



# Companies Act 1989

## 1989 CHAPTER 40

### PART X **U.K.**

#### MISCELLANEOUS AND GENERAL PROVISIONS

##### *General*

#### [<sup>F1</sup>211A. “Bank of England” **E+W+S**

In this Act references to the Bank of England do not include the Bank acting in its capacity as the Prudential Regulation Authority.]

#### Textual Amendments

- F1** S. 211A inserted (1.3.2017) by [The Bank of England and Financial Services \(Consequential Amendments\) Regulations 2017 \(S.I. 2017/80\)](#), reg. 1, [Sch. para. 3\(a\)](#)

#### 212 Repeals. **U.K.**

The enactments mentioned in Schedule 24 are repealed to the extent specified there.

#### Extent Information

- E1** For information relating to the extent of this section see s. 213

#### Commencement Information

- I1** S. 212 partly in force: s. 212 partly in force at Royal Assent see s. 215(1)(2); s. 212 in force for certain purposes at 1.7.1991 by [S.I. 1991/488](#), [art. 2\(4\)](#); s. 212 partly in force for certain purposes at 1.10.1991 and 1.11.1991 by [S.I. 1991/1996](#), [art. 2\(1\)\(2\)](#); s. 212 in force for certain purposes at 3.7.1995 by [S.I. 1995/1352](#), [art. 3\(c\)\(i\)\(ii\)](#)

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*Changes to legislation: There are currently no known outstanding effects for the Companies Act 1989, Cross Heading: General. (See end of Document for details)*

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## 212 Repeals. **E+W+S**

The enactments mentioned in Schedule 24 are repealed to the extent specified there.

## 213 Provisions extending to Northern Ireland. **U.K.**

- (1) The provisions of this Act extend to Northern Ireland so far as they amend, or provide for the amendment of, an enactment which so extends.
- (2) So far as any provision of this Act amends the <sup>F2</sup>... the <sup>M1</sup>Insolvency Act 1986, its application to companies registered or incorporated in Northern Ireland is subject to <sup>F2</sup>... section 441(2) of the Insolvency Act 1986<sup>F2</sup>....
- (3) In Part III (investigations and powers to obtain information), sections 82 to 91, (powers exercisable to assist overseas regulatory authorities) extend to Northern Ireland.
- (4) Part VI (mergers and related matters) extends to Northern Ireland.
- (5) In Part VII (financial markets and insolvency) the following provisions extend to Northern Ireland—
  - (a) sections 154 and 155 (introductory provisions and definition of “market contract”),
  - <sup>F3</sup>(b) .....
  - (c) sections 157, 160, 162, and 166 to 169 (provisions relating to recognised investment exchanges [<sup>F4</sup>, recognised clearing houses and recognised CSDs]),
  - (d) [<sup>F5</sup>sections 170 and 172] (power to extend provisions to other financial markets),
  - (e) section 184 (indemnity for certain acts), and
  - (f) sections 185 to 191 (supplementary provisions).
- <sup>F3</sup>(6) .....
- (7) Part IX (transfer of securities) extends to Northern Ireland.
 

<sup>F6</sup>...
- (8) In Part X (miscellaneous and general provisions), [<sup>F7</sup>section 211A,] this section and sections 214 to 216 (general provisions) extend to Northern Ireland.
- (9) Except as mentioned above, the provisions of this Act do not extend to Northern Ireland.

### Textual Amendments

- F2** Words in s. 213(2) omitted (1.10.2009) by virtue of [The Companies Act 2006 \(Consequential Amendments, Transitional Provisions and Savings\) Order 2009 \(S.I. 2009/1941\)](#), art. 1(2), **Sch. 1 para. 103(3)** (with art. 10)
- F3** S. 213(5)(b)(6) repealed (1.12.2001) by [S.I. 2001/3649](#), **arts. 1, 75(1)**
- F4** Words in s. 213(5)(c) substituted (28.11.2017) by [The Central Securities Depositories Regulations 2017 \(S.I. 2017/1064\)](#), reg. 1, **Sch. para. 5(3)** (with regs. 7(4), 9(1))
- F5** Words in s. 213(5)(d) substituted (1.4.2013) by [The Financial Services and Markets Act 2000 \(Over the Counter Derivatives, Central Counterparties and Trade Repositories\) Regulations 2013 \(S.I. 2013/504\)](#), regs. 1(2), **4(20)** (with regs. 52-58)
- F6** Words in s. 213(7) repealed (2.12.1999) by [1998 c. 47, s. 100\(2\)](#), **Sch. 15** (with s. 95); [S.I. 1999/3209](#), art. 2, **Sch.**

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**F7** Words in s. 213(8) inserted (1.3.2017) by [The Bank of England and Financial Services \(Consequential Amendments\) Regulations 2017 \(S.I. 2017/80\)](#), reg. 1, **Sch. para. 3(b)**

**Marginal Citations**

**M1** [1986 c. 45.](#)

**F8** **214** ..... **U.K.**

**Textual Amendments**

**F8** S. 214 repealed (1.12.2001) by [S.I. 2001/3649](#), **arts. 1, 75(m)**

**215 Commencement and transitional provisions. U.K.**

- (1) The following provisions of this Act come into force on Royal Assent—
- (a) in Part V (amendments of company law), section 141 (application to declare dissolution of company void);
  - (b) in Part VI (mergers)—
    - (i) sections 147 to 150, and
    - (ii) paragraphs 2 to 12, 14 to 16, 18 to 20, 22 to 25 of Schedule 20, and section 153 so far as relating to those paragraphs;
  - (c) in Part VIII (amendments of the <sup>M2</sup>Financial Services Act 1986), section 202 (offers of short-dated debentures);
  - (d) in Part X (miscellaneous and general provisions), the repeals made by Schedule 24 in sections 71, 74, 88 and 89 of, and Schedule 9 to, the <sup>M3</sup>Fair Trading Act 1973, and section 212 so far as relating to those repeals.
- (2) The other provisions of this Act come into force on such day as the Secretary of State may appoint by order made by statutory instrument; and different days may be appointed for different provisions and different purposes.
- (3) An order bringing into force any provision may contain such transitional provisions and savings as appear to the Secretary of State to be necessary or expedient.
- (4) The Secretary of State may also by order under this section amend any enactment which refers to the commencement of a provision brought into force by the order so as to substitute a reference to the actual date on which it comes into force.

**Subordinate Legislation Made**

**P1** Power of appointment conferred by s. 215(2) partly exercised: [S.I. 1990/98](#), 142, 354, 355, 713, 1392, 1707, 2569  
S. 215(2) power partly exercised: 1.1.2005 appointed for specified provisions by [{S.I. 2004/3322}](#), art. 2(1)

**Marginal Citations**

**M2** [1986 c. 60.](#)

**M3** [1973 c. 41.](#)

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**216 Short title.** **U.K.**

This Act may be cited as the Companies Act 1989.

**Changes to legislation:**

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