



Companies Act 1985

1985 CHAPTER 6

PART XXV

MISCELLANEOUS AND SUPPLEMENTARY PROVISIONS

734 Criminal proceedings against unincorporated bodies

- (1) Proceedings for an offence alleged to have been committed under any of sections 447 to 451 by an unincorporated body shall be brought in the name of that body (and not in that of any of its members), and for the purposes of any such proceedings, any rules of court relating to the service of documents apply as if that body were a corporation.
- (2) A fine imposed on an unincorporated body on its conviction of such an offence shall be paid out of the funds of that body.
- (3) In a case in which an unincorporated body is charged in England and Wales with such an offence, section 33 of the Criminal Justice Act 1925 and Schedule 3 to the Magistrates' Courts Act 1980 (procedure on charge of an offence against a corporation) have effect in like manner as in the case of a corporation so charged.
- (4) In relation to proceedings on indictment in Scotland for such an offence alleged to have been committed by an unincorporated body, section 74 of the Criminal Procedure (Scotland) Act 1975 (proceedings on indictment against bodies corporate) has effect as if that body were a body corporate.