

SCHEDULE 1

Article 3

TRANSITIONAL ADAPTATIONS OF PROVISIONS BROUGHT INTO FORCE

The Companies Acts

1.—(1) Section 2 (the Companies Acts) has effect with the following adaptation.

(2) For subsection (1)(c) substitute—

“(c) the provisions of the Companies Acts as defined in section 744 of the Companies Act 1985, and the Companies Orders as defined in Article 2(3) of the Companies (Northern Ireland) Order 1986, that remain in force.”.

Takeovers etc

2.—(1) Section 943 (power of Takeover Panel to make rules) has effect with the following adaptation.

(2) For subsection (6) substitute—

“(6) Section 735(1) of the Companies Act 1985 and Article 2(3) of the Companies (Northern Ireland) Order 1986 (meaning of “company”) do not apply for the purposes of this section.”.

3.—(1) Section 953 (failure to comply with rules about bid documentation) has effect with the following adaptation.

(2) For subsection (8) substitute—

“(8) Section 735(1) of the Companies Act 1985 and Article 2(3) of the Companies (Northern Ireland) Order 1986 (meaning of “company”) do not apply for the purposes of this section.”.

4.—(1) Section 968 (consequences of opting-in in relation to contractual restrictions on voting rights) has effect with the following adaptation.

(2) In subsection (4), at the end add “A “written resolution” means a resolution in writing agreed to in accordance with sections 381A to 381C of the Companies Act 1985(1), or Articles 389A to 389C of the Companies (Northern Ireland) Order 1986(2), or in accordance with the company’s articles.”.

Service of documents on a company

5.—(1) Section 1139 has effect with the following adaptation.

(2) In subsection (1) for “under this Act” substitute “under the Companies Act 1985 or the Companies (Northern Ireland) Order 1986”.

(1) 1985 c.6; section 381A to 381C were inserted by section 113 of the Companies Act 1989 (c.40).

(2) S.I. 1986/1032 (N.I. 6); Articles 389A to 389C were inserted by Article 48 of S.I. 1990/1504 (N.10).