

SCHEDULE 3

Fines expressed as proportions

Part 1

Companies Act 2006 (c.46)

9.—(1) The Companies Act 2006 is amended as follows.

(2) In section 63 (exempt company: restriction on amendment of articles), in subsection (3), for “one-tenth of level 5 on the standard scale” substitute “one-tenth of the greater of £5,000 or level 4 on the standard scale”.

(3) In section 64 (power to direct change of name in case of company ceasing to be entitled to exemption), in subsection (6), for “one-tenth of level 5 on the standard scale” substitute “one-tenth of the greater of £5,000 or level 4 on the standard scale”.

(4) In section 156 (direction requiring company to make appointment), in subsection (7), for “one-tenth of level 5 on the standard scale” substitute “one-tenth of the greater of £5,000 or level 4 on the standard scale”.

(5) In section 162 (register of directors), in subsection (7), for “one-tenth of level 5 on the standard scale” substitute “one-tenth of the greater of £5,000 or level 4 on the standard scale”.

(6) In section 165 (register of directors’ residential addresses), in subsection (5), for “one-tenth of level 5 on the standard scale” substitute “one-tenth of the greater of £5,000 or level 4 on the standard scale”.

(7) In section 167 (duty to notify registrar of changes), in subsection (5), for “one-tenth of level 5 on the standard scale” substitute “one-tenth of the greater of £5,000 or level 4 on the standard scale”.

(8) In section 246 (putting the address on the public record), in subsection (6), for “one-tenth of level 5 on the standard scale” substitute “one-tenth of the greater of £5,000 or level 4 on the standard scale”.

(9) In section 272 (direction requiring public company to appoint secretary), in subsection (7), for “one-tenth of level 5 on the standard scale” substitute “one-tenth of the greater of £5,000 or level 4 on the standard scale”.

(10) In section 275 (duty to keep register of secretaries), in subsection (7), for “one-tenth of level 5 on the standard scale” substitute “one-tenth of the greater of £5,000 or level 4 on the standard scale”.

(11) In section 276 (duty to notify registrar of changes), in subsection (4), for “one-tenth of level 5 on the standard scale” substitute “one-tenth of the greater of £5,000 or level 4 on the standard scale”.

(12) In section 438 (public companies: offence of failure to lay accounts and reports), in subsection (4), for “one-tenth of level 5 on the standard scale” substitute “one-tenth of the greater of £5,000 or level 4 on the standard scale”.

(13) In section 451 (default in filing accounts and reports: offences), in subsection (4), for “one-tenth of level 5 on the standard scale” substitute “one-tenth of the greater of £5,000 or level 4 on the standard scale”.

(14) In section 517 (notice to registrar of registration of auditor), in subsection (3)(b), for “one-tenth of the statutory maximum” substitute “one-tenth of the greater of £5,000 or the amount corresponding to level 4 on the standard scale for summary offences”.

(15) In section 557 (offence of failure to make return), in subsection (2)(b), for “one-tenth of the statutory maximum” substitute “one-tenth of the greater of £5,000 or the amount corresponding to level 4 on the standard scale for summary offences”.

Changes to legislation: There are currently no known outstanding effects for the *The Legal Aid, Sentencing and Punishment of Offenders Act 2012 (Fines on Summary Conviction) Regulations 2015, Paragraph 9. (See end of Document for details)*

(16) In section 597 (copy of report to be delivered to registrar), in subsection (4)(b), for “one-tenth of the statutory maximum” substitute “one-tenth of the greater of £5,000 or the amount corresponding to level 4 on the standard scale for summary offences”.

(17) In section 707 (return to registrar of purchase of own shares), in subsection (7)(b), for “one-tenth of the statutory maximum” substitute “one-tenth of the greater of £5,000 or the amount corresponding to level 4 on the standard scale for summary offences”.

(18) In section 728 (treasury shares: notice of disposal), in subsection (5)(b), for “one-tenth of the statutory maximum” substitute “one-tenth of the greater of £5,000 or the amount corresponding to level 4 on the standard scale for summary offences”.

(19) In section 858 (failure to deliver annual return)—

(a) in subsection (2), for “one-tenth of level 5 on the standard scale” substitute “one-tenth of the greater of £5,000 or level 4 on the standard scale”;

(b) in subsection (5), for “one-tenth of level 5 on the standard scale” substitute “one-tenth of the greater of £5,000 or level 4 on the standard scale”.

(20) In section 980 (further provision about notices given under section 979), in subsection (8)(b)(i), for “one-fiftieth of the statutory maximum” substitute “one-fiftieth of the greater of £5,000 or the amount corresponding to level 4 on the standard scale for summary offences”.

(21) In section 984 (further provision about rights conferred by section 983), in subsection (7)(b), for “one-fiftieth of the statutory maximum” substitute “one-fiftieth of the greater of £5,000 or the amount corresponding to level 4 on the standard scale for summary offences”.

(22) In section 1033 (company’s name on restoration), in subsection (7), for “one-tenth of level 5 on the standard scale” substitute “one-tenth of the greater of £5,000 or level 4 on the standard scale”.

(23) In section 1093 (registrar’s notice to resolve inconsistency on the register), in subsection (4), for “one-tenth of level 5 on the standard scale” substitute “one-tenth of the greater of £5,000 or level 4 on the standard scale”.

(24) In section 1213 (effect of ineligibility), in subsection (7)(b), for “one-tenth of the statutory maximum” substitute “one-tenth of the greater of £5,000 or the amount corresponding to level 4 on the standard scale for summary offences”.

(25) In section 1215 (effect of lack of independence), in subsection (6)(b), for “one-tenth of the statutory maximum” substitute “one-tenth of the greater of £5,000 or the amount corresponding to level 4 on the standard scale for summary offences”.

(26) In section 1248 (Secretary of State’s power to require second audit of a company), in subsection (8)(b), for “one-tenth of level 5 on the standard scale” substitute “one-tenth of the greater of £5,000 or level 4 on the standard scale”.

Commencement Information

II [Sch. 3 para. 9](#) in force at 12.3.2015, see [reg. 1\(1\)](#)

Changes to legislation:

There are currently no known outstanding effects for the The Legal Aid, Sentencing and Punishment of Offenders Act 2012 (Fines on Summary Conviction) Regulations 2015, Paragraph 9.