

*These notes refer to the Companies Act 2006 (c.46)  
which received Royal Assent on 8 November 2006*

# COMPANIES ACT 2006

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## EXPLANATORY NOTES

### COMMENTARY

#### **Part 22: Information about Interests in Company's Shares**

##### **Background**

##### *Section 808: Register of interests disclosed*

1127. The register required to be kept by section 211 of the 1985 Act covers all interests notified, whether under the automatic disclosure rules or in response to a notice served under section 212 of that Act (company investigations). The latter are kept as a separate part of the register of interests in shares. In future it will be for regulations made under the Financial Services and Markets Act 2000 (as amended by Part 43 of this Act) to make provision as to how interests notified under the automatic disclosure rules will be made public.
1128. This section provides that if, as a result of a section 793 investigation, the company receives information relating to interests held by any person in relevant shares, it must within three days enter in a register of interests disclosed:
- the fact that the requirement (to disclose information under the notice) was imposed and the date on which it was imposed; and
  - the information received in response to the notice under section 793.
1129. The section provides that the information must be entered either against the name of the present holder of the shares in question (as under the 1985 Act), or if the present holder is not known or there is no present holder, then against the name of the person holding the interest. *Subsections (5) and (6)* provide for criminal penalties for any default in complying with this section. *Subsection (7)* makes clear that information that a company receives under this Part does not mean that the company needs to be concerned with the existence of any trust over the shares.