



Companies Act 1985

1985 CHAPTER 6

PART XXV

MISCELLANEOUS AND SUPPLEMENTARY PROVISIONS

733 Offences by bodies corporate

- (1) The following applies to offences under any of sections 210, 216(3) and 447 to 451.
- (2) Where a body corporate is guilty of such an offence and it is proved that the offence occurred with the consent or connivance of, or was attributable to any neglect on the part of any director, manager, secretary or other similar officer of the body, or any person who was purporting to act in any such capacity, he as well as the body corporate is guilty of that offence and is liable to be proceeded against and punished accordingly.
- (3) Where the affairs of a body corporate are managed by its members, then in the case of an offence under section 210 or 216(3), subsection (2) above applies in relation to the acts and defaults of a member in connection with his functions of management as if he were a director of the body corporate.
- (4) In this section "director", in relation to an offence under any of sections 447 to 451, includes a shadow director.