



Companies Act 1985

1985 CHAPTER 6

PART XIV

INVESTIGATION OF COMPANIES AND THEIR AFFAIRS; REQUISITION OF DOCUMENTS

[^{F1}Resignation, removal and replacement of inspectors

PROSPECTIVE

[^{F1}446D Appointment of replacement inspectors

- (1) Where—
 - (a) an inspector resigns,
 - (b) an inspector's appointment is revoked, or
 - (c) an inspector dies,the Secretary of State may appoint one or more competent inspectors to continue the investigation.
- (2) An appointment under subsection (1) shall be treated for the purposes of this Part (apart from this section) as an appointment under the provision of this Part under which the former inspector was appointed.
- (3) The Secretary of State must exercise his power under subsection (1) so as to secure that at least one inspector continues the investigation.
- (4) Subsection (3) does not apply if—
 - (a) the Secretary of State could give any replacement inspector a direction under section 446B (termination of investigation), and
 - (b) such a direction would (under subsection (4) of that section) result in a final report not being made.

Status: Point in time view as at 01/04/2014. This version of this provision is prospective.

Changes to legislation: There are currently no known outstanding effects for the Companies Act 1985, Section 446D. (See end of Document for details)

(5) In this section, references to an investigation include any investigation the former inspector conducted under section 433(1) (power to investigate affairs of holding company or subsidiary).]

Textual Amendments

F1 Ss. 446C, 446D and preceding cross-heading inserted (1.10.2007) by [Companies Act 2006 \(c. 46\)](#), [ss. 1036](#), [1300](#); [S.I. 2007/2194](#), [art. 2\(1\)\(k\)](#) (with [art. 12](#), [Sch. 3 para. 48](#))

Modifications etc. (not altering text)

C1 S. 446D applied (with modifications) (E.W.S.) (6.4.2014) by [The Co-operative and Community Benefit Societies and Credit Unions \(Investigations\) Regulations 2014 \(S.I. 2014/574\)](#), [regs. 1\(1\)](#), [2](#)

Status:

Point in time view as at 01/04/2014. This version of this provision is prospective.

Changes to legislation:

There are currently no known outstanding effects for the Companies Act 1985, Section 446D.