*This Statutory Instrument has been made in consequence of a defect in S.I. 2002/689 and is being issued free of charge to all recipients of that Statutory Instrument.*

STATUTORY INSTRUMENTS

# 2002 No. 1834

# COMPANIES

## The Companies (Disqualification Orders) (Amendment No. 2) Regulations 2002

| | |
|---|---|
| *Made - - - - -* | *8th July 2002* |
| *Laid before Parliament* | *16th July 2002* |
| *Coming into force - -* | *17th July 2002* |

The Secretary of State, in exercise of her powers under section 18 of the Company Directors Disqualification Act 1986(**a**), hereby makes the following Regulations:

**1.** These Regulations may be cited as The Companies (Disqualification Orders) (Amendment No 2) Regulations 2002 and shall come into force on 17th July 2002.

**2.** These Regulations amend the Companies (Disqualification Orders) Regulations 2001(**b**) and shall apply in relation to a disqualification order made after the coming into force of these Regulations.

**3.** The Companies (Disqualification Orders) (Amendment) Regulations 2002(**c**) are hereby revoked.

**4.** The form contained in the Schedule to these Regulations shall be added to Schedule 1 to the Companies (Disqualification Orders) Regulations 2001 as an alternative which may be used in place of the form DO1 contained in Schedule 1 to the Companies (Disqualification Orders) Regulations 2001 in any circumstances but which must be used where the director of a company or member of a limited liability partnership in question is the beneficiary of a Confidentiality Order made under section 723B of the Companies Act 1985.

*C. Clancy*
for Secretary of State
Department of Trade and Industry

8th July 2002

(**a**) 1986 c. 46 as amended by section 198(2) of the Financial Services Act 1986 (c. 60).
(**b**) 2001/967.
(**c**) 2002/689

# DO1

## Disqualification order against an individual

***To be completed in typescript or bold black capitals by a member of the court staff who should then sign it.***

Particulars required by the Companies (Disqualification Orders) Regulatio 2001:

Section of the Company Directors Disqualification Act 1986 under which the order was made

| S2 | S3 | S4 | S5 | S6 | S8 | S10 |
|---|---|---|---|---|---|---|
| | | | | | | |

Please tick the appropriate box

Name of the individual against whom the order was made

Style / Title

Forename(s)

Surname ❶

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

Date of birth (Day Month Year)

Usual residential address ††

††Tick this box if the address shown is a service address for the beneficiary of a Confidentiality Order granted under the provisions of section 723B of the Companies Act 1985 ☐

Post town

County / Region

Postcode

Country

Nationality

Date on which the order was made (Day Month Year)

Disqualification start date * (Day Month Year)

Period of disqualification specified in the order

Company(ies) or Limited Liability Partnership(s) (LLP) named (if any) in relation to conduct leading to disqualification

Case number

**Signed**

**Date**

**Name / Position**

**Court**

* Unless the Court orders otherwise this will be 21 days from the date of the order.

When you have completed the form please send it to

The Secretary of State, The Subpoena Clerk,
Companies House, Crown Way, Cardiff, CF14 3UZ DX 33050 Cardiff

April 2002

## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations amend the Companies (Disqualification Orders) Regulations 2001 (S.I. 2001/967) (the "2001 Regulations"). They also revoke the Companies (Disqualification Orders) (Amendment) Regulations 2002 (S.I. 2002/689) (the "2002 Regulations"), which operated on the Companies (Disqualification Orders) Regulations 1986 (S.I. 1986/2067) (the "1986 Regulations").

The Company Directors Disqualification Act 1986 gives specified courts power to make a disqualification order against a person which provides that he shall not, without leave of the court, be a director, or liquidator or administrator of a company, or receiver or manager of a company's property, or be concerned or take part in the promotion, formation or management of a company, for a specified period.

The 2001 Regulations require certain court officers to provide the Secretary of State with particulars of disqualification orders and the granting of leave in relation to such orders, and of any action taken by a court in consequence of which such orders are varied or cease to be in force. They also specify the form and time in which they must be given.

These Regulations provide an alternative form DO1 in addition to that prescribed by the 2001 Regulations. The new form takes account of the possibility that the director of a company or member of a limited liability partnership in question may be the beneficiary of a Confidentiality Order made under Section 723B of the Companies Act 1985.

The 2002 Regulations are being revoked because they purported to amend the Schedule to the 1986 Regulations, when the 1986 Regulations had themselves been revoked by the 2001 Regulations. These Regulations make clear that the form DO1 provided in these Regulations operates as an alternative to the form DO1 contained in the 2001 Regulations, and not the 1986 Regulations.

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## The Companies (Disqualification Orders) (Amendment No. 2) Regulations 2002

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