

SCHEDULE 2

TRANSITIONAL PROVISIONS AND SAVINGS

Provisions of memorandum treated as provisions of articles (s. 28)

9.—(1) A company whose articles are deemed by virtue of section 28 of the Companies Act 2006 to contain provisions formerly in its memorandum may comply with any obligation to send a person a copy of its articles—

- (a) by appending to a copy of the other provisions of the articles a copy of the provisions of its old-style memorandum that are deemed to be provisions of the articles, or
 - (b) by sending together with a copy of the other provisions of the articles a copy of its old-style memorandum indicating the provisions that are deemed to be provisions of the articles.
- (2) References in sub-paragraph (1) to a company's "old-style memorandum" are—
- (a) in the case of an existing company, to its memorandum of association as it stood immediately before 1st October 2009;
 - (b) in the case of a transitional company, to its memorandum of association as it stood on its registration or re-registration (as the case may be) apart from the operation of section 28.