

*Status: Point in time view as at 01/07/2005.*

*Changes to legislation: There are currently no known outstanding effects for the Companies Act 1985, SCHEDULE 4. (See end of Document for details)*

## SCHEDULES

### SCHEDULE 4

Sections 228, 230.

#### FORM AND CONTENT OF COMPANY ACCOUNTS

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

- C1** Sch. 4 applied with modifications by S.I. 1985/680, regs. 4–6, **Sch.** and **Income and Corporation Taxes Act 1988 (c. 1, SIF 63:1), s. 176(9), Sch. 8 para. 19(3)(4)(5)**
- C2** Sch. 4 applied by **Finance (No. 2) Act 1987 (c. 51, SIF 63:1), s. 7, Sch. 1 para. 19(3)(4)(5)**

#### PART I

##### GENERAL RULES AND FORMATS

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

- C3** Sch. 4 Pt. I (paras. 1–8) extended by **Patents, Designs and Marks Act 1986 (c. 39, SIF 67A), s. 2, Sch. 2 para. 1(k)(ii)**

#### SECTION A

##### GENERAL RULES

- 1 (1) Subject to the following provisions of this Schedule—
- (a) every balance sheet of a company shall show the items listed in either of the balance sheet formats set out below in section B of this Part; and
  - (b) every profit and loss account of a company shall show the items listed in any one of the profit and loss account formats so set out;
- in either case in the order and under the headings and sub-headings given in the format adopted.
- (2) Sub-paragraph (1) above is not to be read as requiring the heading or sub-heading for any item to be distinguished by any letter or number assigned to that item in the format adopted.
- 2 (1) Where in accordance with paragraph 1 a company's balance sheet or profit and loss account for any financial year has been prepared by reference to one of the formats set out in section B below, the directors of the company shall adopt the same format in preparing the accounts for subsequent financial years of the company unless in their opinion there are special reasons for a change.

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- (2) Particulars of any change in the format adopted in preparing a company's balance sheet or profit and loss account in accordance with paragraph 1 shall be disclosed, and the reasons for the change shall be explained, in a note to the accounts in which the new format is first adopted.
- 3 (1) Any item required in accordance with paragraph 1 to be shown in a company's balance sheet or profit and loss account may be shown in greater detail than required by the format adopted.
- (2) A company's balance sheet or profit and loss account may include an item representing or covering the amount of any asset or liability, income or expenditure not otherwise covered by any of the items listed in the format adopted, but the following shall not be treated as assets in any company's balance sheet—
- (a) preliminary expenses;
  - (b) expenses of and commission on any issue of shares or debentures; and
  - (c) costs of research.
- (3) In preparing a company's balance sheet or profit and loss account the directors of the company shall adapt the arrangement and headings and sub-headings otherwise required by paragraph 1 in respect of items to which an Arabic number is assigned in the format adopted, in any case where the special nature of the company's business requires such adaptation.
- (4) Items to which Arabic numbers are assigned in any of the formats set out in section B below may be combined in a company's accounts for any financial year if either—
- (a) their individual amounts are not material to assessing the state of affairs or profit or loss of the company for that year; or
  - (b) the combination facilitates that assessment;
- but in a case within paragraph (b) the individual amounts of any items so combined shall be disclosed in a note to the accounts.
- (5) Subject to paragraph 4(3) below, a heading or sub-heading corresponding to an item listed in the format adopted in preparing a company's balance sheet or profit and loss account shall not be included if there is no amount to be shown for that item in respect of the financial year to which the balance sheet or profit and loss account relates.
- (6) Every profit and loss account of a company shall show the amount of the company's profit or loss on ordinary activities before taxation.
- (7) <sup>F1</sup> .....

#### Textual Amendments

**F1** Sch. 4 para. 3(7) omitted (12.11.2004 with effect as mentioned in reg. 1(2) of the amending S.I.) by virtue of The Companies Act 1985 (International Accounting Standards and Other Accounting Amendments) Regulations 2004 (S.I. 2004/2947), reg. 14(1), **Sch. 2 para. 2**

- 4 (1) In respect of every item shown in a company's balance sheet or profit and loss account the corresponding amount for the financial year immediately preceding that to which the balance sheet or profit and loss account relates shall also be shown.

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- (2) Where that corresponding amount is not comparable with the amount to be shown for the item in question in respect of the financial year to which the balance sheet or profit and loss account relates, the former amount shall be adjusted and particulars of the adjustment and the reasons for it shall be disclosed in a note to the accounts.
- (3) Paragraph 3(5) does not apply in any case where an amount can be shown for the item in question in respect of the financial year immediately preceding that to which the balance sheet or profit and loss account relates, and that amount shall be shown under the heading or sub-heading required by paragraph 1 for that item.
- 5           Amounts in respect of items representing assets or income may not be set off against amounts in respect of items representing liabilities or expenditure (as the case may be), or vice versa.
- 5A          The directors of a company must, in determining how amounts are presented within items in the profit and loss account and balance sheet, have regard to the substance of the reported transaction or arrangement, in accordance with generally accepted accounting principles or practice

## SECTION B

### THE REQUIRED FORMATS FOR ACCOUNTS

#### *Preliminary*

- 6           References in this Part of this Schedule to the items listed in any of the formats set out below are to those items read together with any of the notes following the formats which apply to any of those items, and the requirement imposed by paragraph 1 to show the items listed in any such format in the order adopted in the format is subject to any provision in those notes for alternative positions for any particular items.
- 7           A number in brackets following any item in any of the formats set out below is a reference to the note of that number in the notes following the formats.
- 8           In the notes following the formats—
- (a) the heading of each note gives the required heading or sub-heading for the item to which it applies and a reference to any letters and numbers assigned to that item in the formats set out below (taking a reference in the case of Format 2 of the balance sheet formats to the item listed under “Assets” or under “Liabilities” as the case may require); and
  - (b) references to a numbered format are to the balance sheet format or (as the case may require) to the profit and loss account format of that number set out below.

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## Balance Sheet Formats

### Format I

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

- C4** Sch. 4. Pt. I, Balance Sheet Formats 1 and 2 and Note (2) amended (31.10.1994) by 1994 c. 26, s. 106(1), Sch. 4 para. 1(2); S.I. 1994/2550, art. 2

A. Called up share capital not paid (1)

B. Fixed assets

I Intangible assets

1. Development costs

2. Concessions, patents, licences, trade marks and similar rights and assets (2)

3. Goodwill (3)

4. Payments on account

II Tangible assets

1. Land and buildings

2. Plant and machinery

3. Fixtures, fittings, tools and equipment

4. Payments on account and assets in course of construction

III Investments

1. Shares in [<sup>F2</sup>group undertakings]

2. Loans to [<sup>F2</sup>group undertakings]

3. Shares in [<sup>F3</sup>participating interests]

4. Loans to [<sup>F4</sup>undertakings in which the company has a participating interest]

5. Other investments other than loans

6. Other loans

7. Own shares (4)

#### Textual Amendments

**F2** Words substituted by Companies Act 1989 (c. 40, SIF 27), ss. 4(2), 213(2), Sch. 1 para. 2(1) (subject to the transitional and saving provisions in S.I. 1990/355, arts. 6–9, Sch. 2)

**F3** Words substituted by Companies Act 1989 (c. 40, SIF 27), ss. 4(2), 213(2), Sch. 1 para. 3(1) (subject to the transitional and saving provisions in S.I. 1990/355, arts. 6–9, Sch. 2)

**F4** Words substituted by Companies Act 1989 (c. 40, SIF 27), ss. 4(2), 213(2), Sch. 1 para. 4(1) (subject to the transitional and saving provisions in S.I. 1990/355, arts. 6–9, Sch. 2)

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C. Current assets

I Stocks

1. Raw materials and consumables
2. Work in progress
3. Finished goods and goods for resale
4. Payments on account

II Debtors (5)

1. Trade debtors
2. Amounts owed by [<sup>F2</sup>group undertakings]
3. Amounts owed by [<sup>F4</sup>undertakings in which the company has a participating interest]
4. Other debtors
5. Called up share capital not paid (1)
6. Prepayments and accrued income (6)

III Investments

1. Shares in [<sup>F2</sup>group undertakings]
2. Own shares (4)
3. Other investments

IV Cash at bank and in hand

D. Prepayments and accrued income (6).

E. Creditors: amounts falling due within one year

1. Debenture loans (7)
2. Bank loans and overdrafts
3. Payments received on account (8)
4. Trade creditors
5. Bills of exchange payable
6. Amounts owed to [<sup>F2</sup>group undertakings]
7. Amounts owed to [<sup>F4</sup>undertakings in which the company has a participating interest]
8. Other creditors including taxation and social security (9)
9. Accruals and deferred income (10)

F. Net current assets (liabilities) (11)

G. Total assets less current liabilities

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H. Creditors: amounts falling due after more than one year

1. Debenture loans (7)
  2. Bank loans and overdrafts
  3. Payments received on account (8)
  4. Trade creditors
  5. Bills of exchange payable
  6. Amounts owed to [<sup>F2</sup>group undertakings]
  7. Amounts owed to [<sup>F4</sup>undertakings in which the company has a participating interest]
  8. Other creditors including taxation and social security (9)
  9. Accruals and deferred income (10)
- [<sup>F5</sup>provisions for liabilities]
1. Pensions and similar obligations
  2. Taxation, including deferred taxation
  3. Other provisions

**Textual Amendments**

- F5** Sch. 4 Balance Sheet Format 1 Item 1: words substituted (12.11.2004 with effect as mentioned in reg. 1(2) of the amending S.I.) by [The Companies Act 1985 \(International Accounting Standards and Other Accounting Amendments\) Regulations 2004 \(S.I. 2004/2947\)](#), reg. 14(1), **Sch. 2 para. 4(2)(a)**

J. Accruals and deferred income (10)

K. Capital and reserves

I Called up share capital (12)

II Share premium account

III Revaluation reserve

IV Other reserves

1. Capital redemption reserve
2. Reserve for own shares
3. Reserves provided for by the articles of association
4. Other reserves

V Profit and loss account

*Balance Sheet Formats*

Format 2

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## ASSETS

### A. Called up share capital not paid (1)

### B. Fixed assets

#### I Intangible assets

1. Development costs
2. Concessions, patents, licences, trade marks and similar rights and assets (2)
3. Goodwill (3)
4. Payments on account

#### II Tangible assets

1. Land and buildings
2. Plant and machinery
3. Fixtures, fittings, tools and equipment
4. Payments on account and assets in course of construction

#### III Investments

1. Shares in [<sup>F6</sup>group undertakings]
2. Loans to [<sup>F6</sup>group undertakings]
3. Shares in [<sup>F7</sup>participating interests]
4. Loans to [<sup>F8</sup>undertakings in which the company has a participating interest]
5. Other investments other than loans
6. Other loans
7. Own shares (4)

#### Textual Amendments

- F6** Words substituted by [Companies Act 1989 \(c. 40, SIF 27\)](#), ss. 4(2), 213(2), [Sch. 1 para. 2\(1\)](#) (subject to the transitional and saving provisions in S.I. 1990/355, arts. 6–9, [Sch. 2](#))
- F7** Words substituted by [Companies Act 1989 \(c. 40, SIF 27\)](#), ss. 4(2), 213(2), [Sch. 1 para. 3\(1\)](#) (subject to the transitional and saving provisions in S.I. 1990/355, arts. 6–9, [Sch. 2](#))
- F8** Words substituted by [Companies Act 1989 \(c. 40, SIF 27\)](#), ss. 4(2), 213(2), [Sch. 1 para. 4\(1\)](#) (subject to the transitional and saving provisions in S.I. 1990/355, arts. 6–9, [Sch. 2](#))

### C. Current assets

#### I Stocks

1. Raw materials and consumables
2. Work in progress
3. Finished goods and goods for resale

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4. Payments on account

II Debtors (5)

1. Trade debtors

2. Amounts owed by [<sup>F6</sup>group undertakings]

3. Amounts owed by [<sup>F8</sup>undertakings in which the company has a participating interest]

4. Other debtors

5. Called up share capital not paid (1)

6. Prepayments and accrued income (6)

III Investments

1. Shares in [<sup>F6</sup>group undertakings]

2. Own shares (4)

3. Other investments

IV Cash at bank and in hand

D. Prepayments and accrued income (6)

LIABILITIES

A. Capital and reserves

I Called up share capital (12)

II Share premium account

III Revaluation reserve

IV Other reserves

1. Capital redemption reserve

2. Reserve for own shares

3. Reserves provided for by the articles of association

4. Other reserves

V Profit and loss account

[<sup>F9</sup>provisions for liabilities]

1. Pensions and similar obligations

2. Taxation including deferred taxation

3. Other provisions



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### Textual Amendments

- F9** Sch. 4 Balance Sheet Format 2 Item B: words substituted (12.11.2004 with effect as mentioned in reg. 1(2) of the amending S.I.) by [The Companies Act 1985 \(International Accounting Standards and Other Accounting Amendments\) Regulations 2004 \(S.I. 2004/2947\)](#), reg. 14(1), **Sch. 2 para. 4(2)(b)**

## C. Creditors (13)

1. Debenture loans (7)
2. Bank loans and overdrafts
3. Payments received on account (8)
4. Trade creditors
5. Bills of exchange payable
6. Amounts owed to [<sup>F6</sup>group undertakings]
7. Amounts owed to [<sup>F8</sup>undertakings in which the company has a participating interest]
8. Other creditors including taxation and social security (9)
9. Accruals and deferred income (10)

## D. Accruals and deferred income (10)

### Notes on the balance sheet formats

#### (1) *Called up share capital not paid*

(Formats 1 and 2, items A and C.II.5.)

This item may be shown in either of the two positions given in Formats 1 and 2.

#### (2) *Concessions, patents, licences, trade marks and similar rights and assets*

(Formats 1 and 2, item B.I.2.)

Amounts in respect of assets shall only be included in a company's balance sheet under this item if either—

- (a) the assets were acquired for valuable consideration and are not required to be shown under goodwill; or
- (b) the assets in question were created by the company itself.

### Modifications etc. (not altering text)

- C5** Sch. 4 Pt. I Balance Sheet Formats 1 and 2 and Note (2) amended (31.10.1994) by [1994 c. 26, s. 106\(1\)](#), **Sch. 4 para. 1(2)**; [S.I. 1994/2550, art. 2](#)

#### (3) *Goodwill*

(Formats 1 and 2, item B.I.3.)

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Amounts representing goodwill shall only be included to the extent that the goodwill was acquired for valuable consideration.

*(4) Own shares*

(Formats 1 and 2, items B.III.7 and C.III.2.)

The nominal value of the shares held shall be shown separately.

*(5) Debtors*

(Formats 1 and 2, items C.II.1 to 6.)

The amount falling due after more than one year shall be shown separately for each item included under debtors.

*(6) Prepayments and accrued income*

(Formats 1 and 2, items C.II.6 and D.)

This item may be shown in either of the two positions given in Formats 1 and 2.

*(7) Debenture loans*

(Format 1, items E.1 and H.1 and Format 2, item C.1.)

The amount of any convertible loans shall be shown separately.

*(8) Payments received on account*

(Format 1, items E.3 and H.3 and Format 2, item C.3.)

Payments received on account of orders shall be shown for each of these items in so far as they are not shown as deductions from stocks.

*(9) Other creditors including taxation and social security*

(Format 1, items E.8 and H.8 and Format 2, item C.8.)

The amount for creditors in respect of taxation and social security shall be shown separately from the amount for other creditors.

*(10) Accruals and deferred income*

(Format 1, items E.9, H.9 and J and Format 2, items C.9 and D.)

The two positions given for this item in Format 1 at E.9 and H.9 are an alternative to the position at J, but if the item is not shown in a position corresponding to that at J it may be shown in either or both of the other two positions (as the case may require).

The two positions given for this item in Format 2 are alternatives.

*(11) Net current assets (liabilities)*

(Format 1, item F.)

In determining the amount to be shown for this item any amounts shown under “prepayments and accrued income” shall be taken into account wherever shown.

*(12) Called up share capital*

(Format 1, item K.1 and Format 2, item A.I.)

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The amount of allotted share capital and the amount of called up share capital which has been paid up shall be shown separately.

*(13) Creditors*

(Format 2, items C.1 to 9.)

Amounts falling due within one year and after one year shall be shown separately for each of these items [<sup>F10</sup>and for the aggregate of all of these items].

**Textual Amendments**

**F10** Words in [Sch. 4 Pt. 1](#) Section B Note (13) on the Balance sheet formats substituted (2.2.1996) by [S.I. 1996/189](#), reg. 14(1), [Sch. 1 para. 3](#) (with reg. 16)

*Profit and loss account formats*

Format 1

(see note (17) below)

1. Turnover
2. Cost of sales (14)
3. Gross profit or loss
4. Distribution costs (14)
5. Administrative expenses (14)
6. Other operating income
7. Income from shares in [<sup>F11</sup>group undertakings]

**Textual Amendments**

**F11** Words substituted by [Companies Act 1989](#) (c. 40, SIF 27), ss. 4(2), 213(2), [Sch. 1 para. 2\(1\)](#) (subject to the transitional and saving provisions in [S.I. 1990/355](#), arts. 6–9, [Sch. 2](#))

8. Income from [<sup>F12</sup>participating interests]

**Textual Amendments**

**F12** Words substituted by [Companies Act 1989](#) (c. 40, SIF 27), ss. 4(2), 213(2), [Sch. 1 para. 3\(1\)](#) (subject to the transitional and saving provisions in [S.I. 1990/355](#), arts. 6–9, [Sch. 2](#))

9. Income from other fixed asset investments (15)
10. Other interest receivable and similar income (15)
11. Amounts written off investments
12. Interest payable and similar charges (16)

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13. Tax on profit or loss on ordinary activities
14. Profit or loss on ordinary activities after taxation
15. Extraordinary income
16. Extraordinary charges
17. Extraordinary profit or loss
18. Tax on extraordinary profit or loss
19. Other taxes not shown under the above items
20. Profit or loss for the financial year

*Profit and loss account formats*

Format 2

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

**C6** Sch. 4 Pt.I, Balance Sheet Formats 1 and 2 and Note (2) amended (31.10.1994) by 1994 c. 26, s. 106(2), Sch. 4 para. 1(2); S.I. 1994/2550, art. 2

1. Turnover
2. Change in stocks of finished goods and in work in progress
3. Own work capitalised
4. Other operating income
5. (a) Raw materials and consumables
- (b) Other external charges
6. Staff costs:
  - (a) wages and salaries
  - (b) social security costs
  - (c) other pension costs
7. (a) Depreciation and other amounts written off tangible and intangible fixed assets
- (b) Exceptional amounts written off current assets
8. Other operating charges
9. Income from shares in [<sup>F13</sup>group undertakings]

**Textual Amendments**

**F13** Words substituted by Companies Act 1989 (c. 40, SIF 27), ss. 4(2), 213(2), Sch. 1 para. 2(1) (subject to the transitional and saving provisions in S.I. 1990/355, arts. 6–9, Sch. 2)

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10. Income from [<sup>F14</sup>participating interests]

**Textual Amendments**

**F14** Words substituted by Companies Act 1989 (c. 40, SIF 27), ss. 4(2), 213(2), Sch. 1 para. 3(1) (subject to the transitional and saving provisions in S.I. 1990/355, arts. 6–9, Sch. 2)

11. Income from other fixed asset investments (15)
12. Other interest receivable and similar income (15)
13. Amounts written off investments
14. Interest payable and similar charges (16)
15. Tax on profit or loss on ordinary activities
16. Profit or loss on ordinary activities after taxation
17. Extraordinary income
18. Extraordinary charges
19. Extraordinary profit or loss
20. Tax on extraordinary profit or loss
21. Other taxes not shown under the above items
22. Profit or loss for the financial year

*Profit and loss account formats*

Format 3

(see note (17) below)

A. Charges

1. Cost of sales (14)
2. Distribution costs (14)
3. Administrative expenses (14)
4. Amounts written off investments
5. Interest payable and similar charges (16)
6. Tax on profit or loss on ordinary activities
7. Profit or loss on ordinary activities after taxation
8. Extraordinary charges
9. Tax on extraordinary profit or loss
10. Other taxes not shown under the above items

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## 11. Profit or loss for the financial year

### B. Income

1. Turnover
2. Other operating income
3. Income from shares in [<sup>F15</sup>group undertakings]
4. Income from [<sup>F16</sup>participating interests]
5. Income from other fixed asset investments (15)
6. Other interest receivable and similar income (15)
7. Profit or loss on ordinary activities after taxation
8. Extraordinary income
9. Profit or loss for the financial year

#### Textual Amendments

- F15** Words substituted by [Companies Act 1989 \(c. 40, SIF 27\)](#), ss. 4(2), 213(2), [Sch. 1 para. 2\(1\)](#) (subject to the transitional and saving provisions in [S.I. 1990/355](#), arts. 6–9, [Sch. 2](#))
- F16** Words substituted by [Companies Act 1989 \(c. 40, SIF 27\)](#), ss. 4(2), 213(2), [Sch. 1 para. 3\(1\)](#) (subject to the transitional and saving provisions in [S.I. 1990/355](#), arts. 6–9, [Sch. 2](#))

### *Profit and loss account formats*

#### Format 4

##### A. Charges

1. Reduction in stocks of finished goods and in work in progress.
2. (a) Raw materials and consumables
- (b) Other external charges
3. Staff costs:
  - (a) wages and salaries
  - (b) social security costs
  - (c) other pension costs
4. (a) Depreciation and other amounts written off tangible and intangible fixed assets
- (b) Exceptional amounts written off current assets
5. Other operating charges
6. Amounts written off investments
7. Interest payable and similar charges (16)
8. Tax on profit or loss on ordinary activities

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9. Profit or loss on ordinary activities after taxation
  10. Extraordinary charges
  11. Tax on extraordinary profit or loss
  12. Other taxes not shown under the above items
  13. Profit or loss for the financial year
- B. Income
1. Turnover
  2. Increase in stocks of finished goods and in work in progress
  3. Own work capitalised
  4. Other operating income
  5. Income from shares in [<sup>F17</sup>group undertakings]
  6. Income from [<sup>F18</sup>participating interests]
  7. Income from other fixed asset investments (15)
  8. Other interest receivable and similar income (15)
  9. Profit or loss on ordinary activities after taxation
  10. Extraordinary income
  11. Profit or loss for the financial year

#### **Textual Amendments**

- F17** Words substituted by [Companies Act 1989 \(c. 40, SIF 27\)](#), ss. 4(2), 213(2), [Sch. 1 para. 2\(1\)](#) (subject to the transitional and saving provisions in S.I. 1990/355, arts. 6–9, [Sch. 2](#))
- F18** Words substituted by [Companies Act 1989 \(c. 40, SIF 27\)](#), ss. 4(2), 213(2), [Sch. 1 para. 3\(1\)](#) (subject to the transitional and saving provisions in S.I. 1990/355, arts. 6–9, [Sch. 2](#))

#### **Notes on the profit and loss account formats**

*(14) Cost of sales: distribution costs: administrative expenses*

(Format 1, items 2, 4 and 5 and Format 3, items A.1, 2 and 3.)

These items shall be stated after taking into account any necessary provisions for depreciation or diminution in value of assets.

*(15) Income from other fixed asset investments: other interest receivable and similar income*

(Formal 1, items 9 and 10: Format 2, items 11 and 12: Format 3, items B.5 and 6: Format 4, items B.7 and 8.)

Income and interest derived from [<sup>F17</sup>group undertakings] shall be shown separately from income and interest derived from other sources.

*(16) Interest payable and similar charges*

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(Format 1, item 12: Format 2, item 14: Format 3, item A.5: Format 4, item A.7.)

The amount payable to [<sup>F17</sup>group undertakings] shall be shown separately.

*(17) Formats 1 and 3*

The amount of any provisions for depreciation and diminution in value of tangible and intangible fixed assets falling to be shown under items 7(a) and A.4(a) respectively in Formats 2 and 4 shall be disclosed in a note to the accounts in any case where the profit and loss account is prepared by reference to Format 1 or Format 3.

## PART II

### ACCOUNTING PRINCIPLES AND RULES

#### SECTION A

##### ACCOUNTING PRINCIPLES

###### *Preliminary*

- 9 Subject to paragraph 15 below, the amounts to be included in respect of all items shown in a company's accounts shall be determined in accordance with the principles set out in paragraphs 10 to 14.

###### *Accounting principles*

- 10 The company shall be presumed to be carrying on business as a going concern.
- [<sup>F19</sup>11 Accounting policies shall be applied consistently within the same accounts and from one financial year to the next.]

#### Textual Amendments

**F19** Sch. 4 Pt. II para. 11 substituted (subject to the transitional and saving provisions in S.I. 1990/355, arts. 6–9, Sch. 2) by Companies Act 1989 (c. 40, SIF 27), ss. 4(2), 213(2), Sch. 1 para. 5

- 12 The amount of any item shall be determined on a prudent basis, and in particular—
- only profits realised at the balance sheet date shall be included in the profit and loss account; and
  - all liabilities <sup>F20</sup> . . . which have arisen <sup>F20</sup> . . . in respect of the financial year to which the accounts relate or a previous financial year shall be taken into account, including those which only become apparent between the balance sheet date and the date on which it is signed on behalf of the board of directors in pursuance of [<sup>F21</sup>section 233] of this Act.



*Status: Point in time view as at 01/07/2005.*

*Changes to legislation: There are currently no known outstanding effects for the Companies Act 1985, SCHEDULE 4. (See end of Document for details)*

#### Textual Amendments

- F20** Words in [Sch. 4 para. 12\(b\)](#) omitted (12.11.2004 with effect as mentioned in reg. 1(2) of the amending S.I.) by virtue of [The Companies Act 1985 \(International Accounting Standards and Other Accounting Amendments\) Regulations 2004](#) (S.I. 2004/2947), reg. 14(1), [Sch. 2 para. 5](#)
- F21** Words substituted by [Companies Act 1989](#) (c. 40, SIF 27), ss. 23, 213(2), [Sch. 10 para. 20](#) (subject to the transitional and saving provisions in S.I. 1990/355, arts. 6–9, [Sch. 3](#))

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

- C7** [Sch. 4 Pt. II para. 12 \(b\)](#) applied with modifications by S.I. 1990/2570, [regs. 3\(3\), 16\(1\)](#)

- 13 All income and charges relating to the financial year to which the accounts relate shall be taken into account, without regard to the date of receipt or payment.
- 14 In determining the aggregate amount of any item the amount of each individual asset or liability that falls to be taken into account shall be determined separately.

#### *Departure from the accounting principles*

- 15 If it appears to the directors of a company that there are special reasons for departing from any of the principles stated above in preparing the company's accounts in respect of any financial year they may do so, but particulars of the departure, the reasons for it and its effect shall be given in a note to the accounts.

## SECTION B

### HISTORICAL COST ACCOUNTING RULES

#### *Preliminary*

- 16 [<sup>F22</sup>Subject to sections C and D] of this Part of this Schedule, the amounts to be included in respect of all items shown in a company's accounts shall be determined in accordance with the rules set out in paragraphs 17 to 28.

#### Textual Amendments

- F22** Words in [Sch. 2 para. 16](#) substituted (12.11.2004 with effect as mentioned in reg. 1(2) of the amending S.I.) by [The Companies Act 1985 \(International Accounting Standards and Other Accounting Amendments\) Regulations 2004](#) (S.I. 2004/2947), reg. 14(1), [Sch. 2 para. 6\(2\)](#)

#### *Fixed assets*

#### *General rules*

*Status: Point in time view as at 01/07/2005.*

*Changes to legislation: There are currently no known outstanding effects for the Companies Act 1985, SCHEDULE 4. (See end of Document for details)*

- 17 Subject to any provision for depreciation or diminution in value made in accordance with paragraph 18 or 19 the amount to be included in respect of any fixed asset shall be its purchase price or production cost.
- 18 In the case of any fixed asset which has a limited useful economic life, the amount of—
- (a) its purchase price or production cost; or
  - (b) where it is estimated that any such asset will have a residual value at the end of the period of its useful economic life, its purchase price or production cost less that estimated residual value;
- shall be reduced by provisions for depreciation calculated to write off that amount systematically over the period of the asset's useful economic life.
- 19 (1) Where a fixed asset investment of a description falling to be included under item B.III of either of the balance sheet formats set out in Part I of this Schedule has diminished in value provisions for diminution in value may be made in respect of it and the amount to be included in respect of it may be reduced accordingly; and any such provisions which are not shown in the profit and loss account shall be disclosed (either separately or in aggregate) in a note to the accounts.
- (2) Provisions for diminution in value shall be made in respect of any fixed asset which has diminished in value if the reduction in its value is expected to be permanent (whether its useful economic life is limited or not), and the amount to be included in respect of it shall be reduced accordingly; and any such provisions which are not shown in the profit and loss account shall be disclosed (either separately or in aggregate) in a note to the accounts.
- (3) Where the reasons for which any provision was made in accordance with sub-paragraph (1) or (2) have ceased to apply to any extent, that provision shall be written back to the extent that it is no longer necessary; and any amounts written back in accordance with this sub-paragraph which are not shown in the profit and loss account shall be disclosed (either separately or in aggregate) in a note to the accounts.

*Rules for determining particular fixed asset items*

- 20 (1) Notwithstanding that an item in respect of “development costs” is included under “fixed assets” in the balance sheet formats set out in Part I of this Schedule, an amount may only be included in a company's balance sheet in respect of development costs in special circumstances.
- (2) If any amount is included in a company's balance sheet in respect of development costs the following information shall be given in a note to the accounts—
- (a) the period over which the amount of those costs originally capitalised is being or is to be written off; and
  - (b) the reasons for capitalising the development costs in question.
- 21 (1) The application of paragraphs 17 to 19 in relation to goodwill (in any case where goodwill is treated as an asset) is subject to the following provisions of this paragraph.

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*Changes to legislation: There are currently no known outstanding effects for the Companies Act 1985, SCHEDULE 4. (See end of Document for details)*

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- (2) Subject to sub-paragraph (3) below, the amount of the consideration for any goodwill acquired by a company shall be reduced by provisions for depreciation calculated to write off that amount systematically over a period chosen by the directors of the company.
- (3) The period chosen shall not exceed the useful economic life of the goodwill in question.
- (4) In any case where any goodwill acquired by a company is shown or included as an asset in the company's balance sheet the period chosen for writing off the consideration for that goodwill and the reasons for choosing that period shall be disclosed in a note to the accounts.

#### *Current assets*

- 22 Subject to paragraph 23, the amount to be included in respect of any current asset shall be its purchase price or production cost.
- 23 (1) If the net realisable value of any current asset is lower than its purchase price or production cost the amount to be included in respect of that asset shall be the net realisable value.  
(2) Where the reasons for which any provision for diminution in value was made in accordance with sub-paragraph (1) have ceased to apply to any extent, that provision shall be written back to the extent that it is no longer necessary.

#### *Miscellaneous and supplementary provisions*

##### *Excess of money owed over value received as an asset item*

- 24 (1) Where the amount repayable on any debt owed by a company is greater than the value of the consideration received in the transaction giving rise to the debt, the amount of the difference may be treated as an asset.  
(2) Where any such amount is so treated—
  - (a) it shall be written off by reasonable amounts each year and must be completely written off before repayment of the debt; and
  - (b) if the current amount is not shown as a separate item in the company's balance sheet it must be disclosed in a note to the accounts.

##### *Assets included at a fixed amount*

- 25 (1) Subject to the following sub-paragraph, assets which fall to be included—
  - (a) amongst the fixed assets of a company under the item "tangible assets"; or
  - (b) amongst the current assets of a company under the item "raw materials and consumables"; may be included at a fixed quantity and value.  
(2) Sub-paragraph (1) applies to assets of a kind which are constantly being replaced, where—

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- (a) their overall value is not material to assessing the company's state of affairs; and
- (b) their quantity, value and composition are not subject to material variation.

*Determination of purchase price or production cost*

- 26 (1) The purchase price of an asset shall be determined by adding to the actual price paid any expenses incidental to its acquisition.
- (2) The production cost of an asset shall be determined by adding to the purchase price of the raw materials and consumables used the amount of the costs incurred by the company which are directly attributable to the production of that asset.
- (3) In addition, there may be included in the production cost of an asset—
- (a) a reasonable proportion of the costs incurred by the company which are only indirectly attributable to the production of that asset, but only to the extent that they relate to the period of production; and
  - (b) interest on capital borrowed to finance the production of that asset, to the extent that it accrues in respect of the period of production;
- provided, however, in a case within paragraph (b) above, that the inclusion of the interest in determining the cost of that asset and the amount of the interest so included is disclosed in a note to the accounts.
- (4) In the case of current assets distribution costs may not be included in production costs.
- 27 (1) Subject to the qualification mentioned below, the purchase price or production cost of—
- (a) any assets which fall to be included under any item shown in a company's balance sheet under the general item "stocks"; and
  - (b) any assets which are fungible assets (including investments);
- may be determined by the application of any of the methods mentioned in subparagraph (2) below in relation to any such assets of the same class.
- The method chosen must be one which appears to the directors to be appropriate in the circumstances of the company.
- (2) Those methods are—
- (a) the method known as "first in, first out" (FIFO);
  - (b) the method known as "last in, first out" (LIFO);
  - (c) a weighted average price; and
  - (d) any other method similar to any of the methods mentioned above.
- (3) Where in the case of any company—
- (a) the purchase price or production cost of assets falling to be included under any item shown in the company's balance sheet has been determined by the application of any method permitted by this paragraph; and
  - (b) the amount shown in respect of that item differs materially from the relevant alternative amount given below in this paragraph;
- the amount of that difference shall be disclosed in a note to the accounts.

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*Status: Point in time view as at 01/07/2005.*

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- (4) Subject to sub-paragraph (5) below, for the purposes of sub-paragraph (3)(b) above, the relevant alternative amount, in relation to any item shown in a company's balance sheet, is the amount which would have been shown in respect of that item if assets of any class included under that item at an amount determined by any method permitted by this paragraph had instead been included at their replacement cost as at the balance sheet date.
- (5) The relevant alternative amount may be determined by reference to the most recent actual purchase price or production cost before the balance sheet date of assets of any class included under the item in question instead of by reference to their replacement cost as at that date, but only if the former appears to the directors of the company to constitute the more appropriate standard of comparison in the case of assets of that class.
- (6) For the purposes of this paragraph, assets of any description shall be regarded as fungible if assets of that description are substantially indistinguishable one from another.

*Substitution of original stated amount where price or cost unknown*

- 28           Where there is no record of the purchase price or production cost of any asset of a company or of any price, expenses or costs relevant for determining its purchase price or production cost in accordance with paragraph 26, or any such record cannot be obtained without unreasonable expense or delay, its purchase price or production cost shall be taken for the purposes of paragraphs 17 to 23 to be the value ascribed to it in the earliest available record of its value made on or after its acquisition or production by the company.

## SECTION C

### ALTERNATIVE ACCOUNTING RULES

#### *Preliminary*

- 29           (1) The rules set out in section B are referred to below in this Schedule as the historical cost accounting rules.
- (2) Those rules, with the omission of paragraphs 16, 21 and 25 to 28, are referred to below in this Part of this Schedule as the depreciation rules; and references below in this Schedule to the historical cost accounting rules do not include the depreciation rules as they apply by virtue of paragraph 32.
- 30           Subject to paragraphs 32 to 34, the amounts to be included in respect of assets of any description mentioned in paragraph 31 may be determined on any basis so mentioned.

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*Status: Point in time view as at 01/07/2005.*

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*Alternative accounting rules*

- 31 (1) Intangible fixed assets, other than goodwill, may be included at their current cost.
- (2) Tangible fixed assets may be included at a market value determined as at the date of their last valuation or at their current cost.
- (3) Investments of any description falling to be included under item B.III of either of the balance sheet formats set out in Part I of this Schedule may be included either—
- (a) at market value determined as at the date of their last valuation; or
  - (b) at a value determined on any basis which appears to the directors to be appropriate in the circumstances of the company;
- but in the latter case particulars of the method of valuation adopted and of the reasons for adopting it shall be disclosed in a note to the accounts.
- (4) Investments of any description falling to be included under item C.III of either of the balance sheet formats set out in Part I of this Schedule may be included at their current cost.
- (5) Stocks may be included at their current cost.

*Application of the depreciation rules*

- 32 (1) Where the value of any asset of a company is determined on any basis mentioned in paragraph 31, that value shall be, or (as the case may require) be the starting point for determining, the amount to be included in respect of that asset in the company's accounts, instead of its purchase price or production cost or any value previously so determined for that asset; and the depreciation rules shall apply accordingly in relation to any such asset with the substitution for any reference to its purchase price or production cost of a reference to the value most recently determined for that asset on any basis mentioned in paragraph 31.
- (2) The amount of any provision for depreciation required in the case of any fixed asset by paragraph 18 or 19 as it applies by virtue of sub-paragraph (1) is referred to below in this paragraph as the adjusted amount, and the amount of any provision which would be required by that paragraph in the case of that asset according to the historical cost accounting rules is referred to as the historical cost amount.
- (3) Where sub-paragraph (1) applies in the case of any fixed asset the amount of any provision for depreciation in respect of that asset—
- (a) included in any item shown in the profit and loss account in respect of amounts written off assets of the description in question; or
  - (b) taken into account in stating any item so shown which is required by note (14) of the notes on the profit and loss account formats set out in Part I of this Schedule to be stated after taking into account any necessary provisions for depreciation or diminution in value of assets included under it;
- may be the historical cost amount instead of the adjusted amount, provided that the amount of any difference between the two is shown separately in the profit and loss account or in a note to the accounts.

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*Changes to legislation: There are currently no known outstanding effects for the Companies Act 1985, SCHEDULE 4. (See end of Document for details)*

*Additional information to be provided in case of  
departure from historical cost accounting rules*

- 33 (1) This paragraph applies where the amounts to be included in respect of assets covered by any items shown in a company's accounts have been determined on any basis mentioned in paragraph 31.
- (2) The items affected and the basis of valuation adopted in determining the amounts of the assets in question in the case of each such item shall be disclosed in a note to the accounts.
- (3) In the case of each balance sheet item affected (except stocks) either—
- (a) the comparable amounts determined according to the historical cost accounting rules; or
  - (b) the differences between those amounts and the corresponding amounts actually shown in the balance sheet in respect of that item;
- shall be shown separately in the balance sheet or in a note to the accounts.
- (4) In sub-paragraph (3) above, references in relation to any item to the comparable amounts determined as there mentioned are references to—
- (a) the aggregate amount which would be required to be shown in respect of that item if the amounts to be included in respect of all the assets covered by that item were determined according to the historical cost accounting rules; and
  - (b) the aggregate amount of the cumulative provisions for depreciation or diminution in value which would be permitted or required in determining those amounts according to those rules.

*Revaluation reserve*

- 34 (1) With respect to any determination of the value of an asset of a company on any basis mentioned in paragraph 31, the amount of any profit or loss arising from that determination (after allowing, where appropriate, for any provisions for depreciation or diminution in value made otherwise than by reference to the value so determined and any adjustments of any such provisions made in the light of that determination) shall be credited or (as the case may be) debited to a separate reserve (“the revaluation reserve”).
- (2) The amount of the revaluation reserve shall be shown in the company's balance sheet under a separate sub-heading in the position given for the item “revaluation reserve” in Format 1 or 2 of the balance sheet formats set out in Part I of this Schedule, but need not be shown under that name.
- [<sup>F23</sup>(3) An amount may be transferred -
- [ from the revaluation reserve—
  - <sup>F24</sup>(a) (i) to the profit and loss account, if the amount was previously charged to that account or represents realised profit, or
  - (ii) on capitalisation,
  - (b) to or from the revaluation reserve in respect of the taxation relating to any profit or loss credited or debited to the reserve;]
  - (b) on capitalisation;

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and the revaluation reserve shall be reduced to the extent that the amounts transferred to it are no longer necessary for the purposes of the valuation method used.

- (3A) In [<sup>F25</sup>sub-paragraph (3)(a)(ii)]“capitalisation”, in relation to an amount standing to the credit of the revaluation reserve, means applying it in wholly or partly paying up unissued shares in the company to be allotted to members of the company as fully or partly paid shares.
- (3B) The revaluation reserve shall not be reduced except as mentioned in this paragraph.]
- (4) The treatment for taxation purposes of amounts credited or debited to the revaluation reserve shall be disclosed in a note to the accounts.

#### Textual Amendments

- F23** Sch. 4 Pt. II para. 34(3)–(3B) substituted for sub-paragraph (3) (subject to the transitional and saving provisions in S.I. 1990/355, arts. 6–9) by Companies Act 1989 (c. 40, SIF 27), ss. 4(2), 213(2), **Sch. 1 para. 6**
- F24** Sch. 4 para. 34(3)(a)(b) substituted (2.2.1996) for words by S.I. 1996/189, reg. 14(1), **Sch. 1 para. 4(2)** (with reg. 16)
- F25** Words in Sch. 4 para. 34(3A) substituted (2.2.1996) by S.I. 1996/189, reg. 14(1), **Sch. 1 para. 4(3)** (with reg. 16)

## SECTION D

### FAIR VALUE ACCOUNTING

#### *Inclusion of financial instruments at fair value*

- 34A (1) Subject to sub-paragraphs (2) to (4), financial instruments (including derivatives) may be included at fair value.
- (2) Sub-paragraph (1) does not apply to financial instruments which constitute liabilities unless–
- they are held as part of a trading portfolio, or
  - they are derivatives.
- (3) Sub-paragraph (1) does not apply to–
- financial instruments (other than derivatives) held to maturity;
  - loans and receivables originated by the company and not held for trading purposes;
  - interests in subsidiary undertakings, associated undertakings and joint ventures;
  - equity instruments issued by the company;
  - contracts for contingent consideration in a business combination;
  - other financial instruments with such special characteristics that the instruments, according to generally accepted accounting principles or practice, should be accounted for differently from other financial instruments.



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- (4) If the fair value of a financial instrument cannot be determined reliably in accordance with paragraph 34B, sub-paragraph (1) does not apply to that financial instrument.
- (5) In this paragraph–  
“associated undertaking” has the meaning given by paragraph 20 of Schedule 4A; and  
“joint venture” has the meaning given by paragraph 19 of that Schedule.

#### *Determination of fair value*

- 34B (1) The fair value of a financial instrument is determined in accordance with this paragraph.
- (2) If a reliable market can readily be identified for the financial instrument, its fair value is determined by reference to its market value.
- (3) If a reliable market cannot readily be identified for the financial instrument but can be identified for its components or for a similar instrument, its fair value is determined by reference to the market value of its components or of the similar instrument.
- (4) If neither sub-paragraph (2) nor (3) applies, the fair value of the financial instrument is a value resulting from generally accepted valuation models and techniques.
- (5) Any valuation models and techniques used for the purposes of sub-paragraph (4) must ensure a reasonable approximation of the market value.

#### *Inclusion of hedged items at fair value*

- 34C A company may include any assets and liabilities that qualify as hedged items under a fair value hedge accounting system, or identified portions of such assets or liabilities, at the amount required under that system.

#### *Other assets that may be included at fair value*

- 34D (1) This paragraph applies to–  
(a) investment property, and  
(b) living animals and plants,  
that, under international accounting standards, may be included in accounts at fair value.
- (2) Such investment property and such living animals and plants may be included at fair value, provided that all such investment property or, as the case may be, all such living animals and plants are so included where their fair value can reliably be determined.
- (3) In this paragraph, “fair value” means fair value determined in accordance with relevant international accounting standards.

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### *Accounting for changes in value*

- 34E (1) This paragraph applies where a financial instrument is valued in accordance with paragraph 34A or 34C or an asset is valued in accordance with paragraph 34D.
- (2) Notwithstanding paragraph 12 of this Schedule, and subject to sub-paragraphs (3) and (4) below, a change in the value of the financial instrument or of the investment property or living animal or plant must be included in the profit and loss account.
- (3) Where—
- (a) the financial instrument accounted for is a hedging instrument under a hedge accounting system that allows some or all of the change in value not to be shown in the profit and loss account, or
  - (b) the change in value relates to an exchange difference arising on a monetary item that forms part of a company's net investment in a foreign entity,
- the amount of the change in value must be credited to or (as the case may be) debited from a separate reserve ("the fair value reserve").
- (4) Where the instrument accounted for—
- (a) is an available for sale financial asset, and
  - (b) is not a derivative,
- the change in value may be credited to or (as the case may be) debited from the fair value reserve.

### *The fair value reserve*

- 34F (1) The fair value reserve must be adjusted to the extent that the amounts shown in it are no longer necessary for the purposes of paragraph 34E(3) or (4).
- (2) The treatment for taxation purposes of amounts credited or debited to the fair value reserve must be disclosed in a note to the accounts.

## **PART III**

### NOTES TO THE ACCOUNTS

#### **Preliminary**

- 35 Any information required in the case of any company by the following provisions of this Part of this Schedule shall (if not given in the company's accounts) be given by way of a note to those accounts.

#### **Disclosure of accounting policies**

#### *Reserves and dividends*

- 35A There must be stated—
- (a) any amount set aside or proposed to be set aside to, or withdrawn or proposed to be withdrawn from, reserves,

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- (b) the aggregate amount of dividends paid in the financial year (other than those for which a liability existed at the immediately preceding balance sheet date),
  - (c) the aggregate amount of dividends that the company is liable to pay at the balance sheet date, and
  - (d) the aggregate amount of dividends that are proposed before the date of approval of the accounts, and not otherwise disclosed under paragraph (b) or (c)
- 36 The accounting policies adopted by the company in determining the amounts to be included in respect of items shown in the balance sheet and in determining the profit or loss of the company shall be stated (including such policies with respect to the depreciation and diminution in value of assets).
- [<sup>F26</sup>36A It shall be stated whether the accounts have been prepared in accordance with applicable accounting standards and particulars of any material departure from those standards and the reasons for it shall be given.]

#### Information supplementing the balance sheet

##### Textual Amendments

**F26** Sch. 4 Pt. III para. 36A inserted (subject to the transitional and saving provisions in S.I. 1990/355, arts. 6–9) by Companies Act 1989 (c. 40, SIF 27), ss. 4(2), 213(2), Sch. 1 para. 7

- 37 Paragraphs 38 to 51 require information which either supplements the information given with respect to any particular items shown in the balance sheet or is otherwise relevant to assessing the company's state of affairs in the light of the information so given.
- Share capital and debentures*
- 38 (1) The following information shall be given with respect to the company's share capital—
- (a) the authorised share capital; <sup>F27</sup> . . .
  - (b) where shares of more than one class have been allotted, the number and aggregate nominal value of shares of each class allotted <sup>F28</sup> and
  - (c) where shares are held as treasury shares, the number and aggregate nominal value of the treasury shares and, where shares of more than one class have been allotted, the number and aggregate nominal value of the shares of each class held as treasury shares.]
- (2) In the case of any part of the allotted share capital that consists of redeemable shares, the following information shall be given—
- (a) the earliest and latest dates on which the company has power to redeem those shares;

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- (b) whether those shares must be redeemed in any event or are liable to be redeemed at the option of the company or of the shareholder; and
- (c) whether any (and, if so, what) premium is payable on redemption.

#### Textual Amendments

- F27** Word in [Sch. 4 para. 38\(1\)\(a\)](#) omitted (1.12.2003) by virtue of The Companies (Acquisition of Own Shares)(Treasury Shares) Regulations 2003 ([S.I. 2003/1116](#)), reg. 4, {Sch. para. 30(a)}
- F28** [Sch. 4 para. 38\(1\)\(c\)](#) and preceding word inserted (1.12.2003) by The Companies (Acquisition of Own Shares)(Treasury Shares) Regulations 2003 ([S.I. 2003/1116](#)), reg. 4, {Sch. para. 30(b)}

39 If the company has allotted any shares during the financial year, the following information shall be given—

- <sup>F29</sup>(a) .....
- (b) the classes of shares allotted; and
- (c) as respects each class of shares, the number allotted, their aggregate nominal value, and the consideration received by the company for the allotment.

#### Textual Amendments

- F29** [Sch. 4 para. 39\(a\)](#) repealed (2.2.1996) by [S.I. 1996/189](#), reg. 14(1), [Sch. 1 para. 5](#) (with reg. 16)

40 (1) With respect to any contingent right to the allotment of shares in the company the following particulars shall be given—

- (a) the number, description and amount of the shares in relation to which the right is exercisable;
- (b) the period during which it is exercisable; and
- (c) the price to be paid for the shares allotted.

(2) In sub-paragraph (1) above “contingent right to the allotment of shares” means any option to subscribe for shares and any other right to require the allotment of shares to any person whether arising on the conversion into shares of securities of any other description or otherwise.

41 (1) If the company has issued any debentures during the financial year to which the accounts relate, the following information shall be given—

- <sup>F30</sup>(a) .....
- (b) the classes of debentures issued; and
- (c) as respects each class of debentures, the amount issued and the consideration received by the company for the issue.

<sup>F30</sup>(2) .....

(3) Where any of the company’s debentures are held by a nominee of or trustee for the company, the nominal amount of the debentures and the amount at which they are

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stated in the accounting records kept by the company in accordance with section 221 of this Act shall be stated.

*Fixed assets*

#### Textual Amendments

**F30** Sch. 4 para. 41(1)(a)(2) repealed (2.2.1996) by S.I. 1996/189, reg. 14(1), Sch. 1 para. 6 (with reg. 16)

- 42 (1) In respect of each item which is or would but for paragraph 3(4)(b) be shown under the general item “fixed assets” in the company’s balance sheet the following information shall be given—
- (a) the appropriate amounts in respect of that item as at the date of the beginning of the financial year and as at the balance sheet date respectively;
  - (b) the effect on any amount shown in the balance sheet in respect of that item of—
    - (i) any revision of the amount in respect of any assets included under that item made during that year on any basis mentioned in paragraph 31;
    - (ii) acquisitions during that year of any assets;
    - (iii) disposals during that year of any assets; and
    - (iv) any transfers of assets of the company to and from that item during that year.
- (2) The reference in sub-paragraph (1)(a) to the appropriate amounts in respect of any item as at any date there mentioned is a reference to amounts representing the aggregate amounts determined, as at that date, in respect of assets falling to be included under that item on either of the following bases, that is to say—
- (a) on the basis of purchase price or production cost (determined in accordance with paragraphs 26 and 27); or
  - (b) on any basis mentioned in paragraph 31,
- (leaving out of account in either case any provisions for depreciation or diminution in value).
- (3) In respect of each item within sub-paragraph (1)—
- (a) the cumulative amount of provisions for depreciation or diminution in value of assets included under that item as at each date mentioned in sub-paragraph (1)(a);
  - (b) the amount of any such provisions made in respect of the financial year;
  - (c) the amount of any adjustments made in respect of any such provisions during that year in consequence of the disposal of any assets; and
  - (d) the amount of any other adjustments made in respect of any such provisions during that year;
- shall also be stated.
- 43 Where any fixed assets of the company (other than listed investments) are included under any item shown in the company’s balance sheet at an amount determined on any basis mentioned in paragraph 31, the following information shall be given—

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- (a) the years (so far as they are known to the directors) in which the assets were severally valued and the several values; and
- (b) in the case of assets that have been valued during the financial year, the names of the persons who valued them or particulars of their qualifications for doing so and (whichever is stated) the bases of valuation used by them.

44 In relation to any amount which is or would but for paragraph 3(4)(b) be shown in respect of the item “land and buildings” in the company’s balance sheet there shall be stated—

- (a) how much of that amount is ascribable to land of freehold tenure and how much to land of leasehold tenure; and
- (b) how much of the amount ascribable to land of leasehold tenure is ascribable to land held on long lease and how much to land held on short lease.

*Investments*

45 (1) In respect of the amount of each item which is or would but for paragraph 3(4)(b) be shown in the company’s balance sheet under the general item “investments” (whether as fixed assets or as current assets) there shall be stated—

- (a) how much of that amount is ascribable to listed investments; <sup>F31</sup> . . .
- <sup>F31</sup>(b) . . . . .

(2) Where the amount of any listed investments is stated for any item in accordance with sub-paragraph (1)(a), the following amounts shall also be stated—

- (a) the aggregate market value of those investments where it differs from the amount so stated; and
- (b) both the market value and the stock exchange value of any investments of which the former value is, for the purposes of the accounts, taken as being higher than the latter.

*Reserves and provisions*

**Textual Amendments**

**F31** Sch. 4 para. 45(1)(b) and word “and” immediately preceding repealed (2.2.1996) by S.I. 1996/189, reg. 14(1), Sch. 1 para. 7 (with reg. 16)

*Information about fair value of assets and liabilities*

45A (1) This paragraph applies where financial instruments have been valued in accordance with paragraph 34A or 34C.

(2) There must be stated—

- (a) where the fair value of the instruments has been determined in accordance with paragraph 34B(4), the significant assumptions underlying the valuation models and techniques used,
- (b) for each category of financial instrument, the fair value of the instruments in that category and the changes in value—
  - (i) included in the profit and loss account, or

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- (ii) credited to or (as the case may be) debited from the fair value reserve,
  - in respect of those instruments, and
  - (c) for each class of derivatives, the extent and nature of the instruments, including significant terms and conditions that may affect the amount, timing and certainty of future cash flows.
- (3) Where any amount is transferred to or from the fair value reserve during the financial year, there must be stated in tabular form–
  - (a) the amount of the reserve as at the date of the beginning of the financial year and as at the balance sheet date respectively;
  - (b) the amount transferred to or from the reserve during that year; and
  - (c) the source and application respectively of the amounts so transferred.
  
- 45B Where the company has derivatives that it has not included at fair value, there must be stated for each class of such derivatives–
  - (a) the fair value of the derivatives in that class, if such a value can be determined in accordance with paragraph 34B, and
  - (b) the extent and nature of the derivatives.
  
- 45C (1) Sub-paragraph (2) applies if–
  - (a) the company has financial fixed assets that could be included at fair value by virtue of paragraph 34A,
  - (b) the amount at which those assets are included under any item in the company's accounts is in excess of their fair value, and
  - (c) the company has not made provision for diminution in value of those assets in accordance with paragraph 19(1) of this Schedule.

(2) There must be stated–

  - (a) the amount at which either the individual assets or appropriate groupings of those individual assets are included in the company's accounts,
  - (b) the fair value of those assets or groupings, and
  - (c) the reasons for not making a provision for diminution in value of those assets, including the nature of the evidence that provides the basis for the belief that the amount at which they are stated in the accounts will be recovered.

*Information where investment property and living animals and plants included at fair value*

- 45D (1) This paragraph applies where the amounts to be included in a company's accounts in respect of investment property or living animals and plants have been determined in accordance with paragraph 34D.
- (2) The balance sheet items affected and the basis of valuation adopted in determining the amounts of the assets in question in the case of each such item must be disclosed in a note to the accounts.
- (3) In the case of investment property, for each balance sheet item affected there must be shown, either separately in the balance sheet or in a note to the accounts–
  - (a) the comparable amounts determined according to the historical cost accounting rules; or

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- (b) the differences between those amounts and the corresponding amounts actually shown in the balance sheet in respect of that item.
- (4) In sub-paragraph (3) above, references in relation to any item to the comparable amounts determined in accordance with that sub-paragraph are references to—
- (a) the aggregate amount which would be required to be shown in respect of that item if the amounts to be included in respect of all the assets covered by that item were determined according to the historical cost accounting rules; and
  - (b) the aggregate amount of the cumulative provisions for depreciation or diminution in value which would be permitted or required in determining those amounts according to those rules.
- 46 (1) Where any amount is transferred—
- (a) to or from any reserves; or
  - (b) to any [<sup>F32</sup>provisions for liabilities] ; or
  - (c) from any [<sup>F33</sup>provision for liabilities] otherwise than for the purpose for which the provision was established;
- and the reserves or provisions are or would but for paragraph 3(4)(b) be shown as separate items in the company's balance sheet, the information mentioned in the following sub-paragraph shall be given in respect of the aggregate of reserves or provisions included in the same item.
- (2) That information is—
- (a) the amount of the reserves or provisions as at the date of the beginning of the financial year and as at the balance sheet date respectively;
  - (b) any amounts transferred to or from the reserves or provisions during that year; and
  - (c) the source and application respectively of any amounts so transferred.
- (3) Particulars shall be given of each provision included in the item "other provisions" in the company's balance sheet in any case where the amount of that provision is material.

*Provision for taxation*

#### Textual Amendments

- F32** Words in [Sch. 4 Pt. 3 para. 46\(1\)\(b\)](#) substituted (12.11.2004 with effect as mentioned in reg. 1(2) of the amending S.I.) by [The Companies Act 1985 \(International Accounting Standards and Other Accounting Amendments\) Regulations 2004 \(S.I. 2004/2947\)](#), reg. 14(1), [Sch. 2 para. 8\(a\)](#)
- F33** Words in [Sch. 4 Pt. 3 para. 46\(1\)\(c\)](#) substituted (12.11.2004 with effect as mentioned in reg. 1(2) of the amending S.I.) by [The Companies Act 1985 \(International Accounting Standards and Other Accounting Amendments\) Regulations 2004 \(S.I. 2004/2947\)](#), reg. 14(1), [Sch. 2 para. 8\(b\)](#)

- [<sup>F34</sup>47 The amount of any provision for deferred taxation shall be stated separately from the amount of any provision for other taxation.]

*Details of indebtedness*



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#### Textual Amendments

**F34** Sch. 4 Pt. III para. 47 substituted (subject to the transitional and saving provisions in S.I. 1990/355, arts. 6–9, Sch. 2) by Companies Act 1989 (c. 40, SIF 27), ss. 4(2), 213(2), Sch. 1 para. 8

- 48 <sup>F35</sup>(1) In respect of each item shown under “creditors” in the company’s balance sheet there shall be stated the aggregate of the following amounts, that is to say—
- (a) the amount of any debts included under that item which are payable or repayable otherwise than by instalments and fall due for payment or repayment after the end of the period of five years beginning with the day next following the end of the financial year; and
  - <sup>F36</sup>(b) [ in the case of any debts so included which are payable or repayable by instalments, the amount of any instalments which fall due for payment after the end of that period.]]
- (2) Subject to sub-paragraph (3), in relation to each debt falling to be taken into account under sub-paragraph (1), the terms of payment or repayment and the rate of any interest payable on the debt shall be stated.
- (3) If the number of debts is such that, in the opinion of the directors, compliance with sub-paragraph (2) would result in a statement of excessive length, it shall be sufficient to give a general indication of the terms of payment or repayment and the rates of any interest payable on the debts.
- (4) In respect of each item shown under “creditors” in the company’s balance sheet there shall be stated—
- (a) the aggregate amount of any debts included under that item in respect of which any security has been given by the company; and
  - (b) an indication of the nature of the securities so given.
- (5) References above in this paragraph to an item shown under “creditors” in the company’s balance sheet include references, where amounts falling due to creditors within one year and after more than one year are distinguished in the balance sheet—
- (a) in a case within sub-paragraph (1), to an item shown under the latter of those categories; and
  - (b) in a case within sub-paragraph (4), to an item shown under either of those categories;
- and references to items shown under “creditors” include references to items which would but for paragraph 3(4)(b) be shown under that heading.

#### Textual Amendments

**F35** Sch. 4 para. 48(1) substituted (2.2.1996) by S.I. 1996/189, reg. 14(1), Sch. 1 para. 8 (with reg. 16)

**F36** Sch. 4 para. 48(1)(b) substituted (1.3.1997) by S.I. 1997/220, reg. 7(9)

- 49 If any fixed cumulative dividends on the company’s shares are in arrear, there shall be stated—
- (a) the amount of the arrears; and

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- (b) the period for which the dividends or, if there is more than one class, each class of them are in arrear.

*Guarantees and other financial commitments*

- 50 (1) Particulars shall be given of any charge on the assets of the company to secure the liabilities of any other person, including, where practicable, the amount secured.
- (2) The following information shall be given with respect to any other contingent liability not provided for—
- (a) the amount or estimated amount of that liability;
  - (b) its legal nature; and
  - (c) whether any valuable security has been provided by the company in connection with that liability and if so, what.
- (3) There shall be stated, where practicable—
- (a) the aggregate amount or estimated amount of contracts for capital expenditure, so far as not provided for; <sup>F37</sup> . . .
  - <sup>F37</sup>(b) . . . . .
- (4) Particulars shall be given of—
- (a) any pension commitments included under any provision shown in the company's balance sheet; and
  - (b) any such commitments for which no provision has been made;
- and where any such commitment relates wholly or partly to pensions payable to past directors of the company separate particulars shall be given of that commitment so far as it relates to such pensions.
- (5) Particulars shall also be given of any other financial commitments which—
- (a) have not been provided for; and
  - (b) are relevant to assessing the company's state of affairs.
- (6) . . . . . <sup>F38</sup>

**Textual Amendments**

- F37** Sch. 4 para. 50(3)(b) and word “and” immediately preceding repealed (2.2.1996) by S.I. 1996/189, reg. 14(1), Sch. 1 para. 9 (with reg. 16)
- F38** Sch. 4 Pt. III para. 50(6) repealed (subject to the transitional and saving provisions as mentioned in S.I. 1990/355, art. 5) by Companies Act 1989 (c. 40, SIF 27), ss. 212, 213(2), Sch. 24

- 51 (1) Particulars shall be given of any case where the purchase price or production cost of any asset is for the first time determined under paragraph 28.
- (2) Where any outstanding loans made under the authority of section 153(4)(b) [<sup>F39</sup>, (bb)] or (c) or section 155 of this Act (various cases of financial assistance by a company for purchase of its own shares) are included under any item shown in the company's balance sheet, the aggregate amount of those loans shall be disclosed for each item in question.

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<sup>F40</sup>(3) .....

**Textual Amendments**

**F39** S. 51(2): “(bb)” inserted by Companies Act 1989 (c. 40, SIF 27), ss. 4(2), 213(2), **Sch. 1 para. 9** (subject to the transitional and saving provisions in S.I. 1990/355, **arts. 6-9**)

**F40** Sch. 4 parA. 51(3) repealed (2.2.1996) by S.I. 1996/189, reg. 14(1), **Sch. 1 para. 10** (with reg. 16)

52 Paragraphs 53 to 57 require information which either supplements the information given with respect to any particular items shown in the profit and loss account or otherwise provides particulars of income or expenditure of the company or of circumstances affecting the items shown in the profit and loss account.

*Separate statement of certain items of income and expenditure*

53 (1) Subject to the following provisions of this paragraph, each of the amounts mentioned below shall be stated.

(2) The amount of the interest on or any similar charges in respect of—

(a) bank loans and overdrafts, <sup>F41</sup> . . .

<sup>F41</sup>(i) .....

<sup>F41</sup>(ii) . . .; and

(b) loans of any other kind made to the company.

This sub-paragraph does not apply to interest or charges on loans to the company from [<sup>F42</sup>group undertakings], but, with that exception, it applies to interest or charges on all loans, whether made on the security of debentures or not.

<sup>F43</sup>(3) .....

<sup>F43</sup>(4) .....

<sup>F43</sup>(5) .....

<sup>F43</sup>(6) .....

(7) ..... <sup>F44</sup>

**Textual Amendments**

**F41** Words in Sch. 4 para. 53(2)(a) repealed (2.2.1996) by S.I. 1996/189, reg. 14(1), **Sch. 1 para. 11(2)** (with reg. 16)

**F42** Words substituted by Companies Act 1989 (c. 40, SIF 27), ss. 4(2), 213(2), **Sch. 1 para. 2(1)** (subject to the transitional and saving provisions in S.I. 1990/355, arts. 6–9, **Sch. 2**)

**F43** Sch. 4 para. 53(3)-(6) repealed (2.2.1996) by S.I. 1996/189, **reg. 14(1) Sch. 1 para. 11(3)** (with reg. 16)

**F44** Sch. 4 Pt. III para. 53(7) repealed (subject to the transitional and saving provisions mentioned in S.I. 1990/355, **art. 5**) by Companies Act 1989 (c. 40, SIF 27), ss. 212, 213, **Sch. 24**

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54 <sup>F45</sup>(1) .....

- (2) Particulars shall be given of any special circumstances which affect liability in respect of taxation of profits, income or capital gains for the financial year or liability in respect of taxation of profits, income or capital gains for succeeding financial years.
- (3) The following amounts shall be stated—
- the amount of the charge for United Kingdom corporation tax;
  - if that amount would have been greater but for relief from double taxation, the amount which it would have been but for such relief;
  - the amount of the charge for United Kingdom income tax; and
  - the amount of the charge for taxation imposed outside the United Kingdom of profits, income and (so far as charged to revenue) capital gains.

These amounts shall be stated separately in respect of each of the amounts which is or would but for paragraph 3(4)(b) be shown under the following items in the profit and loss account, that is to say “tax on profit or loss on ordinary activities” and “tax on extraordinary profit or loss”.

*Particulars of turnover*

**Textual Amendments**

**F45** Sch. 4 para. 54(1) repealed (2.2.1996) by S.I. 1996/189, reg. 14(1), Sch. 1 para. 12 (with reg. 16)

- 55 (1) If in the course of the financial year the company has carried on business of two or more classes that, in the opinion of the directors, differ substantially from each other, there shall be stated in respect of each class (describing it)—
- the amount of the turnover attributable to that class; <sup>F46</sup> . . .
  - .....
- (2) If in the course of the financial year the company has supplied markets that, in the opinion of the directors, differ substantially from each other, the amount of the turnover attributable to each such market shall also be stated.
- In this paragraph “market” means a market delimited by geographical bounds.
- (3) In analysing for the purposes of this paragraph the source (in terms of business or in terms of market) of turnover <sup>F47</sup> . . ., the directors of the company shall have regard to the manner in which the company’s activities are organised.
- (4) For the purposes of this paragraph—
- classes of business which, in the opinion of the directors, do not differ substantially from each other shall be treated as one class; and
  - markets which, in the opinion of the directors, do not differ substantially from each other shall be treated as one market;
- and any amounts properly attributable to one class of business or (as the case may be) to one market which are not material may be included in the amount stated in respect of another.

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- (5) Where in the opinion of the directors the disclosure of any information required by this paragraph would be seriously prejudicial to the interests of the company, that information need not be disclosed, but the fact that any such information has not been disclosed must be stated.

*Particulars of staff*

**Textual Amendments**

- F46** Sch. 4 para. 55(1)(b) and word “and” immediately preceding repealed (2.2.1996) by S.I. 1996/189, reg. 14(1), **Sch. 1 para. 13(2)** (with reg. 16)
- F47** Words in Sch. 4 para. 55(3) omitted (2.2.1996) by virtue of S.I. 1996/189, reg. 14(1), **Sch. 1 para. 13(3)** (with reg. 16)

56

**F48**

**Textual Amendments**

- F48** Sch. 4 Pt. 3 para. 56 omitted (12.11.2004 with effect as mentioned in reg. 1(2) of the amending S.I.) by virtue of [The Companies Act 1985 \(International Accounting Standards and Other Accounting Amendments\) Regulations 2004](#) (S.I. 2004/2947), reg. 3, **Sch. 1 para. 31(2)**

- 57 (1) Where any amount relating to any preceding financial year is included in any item in the profit and loss account, the effect shall be stated.
- (2) Particulars shall be given of any extraordinary income or charges arising in the financial year.
- (3) The effect shall be stated of any transactions that are exceptional by virtue of size or incidence though they fall within the ordinary activities of the company.

**General**

- 58 (1) Where sums originally denominated in foreign currencies have been brought into account under any items shown in the balance sheet or profit and loss account, the basis on which those sums have been translated into sterling shall be stated.
- (2) Subject to the following sub-paragraph, in respect of every item stated in a note to the accounts the corresponding amount for the financial year immediately preceding that to which the accounts relate shall also be stated and where the corresponding amount is not comparable, it shall be adjusted and particulars of the adjustment and the reasons for it shall be given.
- (3) Sub-paragraph (2) does not apply in relation to any amounts stated by virtue of any of the following provisions of this Act—
- [<sup>F49</sup>(a) paragraph 13 of Schedule 4A (details of accounting treatment of acquisitions),

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- (b) paragraphs 2, 8(3), 16, 21(1)(d), 22(4) and (5), 24(3) and (4) and 27(3) and (4) of Schedule 5 (shareholdings in other undertakings),
- (c) Parts II and III of Schedule 6 (loans and other dealings in favour of directors and others), and
- (d) paragraphs 42 and 46 above (fixed assets and reserves and provisions).]

#### Textual Amendments

**F49** Sch. 4 Pt. III para. 58(3)(a)–(d) substituted for para. 58(3)(a)–(c) (subject to the transitional and saving provisions in S.I. 1990/355, arts. 6–9) by Companies Act 1989 (c. 40, SIF 27), ss. 4(2), 213(2), Sch. 1 para. 10

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

**C8** Sch. 4 para. 58(2) excluded (31.3.1997) by S.I. 1997/570, reg. 3(2)

#### *Dormant companies acting as agents*

[<sup>F50</sup>58A Where the directors of a company take advantage of the exemption conferred by section 249AA, and the company has during the financial year in question acted as an agent for any person, the fact that it has so acted must be stated.]

#### Textual Amendments

**F50** Sch. 4 para. 58A inserted (26.5.2000) by S.I. 2000/1430, reg. 5

### [<sup>F51</sup>PART IV

#### SPECIAL PROVISIONS WHERE COMPANY IS A PARENT COMPANY OR SUBSIDIARY UNDERTAKING]

#### Textual Amendments

**F51** Sch. 4 Pt. IV: heading substituted (subject to the transitional and saving provisions in S.I. 1990/355, arts. 6–9) by Companies Act 1989 (c. 40, SIF 27), ss. 4(2), 213(2), Sch. 1 para. 11(1)

#### [<sup>F52</sup> Dealings with or interests in [<sup>F53</sup>group undertakings]]

#### Textual Amendments

- F52** Sch. 4 Pt. IV para. 59 and cross-heading substituted (subject to the transitional and saving provisions in S.I. 1990/355, arts. 6–9) by Companies Act 1989 (c. 40, SIF 27), ss. 4(2), 213(2), Sch. 1 para. 11(2)
- F53** Words substituted by Companies Act 1989 (c. 40, SIF 27), ss. 4(2), 213(2), Sch. 1 para. 2(1) (subject to the transitional and saving provisions in S.I. 1990/355, arts. 6–9, Sch. 2)

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**Textual Amendments**

**F54** Sch. 4 para. 59 repealed (2.2.1996) by S.I. 1996/189, reg. 14(1), **Sch. 1 para. 15** (with reg. 16)

*[<sup>F55</sup> Guarantees and other financial commitments in favour of [<sup>F56</sup> group undertakings]]*

**Textual Amendments**

**F55** Sch. 4 Pt. IV para. 59A inserted (subject to the transitional and saving provisions in S.I. 1990/355, **arts. 6–9**) by Companies Act 1989 (c. 40, SIF 27), ss. 4(2), 213(2), **Sch. 1 para. 11(3)**

**F56** Words substituted by Companies Act 1989 (c. 40, SIF 27), ss. 4(2), 213(2), **Sch. 1 para. 2(1)** (subject to the transitional and saving provisions in S.I. 1990/355, arts. 6–9, **Sch. 2**)

59A Commitments within any of sub-paragraphs (1) to (5) of paragraph 50 (guarantees and other financial commitments) which are undertaken on behalf of or for the benefit of—

- (a) any parent undertaking or fellow subsidiary undertaking, or
- (b) any subsidiary undertaking of the company,

shall be stated separately from the other commitments within that sub-paragraph, and commitments within paragraph (a) shall also be stated separately from those within paragraph (b).

<sup>F57</sup>

60—70.

**Textual Amendments**

**F57** Sch. 4 Pt. IV paras. 60–70 and Pt. V paras. 74, 75 repealed (subject to the transitional and saving provisions mentioned in S.I. 1990/355, **art. 5**) by Companies Act 1989 (c. 40, SIF 27), ss. 212, 213(2), **Sch. 24**

**PART V**

**SPECIAL PROVISIONS WHERE THE COMPANY IS AN INVESTMENT COMPANY**

- 71 (1) Paragraph 34 does not apply to the amount of any profit or loss arising from a determination of the value of any investments of an investment company on any basis mentioned in paragraph 31(3).
- (2) Any provisions made by virtue of paragraph 19(1) or (2) in the case of an investment company in respect of any fixed asset investments need not be charged to the company's profit and loss account provided they are either—
- (a) charged against any reserve account to which any amount excluded by sub-paragraph (1) from the requirements of paragraph 34 has been credited; or

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- (b) shown as a separate item in the company's balance sheet under the sub-heading "other reserves".
- (3) For the purposes of this paragraph, as it applies in relation to any company, "fixed asset investment" means any asset falling to be included under any item shown in the company's balance sheet under the subdivision "investments" under the general item "fixed assets".
- 72 (1) Any distribution made by an investment company which reduces the amount of its net assets to less than the aggregate of its called-up share capital and undistributable reserves shall be disclosed in a note to the company's accounts.
- (2) For purposes of this paragraph, a company's net assets are the aggregate of its assets less the aggregate of its liabilities (including any [<sup>F58</sup>provision for liabilities] within paragraph 89 [<sup>F59</sup>that is made in Companies Act accounts and any provision that is made in IAS accounts] ); and "undistributable reserves" has the meaning given by section 264(3) of this Act.

#### Textual Amendments

- F58** Words in [Sch. 4 para. 72\(2\)](#) substituted (12.11.2004 with effect as mentioned in reg. 1(2) of the amending S.I.) by [The Companies Act 1985 \(International Accounting Standards and Other Accounting Amendments\) Regulations 2004 \(S.I. 2004/2947\)](#), reg. 3, [Sch. 2 para. 9](#)
- F59** Words in [Sch. 4 para. 72\(2\)](#) inserted (12.11.2004 with effect as mentioned in reg. 1(2) of the amending S.I.) by [The Companies Act 1985 \(International Accounting Standards and Other Accounting Amendments\) Regulations 2004 \(S.I. 2004/2947\)](#), reg. 3, [Sch. 1 para. 31\(3\)](#)

- 73 A company shall be treated as an investment company for the purposes of this Part of this Schedule in relation to any financial year of the company if—
- (a) during the whole of that year it was an investment company as defined by section 266 of this Act, and
- (b) it was not at any time during that year prohibited under section 265(4) of this Act (no distribution where capital profits have been distributed, etc.) from making a distribution by virtue of that section.

*F60*

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#### Textual Amendments

- F60** [Sch. 4 Pt. IV paras. 60–70](#) and [Pt. V paras. 74, 75](#) repealed (subject to the transitional and saving provisions mentioned in [S.I. 1990/355](#), [art. 5](#)) by [Companies Act 1989 \(c. 40, SIF 27\)](#), ss. 212, 213(2), [Sch. 24](#)



*Status: Point in time view as at 01/07/2005.*

*Changes to legislation: There are currently no known outstanding effects for the Companies Act 1985, SCHEDULE 4. (See end of Document for details)*

## PART VI

F61

75

### Textual Amendments

- F61** Sch. 4 Pt. IV paras. 60–70 and Pt. V paras. 74, 75 repealed (subject to the transitional and saving provisions mentioned in S.I. 1990/355, art. 5) by Companies Act 1989 (c. 40, SIF 27), ss. 212, 213(2), Sch. 24

## PART VII

### INTERPRETATION OF SCHEDULE

- 76 The following paragraphs apply for the purposes of this Schedule and its interpretation.

#### *Financial instruments*

- 76A References to “derivatives” include commodity-based contracts that give either contracting party the right to settle in cash or in some other financial instrument, except when such contracts—
- were entered into for the purpose of, and continue to meet, the company’s expected purchase, sale or usage requirements,
  - were designated for such purpose at their inception, and
  - are expected to be settled by delivery of the commodity.
- 76B (1) The expressions listed in sub-paragraph (2) have the same meaning as they have in Council Directive 78/660/EEC on the annual accounts of certain types of companies, as amended. <sup>F62</sup>
- (2) Those expressions are “available for sale financial asset”, “business combination”, “commodity-based contracts”, “derivative”, “equity instrument”, “exchange difference”, “fair value hedge accounting system”, “financial fixed asset”, “financial instrument”, “foreign entity”, “hedge accounting”, “hedge accounting system”, “hedged items”, “hedging instrument”, “held for trading purposes”, “held to maturity”, “monetary item”, “receivables”, “reliable market” and “trading portfolio”.

### Textual Amendments

- F62** O.J. L222 of 14.8.1978, page 11, as amended in particular by Directive 2001/65/EEC (O.J. L238 of 27.12.2001, page 28).

F63

77—81.

*Status: Point in time view as at 01/07/2005.*

*Changes to legislation: There are currently no known outstanding effects for the Companies Act 1985, SCHEDULE 4. (See end of Document for details)*

#### Textual Amendments

**F63** Sch. 4 Pt. VII paras. 77–81 repealed (subject to the transitional and saving provisions mentioned in S.I. 1990/355, art. 5) by Companies Act 1989 (c. 40, SIF 27), ss. 212, 213(2), Sch. 24

#### *Historical cost accounting rules*

82 References to the historical cost accounting rules shall be read in accordance with paragraph 29.

#### *Investment property*

82A “Investment property” means land held to earn rent or for capital appreciation.

#### *Leases*

- 83 (1) “Long lease” means a lease in the case of which the portion of the term for which it was granted remaining unexpired at the end of the financial year is not less than 50 years.
- (2) “Short lease” means a lease which is not a long lease.
- (3) “Lease” includes an agreement for a lease.

#### *Listed investments*

- [<sup>F64</sup>84 (1) “Listed investment” means an investment as respects which there has been granted a listing on—
- (a) a recognised investment exchange other than an overseas investment exchange; or
- (b) a stock exchange of repute outside Great Britain.
- (2) “Recognised investment exchange” and “overseas investment exchange” have the meaning given in Part 18 of the Financial Services and Markets Act 2000.]

#### Textual Amendments

**F64** Sch. 4 para. 84 substituted (1.12.2001) by S.I. 2001/3649, art. 32

#### *Loans*

85 A loan is treated as falling due for repayment, and an instalment of a loan is treated as falling due for payment, on the earliest date on which the lender could require repayment or (as the case may be) payment, if he exercised all options and rights available to him.

*Status: Point in time view as at 01/07/2005.*

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### Materiality

86 Amounts which in the particular context of any provision of this Schedule are not material may be disregarded for the purposes of that provision.

F65 .....

87

#### Textual Amendments

**F65** Sch. 4 Pt. VII paras. 87, 90–92, 95 repealed (subject to the transitional and saving provisions mentioned in S.I. 1990/355, art. 5) by Companies Act 1989 (c. 40, SIF 27), ss. 212, 213(2), Sch. 24

### Provisions

88 (1) References to provisions for depreciation or diminution in value of assets are to any amount written off by way of providing for depreciation or diminution in value of assets.

(2) Any reference in the profit and loss account formats set out in Part I of this Schedule to the depreciation of, or amounts written off, assets of any description is to any provision for depreciation or diminution in value of assets of that description.

89 References to [<sup>F66</sup>provisions for liabilities] are to any amount retained as reasonably necessary for the purposes of providing for any liability [<sup>F67</sup>the nature of which is clearly defined and] which is either likely to be incurred, or certain to be incurred but uncertain as to amount or as to the date on which it will arise.

#### Textual Amendments

**F66** Words in Sch. 4 Pt. 7 para. 89 substituted (12.11.2004 with effect as mentioned in reg. 1(2) of the amending S.I.) by The Companies Act 1985 (International Accounting Standards and Other Accounting Amendments) Regulations 2004 (S.I. 2004/2947), reg. 14(1), Sch. 2 para. 12(a)

**F67** Words in Sch. 4 Pt. 7 para. 89 substituted (12.11.2004 with effect as mentioned in reg. 1(2) of the amending S.I.) by The Companies Act 1985 (International Accounting Standards and Other Accounting Amendments) Regulations 2004 (S.I. 2004/2947), reg. 14(1), Sch. 2 para. 12(b)

F68 .....

90—92.

#### Textual Amendments

**F68** Sch. 4 Pt. VII paras. 87, 90–92, 95 repealed (subject to the transitional and saving provisions mentioned in S.I. 1990/355, art. 5) by Companies Act 1989 (c. 40, SIF 27), ss. 212, 213(2), Sch. 24

*Status: Point in time view as at 01/07/2005.*

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### Scots land tenure

- 93 In the application of this Schedule to Scotland, “land of freehold tenure” means land in respect of which the company [<sup>F69</sup>is the proprietor of the *dominium utile* or, in the case of land not held on feudal tenure,]is the owner; “land of leasehold tenure” means land of which the company is the tenant under a lease [<sup>F69</sup>; and the reference to ground-rents, rates and other outgoings includes feu-duty and ground annual].

#### Textual Amendments

**F69** Words in Sch. 4 para. 93 repealed (S.) (28.11.2004) by 2000 asp 5, ss. 76, 77(2), Sch. 12 Pt. 1 para. 46(5), Sch. 13 Pt. 1; S.S.I. 2003/456, art. 2

### Staff costs

- 94 (1) “Social security costs” means any contributions by the company to any state social security or pension scheme, fund or arrangement.
- [<sup>F70</sup>(2) “Pension costs” includes any costs incurred by the company in respect of any pension scheme established for the purpose of providing pensions for persons currently or formerly employed by the company, any sums set aside for the future payment of pensions directly by the company to current or former employees and any pensions paid directly to such persons without having first been set aside.]
- (3) Any amount stated in respect of [<sup>F71</sup>the item “social security costs”]or in respect of the item “wages and salaries” in the company’s profit and loss account shall be determined by reference to payments made or costs incurred in respect of all persons employed by the company during the financial year who are taken into account in determining the relevant annual number for the purposes of [<sup>F72</sup>section 231A(1)(a)] .

#### Textual Amendments

**F70** Sch. 4 para. 94(2) substituted (2.2.1996) by S.I. 1996/189, reg. 14(1), Sch. 1 para. 16(2)

**F71** Words in Sch. 4 para. 94(3) substituted (2.2.1996) by S.I. 1996/189, reg. 14(1), Sch. 1 para. 16(3)

**F72** Words in Sch. 4 Pt. 7 para. 94(3) substituted (12.11.2004 with effect as mentioned in reg. 1(2) of the amending S.I.) by The Companies Act 1985 (International Accounting Standards and Other Accounting Amendments) Regulations 2004 (S.I. 2004/2947), reg. 3, Sch. 1 para. 31(4)

<sup>F73</sup> .....

95

#### Textual Amendments

**F73** Sch. 4 Pt. VII paras. 87, 90–92, 95 repealed (subject to the transitional and saving provisions mentioned in S.I. 1990/355, art. 5) by Companies Act 1989 (c. 40, SIF 27), ss. 212, 213(2), Sch. 24

**Status:**

Point in time view as at 01/07/2005.

**Changes to legislation:**

There are currently no known outstanding effects for the Companies Act 1985, SCHEDULE 4.