



# Company Directors Disqualification Act 1986

## 1986 CHAPTER 46

### *Supplementary provisions*

#### **18** [<sup>F1</sup> Register of disqualification orders and undertakings.]

- (1) The Secretary of State may make regulations requiring officers of courts to furnish him with such particulars as the regulations may specify of cases in which—
- a disqualification order is made, or
  - any action is taken by a court in consequence of which such an order [<sup>F2</sup> or a disqualification undertaking] is varied or ceases to be in force, or
  - leave is granted by a court for a person subject to such an order to do any thing which otherwise the order prohibits him from doing; [<sup>F3</sup> or
  - leave is granted by a court for a person subject to such an undertaking to do anything which otherwise the undertaking prohibits him from doing]

and the regulations may specify the time within which, and the form and manner in which, such particulars are to be furnished.

- (2) The Secretary of State shall, from the particulars so furnished, continue to maintain the register of orders, and of cases in which leave has been granted as mentioned in subsection (1)(c) <sup>F4</sup>....

[<sup>F5</sup>(2A) The Secretary of State must include in the register such particulars as he considers appropriate of—

- disqualification undertakings accepted by him under section [<sup>F6</sup>5A, 7, 8, 8ZC or 8ZE];
- disqualification undertakings accepted by the [<sup>F7</sup>Competition and Markets Authority] or a specified regulator under section 9B;
- cases in which leave has been granted as mentioned in subsection (1)(d).]

[<sup>F8</sup>(d) persons who are subject to director disqualification sanctions within the meaning of section 11A;

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- (e) any licences issued by virtue of section 15(3A) of the Sanctions and Anti-Money Laundering Act 2018.]
- (3) When an order [<sup>F9</sup>or undertaking] of which entry is made in the register ceases to be in force, the Secretary of State shall delete the entry from the register and all particulars relating to it which have been furnished to him under this section or any previous corresponding provision [<sup>F9</sup>and, in the case of a disqualification undertaking, any other particulars he has included in the register].
- (4) The register shall be open to inspection on payment of such fee as may be specified by the Secretary of State in regulations.
- [<sup>F10</sup>(4A) Regulations under this section may extend the preceding provisions of this section, to such extent and with such modifications as may be specified in the regulations, to disqualification orders <sup>F11</sup>... [<sup>F12</sup>or disqualification undertakings made under the Company Directors Disqualification (Northern Ireland) Order 2002].]
- (5) Regulations under this section shall be made by statutory instrument subject to annulment in pursuance of a resolution of either House of Parliament.

#### Textual Amendments

- F1** S. 18 sidenote substituted (2.4.2001) by 2000 c. 39, s. 8, **Sch. 4 Pt. I para. 13(6)**; S.I. 2001/766, **art. 2(1)(a)** (subject to transitional provisions in art. 3)
- F2** Words in s. 18(1)(b) inserted (2.4.2001) by 2000 c. 39, s. 8, **Sch. 4 Pt. I para. 13(2)(a)**; S.I. 2001/766, **art. 2(1)(a)** (subject to transitional provisions in art. 3)
- F3** S. 18(1)(d) and word inserted (2.4.2001) by 2000 c. 39, s. 8, **Sch. 4 Pt. I para. 13(2)(b)**; S.I. 2001/766, **art. 2(1)(a)** (subject to transitional provisions in art. 3)
- F4** Words in s. 18(2) omitted (1.10.2009) by virtue of *The Companies Act 2006 (Consequential Amendments, Transitional Provisions and Savings) Order 2009* (S.I. 2009/1941), art. 2(1), **Sch. 1 para. 85(10)(a)** (with art. 10)
- F5** S. 18(2A) substituted (20.6.2003) by 2002 c. 40, ss. 204(11), 279; S.I. 2003/1397, **art. 2**, Sch.
- F6** Words in s. 18(2A)(a) substituted (26.5.2015 for specified purposes, 1.10.2015 in so far as not already in force) by *Small Business, Enterprise and Employment Act 2015* (c. 26), s. 164(1), **Sch. 7 para. 14**; S.I. 2015/1329, reg. 3(c); S.I. 2015/1689, reg. 2(g)
- F7** Words in s. 18(2A)(b) substituted (1.4.2014) by *The Enterprise and Regulatory Reform Act 2013 (Competition) (Consequential, Transitional and Saving Provisions) Order 2014* (S.I. 2014/892), art. 1(1), **Sch. 1 para. 53(g)** (with art. 3)
- F8** S. 18(2A)(d)(e) inserted (26.10.2023 for specified purposes) by *Economic Crime and Corporate Transparency Act 2023* (c. 56), ss. 36(6), 219(1)(2)(b)
- F9** Words in s. 18(3) inserted (2.4.2001) by 2000 c. 39, s. 8, **Sch. 4 Pt. I para. 13(4)(a)(b)**; S.I. 2001/766, **art. 2(1)(a)** (subject to transitional provisions in art. 3)
- F10** S. 18(4A) inserted (2.4.2001) by 2000 c. 39, s. 8, **Sch. 4 Pt. I para. 13(5)**; S.I. 2001/766, **art. 2(1)(a)** (subject to transitional provisions in art. 3)
- F11** Words in s. 18(4A) omitted (1.10.2009) by virtue of *The Companies Act 2006 (Consequential Amendments, Transitional Provisions and Savings) Order 2009* (S.I. 2009/1941), art. 2(1), **Sch. 1 para. 85(10)(b)** (with art. 10)
- F12** Words in s. 18(4A) inserted (1.9.2004) by *The Insolvency Act 2000 (Company Directors Disqualification Undertakings) Order 2004* (S.I. 2004/1941), **art. 2(6)** (with art. 1(2))

#### Modifications etc. (not altering text)

- C1** S. 18(2) extended (6.4.2001) by S.I. 2001/967, **regs. 5**, 9(1)
- C2** S. 18(2) extended (1.10.2009) by *The Companies (Disqualification Orders) Regulations 2009* (S.I. 2009/2471), **reg. 9(1)**

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**Changes to legislation:** There are currently no known outstanding effects for the Company Directors Disqualification Act 1986, Section 18. (See end of Document for details)

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- C3** S. 18(2A) extended (1.10.2009) by [The Companies \(Disqualification Orders\) Regulations 2009 \(S.I. 2009/2471\)](#), [reg. 9\(2\)](#)
- C4** S. 18(3) extended (1.10.2009) by [The Companies \(Disqualification Orders\) Regulations 2009 \(S.I. 2009/2471\)](#), [reg. 9\(3\)](#)

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