

STATUTORY INSTRUMENTS

2004 No. 2326

The European Public Limited-Liability Company Regulations 2004

PART 1

GENERAL

Citation, commencement and extent

1.—(1) These Regulations may be cited as the European Public Limited-Liability Company Regulations 2004.

(2) These Regulations come into force on 8th October 2004.

(3) These Regulations extend to [^{F1}the whole of the United Kingdom].

F1 Words in [reg. 1\(3\)](#) substituted (1.10.2009) by [The European Public Limited-Liability Company \(Amendment\) Regulations 2009 \(S.I. 2009/2400\)](#), [regs. 1\(2\)](#), [4](#) (with [reg. 2](#))

^{F2}... EC Regulation

2. In these Regulations—

^{F3}
...

“the EC Regulation” means Council Regulation 2157/2001/EC of 8 October 2001 on the Statute for a European Company ^{M1};

and references to numbered Articles are, unless otherwise specified, references to Articles in the EC Regulation.

F2 Words in [reg. 2](#) heading omitted (31.12.2020) by virtue of [The European Public Limited-Liability Company \(Amendment etc.\) \(EU Exit\) Regulations 2018 \(S.I. 2018/1298\)](#), [regs. 1](#), [3\(a\)](#) (with [regs. 140-145](#)) (as amended by [S.I. 2020/523](#), [regs. 1\(2\)](#), [5\(a\)-\(f\)](#)); 2020 c. 1, Sch. 5 para. 1(1)

F3 Words in [reg. 2](#) omitted (31.12.2020) by virtue of [The European Public Limited-Liability Company \(Amendment etc.\) \(EU Exit\) Regulations 2018 \(S.I. 2018/1298\)](#), [regs. 1](#), [3\(b\)](#) (with [regs. 140-145](#)) (as amended by [S.I. 2020/523](#), [regs. 1\(2\)](#), [5\(a\)-\(f\)](#)); 2020 c. 1, Sch. 5 para. 1(1)

Marginal Citations

M1 OJ L 294, 10.11.2001, p. 1.

Interpretation

3.—(1) In these Regulations—

^{F4}
.....

the “1996 Act” means the Employment Rights Act 1996 ^{M2};

[^{F5}the “2006 Act” means the Companies Act 2006;]

[^{F6}“the Companies Acts” has the meaning given by section 2 of [^{F7}the 2006 Act];]

“SE” means a European Public Limited-Liability Company (or Societas Europaea) within the meaning of the EC Regulation [^{F8}, as it had effect immediately before IP completion day,] and, except as provided in these Regulations, means an SE ^{F9}... [^{F10}registered in the United Kingdom].

[^{F11}“UK Societas” means an SE on or after IP completion day.]

(2) Except as otherwise provided in these Regulations, words and expressions [^{F12}defined for the purposes of the Companies Acts have the same meaning in these Regulations].

(3) Except as otherwise provided in these Regulations, words and expressions which are used in the EC Regulation ^{F13}... have the same meaning as they have in that Regulation^{F14}....

(4) Where a word or expression is both [^{F15}defined as mentioned] in paragraph (2) and used in the EC Regulation ^{F16}..., it has the meaning it has in that Regulation ^{F17}... except as otherwise provided in these Regulations.

- | | |
|------------|---|
| F4 | Words in reg. 3(1) omitted (1.10.2009) by virtue of The European Public Limited-Liability Company (Amendment) Regulations 2009 (S.I. 2009/2400), regs. 1(2), 5(a) (with reg. 2) |
| F5 | Words in reg. 3(1) inserted (1.10.2009) by The European Public Limited-Liability Company (Amendment) Regulations 2009 (S.I. 2009/2400), regs. 1(2), 5(b) (with reg. 2) |
| F6 | Words in reg. 3(1) inserted (6.4.2008) by The Companies Act 2006 (Consequential Amendments etc) Order 2008 (S.I. 2008/948), art. 2(2), Sch. 1 para. 235(2)(a) (with arts. 6, 11, 12) |
| F7 | Words in reg. 3(1) substituted (1.10.2009) by The European Public Limited-Liability Company (Amendment) Regulations 2009 (S.I. 2009/2400), regs. 1(2), 5(c) (with reg. 2) |
| F8 | Words in reg. 3(1) inserted (31.12.2020) by The European Public Limited-Liability Company (Amendment etc.) (EU Exit) Regulations 2018 (S.I. 2018/1298), regs. 1, 4(a)(i)(aa) (with regs. 140-145) (as amended by S.I. 2020/523, regs. 1(2), 3(a) , 5(a)-(f)); 2020 c. 1, Sch. 5 para. 1(1) |
| F9 | Words in reg. 3(1) omitted (31.12.2020) by virtue of The European Public Limited-Liability Company (Amendment etc.) (EU Exit) Regulations 2018 (S.I. 2018/1298), regs. 1, 4(a)(i)(bb) (with regs. 140-145) (as amended by S.I. 2020/523, regs. 1(2), 5(a)-(f)); 2020 c. 1, Sch. 5 para. 1(1) |
| F10 | Words in reg. 3(1) substituted (1.10.2009) by The European Public Limited-Liability Company (Amendment) Regulations 2009 (S.I. 2009/2400), regs. 1(2), 5(d) (with reg. 2) |
| F11 | Words in reg. 3(1) inserted (31.12.2020) by The European Public Limited-Liability Company (Amendment etc.) (EU Exit) Regulations 2018 (S.I. 2018/1298), regs. 1, 4(a)(ii) (with regs. 140-145) (as amended by S.I. 2020/523, regs. 1(2), 3(a) , 5(a)-(f)); 2020 c. 1, Sch. 5 para. 1(1) |
| F12 | Words in reg. 3(2) substituted (6.4.2008) by The Companies Act 2006 (Consequential Amendments etc) Order 2008 (S.I. 2008/948), art. 2(2), Sch. 1 para. 235(2)(b) (with arts. 6, 11, 12) |
| F13 | Words in reg. 3(3) omitted (31.12.2020) by virtue of The European Public Limited-Liability Company (Amendment etc.) (EU Exit) Regulations 2018 (S.I. 2018/1298), regs. 1, 4(b)(i) (with regs. 140-145) (as amended by S.I. 2020/523, regs. 1(2), 5(a)-(f)); 2020 c. 1, Sch. 5 para. 1(1) |
| F14 | Words in reg. 3(3) omitted (31.12.2020) by virtue of The European Public Limited-Liability Company (Amendment etc.) (EU Exit) Regulations 2018 (S.I. 2018/1298), regs. 1, 4(b)(ii) (with regs. 140-145) (as amended by S.I. 2020/523, regs. 1(2), 5(a)-(f)); 2020 c. 1, Sch. 5 para. 1(1) |
| F15 | Words in reg. 3(4) substituted (6.4.2008) by The Companies Act 2006 (Consequential Amendments etc) Order 2008 (S.I. 2008/948), art. 2(2), Sch. 1 para. 235(2)(c) (with arts. 6, 11, 12) |
| F16 | Words in reg. 3(4) omitted (31.12.2020) by virtue of The European Public Limited-Liability Company (Amendment etc.) (EU Exit) Regulations 2018 (S.I. 2018/1298), regs. 1, 4(b)(i) (with regs. 140-145) (as amended by S.I. 2020/523, regs. 1(2), 5(a)-(f)); 2020 c. 1, Sch. 5 para. 1(1) |

F17 Words in reg. 3(4) omitted (31.12.2020) by virtue of The European Public Limited-Liability Company (Amendment etc.) (EU Exit) Regulations 2018 (S.I. 2018/1298), regs. 1, **4(b)(ii)** (with regs. 140-145) (as amended by S.I. 2020/523, regs. 1(2), **5(a)-(f)**); 2020 c. 1, Sch. 5 para. 1(1)

Marginal Citations

M2 1996 c. 18.

Changes to legislation:

There are currently no known outstanding effects for the The European Public Limited-Liability Company Regulations 2004, PART 1.