

## SCHEDULE 5

Article 18

### Shadow directorship, &c.

1. The following provisions of the 2006 Act—
  - (a) section 84 (criminal consequences of failure to make required disclosures);
  - (b) section 162 (register of directors);
  - (c) section 165 (register of directors' residential addresses);
  - (d) section 167 (duty to notify registrar of changes);
  - (e) sections 170 to 177 (general duties of directors);
  - (f) sections 182 to 186 (declaration of interest in existing transaction or arrangement) as applied to shadow directors by section 187;
  - (g) sections 188 and 189 (directors' long-term service contracts) as applied to shadow directors by section 223;
  - (h) sections 190 to 196 (substantial property transactions) as applied to shadow directors by section 223;
  - (i) sections 197 to 214 (loans etc. to directors) as applied to shadow directors by section 223;
  - (j) sections 215 to 222 (payments for loss of office) as applied to shadow directors by section 223;
  - (k) sections 227 to 229 (directors' service contracts) as applied to shadow directors by section 230;
  - (l) section 231 (contracts with sole member who is also a director);
  - (m) sections 260 to 269 (derivative claims in England and Wales or Northern Ireland and derivative proceedings in Scotland);
  - (n) section 275 (duty to keep register of secretaries);
  - (o) section 276 (duty to notify registrar of changes);
  - (p) sections 854 to 858 (annual return)(1);
  - (q) section 1255 (offences by bodies corporate, partnerships and unincorporated associations).
2. The following provisions of the Insolvency Act 1986(2)—
  - (a) section 214 (wrongful trading);
  - (b) section 249 (“connected” with a company).
3. The following provisions of FSMA 2000—
  - (a) section 96A (disclosure of information requirements)(3);
  - (b) section 96B (disclosure rules: persons responsible for compliance)(4).

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(1) Amended by S.I. 2008/3000.

(2) 1986 c. 45.

(3) Inserted by S.I. 2005/381.

(4) Inserted by S.I. 2005/381 and amended by the 2006 Act, Schedule 15, paragraphs 1 and 7.