

SCHEDULES

SCHEDULE 1

Minor and consequential amendments

The 2008 Act

- 19.**—(1) Amend section 96 (alteration of objects clause) as follows.
- (2) In the heading omit “clause”.
- (3) In subsection (3)—
- (a) for paragraph (a) substitute—
- “(a) an amendment of the company’s articles of association adding, removing or altering a statement of the company’s objects,”;
- (b) in paragraphs (b) and (c) for “memorandum or articles of association” substitute “articles of association”.
- (4) For subsections (5) and (6) substitute—
- “(5) Where a company that has made a regulated alteration in accordance with subsection (2) is required—
- (a) by section 26 of the Companies Act to send to the registrar of companies a copy of its articles as amended,
- (b) by section 30 of that Act to forward to the registrar a copy of the special resolution effecting the alteration, or
- (c) by section 31 of that Act to give notice to the registrar of the amendment,
- the copy or notice must be accompanied by a copy of the Commission’s consent.
- (5A) If more than one of those provisions applies and they are complied with at different times, the company need not send a further copy of the Commission’s consent if a copy was sent on an earlier occasion.
- (6) Section 30(2) to (4) of that Act (offence of failing to comply with section 30) apply in relation to a failure to comply with subsection (5) as in relation to a failure to comply with that section.”.