
STATUTORY RULES OF NORTHERN IRELAND

2007 No. 115

INSOLVENCY

**The Cross-Border Insolvency
Regulations (Northern Ireland) 2007**

*Made - - - - 23rd February 2007
To be laid before Parliament under paragraph 7(3)
of the Schedule to the Northern Ireland Act 2000*

Coming into operation 12th April 2007

**THE CROSS-BORDER INSOLVENCY
REGULATIONS (NORTHERN IRELAND) 2007**

1. Citation and commencement
 2. Interpretation
 3. UNCITRAL Model Law to have force of law
 4. Modification of Northern Ireland insolvency law
 5. Procedural matters
 6. Notices delivered to the registrar of companies
 7. Disapplication of Article 3 of the Insolvency (Northern Ireland) Order 1989
- Signature

SCHEDULE UNCITRAL MODEL LAW ON CROSS-BORDER INSOLVENCY

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PART 1 — GENERAL PROVISIONS

Article 1. Scope of Application

1. This Law applies where— (a) assistance is sought in Northern...
2. This Law does not apply to a proceeding concerning—
3. In paragraph 2 — (a) in sub-paragraph (e) the reference...
4. The court shall not grant any relief, or modify any...
5. Where a foreign proceeding regarding a debtor who is an...
6. Any suspension under this Law of the right to transfer,...

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7. In paragraph 6— (a) “registered charge” and “estate” have the...

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4. The foreign representative shall provide the court with a translation...

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1. If the decision or certificate referred to in paragraph 2...
2. The court is entitled to presume that documents submitted in...
3. In the absence of proof to the contrary, the debtor's...

Article 17. Decision to recognise a foreign proceeding

1. Subject to article 6, a foreign proceeding shall be recognised...
2. The foreign proceedings shall be recognised— (a) as a foreign...
3. An application for recognition of a foreign proceeding shall be...
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1. From the time of filing an application for recognition until...
2. Unless extended under paragraph 1(f) of article 21, the relief...
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1. Upon recognition of a foreign proceeding that is a foreign...
2. The stay and suspension referred to in paragraph 1 shall...
3. Without prejudice to paragraph 2, the stay and suspension referred...
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5. Paragraph 1 does not affect the right to request or...
6. In addition to and without prejudice to any powers of...

Article 21. Relief that may be granted upon recognition of a foreign proceeding

1. Upon recognition of a foreign proceeding, whether main or non-main,...
2. Upon recognition of a foreign proceeding, whether main or non-main,...
3. In granting relief under this article to a representative of...
4. No stay under paragraph 1(a) shall affect the right to...

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1. In granting or denying relief under article 19 or 21,...
2. The court may subject relief granted under article 19 or...
3. The court may, at the request of the foreign representative...

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1. Subject to paragraphs 6 and 9, upon recognition of a...
2. Where the foreign representative makes such an application (“an article...
3. The modifications referred to in paragraph 2 are as follows—...
4. For the purposes of paragraph 3, the date of the...
5. When the foreign proceeding is a foreign non-main proceeding, the...

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6. At any time when a proceeding under Northern Ireland insolvency...
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Explanatory Note

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Changes and effects yet to be applied to :

- Sch. 2 para. 4(2) omitted by [S.I. 2019/146 Sch. para. 244](#)
- Sch. 2 para. 6(2)(b) and word omitted by [S.I. 2019/146 Sch. para. 245](#)
- Sch. 2 para. 21(2)(e) omitted by [S.I. 2019/146 Sch. para. 246](#)
- Sch. 2 para. 25(1)(e) omitted by [S.I. 2019/146 Sch. para. 247](#)
- Sch. 2 para. 26(3)(c) omitted by [S.I. 2019/146 Sch. para. 248](#)
- Sch. 2 para. 44(1)(f) omitted by [S.I. 2019/146 Sch. para. 249](#)
- Sch. 2 para. 53 omitted by [S.I. 2019/146 Sch. para. 250](#)
- Sch. 2 para. 21(2)(h) word omitted by [S.I. 2013/472 Sch. 2 para. 124\(b\)\(i\)](#)
- Sch. 2 para. 1(1) words omitted by [S.I. 2019/146 Sch. para. 243](#)
- Sch. 2 para. 1(7) words substituted by [S.I. 2013/472 Sch. 2 para. 124\(a\)\(ii\)](#)

Changes and effects yet to be applied to the whole Rule associated Parts and Chapters:

Whole provisions yet to be inserted into this Rule (including any effects on those provisions):

- Sch. 1 art. 16(2A) inserted by [S.I. 2019/146 Sch. para. 241\(a\)](#)
- Sch. 1 art. 3 omitted by [S.I. 2019/146 Sch. para. 240](#)
- Sch. 1 art. 2(b) substituted by [S.I. 2017/702 Sch. para. 144\(2\)](#)
- Sch. 1 art. 16(3) substituted by [S.I. 2019/146 Sch. para. 241\(b\)](#)
- Sch. 1 art. 2(b) words inserted by [S.I. 2019/146 Sch. para. 239\(a\)](#)
- Sch. 1 art. 2(k) words inserted by [S.I. 2019/146 Sch. para. 239\(b\)\(i\)](#)
- Sch. 1 art. 2(k) words inserted by [S.I. 2019/146 Sch. para. 239\(b\)\(ii\)](#)
- Sch. 1 art. 1(3)(b) words omitted by [S.I. 2019/146 Sch. para. 238](#)
- Sch. 2 para. 1(6)(6A) substituted for Sch. 2 para. 1(6) by [S.I. 2013/472 Sch. 2 para. 124\(a\)\(i\)](#)
- Sch. 2 para. 21(2)(i)(j) substituted for Sch. 2 para. 21(2)(i) by [S.I. 2013/472 Sch. 2 para. 124\(b\)\(ii\)](#)
- Sch. 2 para. 25(1)(i)(ia) substituted for Sch. 2 para. 25(1)(i) by [S.I. 2013/472 Sch. 2 para. 124\(c\)](#)
- Sch. 2 para. 26(3)(g)(ga) substituted for Sch. 2 para. 26(3)(g) by [S.I. 2013/472 Sch. 2 para. 124\(d\)](#)
- Sch. 2 para. (1)(1) words substituted by [S.I. 2017/702 Sch. para. 144\(3\)\(a\)](#)
- Sch. 2 para. (1)(1) words substituted by [S.I. 2017/702 Sch. para. 144\(3\)\(b\)](#)
- Sch. 4 Form ML6 words omitted by [S.I. 2019/146 Sch. para. 252](#)
- Sch. 5 para. 5 words substituted by [2010 c. 10 Sch. 2 para. 5](#)