



Companies Act 1985

1985 CHAPTER 6

PART XIV

INVESTIGATION OF COMPANIES AND THEIR AFFAIRS; REQUISITION OF DOCUMENTS

Requisition and seizure of books and papers

VALID FROM 06/04/2005

[^{F1}453A Power to enter and remain on premises

- (1) An inspector or investigator may act under subsection (2) in relation to a company if—
 - (a) he is authorised to do so by the Secretary of State, and
 - (b) he thinks that to do so will materially assist him in the exercise of his functions under this Part in relation to the company.
- (2) An inspector or investigator may at all reasonable times—
 - (a) require entry to relevant premises, and
 - (b) remain there for such period as he thinks necessary for the purpose mentioned in subsection (1)(b).
- (3) Relevant premises are premises which the inspector or investigator believes are used (wholly or partly) for the purposes of the company's business.
- (4) In exercising his powers under subsection (2), an inspector or investigator may be accompanied by such other persons as he thinks appropriate.
- (5) A person who intentionally obstructs a person lawfully acting under subsection (2) or (4)—
 - (a) is guilty of an offence, and
 - (b) is liable on conviction to a fine.

Status: Point in time view as at 08/11/1999. This version of this provision is not valid for this point in time.

Changes to legislation: There are currently no known outstanding effects for the Companies Act 1985, Section 453A. (See end of Document for details)

- (6) Sections 732 (restriction on prosecutions), 733 (liability of individuals for corporate default) and 734 (criminal proceedings against unincorporated bodies) apply to the offence under subsection (5).
- (7) An inspector is a person appointed under section 431, 432 or 442.
- (8) An investigator is a person authorised for the purposes of section 447.]

Textual Amendments

- F1** Ss. 453A, 453B inserted (6.4.2005) by [Companies \(Audit, Investigations and Community Enterprise\) Act 2004 \(c. 27\)](#), [ss. 23, 65](#); S.I. 2004/3322, [art. 2\(2\)](#), Sch. 2 (subject to arts. 3-13)

Modifications etc. (not altering text)

- C1** S. 453A restricted (20.1.2007, 6.4.2007, 1.10.2007 for specified purposes) by [Companies Act 2006 \(c. 46\)](#), [ss. 1126, 1300](#) (with [s. 1133](#)); S.I. 2006/3428, [art. 3\(2\)\(b\)](#) (subject to [art. 5](#), Sch. 1 and with arts. 6, 8, Sch. 5 (as amended by S.I. 2007/3495, [art. 11](#), Sch. 5)); S.I. 2007/1093, [art. 2\(2\)\(c\)](#); S.I. 2007/2194, [art. 2\(1\)\(l\)\(3\)\(h\)](#) (with [art. 12](#)); S.I. 2007/3495, [art. 3\(1\)\(n\)](#) (with arts. 7, 12)

Status:

Point in time view as at 08/11/1999. This version of this provision is not valid for this point in time.

Changes to legislation:

There are currently no known outstanding effects for the Companies Act 1985, Section 453A.