



# Companies Act 2006

## 2006 CHAPTER 46

### [<sup>F1</sup>PART 21A

#### INFORMATION ABOUT PEOPLE WITH SIGNIFICANT CONTROL

### [<sup>F1</sup>CHAPTER 5

#### PROTECTION FROM DISCLOSURE

##### Textual Amendments

- F1** Pt. 21A inserted (26.5.2015 for specified purposes, 6.4.2016 except for the insertion of ss. 790M(9) (c), 790W-790ZE and 30.6.2016 so far as not already in force) by [Small Business, Enterprise and Employment Act 2015 \(c. 26\)](#), s. 164(1), [Sch. 3 para. 1](#); S.I. 2015/1329, reg. 3(a); S.I. 2015/2029, regs. 4(a), 5(a)

#### **790ZF** Protection of information as to usual residential address

- (1) The provisions of sections 240 to 244 (directors' residential addresses: protection from disclosure) apply to information within subsection (2) as to protected information within the meaning of those sections.
- (2) The information within this subsection is—
  - (a) information as to the usual residential address of a person with significant control over a company, and
  - (b) the information that such a person's service address is his or her usual residential address.
- (3) Subsection (1) does not apply to information relating to a person if an application under regulations made under section 790ZG has been granted with respect to that information and not been revoked.

*Status: Point in time view as at 26/06/2017.*

*Changes to legislation: There are currently no known outstanding effects for the Companies Act 2006, CHAPTER 5. (See end of Document for details)*

**Modifications etc. (not altering text)**

- C1** S. 790ZF applied (with modifications) by S.I. 2009/1804, **reg. 31L** (as inserted (6.4.2016) by **The Limited Liability Partnerships (Register of People with Significant Control) Regulations 2016** (S.I. 2016/340), regs. 1(3), 3, **Sch. 1**)
- C2** S. 790ZF applied (with modifications) by S.I. 2009/2436, **Sch. 1 para. 12C** (as inserted (26.6.2017) by **The Information about People with Significant Control (Amendment) Regulations 2017** (S.I. 2017/693), regs. 2, 33 (with **Sch. Pt. 3**))

**790ZG Power to make regulations protecting material**

- (1) The Secretary of State may by regulations make provision requiring the registrar and the company to refrain from using or disclosing PSC particulars of a prescribed kind (or to refrain from doing so except in prescribed circumstances) where an application is made to the registrar requesting them to refrain from so doing.
- (2) “PSC particulars” are particulars of a person with significant control over the company—
  - (a) including a person who used to be such a person, but
  - (b) excluding any person in relation to which this Part has effect by virtue of section 790C(12) as if the person were an individual.
- (3) Regulations under this section may make provision as to—
  - (a) who may make an application,
  - (b) the grounds on which an application may be made,
  - (c) the information to be included in and documents to accompany an application,
  - (d) how an application is to be determined,
  - (e) the duration of and procedures for revoking the restrictions on use and disclosure,
  - (f) the operation of sections 790N to 790S in cases where an application is made, and
  - (g) the charging of fees by the registrar for disclosing PSC particulars where the regulations permit disclosure, by way of exception, in prescribed circumstances.
- (4) Provision under subsection (3)(d) and (e) may in particular—
  - (a) confer a discretion on the registrar;
  - (b) provide for a question to be referred to a person other than the registrar for the purposes of determining the application or revoking the restrictions.
- (5) Regulations under this section are subject to affirmative resolution procedure.
- (6) Nothing in this section or in regulations made under it affects the use or disclosure of particulars of a person in any other capacity (for example, the use or disclosure of particulars of a person in that person's capacity as a member or director of the company).]

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**Changes to legislation:** There are currently no known outstanding effects for the Companies Act 2006, CHAPTER 5. (See end of Document for details)

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**Modifications etc. (not altering text)**

- C3** S. 790ZG applied (with modifications) by S.I. 2009/2436, Sch. 1 para. 12C (as inserted (26.6.2017) by [The Information about People with Significant Control \(Amendment\) Regulations 2017 \(S.I. 2017/693\)](#), regs. 2, **33** (with Sch. Pt. 3))
- C4** S. 790ZG(2) applied (with modifications) by S.I. 2009/1804, reg. 31L (as inserted (6.4.2016) by [The Limited Liability Partnerships \(Register of People with Significant Control\) Regulations 2016 \(S.I. 2016/340\)](#), regs. 1(3), 3, **Sch. 1**)

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**Changes to legislation:**

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