



# Companies Act 1985

## 1985 CHAPTER 6

### PART VII

#### ACCOUNTS AND AUDIT

#### CHAPTER I

##### PROVISIONS APPLYING TO COMPANIES GENERALLY

##### *Laying and delivering of accounts and reports*

#### **[<sup>F1</sup>242 Accounts and reports to be delivered to the registrar.**

- (1) The directors of a company shall in respect of each financial year deliver to the registrar [<sup>F2</sup> a copy of—
- (a) the company's annual accounts,
  - (b) the directors' report,
  - (ba) <sup>F3</sup> .....
  - (c) (in the case of a quoted company) the directors' remuneration report, and
  - [<sup>F4</sup>(d) .the auditors' report on those accounts and that directors' report and (in the case of a quoted company) on <sup>F5</sup> . . . the auditable part of that directors' remuneration report]]

[<sup>F6</sup>If any document comprised in those accounts or reports is in a language other than English <sup>F7</sup> . . . , the directors must annex to the copy of that document delivered a translation of it into English, certified in the prescribed manner to be a correct translation.]

- (2) If the requirements of subsection (1) are not complied with before the end of the period allowed for laying and delivering accounts and reports, every person who immediately before the end of that period was a director of the company is guilty of an offence and liable to a fine and, for continued contravention, to a daily default fine.

*Status: Point in time view as at 01/01/2007. This version of this provision has been superseded.*

*Changes to legislation: Companies Act 1985, Section 242 is up to date with all changes known to be in force on or before 29 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

- (3) Further, if the directors of the company fail to make good the default within 14 days after the service of a notice on them requiring compliance, the court may on the application of any member or creditor of the company or of the registrar, make an order directing the directors (or any of them) to make good the default within such time as may be specified in the order.

The court's order may provide that all costs of and incidental to the application shall be borne by the directors.

- (4) It is a defence for a person charged with an offence under this section to prove that he took all reasonable steps for securing that the requirements of subsection (1) would be complied with before the end of the period allowed for laying and delivering accounts and reports.
- (5) It is not a defence in any proceedings under this section to prove that the documents in question were not in fact prepared as required by this Part.]

#### Textual Amendments

- F1** New ss. 241–244 inserted (1.7.1992 as to s. 242A) (subject to the saving and transitional provisions in S.I. 1990/355, arts. 6–9, **Sch. 2**; S.I. 1991/2945, **art. 2** (subject to transitional provision in **art. 3**)) by Companies Act 1989 (c. 40, SIF 27), **ss. 1, 11, 213(2)** as part of the text inserted in place of ss. 221–262 (as mentioned in s. 1(a) of the 1989 Act)
- F2** Words in s. 242(1) substituted (1.8.2002) by The Directors' Remuneration Report Regulations 2002 (S.I. 2002/1986), **reg. 10(8)**
- F3** S. 242(1)(ba) omitted (12.1.2006) by virtue of The Companies Act 1985 (Operating and Financial Review) (Repeal) Regulations 2005 (S.I. 2005/3442), reg. 2(2)(a), **Sch. 1 para. 8(a)**
- F4** S. 242(1)(d) substituted (22.3.2005) by The Companies Act 1985 (Operating and Financial Review and Directors' Report etc.) Regulations 2005 (S.I. 2005/1011), reg. 19, **Sch. para. 5(b)**
- F5** Words in s. 242(1)(d) omitted (12.1.2006) by virtue of The Companies Act 1985 (Operating and Financial Review) (Repeal) Regulations 2005 (S.I. 2005/3442), reg. 2(2)(a), **Sch. 1 para. 8(b)**
- F6** Words in s. 242(1) inserted (22.3.2005) by The Companies Act 1985 (Operating and Financial Review and Directors' Report etc.) Regulations 2005 (S.I. 2005/1011), reg. 19, **Sch. para. 5(c)**
- F7** Words in s. 242(1) repealed (1.1.2007) by Companies Act 2006 (c. 46), ss. 1295, 1300, **Sch. 16**; S.I. 2006/3428, **art. 7(a)**, Sch. 2 Pt. 1 (with arts. 6, 8, Sch. 5 (as amended by S.I. 2007/3495, art. 11, Sch. 5))

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

- C1** S. 242 amended by S.I. 1990/2570, **regs. 8(2)(b), 9(2)**
- C2** S. 242(1) modified (1.7.2005) by Companies (Audit, Investigations and Community Enterprise) Act 2004 (c. 27), **ss. 34(2), 65**; S.I. 2004/3322, **art. 2(3)**, Sch. 3 (subject to arts. 3–13)
- C3** S. 242(2)–(5) applied with modifications by S.I. 1990/2570, **regs. 12(1)(3), 13(1)(5), 16(2)**

**Status:**

Point in time view as at 01/01/2007. This version of this provision has been superseded.

**Changes to legislation:**

Companies Act 1985, Section 242 is up to date with all changes known to be in force on or before 29 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.