

SCHEDULE

Rule 14

PART 2

AMENDED FORMS

Rule 2.01 Petition for Administration Order

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

Form 2.01

No. _____

IN THE HIGH COURT OF JUSTICE IN NORTHERN IRELAND
CHANCERY DIVISION (COMPANY INSOLVENCY)

* Insert name of company

IN THE MATTER OF*

AND IN THE MATTER OF THE INSOLVENCY (NORTHERN IRELAND) ORDER 1989

To the High Court of Justice in Northern Ireland

(a) Insert full name(s) and address(es) of petitioner(s)

The petition of (a) _____

(b) Delete if petition not presented by the company's directors

(b) [presented by the directors under Article 22 of the Insolvency (Northern Ireland) Order 1989]

(c) Insert full name, and registered no. of company subject to petition

1. (c)

(hereinafter called "the company") was incorporated on

(d) Insert date of incorporation

(d)

under (c)

(e) Insert title of Companies Act or Order under which company was incorporated
(f) Insert address of registered office

2. The registered office of the company is at (f)

3. The nominal capital of the company is (g) £ divided into shares of £ each. The amount of the capital paid up or credited as paid up is (h) £.

(g) Insert amount of nominal capital and how it is divided

4. The principal objects for which the company was established are as follows:

and other objects stated in the memorandum of association thereof.

(h) Insert amount of capital paid up or credited as paid up

5. The petitioner(s) believe(s) that the company is or is likely to become unable to pay its debts and that an administration order would be likely to achieve (j)

(j) Delete such as are inapplicable

(i) the survival of the company and the whole or some part of its undertaking as a going concern

(ii) the approval of a voluntary arrangement with its creditors under Part II of the Insolvency (Northern Ireland) Order 1989

(iii) the sanctioning of a compromise or arrangement between the company and such persons as are mentioned in Article 418 of the Companies (Northern Ireland) Order 1986

(iv) a more advantageous realisation of the company's assets than would be effected on a winding up

for the reasons stated in the affidavit of _____ filed in support hereof.

(k) Delete as applicable

6. The company (k) is/is not an insurance undertaking; a credit institution; an investment undertaking providing services involving the holding of funds or securities for third parties; or a collective investment undertaking under Article 1.2 of the EC Regulation.

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<p>(i) Insert name of person swearing affidavit</p> <p>(ii) Insert whether main, secondary or territorial proceedings</p> <p>(iii) Insert full name(s) and address(es) of proposed administrator(s)</p> <p>(iv) Insert full name of company</p> <p>(v) Insert name(s) of proposed administrator(s)</p> <p>(vi) Insert details of any ancillary orders sought</p> <p>(vii) Insert here name, address, telephone number, fax number (if any) and reference (if any) of a solicitor acting for the petitioner</p>	<p>7. For the reasons stated in the affidavit of (i) _____ it is considered that the I.C. Regulation (k) will/will not apply (k) and that these proceedings will be (ii) _____ proceedings as defined in Article 3 of the I.C. Regulation.</p> <p>8. The petitioner(s) propose(s) that during the period for which the order is in force the affairs, business and property of the company be managed by (iii) _____</p> <p>who is (are) to the best of the petitioner's knowledge and belief qualified to act as (iii) insolvency practitioner(s) in relation to the company. The petitioner(s) therefore pray(s) as follows: –</p> <p>(1) that the court make an administration order in relation to (iv) _____</p> <p>(2) that (v) _____ be appointed to be the administrator(s) of the said company</p> <p>(3) (vi) _____</p> <p>or</p> <p>(4) that such other order may be made in the premises as shall be just.</p> <p>Note: It is intended to serve this petition on _____</p> <p>This petition was issued by (vii) _____</p> <p>(solicitor for) the petitioner(s) whose address for service is: _____</p>
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Rule 2.10 Administration Order

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Form 2.04

No. _____

IN THE HIGH COURT OF JUSTICE IN NORTHERN IRELAND
CHANCERY DIVISION (COMPANY INSOLVENCY)

<p>† Insert name of company</p>	<p>IN THE MATTER OF*</p> <p>AND IN THE MATTER OF THE INSOLVENCY (NORTHERN IRELAND) ORDER 1989</p>
<p>(a) Insert name and address of petitioner</p>	<p>Upon the petition of (a)</p>
<p>(b) Delete where company itself is petitioner OR insert status of petitioner, ie director, creditor etc</p>	<p>(b) (a _____ of the above named company hereinafter called "the company") presented to the court on _____ 20____</p> <p>And upon hearing counsel for the petitioner _____ and for (c) _____</p>
<p>(c) Insert details of any other parties (including the company) appearing and by whom represented</p>	<p>and upon reading the evidence</p> <p>IT IS ORDERED that during the period for which this order is in force the affairs, business and property of the company be managed by the administrator hereinafter appointed pursuant to the provisions of Article 21 of the Insolvency (Northern Ireland) Order 1989 for the following purpose(s) (d) _____</p>
<p>(d) Set out the purpose(s) which the order is likely to achieve</p>	
<p>(e) Insert full name(s) and address(es) of administrator(s)</p>	<p>AND it is ordered that (e) _____</p> <p>be appointed administrator(s) of the company</p>
<p>(f) Delete as applicable (g) Insert whether main or territorial proceedings</p>	<p>AND the Court being satisfied on the evidence before it that the EC Regulation (f) does/does not apply (f) and that these proceedings are (g) _____ proceedings as defined in Article 3 of the EC Regulation</p> <p>AND it is ordered that</p>
<p>(h) Insert particulars of any further order made by the court</p>	<p>(h) _____</p> <p>And it is ordered that the costs of the said petition</p>
<p>(i) Insert terms of order for costs</p>	<p>(i) _____</p>

Dated _____

Rule 4.007, 4.012 Winding Up Petition

Form 4.02

No. _____

IN THE HIGH COURT OF JUSTICE IN NORTHERN IRELAND
CHANCERY DIVISION (COMPANIES WINDING UP)

*Insert name of company	IN THE MATTER OF *
	AND IN THE MATTER OF THE INSOLVENCY (NORTHERN IRELAND) ORDER 1989
	To the High Court of Justice in Northern Ireland
(a) Insert full name(s) and address(es) of petitioner(s)	The petitioner of (a)
(b) Insert full name and registered no. of company subject to petition	1. (b) (hereinafter called "the company") was incorporated on:
(c) Insert date of incorporation	(c)
(d) Insert title of Companies Act or Order under which company was incorporated	under (d)
(e) Insert address of registered office	2. The registered office of the company is at (e)
(f) Insert amount of nominal capital and how it is divided	3. The nominal capital of the company is (f) £ divided into shares of £ each. The amount of the capital paid up or credited as paid up is (g) £.
(g) Insert amount of capital paid up or credited as paid up	4. The principal objects for which the company was established are as follows: and other objects stated in the memorandum of association of the company
(h) Set out the grounds on which a winding-up order is sought	5. (h)
(i) Delete as applicable	6. The company (i) is/is not an insurance undertaking; a credit institution; an investment undertaking providing services involving the holding of funds or securities for third parties; or a collective investment undertaking as referred to in Article 1.2 of the EC Regulation.
(k) Insert name of person swearing affidavit	7. For the reasons stated in the affidavit of (k) filed in support hereof it is considered that the EC Regulation on insolvency proceedings (j) will/will not apply (j) and that these proceedings will be (l) proceedings as defined in Article 3 of the EC Regulation.
(l) Insert whether main, secondary or territorial proceedings	8. In the circumstances it is just and equitable that the company should be wound up. The petitioner(s) therefore pray(s) as follows: –

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(1) that (b)

may be wound up by the court under the provisions of the Insolvency (Northern Ireland) Order 1989

or

(2) that such other order may be made as the court thinks fit.

(m) If the company is the petitioner, delete "the company". Add the full name and address of any other person on whom it is intended to serve this petition

Note: It is intended to serve this petition on (m)

[the company] [and]

Endorsement

This petition having been presented to the court on _____ will be heard
at Royal Courts of Justice, Chichester Street, Belfast, BT1 3JT

on:

Date

Time _____ hours
(or as soon thereafter as the petition can be heard)

The solicitor to the petitioner is: -

Name

Address

Telephone number

Fax Number (if any)

Reference

Rule 4.020 Order for Winding Up by the Court

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Form 4.11

No. _____

IN THE HIGH COURT OF JUSTICE IN NORTHERN IRELAND
CLANCERY DIVISION (COMPANIES WINDING UP)

*Insert name of company

IN THE MATTER OF*

AND IN THE MATTER OF THE INSOLVENCY (NORTHERN IRELAND) ORDER 1989

(a) Insert name and address of petitioner (as appropriate) "the company" or "... a creditor of the company" or "... a contributory of the company"

Upon the petition of (a)

presented to this court on

And upon hearing

And upon reading the evidence

(b) Insert full name of the company

It is ordered that (b)

be wound up by this court under the provisions of the Insolvency (Northern Ireland) Order 1989

(c) Delete as applicable

(d) Insert, whether main, secondary or territorial proceedings

And the Court being satisfied on the evidence that the EC Regulation (c) does/does not apply (c) and that these proceedings are (d) proceedings as defined in Article 3 of the EC Regulation.

(e) Insert names of all parties to be awarded their costs

And it is ordered that the costs of (e) _____

of the said petition be paid out of the assets of the company (c) _____

(f) Insert any terms concerning costs

Dated

Note: The Official Receiver is by virtue of this order liquidator of the company

Rule 4.020 Order for Winding Up by the Court following upon the Discharge of an Administration Order

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Form 4.12

No.

IN THE HIGH COURT OF JUSTICE IN NORTHERN IRELAND
CHANCERY DIVISION (COMPANIES WINDING UP)

*Insert name of company	IN THE MATTER OF AND IN THE MATTER OF THE INSOLVENCY (NORTHERN IRELAND) ORDER 1989
(a) Delete words in brackets as applicable	Upon the petition of the company (a) [by its administrator (b)] or [(b)
(b) Insert name and address	a [creditor/ member] of the above-named company [pursuant to leave of this court by order dated (c)]
(c) Insert date	[by agreement with the administrator dated (c)] presented to this court on (c) And upon hearing And upon reading the administration order dated (c)
	It is ordered that the said administration order be and the same is discharged.
(d) Insert full name of the company	And it is ordered that (d) _____ be wound up by this court under the provisions of the Insolvency (Northern Ireland) Order 1989
	(a) [And it is ordered that be appointed liquidator of the company]
	(a) [And the court being satisfied that these proceedings are
(e) Insert whether main, secondary or territorial proceedings	(e) _____ proceedings as defined in Article 3 of the EC Regulation]
(f) Insert any further terms of order, eg as to costs	And it is ordered: (f) _____ Dated _____
	Note: The Official Receiver is by virtue of this order liquidator of the company.

Rule 4.024Petition by Contributory

Form 4.14

No. _____

IN THE HIGH COURT OF JUSTICE IN NORTHERN IRELAND
CHANCERY DIVISION (COMPANIES WINDING UP)

Insert name of
company

IN THE MATTER OF*

AND IN THE MATTER OF THE INSOLVENCY (NORTHERN IRELAND) ORDER
1989

To the High Court of Justice in Northern Ireland

(c) Insert full
name(s) and
address(es) of
petitioner(s)

The petition of (a)

(h) Insert full
name of company
subject to petition

1. (b)

(hereinafter called "the company") was incorporated on

(e) Insert date of
incorporation

(c)

(d) Insert title of
Companies Act or
Order under
which company
was incorporated

under (d)

(e) Insert address
of registered
office

2. The registered office of the company is at (c)

3. The nominal capital of the company is £ divided into shares of
£ each. The amount of the capital paid up or credited as paid up is £ .

(f) Delete as
applicable

The petitioner(s) is/are the holder(s) of shares of £ each. Such shares (1) [were
allotted to him/them on the incorporation of the company] [have been registered
in his/their name(s) for more than 6 months in the last 18 months] [devolved upon
him/them through the death of the former holder of the shares].

4. The principal objects for which the company was established are as follows: –

and other objects stated in the memorandum of association of the company.

(g) Set out the
grounds on which
a winding-up
order is sought

5. (g)

6. The company (1) is/is not an insurance undertaking; a credit institution; an
investment undertaking providing services involving the holding of funds or
securities for third parties; or a collective investment undertaking as referred to in
Article 1.2 of the EC Regulation.

(h) Insert name of
person swearing
affidavit

7. For the reasons stated in the affidavit of (h) filed in support
hereof it is considered that the EC Regulation (1) will/will not apply (1) and that
these proceedings will be (j) proceedings as defined in Article 3
of the EC Regulation.

(i) Insert whether
main, secondary
or territorial
proceedings

8. In the circumstances it is just and equitable that the company should be wound up.
The petitioner(s) therefore pray(s) as follows: –

(1) that (b)

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may be wound up by the court under the provisions of the Insolvency (Northern Ireland) Order 1989

or

(2) that such other order may be made as the court thinks fit.

(k) If the company is the petitioner, delete "the company". Add the full name and address of any other person on whom it is intended to serve this petition

Note: It is intended to serve this petition on (k)

[the company] and

Endorsement

This petition having been presented to the court on
attend before the Master in Chambers on

let all parties

Date

Time hours

Place

for directions to be given

The solicitor/s for the petitioner is/are: –

Name

Address

Telephone number

Fax Number (if any)

Reference (if any)

Rule 4.029 Order of Appointment of Provisional Liquidator

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Form 4.16

No. _____

IN THE HIGH COURT OF JUSTICE IN NORTHERN IRELAND
CHANCERY DIVISION (COMPANIES WINDING UP)

*Insert name of company

IN THE MATTER OF*

AND IN THE MATTER OF THE INSOLVENCY (NORTHERN IRELAND) ORDER 1989

Master in chambers

(c) Give full name and address of applicants

Upon the application of (a)

And upon hearing

And upon reading the petition to wind up the above-named company and the evidence

(h) Delete if not applicable

(h) And the court being satisfied that the company is unable to pay its debts

(c) Delete as applicable

And the court being satisfied that the LC Regulation (c) does/does not apply (c) and that these proceedings are (d) proceedings as defined in Article

(d) Insert whether main, secondary or territorial proceedings

3 of the LC Regulation.

(e) If a person other than the official receiver is to be appointed delete the words in [] otherwise insert the amount to be deposited

It is ordered that (c) [upon the sum of £ _____ being deposited by the applicant with the official receiver] the following person is appointed provisional liquidator of the above-named company.

(f) Insert either "the official receiver" or if an insolvency practitioner is to be appointed, his full name and address

Name of the provisional liquidator (f)

Address (if applicable)

And it is ordered that: –

(g) Insert details of the functions to be carried out by the provisional liquidator in relation to the company's affairs

(g)

Dated

Notice to officers of Company

You are required by Article 199 of the Insolvency (Northern Ireland) Order 1989 to give the provisional liquidator all the information as he may reasonably require relating to the company's property and affairs and to attend upon him at such times as he may reasonably require.

Date

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Form 4.26

* [Na |

* Delete if
voluntary
winding-up

* Insert name of
company

* [IN THE HIGH COURT OF JUSTICE IN NORTHERN IRELAND
CHANCERY DIVISION (COMPANIES WINDING UP)]

IN THE MATTER OF†

AND IN THE MATTER OF THE INSOLVENCY (NORTHERN IRELAND) ORDER
1989

Date of Winding-Up Order/Resolution for voluntary winding-up

1	Name of Creditor	
2	Address of Creditor	
3	Total amount of claim, including any Value Added Tax and outstanding uncapitalised interest as at the date the company went into liquidation [see Note]	£
4	Details of any document by reference to which the debt can be substantiated. [Note: the liquidator may call for any document or evidence to substantiate the claim at his discretion]	
5	If the total amount shown above includes Value Added Tax, please show: (a) amount of Value Added Tax (b) amount of claim NET of Value Added Tax	£ £
6	If total amount above includes outstanding uncapitalised interest, please state amount.	£
7	If you have filled in both box 3 and box 5, please state whether you are claiming the amount shown in box 3 or the amount shown in box 5(b)	
8	Give details of whether the whole or any part of the debt falls within any (and if so which) of the categories of preferential debts under Article 346 of, and Schedule 4 to, the Insolvency (Northern Ireland) Order 1989 (as read with Schedule 4 to the Social Security Pensions (Northern Ireland) Order 1975)	Category Amount(s) claimed as preferential £
9	Particulars of how and when debt incurred	
10	Particulars of any security held, the value of the security, and the date it was given	£

11	Particulars of any reservation of title claimed, including details of goods supplied, their value and when supplied
12	Signature of creditor or person authorised to act on his behalf
	Name in BLOCK LETTERS
	Position with or relation to creditor
	Admitted to vote for
	£
	Date
	Liquidator
	Admitted preferentially for
	£
	Date
	Liquidator
	Admitted non-preferentially for
	£
	Date
	Liquidator

Note: A company goes into liquidation if it passes a resolution for voluntary winding up or an order for its winding up is made by the Court at a time when it has not already gone into liquidation by passing such a resolution.

Rule 6.006Creditor's Bankruptcy Petition on Failure to Comply with a Statutory Demand for a Liquidated Sum Payable Immediately

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Form 6.07

WARNING TO DEBTOR

- This is an application to the court, to have you made **bankrupt**
- Your attention is particularly directed to the endorsement overleaf
- If you are in any doubt about your position, you should seek advice **immediately** from a solicitor or your nearest Citizens Advice Bureau

No.

IN THE HIGH COURT OF JUSTICE IN NORTHERN IRELAND
CHANCERY DIVISION (BANKRUPTCY)

* Insert title

Re*

(a) Insert full name(s) and address(es) of petitioner(s)

I/We (a) _____

(b) Insert full name, place of residence and occupation (if any) of debtor
(c) Insert in full any other name(s) by which the debtor is or has been known
(d) Insert trading name (adding "with another or others" if this is so), business address and nature of business
(e) Insert any other address or addresses at which the debtor has resided at or after the time the petition debt was incurred
(f) Give the same details as specified in note (d) for any other businesses which have been carried on at or after the time the petition debt was incurred
(g) Delete as applicable

petition the court that a bankruptcy order may be made against (b) _____

[also known as (c) _____]

[and carrying on business as (d) _____]

[and lately residing at (e) _____]

[and lately carrying on business as (f) _____]

and say as follows: –

1. (g) The debtor's centre of main interests, being the place where he conducts the administration of his interests, is located within the United Kingdom, at

OR

The debtor's centre of main interests is located outside the United Kingdom but within the European Union and he has an establishment as defined by EC Regulation No. 1346/2000 within Northern Ireland at

OR

The debtor's centre of main interests is located outside the European Union

OR

The debtor carries on business as an insurance undertaking, a credit institution, an investment undertaking providing services involving the holding of funds or securities for third parties, or a collective investment undertaking as referred to in Article 1.2 of the EC Regulation.

2. (g) The proceedings will be main OR secondary OR territorial proceedings for the purposes of the EC Regulation.

OR

The proceedings do not fall within the EC Regulation.

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<p>(b) State in respect of the debt or each debt –</p> <p>(i) the amount, (ii) the consideration for the debt (or if there is no consideration, the way in which it arises), and (iii) when the debt was incurred</p> <p>The amount or rate of any interest or other charge not previously notified to the debtor and the reasons why you are claiming it must be shown separately. Such amount must be limited to that claimed in the statutory demand</p> <p>(j) Insert date (and in the case of personal service, time) of service of statutory demand as set out in affidavit of service</p> <p>(k) State manner of service of demand</p> <p>(l) If 3 weeks have not elapsed since service of statutory demand give reasons for earlier presentation of petition</p> <p>(m) Insert name of debtor</p> <p>(n) Only to be completed where the petitioning creditor is represented by a solicitor</p>	<p>Under the EC Regulation:</p> <p>(i) The centre of main interests should correspond to the place where the debtor conducts the administration of his interests on a regular basis.</p> <p>(ii) Establishment is defined as "any place of operations where the debtor carries out a non-transitory economic activity with human means and goods".</p> <p>3. The debtor is justly and truly indebted to me [us] in the aggregate sum of £(b)</p> <p>4. The above-mentioned debt is for a liquidated sum payable on (j) and the debtor appears to have no reasonable prospect of being able to pay it.</p> <p>5. On (j) a statutory demand was served upon the debtor by (k) in respect of the above-mentioned debt. To the best of my knowledge and belief the demand has neither been complied with nor set aside in accordance with the Rules and no application to set it aside is outstanding.</p> <p>(l)</p> <p>6. I/We do not, nor does any person on my/our behalf, hold any security on the debtor's estate, or any part thereof, for the payment of the above-mentioned sum.</p> <p>OR</p> <p>I/We hold security for the payment of (k) [part of] the above-mentioned sum.</p> <p>I/We will give up such security for the benefit of all the creditors in the event of a bankruptcy order being made.</p> <p>OR</p> <p>I/We hold security for the payment of part of the above-mentioned sum and I/we estimate the value of such security to be £ _____. This petition is not made in respect of the secured part of my/our debt.</p> <hr/> <p style="text-align: center;">Endorsement</p> <p>This petition having been presented to the court on _____ it is ordered that this petition shall be heard as follows: –</p> <p>Date _____</p> <p>Time _____ hours</p> <p>Place _____</p> <p>and you, the above-named (m) _____, are to take notice that if you intend to oppose the petition you must not later than 7 days before the date fixed for the hearing:</p> <p>(i) file in court a notice (in Form 6.20) specifying the grounds on which you object to the making of a bankruptcy order; and</p> <p>(ii) send a copy of the notice to the petitioner or his solicitor.</p> <p>The solicitor to the petitioning creditor is:–(n)</p> <p>Name _____</p> <p>Address _____</p> <p>Telephone Number _____</p> <p>Fax Number (if any) _____</p> <p>Reference _____</p>
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Rule 6.006 Creditor's Bankruptcy Petition on Failure to Comply with a Statutory Demand for a Liquidated Sum Payable at a Future Date

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Form 6.08

WARNING TO DEBTOR

- This is an application to the court to have you made **bankrupt**
- Your attention is particularly directed to the endorsement overleaf
- If you are in any doubt about your position, you should seek advice **immediately** from a solicitor or your nearest Citizens Advice Bureau

No. _____

IN THE HIGH COURT OF JUSTICE IN NORTHERN IRELAND
CHANCERY DIVISION (BANKRUPTCY)

* Insert title

Re*

(a) Insert full name(s) and address(es) of petitioner(s)

I/We (a) _____

(b) Insert full name, place of residence and occupation (if any) of debtor

petition the court that a bankruptcy order may be made against (b)

(c) Insert in full any other name(s) by which the debtor is or has been known

[also known as (c) _____]

(d) Insert trading name (adding "with another or others", if this is so), business address and nature of business

[and carrying on business as (d) _____]

(e) Insert any other address or addresses at which the debtor has resided at or after the time the petition debt was incurred

[and lately residing at (e) _____]

(f) Give the same details as specified in note (d) for any other businesses which have been carried on at or after the time the petition debt was incurred

[and lately carrying on business as (f) _____]

(g) Delete as applicable

and say as follows: –

1. (g) The debtor's centre of main interests, being the place where he conducts the administration of his interests, is located within the United Kingdom, at

OR

The debtor's centre of main interests is located outside the United Kingdom but within the European Union and he has an establishment as defined by EC Regulation No. 1346/2000 within Northern Ireland at

OR

The debtor's centre of main interests is located outside the European Union.

OR

The debtor carries on business as an insurance undertaking; a credit institution; an investment undertaking providing services involving the holding of funds or securities

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for third parties; or a collective investment undertaking as referred to in Article 1.2 of the EC Regulation.

2. (g) The proceedings will be main OR secondary OR territorial proceedings for the purposes of the EC Regulation.

OR

The proceedings do not fall within the EC Regulation

Under the EC Regulation:

- (i) The centre of main interests should correspond to the place where the debtor conducts the administration of his interests on a regular basis.
- (ii) Establishment is defined as "any place of operations where the debtor carries out a non-transitory economic activity with human means and goods".

(h) State in respect of the debt, or each debt

(i) the amount; (ii) the consideration for the debt (or, if there is no consideration, the way in which it arises); and (iii) when the debt was incurred

The amount or rate of any interest, or other charge not previously notified to the debtor and the reasons why you are claiming it must be shown separately. Such amount must be limited to that claimed in the statutory demand

(j) Insert date or dates when the debt becomes payable

(k) Insert date (and in the case of personal service, time) of service of statutory demand as set out in affidavit of service

(l) State manner of service in demand

(m) If 3 weeks have not elapsed since service of statutory demand give reasons for earlier presentation of petition

3. The debtor is justly and truly indebted to me/us in the aggregate sum of £(h) _____

4. The above-mentioned debt is for a liquidated sum payable on (j) _____

and the debtor appears to have no reasonable prospect of being able to pay it.

5. On (k) _____ a statutory demand was served upon the debtor by

(l) _____ in respect of the above-mentioned debt. To the best of my knowledge and belief the demand has neither been complied with nor set aside in accordance with the Rules and no application to set it aside is outstanding.

(m) _____

6. I/We do not, nor does any person on my/our behalf, hold any security on the debtor's estate, or any part thereof, for the payment of the above-mentioned sum.

OR

I/We hold security for the payment of (g) [part of] the above-mentioned sum.

I/We will give up such security for the benefit of all the creditors in the event of a bankruptcy order being made.

OR

I/We hold security for the payment of part of the above-mentioned sum and I/we estimate the value of such security to be £ _____. This petition is not made in respect of the secured part of my/our debt.

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Endorsement	
	This petition having been presented to the court on _____ it is ordered that this petition shall be heard as follows: –
	Date _____
	Time _____ hours
	Place _____
(n) Insert name of debtor	and you, the above-named (n) _____, are to take notice that if you intend to oppose the petition you must do so later than 7 days before the date fixed for the hearing:
	(i) file in court a notice (in Form 6.20) specifying the grounds on which you object to the making of a bankruptcy order; and
	(ii) send a copy of the notice to the petitioner or his solicitor.
(e) Only to be completed where the petitioning creditor is represented by a solicitor	The solicitor to the petitioning creditor is: (a)
	Name _____
	Address _____
	Telephone Number _____
	Fax Number (if any) _____
	Reference _____

Rule 6.006Creditor's Bankruptcy Petition on Certificate of Unenforceability of a Judgment

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

Form 6.09

WARNING TO DEBTOR

- This is an application to the court to have you made **bankrupt**
- Your attention is particularly directed to the endorsement overleaf
- If you are in any doubt about your position, you should seek advice **immediately** from a solicitor or your nearest Citizens Advice Bureau

No. _____

IN THE HIGH COURT OF JUSTICE IN NORTHERN IRELAND
CHANCERY DIVISION (BANKRUPTCY)

† Insert title

Re*

(a) Insert full name(s) and address(es) of petitioner(s)

I/We (a)

(b) Insert full name, place of residence and occupation (if any) of debtor

petition the court that a bankruptcy order may be made against (b) _____

[also known as (c) _____]

[and carrying on business as (d) _____]

(e) Insert in full any other name(s) by which the debtor(s) or has been known

[and lately residing at (e) _____]

[and lately carrying on business as (f) _____]

(d) Insert trading name (adding "with another or others", if this is so), business address and nature of business

and say as follows: –

1. (g) The debtor's centre of main interests, being the place where he conducts the administration of his interests, is located within the United Kingdom, at

(e) Insert any other address or addresses at which the debtor has resided at or after the time the petition was incurred

OR

The debtor's centre of main interests is located outside the United Kingdom but within the European Union and he has an establishment as defined by EC Regulation No. 1346/2000 within Northern Ireland at

(f) Give the same details as specified in note (d) for any other businesses which have been carried on at or after the time the petition was incurred

OR

The debtor's centre of main interests is located outside the European Union

OR

The debtor carries on business as an insurance undertaking; a credit institution; an investment undertaking providing services involving the holding of funds or securities for third parties; or a collective investment undertaking as referred to in Article 1.2 of the EC Regulation.

2. (g) The proceedings will be main OR secondary OR territorial proceedings for the purposes of the EC Regulation.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

OR

The proceedings do not fall within the I.C. Regulation.

(g) Delete as applicable

Under the I.C. Regulation:

- (i) The centre of main interests should correspond to the place where the debtor conducts the administration of his interests on a regular basis.
- (ii) Establishment is defined as "any place of operations where the debtor carries out a non-transitory economic activity with human means and goods".

(h) State in respect of the debt or each debt –

3. The debtor is justly and truly indebted to me [us] in the aggregate sum of

(i) the amount, (ii) the consideration for the debt, (or, if there is no consideration, the way in which it arises), and (iii) when the debt was incurred

£(1)

The amount or rate of any interest or other charge not previously notified to the debtor and the reasons why you are claiming it must be shown separately

4. The above-mentioned debt is for a liquidated sum payable immediately and the debtor appears to be unable to pay it

(i) Insert date on which judgment or decree was obtained

5. On (j) _____ a judgment/decree was obtained in (k) _____ in an action entitled (l) _____, (m) [Record No. _____] in the sum of £ _____. On (n) _____ an application was made to the Enforcement of Judgments Office for enforcement of the said judgment/decree and on (o) _____ a certificate of unenforceability was granted in respect of (p) [the said sum] [£ _____ part of the said sum]. The above-mentioned debt represents the amount remaining due on the said judgment/decree.

(k) Insert name of court and in the case of the High Court, Division

6. I/We do not, nor does any person on my/our behalf, hold any security on the debtor's estate, or any part thereof, for the payment of the above mentioned sum.

(l) Insert short title of action and record number

OR

I/We hold security for the payment of (q) [part of] the above-mentioned sum

(m) Delete if county court decree

I/We will give up such security for the benefit of all the creditors in the event of a bankruptcy order being made.

(n) Insert date of application to Enforcement of Judgments Office

OR

I/We hold security for the payment of part of the above mentioned sum and I/we estimate the value of such security to be £ _____. This petition is not made in respect of the secured part of my/our debt.

(o) Insert date certificate of unenforceability granted

(p) Delete as applicable

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

Endorsement	
	This petition having been presented to the court on _____ it is ordered that this petition shall be heard as follows:-
	Date _____
	Time _____ Hours _____
	Place _____
(q) Insert name of debtor	And you, the above-named (q) _____, are to take notice that if you intend to oppose the petition you must not later than 7 days before the date fixed for the hearing: <ul style="list-style-type: none"> (i) file in court a notice (in Form 6.20) specifying the grounds on which you object to the making of a bankruptcy order; and (ii) send a copy of the notice to the petitioner or his solicitor.
(r) Only to be completed where the petitioning creditor is represented by a solicitor	The solicitor to the petitioning creditor is: (r) <p>Name _____</p> <p>Address _____</p> <p>Telephone Number _____</p> <p>Fax Number (if any) _____</p> <p>Reference _____</p>

Rule 6.006 Bankruptcy Petition for Default in Connection with Voluntary Arrangement

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

Form 6.10

WARNING TO DEBTOR

- This is an application to the court to have you made **bankrupt**
- Your attention is particularly directed to the endorsement overleaf
- If you are in any doubt about your position, you should seek advice **immediately** from a solicitor or your nearest Citizens Advice Bureau

No. _____

IN THE HIGH COURT OF JUSTICE IN NORTHERN IRELAND
CHANCERY DIVISION (BANKRUPTCY)

<p>• Insert title</p> <p>(a) Insert full name(s) and address(es) of petitioner(s)</p> <p>(b) Insert full name, place of residence and occupation (if any) of debtor</p> <p>(c) Insert in full any other name(s) by which the debtor is or has been known</p> <p>(d) Insert trading name (adding "with another or others", if this is so), business address and name of business</p> <p>(e) Insert any other address or addresses at which the debtor has resided at or after the time the petition debt was incurred</p> <p>(f) Give the same details as specified in note (d) for any other businesses which have been carried on at or after the time the petition debt was incurred</p> <p>(g) Delete as applicable</p>	<p>Re*</p> <p>I/We (a)</p> <p>petition the court that a bankruptcy order may be made against (b)</p> <p>(also known as (c) _____ </p> <p>(and carrying on business as (d) _____ </p> <p>(and lately residing at (e) _____ </p> <p>(and lately carrying on business as (f) _____ </p> <p>and say as follows—</p> <p>1. (g) The debtor's centre of main interests, being the place where he conducts the administration of his interests, is located within the United Kingdom, at</p> <p>OR</p> <p>The debtor's centre of main interests is located outside the United Kingdom but within the European Union and he has an establishment as defined by EC Regulation No. 1346/2000 within Northern Ireland at</p> <p>OR</p> <p>The debtor's centre of main interests is located outside the European Union.</p> <p>OR</p> <p>The debtor carries on business as an insurance undertaking; a credit institution; an investment undertaking providing services involving the holding of funds or securities for third parties; or a collective investment undertaking as referred to in Article 1.2 of the EC Regulation.</p> <p>2. (g) The proceedings will be main OR secondary OR territorial proceedings for the purposes of the EC Regulation.</p> <p>OR</p> <p>The proceedings do not fall within the EC Regulation.</p>
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Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

Under the EC Regulation:

- (i) The centre of main interests should correspond to the place where the debtor conducts the administration of his interests on a regular basis.
- (iii) Establishment is defined as "any place of operations where the debtor carries out a non-transitory economic activity with human means and goods".

3. On (h) _____ a voluntary arrangement proposed by the debtor was approved by his creditors and I am (g) [a person who is for the time being bound by the said voluntary arrangement and (i) _____ is the supervisor] (j) _____ the supervisor of the said voluntary arrangement]

(b) Insert date the debtor entered into voluntary arrangement

(j) Insert name of supervisor

(k) Give details of the default in connection with the composition or scheme, being the grounds under Article 250(1) of the Insolvency (Northern Ireland) Order 1989 upon which the bankruptcy order is sought

(c)

(l) Insert name of debtor

(m) Only to be completed where the petitioning creditor is represented by a solicitor

Endorsement

This petition having been presented to the court and filed on at _____ a.m./p.m. it is ordered that the petition shall be heard as follows:-

Date

Time hours

Place

and you, the above-named (l) _____, are to give notice that if you intend to oppose the petition you must not later than 7 days before the date fixed for the hearing:

- (i) file in court a notice (in Form 6.20) specifying the grounds on which you object to the making of a bankruptcy order; and
- (ii) send a copy of the notice to the petitioner or his solicitor.

The solicitor to the petitioning creditor is: (m)

Name

Address

Telephone Number

Fax Number (if any)

Reference

Rule 6.030 Bankruptcy Order on Petition other than Debtor's

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

Form 6.29

No.

IN THE HIGH COURT OF JUSTICE IN NORTHERN IRELAND
CHANCERY DIVISION (BANKRUPTCY)

*Insert title	Re ^a
(a) Insert name and address of petitioner	Upon the petition of (a)
(b) Delete as appropriate	(b) [a creditor], which was presented on
	And upon hearing
	And upon reading the evidence
(c) Insert full description of debtor as set out in the petition	It is ordered that (c)
	be adjudged bankrupt.
(d) Delete as applicable	(d) And the Court being satisfied that the EC Regulation does apply and that these proceedings are (c)
(e) Insert whether main, secondary or territorial proceedings	proceedings as defined in Article 3 of the EC Regulation.
	(d) The court is satisfied that the EC Regulation does not apply in relation to these proceedings
	Dated
	Time hours
	Important Notice to Bankrupt
(f) Insert address of Official Receiver's office	The Official Receiver is by virtue of this order receiver and manager of the bankrupt's estate. You are required to attend upon the Official Receiver at (f)
	immediately after you have received this order.
	The Official Receiver's offices are open Monday to Friday (except on Holidays) from 10.00 to 16.00 hours.
(g) Order to be endorsed where petitioning creditor is represented by a solicitor	<p style="text-align: center;">Endorsement on Order (g)</p> <p>The solicitor to the petitioning creditor is:</p> <p>Name</p> <p>Address</p> <p>Telephone Number</p> <p>Fax Number (if any)</p> <p>Reference</p>

Rule 6.034 Bankruptcy Order on Petition other than Debtor's

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

Form 6.30

No _____

IN THE HIGH COURT OF JUSTICE IN NORTHERN IRELAND
CHANCERY DIVISION (BANKRUPTCY)

* Insert title Re⁹

(a) Insert full name, address and occupation (if any) of debtor I (a)
also known as (b)

(b) Insert in full any other name(s) by which the debtor is or has been known I lately residing at (c) |
[and carrying on business as (d) _____]

(c) Insert former address or addresses at which the debtor may have incurred debts or liabilities still unpaid or unsatisfied [and lately carrying on business as (e) _____]

request the court that a bankruptcy order be made against me and say as follows:

1. (f) My centre of main interests, being the place where I conduct the administration of my interests, is located within the United Kingdom, at:

OR

(d) Insert trading name (adding "with another or others", if this is so), business address and nature of the business

My centre of main interests is located outside the United Kingdom but within the European Union, and I have an establishment as defined by EC Regulation No. 1346/2000 within Northern Ireland at

OR

(e) Insert any former trading names (adding "with another or others", if this is so), business address and nature of the business in respect of which the debtor may have incurred debts or liabilities still unpaid or unsatisfied

My centre of main interests is located outside the European Union.

OR

I carry on business as an insurance undertaking; a credit institution; investment undertaking providing services involving the holding of funds or securities for third parties; or a collective investment undertaking as referred to in Article 1.2 of the EC Regulation.

2. (f) The proceedings will be main OR secondary OR territorial proceedings for the purposes of the EC Regulation.

OR

The proceedings do not fall within the EC Regulation.

Under the EC Regulation

(i) Centre of main interests should correspond to the place where the debtor conducts the administration of his interests on a regular basis.

(ii) Establishment is defined in the Council Regulation (No. 1346/2000) on insolvency proceedings as "any place of operations where the debtor carries out a non-transitory economic activity with human means and goods"

3. I am unable to pay my debts.

4. (f) That within the period of five years ending with date of this petition: –

1. I have not been adjudged bankrupt

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

OR

(g) Invert date I was adjudged bankrupt on: (g) _____ in the High Court of Justice in Northern Ireland

Record No.

(ii) I have not: (f) [made a composition with my creditors in satisfaction of my debts] or (f) [entered into a scheme of arrangement with creditors]

OR

On (g) _____ I (f) [made a composition] [entered into a scheme of arrangement] with my creditors.

(ii) I have not entered into a voluntary arrangement.

OR

On (g) _____ I entered into a voluntary arrangement.

(v) I have not been subject to an administration order under Article 80 of the Judgments Enforcement (Northern Ireland) Order 1981

OR

On (g) _____ an administration order was made against me in the Enforcement of Judgments Office.

5. A statement of my affairs is filed with this petition.

Date

Signature

Complete only if
petition not heard
immediately

Endorsement

This petition having been presented to the court on _____ it is ordered that the petition shall be heard as follows:—

Date

Time hours

Place

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

Form 6.33

No.

IN THE HIGH COURT OF JUSTICE IN NORTHERN IRELAND
CHANCERY DIVISION (BANKRUPTCY)

<p>⁴Insert title</p> <p>(a) Insert date</p> <p>(b) Delete words in square brackets if no appointment made under Article 247(2)</p> <p>(c) Insert name of insolvency practitioner appointed under Article 247(2)</p> <p>(d) Insert full description of debtor as set out in petition</p> <p>(e) Delete if no certificate for summary administration is issued under Article 249 of the Insolvency (Northern Ireland) Order 1989</p> <p>(f) Only to be completed where a trustee is appointed on the making of the bankruptcy order under Article 270(3)</p> <p>(g) Delete as appropriate</p> <p>(h) Insert whether main, secondary or territorial proceedings</p> <p>(i) Insert address of Official Receiver's office</p>	<p>Re⁵</p> <p>Upon the petition of the above named debtor, which was presented on (a)</p> <p>And upon hearing</p> <p>(b) [and upon considering the report of (c)]</p> <p>appointed under Article 247(2) of the Insolvency (Northern Ireland) Order 1989]</p> <p>And upon the petition and statement of affairs</p> <p>It is ordered that (c)</p> <p>be adjudged bankrupt.</p> <p>(g) [And it is certified that the estate of the bankrupt be administered in a summary manner]</p> <p>[And it is ordered that (f) _____ be appointed trustee of the bankrupt's estate]</p> <p>[And it is also ordered that</p> <p style="text-align: right;">]</p> <p>(g) And the court being satisfied that the EC Regulation does apply and that these proceedings are (h) _____ proceedings as defined in Article 3 of the Regulation.</p> <p>OR</p> <p>(g) And the court is satisfied that the EC Regulation does not apply in relation to these proceedings.</p> <p>Dated</p> <p>Time Hours</p> <p>Important Notice to Bankrupt</p> <p>The Official Receiver is by virtue of this order receiver and manager of the bankrupt's estate. You are required to attend upon the Official Receiver at (i) immediately after you have received this order.</p> <p>The Official Receiver's offices are open Monday to Friday (except on Holidays) from 10.00 to 16.00 hours.</p>
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Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

(k) Order to be
endorsed where
debtor is
represented by a
solicitor

Endorsement on Order (k)

The solicitor to the debtor is:-

Name

Address

Telephone Number

Tax Number (if any)

Reference

Rule 6.050 Order of Appointment of Interim Receiver

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

Form 6.35

No

IN THE HIGH COURT OF JUSTICE IN NORTHERN IRELAND
CHANCERY DIVISION (BANKRUPTCY)

*Insert title	Re ^a
	Master in chambers
(c) Give full name and address of applicants	Upon the application of (a) And upon hearing And upon reading the evidence
(b) Delete as applicable	(b) And the court being satisfied that the debtor is unable to pay his debts
(c) Insert whether main, secondary or territorial proceedings	And the court being satisfied that the EC Regulation (b) does/does not apply (b) and that these proceedings are (c) _____ proceedings as defined in Article 3 of the EC Regulation
(d) If a person other than the Official Receiver is to be appointed delete the words in [] otherwise insert the amount to be deposited	It is ordered that (d) [upon the sum of £_____ being deposited by the applicant with the Official Receiver] the following person is appointed interim receiver of the property of the above-named debtor.
(e) Insert either "the official receiver" or if an insolvency practitioner is to be appointed, his full name and address	Name of interim receiver (e) Address (if applicable) And it is ordered that:— ()
(f) Insert name and short description of property of which the interim receiver is to take possession and the duties to be performed by him in relation to the debtor's affairs	Dated: NOTICE TO DEBTOR You must give the interim receiver all the information he may require relating to your property and affairs in order for him to carry out the functions imposed on him by the terms of the above order.

Rule 6.094 Proof of Debt – General Form

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

Form 6.40

No

IN THE HIGH COURT OF JUSTICE IN NORTHERN IRELAND
CHANCERY DIVISION (BANKRUPTCY)

*Insert title

Re*

Date of Bankruptcy Order

1	Name of Creditor	
2	Address of Creditor	
3	Total amount of claim, including any Value Added Tax and outstanding uncapitalised interest as at the date of the bankruptcy order	£
4	Details of any document by reference to which the debt can be substantiated. [Note: the Official Receiver or Trustee may call for any document or evidence to substantiate the claim at his discretion.]	
5	If the total amount shown above includes Value Added Tax, please show: – (a) amount of Value Added Tax (b) amount of claim NET of Value Added Tax	£ £
6	If total amount above includes outstanding uncapitalised interest, please state amount	£
7	If you have filled in both box 3 and box 5, please state whether you are claiming the amount shown in box 3 or the amount shown in box 5(b)	
8	Give details of whether the whole or any part of the debt falls within any (and if so which) of the categories of preferential debts under Article 346 of, and Schedule 4 to, the Insolvency (Northern Ireland) Order 1989 (as read with Schedule 4 to the Social Security Pensions (Northern Ireland) Order 1975)	Category Amount(s) claimed as preferential
9	Particulars of how and when debt incurred	
10	Particulars of any security held, the value of the security, and the date it was given	£
11	Particulars of any reservation of title claimed, including details of goods supplied, their value and when supplied	

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

12 Signature of creditor or person authorised to act on his behalf

Name in BLOCK LETTERS

Position with or relation to creditor

Admitted to vote for

£

Date

Official Receiver/Trustee

Admitted preferentially for

£

Date

Trustee

Admitted non-preferentially for

£

Date

Trustee
