



Companies Act 1985

1985 CHAPTER 6

PART IX

A COMPANY'S MANAGEMENT ; DIRECTORS AND SECRETARIES ; THEIR QUALIFICATIONS, DUTIES AND RESPONSIBILITIES

Provisions governing appointment of directors

294 Duty of director to disclose his age

- (1) A person who is appointed or to his knowledge proposed to be appointed director of a company subject to section 293 at a time when he has attained any retiring age applicable to him under that section or under the company's articles shall give notice of his age to the company.
- (2) For purposes of this section, a company is deemed subject to section 293 notwithstanding that all or any of the section's provisions are excluded or modified by the company's articles.
- (3) Subsection (1) does not apply in relation to a person's reappointment on the termination of a previous appointment as director of the company.
- (4) A person who—
 - (a) fails to give notice of his age as required by this section ; or
 - (b) acts as director under any appointment which is invalid or has terminated by reason of his age,is liable to a fine and, for continued contravention, to a daily default fine.
- (5) For purposes of subsection (4), a person who has acted as director under an appointment which is invalid or has terminated is deemed to have continued so to act throughout the period from the invalid appointment or the date on which the appointment terminated (as the case may be), until the last day on which he is shown to have acted thereunder.