



# Companies Act 2006

## 2006 CHAPTER 46

### PART 25

#### COMPANY CHARGES

#### CHAPTER 2

##### COMPANIES REGISTERED IN SCOTLAND

##### *Avoidance of certain charges*

#### **889 Charges void unless registered**

- (1) If a company creates a charge to which section 878 applies, the charge is void (so far as any security on the company's property or any part of it is conferred by the charge) against—
- (a) the liquidator of the company,
  - (b) an administrator of the company, and
  - (c) any creditor of the company
- unless that section is complied with.
- (2) Subsection (1) is without prejudice to any contract or obligation for repayment of the money secured by the charge; and when a charge becomes void under this section the money secured by it immediately becomes payable.

#### **Modifications etc. (not altering text)**

- C1** S. 889 applied (with modifications) (1.10.2009) by [The Limited Liability Partnerships \(Application of Companies Act 2006\) Regulations 2009 \(S.I. 2009/1804\)](#), regs. 2, 43

**Status:**

Point in time view as at 01/08/2011.

**Changes to legislation:**

There are currently no known outstanding effects for the Companies Act 2006, Cross Heading:  
Avoidance of certain charges.