STATUTORY INSTRUMENTS

1982 No. 672 (C.20)

COMPANIES

The Companies Act 1981 (Commencement No. 4) Order 1982

Made - - - - 10*th May* 1982

The Secretary of State, in exercise of his powers under section 119(3) of the Companies Act 1981 (**a**), hereby makes the following Order:—

1. This Order may be cited as the Companies Act 1981 (Commencement No. 4) Order 1982.

2.—(1) *(a)* Section 19 of the Companies Act 1981; and
(b) section 119(5) of and Schedule 4 to that Act so far as they provide for the repeal of words in section 9(1) of the Companies Act 1976 (**b**);
shall come into operation on 10th May 1982.

(2) All the provisions of the Companies Act 1981 not yet in operation, other than those specified in Article 2(1) above or the Schedule hereto, shall come into operation on 15th June 1982.

Gerard Vaughan,
Minister of State,
Department of Trade.

10th May 1982.

(**a**) 1981 c.62.
(**b**) 1976 c.69.

SCHEDULE

Article 2(2)

PROVISIONS NOT BROUGHT INTO OPERATION

Provisions of the Act	Subject Matter of Provisions
Section 20. Any provision of Part I (other than section 20) or of Schedule 1 or 2, so far as it amends or repeals any provision of the Companies Act 1948 (**a**) or the Companies Act 1967 (**b**) as that provision applies to unregistered companies by virtue of section 435 of the Companies Act 1948 (**c**)	Unregistered companies. Accounting and disclosure for unregistered companies.
Section 95.	Register of past directorships.
Section 119(4) and (5), so far as they relate to the provisions of Schedules 3 and 4 hereinafter mentioned.	Amendments and repeals.
In Schedule 3:– (i) paragraphs 2, 5, 6, 10, 23, 25, 26, 33 and 62, so far as they amend or repeal any provision of the Companies Act 1948, the Companies Act 1967 or the Companies Act 1980 as that provision applies to unregistered companies by virtue of section 435 of the Companies Act 1948; (ii) paragraphs 13*(b)* and 22.	Amendments.
Schedule 4, so far as it:– (i) provides for the repeal of, or of words in, the following provisions:– (a) sections 156(3), 157(1), 163 and 196(6) of the Companies Act 1948; (b) sections 9, 16(1)*(b)* and *(d)* and (2) and 22 of the Companies Act 1967; as those provisions apply to unregistered companies by virtue of section 435 of the Companies Act 1948; (ii) provides for the repeal of section 16(3) of the Companies Act 1967, the paragraph in Schedule 2 to the Companies Act 1976 amending Schedule 14 to the Companies Act 1948 and the entry in Schedule 2 to the Companies Act 1980 relating to section 200 of the Companies Act 1948. (iii) provides for the repeal of paragraphs 19, 20*(a)* and 24 of Schedule 3 to the Companies Act 1980, so far as those paragraphs amend any provision of the Companies Act 1948 in its application to unregistered companies by virtue of section 435 of the Companies Act 1948.	Repeals.

(**a**) 1948 c.38.
(**b**) 1967 c.81.
(**c**) Section 435 has been amended by section 54 of the Companies Act 1967 and section 67 of the Companies Act 1980 (c.22): there are other amendments not relevant to this instrument.

EXPLANATORY NOTE

(This Note is not part of the Order.)

Certain provisions of the Companies Act 1981 have been brought into force by the Companies Act 1981 (Commencement No. 1) Order 1981 (S.I. 1981/1621), the Companies Act 1981 (Commencement No. 2) Order 1981 (S.I. 1981/1684) and the Companies Act 1981 (Commencement No. 3) Order 1982 (S.I. 1982/103).

This present Order brings into operation:–

(1) on 10th May 1982, section 19 (amendments to section 9 of the Companies Act 1976 which relates to accounts of oversea companies) and the consequential repeal of words in section 9 of the 1976 Act by section 119(5) and Schedule 4;

(2) on 15th June 1982 all other provisions of the Act not yet in operation other than those specified in the Schedule to the Order. The provisions brought into force on 15th June 1982 are:–

(a) the provisions of Part I (other than sections 19 and 20) and Schedules 1 and 2 (company accounting and disclosure) to the extent they are not already in operation and except in their application to unregistered companies;

(b) sections 45 to 62 (provisions relating to the redemption and purchase by a company of its own shares) to the extent they are not already in operation;

(c) the provisions of Part IV (disclosure of interests in shares);

(d) sections 84 (development costs shown as an asset to be set off against distributable profits), 85 (distributions in kind) to the extent that it is not already in operation, 93 and 94 (disqualification of directors and others), 101 (identification in register of different classes of shares), 102 (registration of particulars of members' class rights) and 119(4) and (5) (minor and consequential amendments and repeals) to the extent they are not already in operation and except to the extent specified in Article 2(1) and the Schedule to the Order;

(e) Schedules 3 and 4 (minor and consequential amendments and repeals) to the extent they are not already in operation and except to the extent specified in Article 2(1) and the Schedule to the Order.

NOTE AS TO EARLIER COMMENCEMENT ORDERS

(This Note is not part of the Order.)

Sections 33, 36 to 41 and 107 of the Act came into force on Royal Assent (30 October 1981).

The following provisions have been brought into force by commencement orders made before the date of this order:–

Provision	*S.I. Number*
s. 16(2) (partially)	1981/1684
ss. 22 to 30	1982/103
s. 31	1981/1684
ss. 32 and 34	1981/1684 and 1982/103
s. 35	1982/103
ss. 42 to 44, 60 (partially), 62(1) (partially)	1981/1621
ss. 85 (partially), 86 to 92, 96 to 100, 103 to 106 and 108	1981/1684
s. 109	1982/103
ss. 110 to 112	1981/1684
ss. 113 to 115	1981/1621
s. 116	1981/1684
ss. 117 and 118	1981/1621
s. 119 (partially) and Schedules 3 and 4 (partially)	1981/1621, 1981/1684 and 1982/103

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