



Company Directors Disqualification Act 1986

1986 CHAPTER 46

Other cases of disqualification

10 Participation in wrongful trading.

(1) Where the court makes a declaration under section 213 or 214 of the Insolvency Act [^{F1}1986] that a person is liable to make a contribution to a company's assets, then, whether or not an application for such an order is made by any person, the court may, if it thinks fit, also make a disqualification order against the person to whom the declaration relates.

(2) The maximum period of disqualification under this section is 15 years.

[^{F2}(3) In this section "company" includes overseas company.]

Textual Amendments

- F1** Words in s. 10(1) inserted (1.10.2009) by [The Companies Act 2006 \(Consequential Amendments, Transitional Provisions and Savings\) Order 2009 \(S.I. 2009/1941\)](#), art. 2(1), [Sch. 1 para. 85\(6\)\(a\)](#) (with art. 10)
- F2** S. 10(3) inserted (26.5.2015 for specified purposes, 1.10.2015 in so far as not already in force) by [Small Business, Enterprise and Employment Act 2015 \(c. 26\)](#), s. 164(1), [Sch. 7 para. 11](#); [S.I. 2015/1329](#), reg. 3(c); [S.I. 2015/1689](#), reg. 2(g)

Modifications etc. (not altering text)

- C1** Ss. 9, 10 extended (with modifications) by [S.I. 1986/2142](#), art. 6
- C2** Ss. 9, 10 extended (with modifications) (1.7.1989) by [S.I. 1989/638](#), [regs. 20, 21](#)
- C3** S. 10 applied (1.12.1994) by [S.I. 1994/2421](#), art. 16, [Sch. 8](#)

Status:

Point in time view as at 30/11/2016. This version of this provision has been superseded.

Changes to legislation:

Company Directors Disqualification Act 1986, Section 10 is up to date with all changes known to be in force on or before 22 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.