



Company Directors Disqualification Act 1986

1986 CHAPTER 46

Miscellaneous and general

[^{F1}22H. Application of Act to protected cell companies

(1) In this section—

(a) [^{F2}so far as this section extends to England and Wales and Scotland,] “protected cell company” means a protected cell company incorporated under Part 4 of the Risk Transformation Regulations 2017 which has its registered office in England and Wales (or Wales) or Scotland; and

[so far as this section extends to Northern Ireland, “protected cell company”
^{F3}(aa) means a protected cell company incorporated under Part 4 of the Risk Transformation Regulations 2017 which has its registered office in Northern Ireland;]

(b) a reference to a part of a protected cell company is a reference to the core or a cell of the protected cell company (see regulations 42 and 43 of the Risk Transformation Regulations 2017).

(2) This Act applies to protected cell companies as it applies to companies.

(3) Accordingly, in this Act, references to a company are to be read as including references to a protected cell company.

(4) As they apply in relation to protected cell companies, the provisions of this Act have effect with the following modifications—

[sections 6(1)(a)(ii) and (3)(d) [^{F5}, 7(2)(b) and 11A] are to be disregarded;
^{F4}(za)

(zb) references in sections 7(4)(a), 8ZB(2) and 15A(3)(b) to a company which has been dissolved without becoming insolvent are to be disregarded;]

(a) references to the administration, insolvency, liquidation or winding up of a company are to be read as references to the administration, insolvency, liquidation or winding up of a part of a protected cell company;

Changes to legislation: There are currently no known outstanding effects for the Company Directors Disqualification Act 1986, Section 22H. (See end of Document for details)

- (b) references to striking off are to be read as including references to dissolution;
 - (c) references to a director of a company which is or has been insolvent are to be read as references to the director of a protected cell company, a part of which is or has been insolvent;
 - (d) references to a director of a company which is being or has been wound up are to be read as references to the director of a protected cell company, a part of which is being or has been wound up;
 - (e) references to the court with jurisdiction to wind up a company are to be read as references to the court with jurisdiction to wind up the parts of a protected cell company;
 - (f) references to the companies legislation are to be read as references to Part 4 of, and Schedules 1 to 3 to, the Risk Transformation Regulations 2017;
 - (g) references to the Insolvency Act 1986 are to be read as references to that Act as applied by Part 4 of, and Schedules 1 to 3 to, the Risk Transformation Regulations 2017;
 - (h) references to section 452 and 456 of the Companies Act 2006 are to be read as references to those sections as applied by regulation 163 of the Risk Transformation Regulations 2017;
 - (i) references to the registrar of companies are to be read as references to the Financial Conduct Authority; and
 - (j) [^{F6}so far as this section extends to England and Wales and Scotland,] references to an overseas company include references to a protected cell company incorporated under the Risk Transformation Regulations 2017 which has its registered office in Northern Ireland;
 - [^{F7}(k) so far as this section extends to Northern Ireland, references to an overseas company include references to a protected cell company incorporated under the Risk Transformation Regulations 2017 which has its registered office in England and Wales (or Wales) or Scotland.]
- (5) Where two or more parts of a protected cell company are or have been insolvent, then sections 6 to 7A and 8ZA to 8ZC apply in relation to each part separately.
- (6) A contribution to the assets of a protected cell company given in accordance with a compensation order under section 15A(1) or a compensation undertaking under section 15A(2) is to be held by the protected cell company on behalf of the part of the protected cell company specified in the order or undertaking.]

Textual Amendments

- F1** S. 22H inserted (8.12.2017) by [The Risk Transformation Regulations 2017 \(S.I. 2017/1212\)](#), reg. 1(2), [Sch. 4 para. 3](#) (with [reg. 189](#))
- F2** Words in s. 22H(1)(a) inserted (22.2.2024) by [Finance Act 2024 \(c. 3\)](#), [Sch. 13 para. 2\(14\)\(a\)](#) (with [Sch. 13 para. 4\(2\)](#))
- F3** S. 22H(1)(aa) inserted (22.2.2024) by [Finance Act 2024 \(c. 3\)](#), [Sch. 13 para. 2\(14\)\(b\)](#) (with [Sch. 13 para. 4\(2\)](#))
- F4** S. 22H(4)(za)(zb) inserted (15.12.2021 for specified purposes, 15.2.2022 in so far as not already in force) by [Rating \(Coronavirus\) and Directors Disqualification \(Dissolved Companies\) Act 2021 \(c. 34\)](#), [ss. 2\(13\)](#), [4\(4\)\(b\)\(5\)](#) (with [s. 2\(14\)](#))
- F5** Words in s. 22H(4)(za) substituted (26.10.2023 for specified purposes, 4.3.2024 in so far as not already in force) by [Economic Crime and Corporate Transparency Act 2023 \(c. 56\)](#), [ss. 37\(8\)](#), [219\(1\)\(2\)\(b\)](#); [S.I. 2024/269](#), reg. 2(z1)

Changes to legislation: *There are currently no known outstanding effects for the Company Directors Disqualification Act 1986, Section 22H. (See end of Document for details)*

- F6** Words in s. 22H(4)(j) inserted (22.2.2024) by Finance Act 2024 (c. 3), **Sch. 13 para. 2(14)(c)** (with Sch. 13 para. 4(2))
- F7** S. 22H(4)(k) inserted (22.2.2024) by Finance Act 2024 (c. 3), **Sch. 13 para. 2(14)(d)** (with Sch. 13 para. 4(2))

Changes to legislation:

There are currently no known outstanding effects for the Company Directors Disqualification Act 1986, Section 22H.