



Companies (Audit, Investigations and Community Enterprise) Act 2004

2004 CHAPTER 27

PART 2

COMMUNITY INTEREST COMPANIES

Introductory

26 Community interest companies

- (1) There is to be a new type of company to be known as the community interest company.
- (2) In accordance with this Part—
 - (a) a company limited by shares or a company limited by guarantee and not having a share capital may be formed as or become a community interest company, and
 - (b) a company limited by guarantee and having a share capital may become a community interest company.
- (3) A community interest company established for charitable purposes is to be treated as not being so established and accordingly—
 - (a) is not [^{F1}an English charity or a Northern Ireland charity], and
 - (b) must not be [^{F2}entered in the Scottish Charity Register].

Textual Amendments

- F1** Words in s. 26(3)(a) substituted (6.4.2007) by [The Companies Act 2006 \(Commencement No. 2, Consequential Amendments, Transitional Provisions and Savings\) Order 2007 \(S.I. 2007/1093\)](#), art. 1(3), [Sch. 4 para. 1](#) (with art. 11(1))
- F2** Words in s. 26(3)(b) substituted (1.4.2006) by [Charities and Trustee Investment \(Scotland\) Act 2005 \(Consequential Provisions and Modifications\) Order 2006 \(S.I. 2006/242\)](#), art. 1(3), [Sch. para. 8\(2\)](#)

Changes to legislation: There are currently no known outstanding effects for the Companies (Audit, Investigations and Community Enterprise) Act 2004, Section 26. (See end of Document for details)

Commencement Information

II S. 26 in force at 1.7.2005 by [S.I. 2004/3322](#), art. 2(3), [Sch. 3](#)

Changes to legislation:

There are currently no known outstanding effects for the Companies (Audit, Investigations and Community Enterprise) Act 2004, Section 26.