

## SCHEDULE 3

### Amendments to the Companies Act 2006

## PART 3

### Amendments to Chapters 2 to 4 of Part 16 of the Companies Act 2006

**26.**—(1) Section 519A (meaning of “public interest company”, “non-public interest company” and “exempt reasons”) <sup>M1</sup> is amended as follows.

(2) In subsection (1) for the definition of “public interest company” substitute—  
““public interest company” means a company which is—

- (a) an issuer whose transferable securities are admitted to trading on a regulated market;
- (b) a credit institution within the meaning given by Article 4(1)(1) of Regulation (EU) No. 575/2013 of the European Parliament and of the Council <sup>M2</sup>, other than one listed in Article 2 of Directive 2013/36/EU of the European Parliament and of the Council on access to the activity of credit institutions and investment firms <sup>M3</sup>; or
- (c) an insurance undertaking within the meaning given by Article 2(1) of Council Directive 1991/674/EEC of the European Parliament and of the Council on the annual accounts and consolidated accounts of insurance undertakings <sup>M4</sup>.”.

(3) For subsection (2) substitute—

“(2) For the purposes of the definition of “public interest company”—

“issuer” has the same meaning as in Part 6 of the Financial Services and Markets Act 2000 (see section 102A(6) <sup>M5</sup>);

“regulated market” has the same meaning as in Part 6 of the Financial Services and Markets Act 2000 (see section 103(1) <sup>M6</sup>);

“transferable securities” means anything which is a transferable security for the purposes of Directive 2004/39/EC of the European Parliament and of the Council on markets in financial instruments <sup>M7</sup>.”.

#### Marginal Citations

**M1** Section 519A was inserted by section 18 of the Deregulation Act 2015.

**M2** OJ No L 176, 27.6.2013, p.1-337.

**M3** OJ No L 176, 27.6.2013, p. 338- 436.

**M4** OJ No L 374, 31.12.1991, p.7- 31.

**M5** Section 102A was substituted by S.I. 2005/1433 and amended by S.I. 2015/1755.

**M6** Section 103 was substituted for section 103 by S.I. 2005/1433 and amended by paragraph 11(2) of Schedule 15(1) to the Companies Act 2006 (c.46).

**M7** OJ No L 145, 30.4.2004, p.1- 44.

**Changes to legislation:**

There are currently no known outstanding effects for the The Statutory Auditors and Third Country Auditors Regulations 2016, Paragraph 26.