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**Changes to legislation:** There are currently no known outstanding effects for the Small Business, Enterprise and Employment Act 2015, Paragraph 3. (See end of Document for details)

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## SCHEDULES

### SCHEDULE 9

#### ABOLITION OF REQUIREMENTS TO HOLD MEETINGS; OPTED-OUT CREDITORS

##### PART 1

##### COMPANY INSOLVENCY

##### *Company voluntary arrangements*

- 3 (1) Section 3 (summoning of meetings) is amended as follows.
- (2) In subsection (1)—
- (a) for the words from “that” to “summoned” substitute “under section 2(2) that the proposal should be considered by a meeting of the company and by the company's creditors”;
  - (b) for the words from “directs)” to the end substitute “directs)—
    - (a) summon a meeting of the company to consider the proposal for the time, date and place proposed in the report, and
    - (b) seek a decision from the company's creditors as to whether they approve the proposal.”
- (3) In subsection (2), for the words from “shall” to the end substitute “shall—
- (a) summon a meeting of the company to consider the proposal for such time, date and place as he thinks fit, and
  - (b) seek a decision from the company's creditors as to whether they approve the proposal.”
- (4) For subsection (3) substitute—
- “(3) A decision of the company's creditors as to whether they approve the proposal is to be made by a qualifying decision procedure.
- (4) Notice of the qualifying decision procedure must be given to every creditor of the company of whose claim and address the person seeking the decision is aware.”
- (5) For the heading substitute “Consideration of proposal”.

##### **Commencement Information**

- I1** Sch. 9 para. 3 in force at 26.5.2015 for specified purposes by S.I. 2015/1329, reg. 3(d)
- I2** Sch. 9 para. 3 in force at 6.4.2017 for E.W. in so far as not already in force by S.I. 2016/1020, reg. 4(e) (with reg. 5) (as amended by S.I. 2017/363, reg. 3)

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- I3** [Sch. 9 para. 3](#) in force at 6.4.2019 for S. in so far as not already in force by [S.I. 2019/816, reg. 4\(c\)](#) (with [reg. 5](#))

**Changes to legislation:**

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