



# Companies Act 2006

## 2006 CHAPTER 46

### PART 25

#### COMPANY CHARGES

#### CHAPTER 1

#### COMPANIES REGISTERED IN ENGLAND AND WALES OR IN NORTHERN IRELAND

#### *Requirement to register company charges*

VALID FROM 01/10/2009

#### **861 Charges which have to be registered: supplementary**

- (1) The holding of debentures entitling the holder to a charge on land is not, for the purposes of section 860(7)(a), an interest in the land.
- (2) It is immaterial for the purposes of this Chapter where land subject to a charge is situated.
- (3) The deposit by way of security of a negotiable instrument given to secure the payment of book debts is not, for the purposes of section 860(7)(f), a charge on those book debts.
- (4) For the purposes of section 860(7)(i), “intellectual property” means—
  - (a) any patent, trade mark, registered design, copyright or design right;
  - (b) any licence under or in respect of any such right.
- (5) In this Chapter—

“charge” includes mortgage, and

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*Status: Point in time view as at 27/06/2009. This version of this provision is not valid for this point in time.*

*Changes to legislation: Companies Act 2006, Section 861 is up to date with all changes known to be in force on or before 26 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)*

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“company” means a company registered in England and Wales or in Northern Ireland.

**Modifications etc. (not altering text)**

- C1** Ss. 860-862 applied (with modifications) (1.10.2009) by [The Limited Liability Partnerships \(Application of Companies Act 2006\) Regulations 2009 \(S.I. 2009/1804\)](#), regs. 2, 32 (with Sch. 1 paras. 16, 17, 34, 35)

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