
STATUTORY INSTRUMENTS

2008 No. 373

**The Companies (Revision of Defective
Accounts and Reports) Regulations 2008**

PART 4

EFFECT OF REVISION

Effect of revision of accounts

10.—(1) Upon the directors approving revised accounts under regulation 4, the provisions of the 2006 Act have effect as if the revised accounts were, as from the date of their approval, the annual accounts of the company in place of the original annual accounts.

(2) In particular, the revised accounts shall as from that date be the company's annual accounts for the relevant financial year for the purposes of the following provisions of the 2006 Act—

- (a) section 431 (right of member or debenture holder to copies of accounts and reports: unquoted companies),
- (b) section 432 (right of member or debenture holder to copies of accounts and reports: quoted companies),
- (c) section 434(3) (requirements in connection with publication of statutory accounts), and
- (d) sections 423 (duty to circulate copies of annual accounts and reports), 437 (public companies; laying of accounts and reports before general meeting) and 441 (duty to file accounts and reports with the registrar), if the requirements of those sections have not been complied with prior to the date of revision.

Effect of revision of report

11.—^{F1}(1) Subject to the following provisions of these Regulations upon the directors approving a revised report or policy under regulations [^{F2}4A,] 5, 6 or 6A the provisions of the 2006 Act have effect as if the revised report or policy was, as from the date of its approval, the strategic report, directors' report, directors' remuneration report or revised directors' remuneration policy (as the case may be) in place of the original strategic report, directors' report, directors' remuneration report or revised directors' remuneration policy (as the case may be.)

(2) In particular, the revised report [^{F3}or policy] shall as from that date be [^{F4}the strategic report or] the directors' report or the directors' remuneration report [^{F5}or revised directors' remuneration policy] for the relevant financial year for the purposes of—

- (a) sections 431 and 432 of the 2006 Act, and
- (b) sections 423, 437 and 441 of that Act if the requirements of those sections have not been complied with prior to the date of revision.

Textual Amendments

- F1** Reg. 11(1) substituted (with effect in accordance with reg. 1(2) of the amending S.I.) by [The Companies \(Revision of Defective Accounts and Reports\) \(Amendment\) \(No.2\) Regulations 2013](#) (S.I. 2013/2224), regs. 1(2), **10(a)**
- F2** Word in reg. 11 inserted (1.1.2018) by [The Statutory Auditors Regulations 2017](#) (S.I. 2017/1164), reg. 1(2)(3), **11** (with reg. 2(6)(7))
- F3** Words in reg. 11(2) inserted (with effect in accordance with reg. 1(2) of the amending S.I.) by [The Companies \(Revision of Defective Accounts and Reports\) \(Amendment\) \(No.2\) Regulations 2013](#) (S.I. 2013/2224), regs. 1(2), **10(b)(i)**
- F4** Words in reg. 11(2) inserted (with effect in accordance with reg. 1(2) of the amending S.I.) by [The Companies \(Revision of Defective Accounts and Reports\) \(Amendment\) \(No.2\) Regulations 2013](#) (S.I. 2013/2224), regs. 1(2), **10(b)(ii)**
- F5** Words in reg. 11(2) inserted (with effect in accordance with reg. 1(2) of the amending S.I.) by [The Companies \(Revision of Defective Accounts and Reports\) \(Amendment\) \(No.2\) Regulations 2013](#) (S.I. 2013/2224), regs. 1(2), **10(b)(iii)**

Changes to legislation:

There are currently no known outstanding effects for the The Companies (Revision of Defective Accounts and Reports) Regulations 2008, PART 4.