



# Company Directors Disqualification Act 1986

## 1986 CHAPTER 46

### *Preliminary*

#### **[<sup>F1</sup>1A Disqualification undertakings: general.**

- (1) In the circumstances specified in sections [<sup>F2</sup>5A, 7, 8, 8ZC and 8ZE] the Secretary of State may accept a disqualification undertaking, that is to say an undertaking by any person that, for a period specified in the undertaking, the person—
  - (a) will not be a director of a company, act as receiver of a company's property or in any way, whether directly or indirectly, be concerned or take part in the promotion, formation or management of a company unless (in each case) he has the leave of a court, and
  - (b) will not act as an insolvency practitioner.
- (2) The maximum period which may be specified in a disqualification undertaking is 15 years; and the minimum period which may be specified in a disqualification undertaking under section 7 [<sup>F3</sup>or 8ZC] is two years.
- (3) Where a disqualification undertaking by a person who is already subject to such an undertaking or to a disqualification order is accepted, the periods specified in those undertakings or (as the case may be) the undertaking and the order shall run concurrently.
- (4) In determining whether to accept a disqualification undertaking by any person, the Secretary of State may take account of matters other than criminal convictions, notwithstanding that the person may be criminally liable in respect of those matters.]

#### **Textual Amendments**

- F1** S. 1A inserted (2.4.2001) by 2000 c. 39, s. 6(2); S.I. 2001/766, art. 2(1)(a) (subject to transitional provisions in art. 3)

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*Status: Point in time view as at 26/05/2015. This version of this provision has been superseded.*

*Changes to legislation: Company Directors Disqualification Act 1986, Section 1A is up to date with all changes known to be in force on or before 15 August 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. (See end of Document for details)*

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- F2** Words in s. 1A(1) substituted (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. 3\(2\)](#); [S.I. 2015/1329, reg. 3\(c\)](#); [S.I. 2015/1689, reg. 2\(g\)](#)
- F3** Words in s. 1A(2) 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. 3\(3\)](#); [S.I. 2015/1329, reg. 3\(c\)](#); [S.I. 2015/1689, reg. 2\(g\)](#)

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Point in time view as at 26/05/2015. This version of this provision has been superseded.

**Changes to legislation:**

Company Directors Disqualification Act 1986, Section 1A is up to date with all changes known to be in force on or before 15 August 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.