

## SCHEDULES

### SCHEDULE 3

Section 23(1).

#### TRANSITIONAL PROVISIONS AND SAVINGS

- 1 In this Schedule, " the former enactments " means so much of the Companies Act, and so much of the Insolvency Act, as is repealed and replaced by this Act; and " the appointed day " means the day on which this Act comes into force.
- 2 So far as anything done or treated as done under or for the purposes of any provision of the former enactments could have been done under or for the purposes of the corresponding provision of this Act, it is not invalidated by the repeal of that provision but has effect as if done under or for the purposes of the corresponding provision; and any order, regulation, rule or other instrument made or having effect under any provision of the former enactments shall, insofar as its effect is preserved by this paragraph, be treated for all purposes as made and having effect under the corresponding provision.
- 3 Where any period of time specified in a provision of the former enactments is current immediately before the appointed day, this Act has effect as if the corresponding provision had been in force when the period began to run ; and (without prejudice to the foregoing) any period of time so specified and current is deemed for the purposes of this Act—
  - (a) to run from the date or event from which it was running immediately before the appointed day, and
  - (b) to expire (subject to any provision of this Act for its extension) whenever it would have expired if this Act had not been passed ;and any rights, priorities, liabilities, reliefs, obligations, requirements, powers, duties or exemptions dependent on the beginning, duration or end of such a period as above mentioned shall be under this Act as they were or would have been under the former enactments.
- 4 Where in any provision of this Act there is a reference to another such provision, and the first-mentioned provision operates, or is capable of operating, in relation to things done or omitted, or events occurring or not occurring, in the past (including in particular past acts of compliance with any enactment, failures of compliance, contraventions, offences and convictions of offences) the reference to the other provision is to be read as including a reference to the corresponding provision of the former enactments.
- 5 Offences committed before the appointed day under any provision of the former enactments may, notwithstanding any repeal by this Act, be prosecuted and punished after that day as if this Act had not passed.
- 6 A reference in any enactment, instrument or document (whether express or implied, and in whatever phraseology) to a provision of the former enactments (including the corresponding provision of any yet earlier enactment) is to be read, where necessary to retain for the enactment, instrument or document the same force and effect as it

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*Status: This is the original version (as it was originally enacted).*

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would have had but for the passing of this Act, as, or as including, a reference to the corresponding provision by which it is replaced in this Act.