



# Companies Act 1985

## 1985 CHAPTER 6

### PART XI

#### COMPANY ADMINISTRATION AND PROCEDURE

#### CHAPTER IV

#### MEETINGS AND RESOLUTIONS

#### *[<sup>F1</sup> Appointment of auditors]*

#### **[<sup>F1</sup>385 Appointment at general meeting at which accounts laid.**

- (1) This section applies to every public company and to a private company which has not elected to dispense with the laying of accounts.
- (2) The company shall, at each general meeting at which accounts are laid, appoint an auditor or auditors to hold office from the conclusion of that meeting until the conclusion of the next general meeting at which accounts are laid.
- (3) The first auditors of the company may be appointed by the directors at any time before the first general meeting of the company at which accounts are laid; and auditors so appointed shall hold office until the conclusion of that meeting.
- (4) If the directors fail to exercise their powers under subsection (3), the powers may be exercised by the company in general meeting.]

#### **Textual Amendments**

- F1** New ss. 384–388A inserted (subject to the savings and transitional provisions in [S.I. 1990/355, arts. 4, 10, Sch. 4](#)) by [Companies Act 1989 \(c. 40, SIF 27\)](#), [ss. 118, 119\(1\), 213\(2\)](#), (as part of the text inserted to replace Chapter V as mentioned in s. 118 of the 1989 Act)

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*Status: Point in time view as at 01/02/1991. This version of this provision has been superseded.*

*Changes to legislation: There are currently no known outstanding effects  
for the Companies Act 1985, Section 385. (See end of Document for details)*

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

C1 S. 385 applied (with modifications) (6.4.2001) by S.I. 2001/1090, reg. 4, Sch. 2 Pt. I

**Status:**

Point in time view as at 01/02/1991. This version of this provision has been superseded.

**Changes to legislation:**

There are currently no known outstanding effects for the Companies Act 1985, Section 385.