

SCHEDULE 4

Modified application of the Companies Act 2006 to banks etc in resolution

PART 3

Provisions concerning the maintenance and alteration of a company's share capital

32. Section 586 (public companies: shares must be at least one-quarter paid-up) has effect as if for subsection (2) there were substituted—

“(2) This does not apply to shares allotted—

- (a) in pursuance of an employers' share scheme; or
- (b) by the use of resolution tools, powers and mechanisms (within the meaning given in article 216 of the Bank Recovery and Resolution (No. 2) Order 2014) in relation to a company which is a company under resolution for the purposes of Part 17 of that Order.”.

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Bank Recovery and Resolution (No. 2) Order 2014. Any changes that have already been made by the team appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

- Order power to apply (with modifications) conferred by [2023 c. 29 Sch. 11 para. 165](#)
- Order power to modify conferred by [2023 c. 29 s. 3Sch. 1 Pt. 2](#)
- Order revoked by [2023 c. 29 Sch. 1 Pt. 2](#)