

Status: Point in time view as at 06/04/2016.

Changes to legislation: Companies Act 2006, Cross Heading: Rights treated as held by person who controls their exercise is up to date with all changes known to be in force on or before 18 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. (See end of Document for details)

SCHEDULES

[^{F1}SCHEDULE 1A

REFERENCES TO PEOPLE WITH SIGNIFICANT CONTROL OVER A COMPANY

Textual Amendments

- F1** Schs. 1A, 1B inserted (26.5.2015 for specified purposes, 6.4.2016 in so far as not already in force) by [Small Business, Enterprise and Employment Act 2015 \(c. 26\), s. 164\(1\), Sch. 3 para. 2](#); S.I. 2015/1329, reg. 3(a); S.I. 2015/2029, reg. 4(a)

[^{F1}PART 3

SUPPLEMENTARY PROVISION

Rights treated as held by person who controls their exercise

- 20 (1) Where a person controls a right, the right is to be treated for the purposes of this Schedule as held by that person (and not by the person who in fact holds the right, unless that person also controls it).
- (2) A person “controls” a right if, by virtue of any arrangement between that person and others, the right is exercisable only—
- (a) by that person,
 - (b) in accordance with that person's directions or instructions, or
 - (c) with that person's consent or concurrence.

Modifications etc. (not altering text)

- C1** Sch. 1A paras. 1-24 applied (with modifications) by S.I. 2009/1804 reg. 31M (as inserted (6.4.2016) by [The Limited Liability Partnerships \(Register of People with Significant Control\) Regulations 2016 \(S.I. 2016/340\), regs. 1\(3\), 3, Sch. 1](#))

- 21 (1) “Arrangement” includes—
- (a) any scheme, agreement or understanding, whether or not it is legally enforceable, and
 - (b) any convention, custom or practice of any kind.
- (2) But something does not count as an arrangement unless there is at least some degree of stability about it (whether by its nature or terms, the time it has been in existence or otherwise).]

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