

SCHEDULES

SCHEDULE 4

MINOR AND CONSEQUENTIAL AMENDMENTS ABOUT DISQUALIFICATION OF COMPANY DIRECTORS ETC.

PART II

CONSEQUENTIAL AMENDMENTS OF OTHER ENACTMENTS

Insolvency Act 1986 (c. 45)

- 16 (1) The Insolvency Act 1986 is amended as follows.
- (2) In section 390(4)(b) (persons not qualified to act as insolvency practitioners)—
- (a) after “made” there is inserted “or a disqualification undertaking accepted”,
 - (b) after “1986” there is inserted “or to a disqualification order made under Part II of the Companies (Northern Ireland) Order 1989”.
- (3) In section 426(10) (co-operation between courts)—
- (a) in paragraph (a)—
 - (i) after “provision” there is inserted “extending to England and Wales and”,
 - (ii) after “sections” there is inserted “1A”,
 - (iii) for “12, 15” there is substituted “12 to 15”,
 - (iv) for “and extending to England and Wales” there is substituted “and sections 1 to 17 of that Act as they apply for the purposes of those provisions of that Act”,
 - (b) in paragraph (b)—
 - (i) after “sections” there is inserted “1A”,
 - (ii) for “12, 15” there is substituted “12 to 15”,
 - (iii) after “1986” there is inserted “and sections 1 to 17 of that Act as they apply for the purposes of those provisions of that Act”.

Law Reform (Miscellaneous Provisions) (Scotland) Act 1990 (c. 40.)

- 17 In section 8(1)(d) of the Law Reform (Miscellaneous Provisions) (Scotland) Act 1990 (persons disqualified from being concerned in the management and control of a recognised body)—
- (a) after “disqualification order” there is inserted “or disqualification undertaking”,
 - (b) after “1986” there is inserted “or to a disqualification order under Part II of the Companies (Northern Ireland) Order 1989”.

Charities Act 1993 (c. 10)

- 18 In section 72 of the Charities Act 1993 (persons disqualified for being trustees of a charity)—
- (a) in subsection (1)(f), after “disqualification order” there is inserted “or disqualification undertaking” and after the first mention of “1986” there is inserted “to a disqualification order under Part II of the Companies (Northern Ireland) Order 1989”,
 - (b) for subsection (3)(a) there is substituted—
 - “(a) in the case of a person subject to a disqualification order or disqualification undertaking under the Company Directors Disqualification Act 1986, leave for the purposes of section 1(1)(a) or 1A(1)(a) of that Act has been granted for him to act as director of the charity,
 - (aa) in the case of a person subject to a disqualification order under Part II of the Companies (Northern Ireland) Order 1989, leave has been granted by the High Court in Northern Ireland for him to act as director of the charity”,
 - (c) in subsection (4)(a)—
 - (i) in sub-paragraph (i), after “disqualification order” there is inserted “or disqualification undertaking”,
 - (ii) in sub-paragraph (ii), for “or 12(2)” there is substituted “12(2) or 12A” and after “order” there is inserted “Northern Irish disqualification orders”.

Pensions Act 1995 (c. 26)

- 19 (1) The Pensions Act 1995 is amended as follows.
- (2) In section 4(1)(e) (suspension orders), after “1986” there is inserted “or under Part II of the Companies (Northern Ireland) Order 1989”.
- (3) In section 29(1)(f) (persons disqualified for being trustees of trust schemes)—
- (a) after “disqualification order” there is inserted “or disqualification undertaking”,
 - (b) after the first mention of “1986” there is inserted “to a disqualification order under Part II of the Companies (Northern Ireland) Order 1989”.

Police Act 1996 (c. 16)

- 20 In paragraph 11(1)(c) of Schedule 2, and paragraph 7(1)(c) of Schedule 2A, to the Police Act 1996 (persons disqualified for being members of police authorities)—
- (a) after “disqualification order” there is inserted “or disqualification undertaking”,
 - (b) after the first mention of “1986” there is inserted “to a disqualification order under Part II of the Companies (Northern Ireland) Order 1989”.

Housing Act 1996 (c. 52)

- 21 In paragraph 4(2)(b) of Schedule 1 to the Housing Act 1996 (powers to remove directors, trustees etc. of registered social landlords)—

- (a) after “disqualification order” there is inserted “or disqualification undertaking”,
- (b) at the end there is inserted “or to a disqualification order under Part II of the Companies (Northern Ireland) Order 1989”.

Police Act 1997 (c. 50)

- 22 (1) The Police Act 1997 is amended as follows.
- (2) In section 91 (Commissioners for the purposes of Part III), at the end of subsection (7)
 - (b) there is inserted “or his disqualification undertaking is accepted under section 7 or 8 of the Company Directors Disqualification Act 1986”.
 - (3) In Schedule 2 (members of Service Authorities), in paragraph 3(1)(c)—
 - (a) after “disqualification order” there is inserted “or disqualification undertaking”,
 - (b) after “1986 or” there is inserted “to a disqualification order under”.