



Companies Act 2006

2006 CHAPTER 46

PART 2

COMPANY FORMATION

Registration and its effect

16 Effect of registration

- (1) The registration of a company has the following effects as from the date of incorporation.
- (2) The subscribers to the memorandum, together with such other persons as may from time to time become members of the company, are a body corporate by the name stated in the certificate of incorporation.
- (3) That body corporate is capable of exercising all the functions of an incorporated company.
- (4) The status [^{F1}, registered email address] and registered office of the company are as stated in, or in connection with, the application for registration.
- (5) In the case of a company having a share capital, the subscribers to the memorandum become holders of the shares specified in the statement of capital and initial shareholdings.
- (6) The persons named in the statement of proposed officers—
 - (a) as director, or
 - (b) as secretary or joint secretary of the company,are deemed to have been appointed to that office [^{F2}unless ineligible for appointment to that office by virtue of any enactment].

Changes to legislation: There are currently no known outstanding effects for the Companies Act 2006, Section 16. (See end of Document for details)

Textual Amendments

- F1** Words in s. 16(4) inserted (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. 29(3)**, 219(1)(2)(b); S.I. 2024/269, reg. 2(w)
- F2** Words in s. 16(6) inserted (26.10.2023 but only so far as it confers a power to make regulations or relates to the exercise of the power, otherwise prosp.) by [Economic Crime and Corporate Transparency Act 2023 \(c. 56\)](#), **ss. 5(3)**, 219(1)(2)(b)

Modifications etc. (not altering text)

- C1** S. 16 excluded by [The European Public Limited-Liability Company Regulations 2004 \(S.I. 2004/2326\)](#), **Sch. 4 para. 6** (as amended (1.10.2009) by [The European Public Limited-Liability Company \(Amendment\) Regulations 2009 \(S.I. 2009/2400\)](#), reg. {40(6)})

Changes to legislation:

There are currently no known outstanding effects for the Companies Act 2006, Section 16.