

Companies Act, 1956

Section 264 - Consent of Candidate for Directorship to Be Filed with the Company and Consent to Act as Director to Be Filed with the Registrar

1[264 . Consent of candidate for directorship to be filed with the company and consent to act as director to be filed with the Registrar

(1) Every person²[other than a director retiring by rotation or otherwise or a person] who has left at the office of the company a notice under section 257 signifying his candidature for the office of a director) proposed as a candidate for the office of a director shall sign, and file with the company, his consent in writing to act as a director, if appointed.

³[(2) A person other than-

(a) a director re-appointed after retirement by rotation or immediately on the expiry of his term of office, or

(b) an additional or alternate director or a person filling a casual vacancy in the office of a director under section 262 , appointed as a director or re-appointed as an additional or alternate director, immediately on the expiry of his term of office, or

(c) a person named as a director of the company under its articles as first registered,

shall not act as a director of the company unless he has within thirty days of his appointment signed and filed with the Registrar his consent in writing to act as such director.]

(3) This section shall not apply to a private company unless it is a subsidiary of a public company.]

1. Substituted by Act 65 of 1960, Section 89, for section 264 (w.e.f. 28-12-1960).

2. Substituted by Act 31 of 1965, Section 32, for "other than a person" (w.e.f. 15-10-1965).

3. Substituted by Act 31 of 1965, Section 33, for sub-section (2) (w.e.f. 15-10-1965).
