



Companies Act 1985

1985 CHAPTER 6

PART XVI

FRAUDULENT TRADING BY A COMPANY

458 Punishment for fraudulent trading.

If any business of a company is carried on with intent to defraud creditors of the company or creditors of any other person, or for any fraudulent purpose, every person who was knowingly a party to the carrying on of the business in that manner is liable to imprisonment or a fine, or both.

This applies whether or not the company has been, or is in the course of being, wound up.

Modifications etc. (not altering text)

- C1** S. 458 extended (with modifications) by S.I. 1989/638, regs. 18, 21, **Sch. 4 para. 12**
- C2** S. 458 applied (with modifications) (6.4.2001) by S.I. 2001/1090, reg. 4, **Sch. 2 Pt. I**

Status:

Point in time view as at 22/11/2000.

Changes to legislation:

There are currently no known outstanding effects for the Companies Act 1985, Part XVI.