



Companies Act 1948

1948 CHAPTER 38 11 and 12 Geo 6

PART II

SHARE CAPITAL AND DEBENTURES.

Prospectus.

40 Expert's consent to issue of prospectus containing statement by him.

- (1) A prospectus inviting persons to subscribe for shares in or debentures of a company and including a statement purporting to be made by an expert shall not be issued unless—
 - (a) he has given and has not, before delivery of a copy of the prospectus for registration, withdrawn his written consent to the issue thereof with the statement included in the form and context in which it is included; and
 - (b) a statement that he has given and has not withdrawn his consent as aforesaid appears in the prospectus.
- (2) If any prospectus is issued in contravention of this section the company and every person who is knowingly a party to the issue thereof shall be liable to a fine not exceeding five hundred pounds.
- (3) In this section the expression “expert ” includes engineer, valuer, accountant and any other person whose profession gives authority to a statement made by him.