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SCOTTISH STATUTORY INSTRUMENTS

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**2018 No. 347**

**The Insolvency (Scotland) (Receivership  
and Winding up) Rules 2018**

**PART 8**

**DECISION MAKING**

**CHAPTER 7**

**Adjournment and suspension of meetings**

**Adjournment by chair**

**8.23.**—(1) The chair may (and must if it is so resolved) adjourn a meeting for not more than 14 days, subject to any direction of the court and to rule 8.24.

(2) Any further adjournment under this rule must not be to a day later than 14 days after the date on which the meeting was originally held, subject to any direction of the court.

**Adjournment of meetings to remove a liquidator**

**8.24.** If the chair of a meeting to remove the liquidator in a creditors' voluntary winding up or a winding up by the court is the liquidator or the liquidator's nominee and a resolution has been proposed for the liquidator's removal, the chair must not adjourn the meeting without the consent of at least  $\frac{1}{2}$  (in value) of the creditors attending and entitled to vote.

**Adjournment in absence of chair**

**8.25.**—(1) In a receivership, a creditors' voluntary winding up or a winding up by the court, if no one attends to act as chair within 30 minutes of the time fixed for a meeting to start, then the meeting is adjourned to the same time and place the following week or, if that is not a business day, to the business day immediately following.

(2) If no one attends to act as chair within 30 minutes of the time fixed for the meeting after a second adjournment under this rule, then the meeting comes to an end.

**Statements of claim and documentary evidence of debt in adjournment**

**8.26.** Where a meeting in a receivership, a creditors' voluntary winding-up or a winding up by the court is adjourned, the chair may allow a statement of claim and documentary evidence of debt (where required) to be used if delivered at or before resumption of the adjourned meeting.

**Suspension**

**8.27.** The chair of a meeting may, without an adjournment, declare the meeting suspended for one or more periods not exceeding one hour in total (or, in exceptional circumstances, such longer total period during the same day as the chair may determine).