

## 1985 No. 829

## COMPANIES

## The Companies (Disqualification Orders) Regulations 1985

<i>Made</i> - - - - -	<i>29th May 1985</i>
<i>Laid before Parliament</i>	<i>7th June 1985</i>
<i>Coming into Operation</i>	<i>1st July 1985</i>

The Secretary of State, in exercise of the powers conferred on him by section 301 of the Companies Act 1985(a), and of all other powers enabling him in that behalf, hereby makes the following Regulations:—

1.— (1) These Regulations may be cited as the Companies (Disqualification Orders) Regulations 1985 and shall come into operation on 1st July 1985.

(2) In these Regulations—

“the Act” means the Companies Act 1985;

“disqualification order” means an order of the court under any of sections 296 to 300 of the Act;

“grant of leave” means a grant by the court of leave to any person in relation to a disqualification order.

2. These Regulations apply in relation to a disqualification order made after the coming into operation of these Regulations; and to a grant of leave, variation or quashing, made after that date, of a disqualification order made before, on or after that date.

3.— (1) The following officers of the court shall furnish to the Secretary of State the particulars specified in Regulation 4(a) to (c) below in the form and manner there specified:

- (a) where a disqualification order is made by the Crown Court, the Chief Clerk;
- (b) where a disqualification order or grant of leave is made by the High Court, the Chief Clerk;
- (c) where a disqualification order or grant of leave is made by a county court, the Chief Clerk;

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(a) 1985 c.6.

- (d) where a disqualification order is made by a magistrates' court, the Clerk to the Justices;
- (e) where a disqualification order is made by the High Court of Justiciary, the Deputy Principal Clerk of Justiciary;
- (f) where a disqualification order or grant of leave is made by a sheriff court, the sheriff clerk; and
- (g) where a disqualification order or grant of leave is made by the Court of Session, the Deputy Principal Clerk of Session.

(2) Where a disqualification order made by any of the courts mentioned in paragraph (1) above is subsequently varied or quashed on appeal by another court, the officer of the first-mentioned court specified in paragraph (1) above shall furnish to the Secretary of State the particulars specified in Regulation 4(d) below in the form and manner there specified.

4. The form in which the particulars are to be furnished is—

- (a) that set out in Schedule 1 to these Regulations with such variations as circumstances require when the person against whom the disqualification order is made is an individual, and the particulars contained therein are the particulars specified for that purpose;
- (b) that set out in Schedule 2 to these Regulations with such variations as circumstances require when the person against whom the disqualification order is made is a body corporate, and the particulars contained therein are the particulars specified for that purpose;
- (c) that set out in Schedule 3 to these Regulations with such variations as circumstances require when a grant of leave is made by the court, and the particulars contained therein are the particulars specified for that purpose;
- (d) that set out in Schedule 4 to these Regulations with such variations as circumstances require when a disqualification order is varied or quashed on appeal, and the particulars contained therein are the particulars specified for that purpose.

5. The time within which a prescribed officer is to furnish the Secretary of State with the said particulars shall be a period of fourteen days beginning with the day on which the disqualification order or grant of leave is made, or the disqualification order is varied or quashed on appeal, as the case may be.

*Alexander Fletcher,*  
Parliamentary Under-Secretary of State,  
Department of Trade and Industry.

29th May 1985.

Regulation 4(a)

SCHEDULE 1

## THE COMPANIES ACT

FORM No. D.O.1.

**Particulars of a disqualification order made against an individual**

I herewith furnish the Secretary of State with the following particulars of a disqualification order made against an individual as required by the Companies (Disqualification Orders) Regulations 1985:

1 Section of the Companies Act 1985 under which the order was made:

Please tick appropriate box

section 296  
section 297  
section 298  
section 299  
section 300


2 Name of the individual against whom the order was made:

\* "Surname" in the case of a peer or person usually known by a title different from his surname means that title

Mr, Mrs, Miss, etc.	Surname*	Other Names
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3 Usual residential address of the person at the date of the order:

		Postcode
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4 Date of birth of person (if known)

Day	Month	Year
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5 Date on which the order was made

Day	Month	Year
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6 Period of disqualification specified in the order:

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Signed \_\_\_\_\_ Date \_\_\_\_\_

Name \_\_\_\_\_ Position \_\_\_\_\_ Court \_\_\_\_\_

Please send this form to:—

The Secretary of State,  
Companies Registration Office  
Companies House,  
Crown Way, Maindy,  
Cardiff. CF4 3UZ.

or The Secretary of State,  
Companies Registration Office,  
102 George Street,  
Edinburgh EH2 3DJ

## THE COMPANIES ACT

FORM No. D.O.2.

**Particulars of a disqualification  
order made against a body corporate**

I herewith furnish the Secretary of State with the following particulars of a disqualification order made against a body corporate as required by the Companies (Disqualification Orders) Regulations 1985:

1 Section of the Companies Act 1985 under which the order was made:

Please tick  
appropriate  
box

section 296  
section 297  
section 298  
section 299  
section 300


2 Particulars of the body corporate against whom the order was made:

Corporate Name	Registered Number
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3 Address of registered or principal office in Great Britain of the body corporate at the date of the order:

	Postcode

4 Date on which the order was made

Day	Month	Year
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5 Period of disqualification specified in the order:

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Signed \_\_\_\_\_ Date \_\_\_\_\_

Name \_\_\_\_\_ Position \_\_\_\_\_ Court \_\_\_\_\_

Please send this form to:—

The Secretary of State,  
Companies Registration Office  
Companies House,  
Crown Way, Maindy,  
Cardiff. CF4 3UZ.

or The Secretary of State,  
Companies Registration Office,  
102 George Street,  
Edinburgh EH2 3DJ

Regulation 4(c)

SCHEDULE 3

## THE COMPANIES ACT

FORM No. D.O.3.

**Particulars of the grant of leave in relation to a disqualification order**

I herewith furnish the Secretary of State with the following particulars of the grant of leave in relation to a disqualification order as required by the Companies (Disqualification Orders) Regulations 1985:

1 Date of disqualification order in relation to which leave was granted

Day	Month	Year
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2 Court which made the disqualification order in relation to which leave was granted:

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3 Name of person to whom leave was granted:

(a) if an individual,

\* "Surname" in the case of a peer or person usually known by a title different from his surname means that title

Mr, Mrs, Miss, etc.	Surname*	Other Names
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(b) if a body corporate, the corporate name and registered number (if any):

Corporate Name	Registered Number
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4 If the name in which the disqualification order was made was different from that at (3) above, the name in which that order was made:

(a) if an individual,

Mr, Mrs, Miss, etc.	Surname*	Other Names
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(b) if a body corporate, the corporate name and registered number (if any):

Corporate Name	Registered Number
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5 Name of company in respect of which leave was granted, or in the case of leave to promote or form a company, the proposed name of the company where it is available, or if not, a brief description of the activities of the company

6 Date on which leave was granted

Day	Month	Year
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7 Activity for which leave was granted:†

† Please tick appropriate box(es)

Promotion


Liquidation


Formation

Receivership or management of the property of the company

Directorship or other participation in management

Signed \_\_\_\_\_ Date \_\_\_\_\_

Name \_\_\_\_\_ Position \_\_\_\_\_ Court \_\_\_\_\_

Please send this form to:—

The Secretary of State,  
Companies Registration Office  
Companies House, Crown Way  
Maindy, Cardiff CF4 3UZ.

or The Secretary of State,  
Companies Registration Office,  
102 George Street,  
Edinburgh EH2 3DJ

## THE COMPANIES ACT

FORM No. D.O.4.

**Particulars of the variation or quashing  
on appeal of a disqualification order**

I herewith furnish the Secretary of State with the following particulars of the variation or quashing on appeal of a disqualification order made by this court under the Companies Act 1985:

1 Date on which disqualification order was made by this court:

Day	Month	Year
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2 Name of person against whom disqualification order was made:

(a) if an individual,

\* "Surname" in the case of a peer or person usually known by a title different from his surname means that title

Mr, Mrs, Miss, etc.	Surname*	Other Names
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(b) if a body corporate, the corporate name and registered number (if any):

Corporate Name	Registered Number
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3 Name of court which heard appeal against the above order:

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† Please tick appropriate box

4 Result of appeal†

(a) order quashed

☐

(b) order varied

☐

if (b), state period of disqualification now specified in the order (to run from the date on which the order was originally made)

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Signed \_\_\_\_\_ Date \_\_\_\_\_

Name \_\_\_\_\_ Position \_\_\_\_\_ Court \_\_\_\_\_

Please send this form to:—  
The Secretary of State,  
Companies Registration Office  
Companies House, Crown Way  
Maindy, Cardiff CF4 3UZ.

or  
The Secretary of State,  
Companies Registration Office,  
102 George Street,  
Edinburgh EH2 3DJ

**EXPLANATORY NOTE**

*(This Note is not part of the Regulations.)*

These Regulations replace the Companies (Disqualification Orders) Order 1982 (S.I. 1982/673), which lapses with the repeal of section 29 of the Companies Act 1976 (c.69) on 1st July 1985 by the Companies Consolidation (Consequential Provisions) Act 1985 (c.9).

By the Companies Acts (Pre-Consolidation Amendments) Order 1984 (S.I. 1984/134), Article 38, a new section is substituted in the Companies Act 1976 for section 29 with effect from 1st July 1985. This section is reproduced as section 301 in the consolidated Companies Act 1985.

The Regulations require certain court officers to provide the Secretary of State with particulars of disqualification orders and the granting of leave in relation to, or varying or quashing on appeal of, such orders. They also specify the form and time in which they must be given.

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