



# Companies Act 2006

## 2006 CHAPTER 46

### PART 12

#### COMPANY SECRETARIES

##### *Public companies*

#### **273 Qualifications of secretaries of public companies**

- (1) It is the duty of the directors of a public company to take all reasonable steps to secure that the secretary (or each joint secretary) of the company—
  - (a) is a person who appears to them to have the requisite knowledge and experience to discharge the functions of secretary of the company, and
  - (b) has one or more of the following qualifications.
- (2) The qualifications are—
  - (a) that he has held the office of secretary of a public company for at least three of the five years immediately preceding his appointment as secretary;
  - (b) that he is a member of any of the bodies specified in subsection (3);
  - (c) that he is a barrister, advocate or solicitor called or admitted in any part of the United Kingdom;
  - (d) that he is a person who, by virtue of his holding or having held any other position or his being a member of any other body, appears to the directors to be capable of discharging the functions of secretary of the company.
- (3) The bodies referred to in subsection (2)(b) are—
  - (a) the Institute of Chartered Accountants in England and Wales;
  - (b) the Institute of Chartered Accountants of Scotland;
  - (c) the Association of Chartered Certified Accountants;
  - (d) the Institute of Chartered Accountants in Ireland;
  - (e) the Institute of Chartered Secretaries and Administrators;
  - (f) the Chartered Institute of Management Accountants;

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*Status: This is the original version (as it was originally enacted).*

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- (g) the Chartered Institute of Public Finance and Accountancy.