hour” with effect from 19 February 2005 the Order provides, to all intents and purposes, for 100% electricity market opening.

Copies of the S.I. may be purchased from the Government Publications Sale Office, Sun Alliance House, Molesworth Street, Dublin 2, price €0.76.

This S.I. is also available on the Department’s website at <http://www.dcmnr.ie>

DEPARTMENT OF COMMUNICATIONS, MARINE AND  
NATURAL RESOURCES.

13 February 2004.

[5]

FÓGRA  
(Notice)

Do shínigh an tUachtarán an Bille i gcóir an Achta a luaitear thíos ar an 13ú lá de Fheabhra, 2004 agus tá sé ina dhlí dá réir sin.

The Bill for the undermentioned Act was signed by the President on the 13th day of February, 2004 and has accordingly become law.

IMMIGRATION ACT 2004  
(No. 1 of 2004)

BRIAN McCARTHY  
Rúnaí an Uachtaráin  
(Secretary to the President)

An 13ú lá seo de Fheabhra, 2004. | This 13th day of February, 2004.

[4]

## DEPARTMENT OF AGRICULTURE AND FOOD

## LAND PURCHASE ACTS

DISPOSAL OF TRUST PROPERTY IN THE TOWNLAND  
OF MYSHALL, COUNTY CARLOW

The Minister for Agriculture and Food, by virtue of the powers conferred on him by Section 30 of the Land Act, 1950 has consented to the disposal of the above lands known as Myshall Sportsfield Trust by means of their transfer to a community company representative of the people of the area and known as Myshall Drumpeha Sports Council Limited. As a result of this transfer the former Land Commission trust has ceased to be operative.

Any person claiming to have suffered loss within the meaning of Section 30 of the Land Act 1950 as a result of the disposal may apply, within six months of the date of publication of this Notice, to the Department of Agriculture and Food for compensation in respect of such loss.

Applications for compensation, pursuant to this Notice may be made to the Department of Agriculture and Food, Farnham Street, Cavan.

[1]

STATEMENT UNDER SECTION 29 OF THE ETHICS IN  
PUBLIC OFFICE ACT 1995

1. A Statement containing the following details has been received by my Office and notice is given herewith that the Register of Interests of Members of Dáil Éireann in respect of the registration period 1 January 2002 to 31 December 2002 has been amended in accordance with the provisions of Section 6 of the above mentioned Act.

i. Name of member concerned:

Deputy Michael Finneran (Longford-Roscommon).

Category of Registrable Interest(s) concerned:

1.—Occupational Income . . .

i Nature of trade, profession, etc.

In receipt of a Gratuity & Pension from the Western Health Board in my former capacity as a Registered Psychiatric Nurse.

ii Name and address of place from which trade or profession carried out, or name and address of employer:

St. Brigids Hospital, Western Health Board, Ballinasloe, Co. Galway.

iii Other information that you believe may be relevant (Note: Completion of this column is entirely voluntary).

Resigned position as Registered Psychiatric Nurse with effect from 1 October 2002 following a ten-year period of un-paid leave of absence.

KIERAN COUGHLAN  
Cléireach Dháil Éireann  
(Clerk of Dáil Éireann)

An 12ú lá seo d'Feabhra, 2004,  
This 12th day of February 2004.

[3]

## LABOUR RELATIONS COMMISSION

The Minister for Labour Affairs, Mr. Frank Fahey, T.D., in exercise of his powers under Section 24 of the Industrial Relations Act 1990, has appointed the following person as an ordinary member of the Labour Relations Commission:

Mr. Peter Bunting.

The appointment will cover the period from 10 February, 2004 to 31 March, 2006.

[2]

## LISTOWEL TOWN COUNCIL

## COMHAIRLE BHAILE LIOS TUATHAIL

LISTOWEL TOWN COUNCIL  
(CAR PARK) BYE-LAWS 2004

Notice is hereby given that Listowel Town Council have made Listowel Town Council (Car Park) Bye-Laws 2004, in accordance with Section 101 of the Road Traffic Act 1961 as amended by Section 6 of the Road Traffic Act 1986 and Sections 4 and 49(1)(i) of the Road Traffic Act 1994 and in exercise of the powers conferred on them by Part VII of the Local Government Act 1994 as amended by the Litter Pollution Act 1997, in relation to the use and operation of car parks in its functional area. The Bye-Laws come into effect on 19th February 2004.

Persons wishing to inspect or purchase copies of the said Bye-Laws can do so during office hours at Áras an Phiarsaigh, Charles Street, Listowel.

Signed: JOHN DOODY,  
Town Clerk.

[8]

## THE HIGH COURT

2003 No. 558 COS

MS JUSTICE CARROLL

IN THE MATTER OF

FITZGERALD PACKAGING LIMITED  
(In Liquidation)

AND IN THE MATTER OF

FITZ-PACK CARTONS LIMITED  
(In Liquidation)

AND IN THE MATTER OF

THE COMPANIES ACTS 1963-2001

By an Order made in the above matter dated 3rd February, 2004 it was ordered that Fitzgerald Packaging Limited and Fitz-Pack Cartons Limited be wound up by the Court and that Mr. George Maloney, Certified Accountant of Baker Tilly O'Hare & Associates, Chartered Accountants & Business Advisors, Merchants House, 27-30 Merchants Quay, Dublin 8 be appointed Official Liquidator.

Signed: L. K. SHIELDS SOLICITORS,  
Solicitors for the Official Liquidator,  
39/40 Upper Mount Street,  
Dublin 2.

[9]

IN THE MATTER OF  
THE COMPANIES ACTS 1963-2001  
AND IN THE MATTER OF  
TURBO DYNAMICS LIMITED  
(In Voluntary Liquidation)

At an Extraordinary General Meeting of the Members of the said Company, duly convened, and held at Unit 2, Clondalkin Industrial Estate, Dublin 22 on the 6th of February, 2004, the following Special Resolution was duly passed:

“It was resolved that under Section 251 of the Companies Act 1963 that the Company be wound up voluntarily and that Mr. Karl McDonald of 21 Belvedere Place, Dublin 1 be and is hereby appointed Liquidator”.

STUART KINNEAR,  
Director.

[10]

COMPANIES ACTS 1963-2001

IN THE MATTER OF  
QUINPOOL HOLDINGS (ARDNACRUSHA)  
(In Voluntary Liquidation)

Notice is hereby given pursuant to Section 252(I) of the Companies Act 1963 that an Extraordinary General Meeting of Quinpool Holdings (Ardnacrusha) was held on 30th January, 2004, when the following Special Resolution was passed:

That the Company be wound up voluntarily as a Members' Voluntary Winding-Up and that Kieran McKeon of Dolphin House, Georges Street, Waterford be and is hereby appointed as Liquidator of the Company for the purpose of such winding-up and that the Liquidator be and is hereby authorised in accordance with the Articles of Association of the Company, to distribute the whole or part of the assets of the Company amongst the Members in specie.

Dated this 30th day of January, 2004.

KIERAN McKEON,  
Dolphin House,  
Georges Street,  
Waterford.

[11]

IN THE MATTER OF  
A.G.M. CONSTRUCTION MANAGEMENT LIMITED  
(In Voluntary Liquidation)  
AND IN THE MATTER OF  
THE COMPANIES ACTS 1963-2001

Notice is hereby given to Section 252 of the Companies Acts 1963-2001 that an Extraordinary General Meeting of the above Company was duly convened and held on 10 February, 2004, and the following Resolutions were passed:

1. “It has been proved to the satisfaction of this Meeting that the Company cannot, by reason of its liabilities, continue its business and that it is advisable to wind up same and that accordingly, the Company be, and is hereby wound up voluntarily.”
2. “That Tom Kavanagh, of Kavanagh Fennell, 14 Pembroke Road, Ballsbridge, Dublin 4 be appointed Liquidator for the purpose of said winding-up.”
3. “That the Liquidator's remuneration shall be fixed by reference to the time given by him as a responsible insolvency practitioner, and his staff, in attending to matters arising in the winding-up and he shall be authorised to pay such time costs and expenses on account of his remuneration and expenses pending the conclusion of the Liquidation.”

Note: At a subsequent Creditors Meeting, Tom Kavanagh, of Kavanagh Fennell, 14 Pembroke Road, Ballsbridge, Dublin 4 was appointed Liquidator.

Dated this: Tuesday, 10 February, 2004.

TOM KAVANAGH,  
Kavanagh Fennell,  
14 Pembroke Road,  
Ballsbridge,  
Dublin 4.

[12]

## COMPANIES ACTS 1963 to 2001

## DAIM CLOSURES LIMITED

## NOTICE OF APPOINTMENT OF RECEIVER

Bank of Scotland (Ireland) Limited (formerly known as ICC Bank plc) having its registered office at 65-68 St. Stephen's Green, Dublin 2 with reference to Bank of Scotland (Ireland) Limited a Company incorporated in the State hereby gives notice that on the 6th day of February, 2004, it appointed Tom Kavanagh FCA of Messrs. Kavanagh Fennell, Chartered Accountants, 14 Pembroke Road, Ballsbridge, Dublin 4 as Receiver and Manager of all of the assets referred to and comprised in and charged by a Floating Charge and Chattel Mortgages on behalf of Bank of Scotland (Ireland) Limited, the holders of a Floating Charge dated 23rd January, 2002 and Chattel Mortgages dated 20th February, 2002 and 21st February, 2003 over all the assets of the Company under the powers contained in the said instruments.

Dated the 11th day of February, 2004.

CLARE CONNELLAN  
Solicitor,  
Bank of Scotland (Ireland) Limited,  
Canada House,  
65-68 St. Stephen's Green,  
Dublin 2.

[13]

## COMPANIES ACTS 1963-2001

## ORDINARY RESOLUTION OF

PULSE MEDIA LIMITED  
(In Voluntary Liquidation)

At the General Meeting of the Members of the said Company, duly convened and held at Clontarf Castle Hotel, Castle Avenue, Dublin 3 on 12th February, 2004, the following Ordinary Resolution was duly passed:

“That the Company cannot by reason of its liabilities continue its business and accordingly it shall be wound up by way of a Creditors' Voluntary Liquidation and that Mr. George Maloney of Baker Tilly O'Hare, Chartered Accountants, Merchants House, 27/30 Merchants Quay, Dublin 8, be and is hereby appointed Liquidator for such purpose.”

GEORGE A. MALONEY,  
Liquidator,  
Baker Tilly O'Hare,  
Merchants House,  
27/30 Merchants Quay,  
Dublin 8.

[14]

## IN THE MATTER OF

PULSE MEDIA LIMITED  
(In Voluntary Liquidation)

## AND IN THE MATTER OF

## THE COMPANIES ACTS 1963-2001

Notice is hereby given that the Creditors of the above-named Company which is being wound up voluntarily, are required on or before the 15th March, 2004, to send their names and addresses and particulars of their debts or claims to Mr. George Maloney of Baker Tilly O'Hare, Merchants House, 27/30 Merchants Quay, Dublin 8 the Liquidator of the said Company, and that they should, if so required by notice from the said Liquidator, come in and prove their said debts or claims at such time and place as shall be specified in any such notice or in default thereof, they may be excluded from the benefit of any distribution made before such debts are proved.

Dated this 17th day of February, 2004.

GEORGE MALONEY,  
Liquidator,  
Baker Tilly O'Hare,  
Merchants House,  
27/30 Merchants Quay,  
Dublin 8.

[14A]

## IN THE MATTER OF

MECO FAR EAST TRADING LIMITED  
(In Voluntary Liquidation)

## AND IN THE MATTER OF

## THE COMPANIES ACTS 1963-2001

At an Extraordinary General Meeting of the above named Company, duly convened and held at 2/F, Possehl Building, 18 Ma Kok Street, Tsuen Wan, Hong Kong at 10 a.m. on 23rd December, 2003, the following Special Resolution was duly passed:

“That the Company be wound up voluntarily by way of a Members' Voluntary Winding-Up and that Mr. George Maloney of Baker Tilly O'Hare, Merchants House, 27/30 Merchants Quay, Dublin 8, be and is hereby appointed Liquidator of the Company for the purpose of such winding-up and that the Liquidator be and is hereby authorised, in accordance with the Memorandum and Articles of Association of the Company, to distribute the whole or any part of the Company amongst the Members in specie.”

GEORGE MALONEY,  
Liquidator.

Note: This is a Members' Voluntary Winding-Up. All admitted Creditors have been or will be paid in full.

[15]

IN THE MATTER OF  
MECO FAR EAST TRADING LIMITED  
(In Voluntary Liquidation)

AND IN THE MATTER OF

THE COMPANIES ACTS 1963-2001

Notice is hereby given that the Creditors of the above-named Company which is being wound up voluntarily, are required on or before 15th March, 2004, to send their names and addresses and particulars of their debts or claims to Mr. George Maloney, Baker Tilly O'Hare, Merchants House, 27/30 Merchants Quay, Dublin 8, the Liquidator of the said Company, and that they should, if so required by notice from the said Liquidator, come in and prove their said debts or claims at such time and place as shall be specified in any such notice or in default thereof, they may be excluded from the benefit of any distribution made before such debts are proved.

Note: This notice is inserted to comply with the provisions of the Companies Act 1963-2001. The above is a Members' Voluntary Winding-Up. All admitted Creditors have been or will be paid in full.

Dated this 17th day of March, 2004.

GEORGE MALONEY,  
Liquidator,  
Baker Tilly O'Hare.

[15A]

THE COMPANIES ACT 1963-1990

SPECIAL RESOLUTION OF

MARKEYS NEWSAGENTS LIMITED  
(In Members' Voluntary Liquidation)

At an Extraordinary General Meeting of the Members of the above named Company, duly convened and held at Kildress House, Pembroke Row, Dublin 2 on 10 February, 2004, the following Special Resolution was duly passed:

“That the Company be wound up as a Members' Voluntary Winding-Up and that Mr. Neal Morrison, A.C.A., Bridge Street, Tullow, Co. Carlow be and he is hereby appointed Liquidator for such purpose and that he be and is hereby authorised to divide and distribute among the Members of the Company in specie the whole or any part of the assets of the Company”.

Dated this 12th day of February, 2004.

NEAL MORRISON,  
Liquidator,  
Chartered Accountant,  
Bridge Street,  
Tullow,  
Co. Carlow.

[16]





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ALLIANCE, SRÁID THEACH LAIGHEAN, BAILE ÁTHA  
CLIATH 2  
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nó trí aon díoltóir leabhair

Praghas: €5.71

DUBLIN  
PUBLISHED BY THE STATIONERY OFFICE

Tuesday and Friday

To be purchased from the  
GOVERNMENT PUBLICATIONS SALE OFFICE, SUN  
ALLIANCE HOUSE, MOLESWORTH STREET,  
DUBLIN 2  
or by mail order from  
GOVERNMENT PUBLICATIONS, POSTAL TRADE SECTION,  
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(TEL. 01 - 6476834/35/36/37; FAX. 01-6476843)  
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