

SCHEDULES

SCHEDULE 2

ABOLITION OF CERTAIN LOCAL REGISTERS

PART 4

CONSEQUENTIAL AMENDMENTS

- 21 The Companies Act 2006 is amended as follows.
- 22 (1) Section 12 (statement of proposed officers) is amended as follows.
- (2) In subsection (1), for “particulars of” substitute “information about”.
- (3) For subsection (2) substitute—
- “**(2)** For the required information—
- (a) in relation to proposed directors, see sections [167J](#) and [167K](#);
- (b) in relation to proposed secretaries or joint secretaries, see sections [279J](#) and [279K](#).”
- 23 In section 12A (statement of initial significant control), for subsection (1) substitute—
- “**(1)** The statement of initial significant control required to be delivered to the registrar must—
- (a) state whether, on incorporation, there will be anyone who is either a registrable person or a registrable relevant legal entity in relation to the company, and
- (b) include the required particulars of any such person.”
- 24 (1) Section 95 (statement of proposed secretary) is amended as follows.
- (2) In subsection (1), for “particulars of” substitute “information about”.
- (3) For subsection (2) substitute—
- “**(2)** For the required information in relation to proposed secretaries or joint secretaries, see sections [279J](#) and [279K](#).”
- 25 (1) Section 156 (direction requiring company to make appointment of director) is amended as follows.
- (2) In subsections (4)(b) and (5), for “section 167” substitute “section [167G](#)”.
- (3) After subsection (5) insert—
- “**(5A)** Nothing in subsection (4) or (5) affects the duty imposed by section [167G](#) to give notice within the period mentioned in subsection **(6)** of that section.”

Status: This is the original version (as it was originally enacted).

- 26 In section 156B (power to provide for exceptions from requirement that each director to be a natural person), omit subsection (5).
- 27 In section 156C (existing director who is not a natural person), for subsections (3) to (5) substitute—
- “(3) If it appears to the registrar that, as a result of subsection (2), a company should have given notice under section 167G of a person having ceased to be a director but has failed to do so, the registrar must include a note in the register recording that fact.”
- 28 In section 853B (duties to notify a relevant event)—
- (a) for paragraph (c) substitute—
- “(c) the duty to give notice of a change as mentioned in section 167G or 167H (changes in directors or required information about a director);”;
- (b) omit paragraph (d);
- (c) for paragraph (e) substitute—
- “(e) the duty to give notice of a change as mentioned in section 279G or 279H (change in secretary or joint secretaries or in required information about a secretary or joint secretary);”;
- (d) omit paragraphs (f) and (fa);
- (e) for paragraph (g) substitute—
- “(g) the duty to deliver anything as mentioned in section 790LA, 790LC, 790LD, 790LE, 790LF, 790LG or 790LH (information about persons with significant control);”.
- 29 In section 1079B (duty to notify directors), in subsections (1)(b) and (2)(b), for “section 167 or 167D” substitute “section 167G”.
- 30 In section 1136 (regulations about where certain company records to be kept available for inspection), in subsection (2), omit—
- “section 162 (register of directors);”
- “section 275 (register of secretaries);”
- “section 790M (register of people with significant control over a company);”
- “section 790Z (historic PSC register);”.
- 31 In paragraph 4 of Schedule 5 (communications by a company)—
- (a) in sub-paragraph (1)(d), for “the company’s register of directors” substitute “the register”;
- (b) omit sub-paragraph (1A).
- 32 In Schedule 8 (index of defined expressions), omit the entries relating to—
- “the central register”;
- “PSC register”;
- “register of directors”;
- “register of directors’ residential addresses”;
- “register of secretaries”.