



Companies Act 2006

2006 CHAPTER 46

PART 40

COMPANY DIRECTORS: FOREIGN DISQUALIFICATION ETC

Power to disqualify

1186 Offence of breach of disqualification

- (1) Regulations under section 1184 may provide that a person disqualified under this Part who acts in breach of the disqualification commits an offence.
- (2) The regulations may provide that a person guilty of such an offence is liable—
 - (a) on conviction on indictment, to imprisonment for a term not exceeding two years or a fine (or both);
 - (b) on summary conviction—
 - (i) in England and Wales, to imprisonment for a term not exceeding [^{F1}the general limit in a magistrates' court] or to a fine not exceeding the statutory maximum (or both);
 - (ii) in Scotland or Northern Ireland, to imprisonment for a term not exceeding six months, or to a fine not exceeding the statutory maximum (or both).
- (3) In relation to an offence committed before [^{F2}2 May 2022], for “[^{F3}the general limit in a magistrates' court]” in subsection (2)(b)(i) substitute “ six months ”.

Textual Amendments

- F1** Words in s. 1186(2)(b)(i) substituted (7.2.2023 at 12.00 p.m.) by [The Judicial Review and Courts Act 2022 \(Magistrates' Court Sentencing Powers\) Regulations 2023 \(S.I. 2023/149\)](#), regs. 1(2), 2(1), [Sch. Pt. 1](#)

Changes to legislation: There are currently no known outstanding effects for the Companies Act 2006, Section 1186. (See end of Document for details)

- F2** Words in s. 1186(3) substituted (28.4.2022) by The Criminal Justice Act 2003 (Commencement No. 33) and Sentencing Act 2020 (Commencement No. 2) Regulations 2022 (S.I. 2022/500), regs. 1(2), 5(1), **Sch. Pt. 1**
- F3** Words in s. 1186(3) substituted (7.2.2023 at 12.00 p.m.) by The Judicial Review and Courts Act 2022 (Magistrates' Court Sentencing Powers) Regulations 2023 (S.I. 2023/149), regs. 1(2), 2(1), **Sch. Pt. 1**

Commencement Information

- I1** S. 1186 wholly in force at 1.10.2009; s. 1186 not in force at Royal Assent, see s. 1300; s. 1186 in force for specified purposes at 20.1.2007 by S.I. 2006/3428, **art. 3(3)** (subject to **art. 5, Sch. 1** and with **arts. 6, 8, Sch. 5**); s. 1186 otherwise in force at 1.10.2009 by S.I. 2008/2860, **art. 3(w)** (with **arts. 5, 7, 8, Sch. 2**) (as amended by S.I. 2009/1802, **art. 18**)

Changes to legislation:

There are currently no known outstanding effects for the Companies Act 2006, Section 1186.