#### SCHEDULES



Section 235.

#### CONSEQUENTIAL AMENDMENTS

The MI Bills of Sale Act (1878) Amendment Act 1882

Marginal Citations
M1 1882 c. 43.

In section 11 of the Bills of Sale Act (1878) Amendment Act 1882 (local registration of bills of sale), for the words "the London bankruptcy district as defined by the Bankruptcy Act 1869" and the words "the said London bankruptcy district" there shall be substituted, in each case, the words "the London insolvency district".

The M2Deeds of Arrangement Act 1914

## Marginal Citations M2 1914 c. 47.

<sup>F1</sup>2

#### **Textual Amendments**

F1 Sch. 8 para. 2 omitted (1.10.2015) by virtue of Deregulation Act 2015 (c. 20), s. 115(7), Sch. 6 para. 2(10) (with Sch. 6 para. 3); S.I. 2015/1732, art. 2(e)(i)

#### The M3 Settled Land Act 1925

#### Marginal Citations M3 1925 c. 18.

In section 103 of the Settled Land Act 1925 (legal estate in settled land not to vest in trustee in bankruptcy of estate owner), for the words from the beginning to "an" there shall be substituted the words "For the purposes of determining, where the estate owner of any settled land is bankrupt, whether the legal estate in the settled land is comprised in, or is capable of being claimed for, the bankrupt's estate, the legal estate in the settled land shall be deemed not to vest in the".

#### The M4Law of Property Act 1925

#### **Marginal Citations**

M4 1925 c. 20.

4 In section 52(2)(b) of the Law of Property Act 1925 (exceptions from requirement that conveyances are to be by deed), for the words "section fifty-four of the M5Bankruptcy Act 1914" there shall be substituted the words "section 91 or 161 of the Insolvency Act 1985".

#### **Marginal Citations**

M5 1914 c. 59.

#### The M6Land Registration Act 1925

#### **Marginal Citations**

M6 1925 c. 21.

F25

#### **Textual Amendments**

Sch. 8 para. 5 repealed (13.10.2003) by Land Registration Act 2002 (c. 9), s. 136(2), Sch. 13 (with s. 129, Sch. 12 para. 1); S.I. 2003/1725, art. 2(1)

#### The M7 Agricultural Credits Act 1928

#### **Marginal Citations**

M7 1928 c. 43.

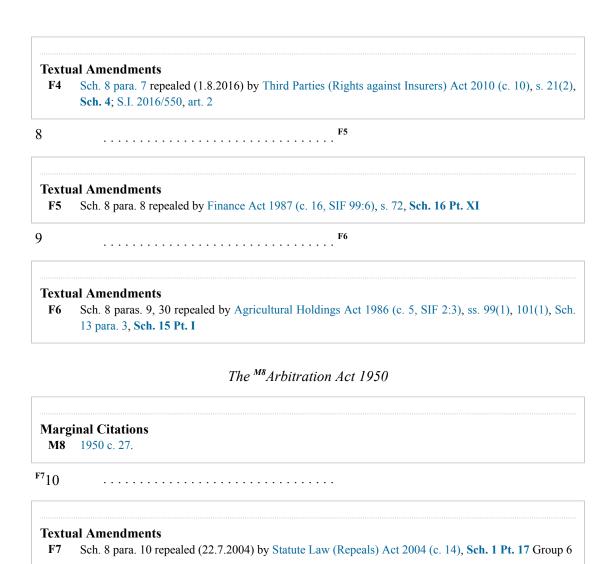
6 In section 7 of the Agricultural Credits Act 1928 (effect of floating charge), in paragraph (a)(i) of the proviso, for the words "receiving order in bankruptcy" there shall be substituted the words "bankruptcy order".

F3 ...

#### **Textual Amendments**

Sch. 8 para. 7 crossheading repealed (1.8.2016) by Third Parties (Rights against Insurers) Act 2010 (c. 10), s. 21(2), Sch. 4; S.I. 2016/550, art. 2

F47 



The M9 Administration of Justice Act 1956

Marginal Citations
M9 1956 c. 46.

- In section 40 of the Administration of Justice Act 1956 (effect of registration of judgments of courts outside England and Wales)—
  - (a) the words "the Bankruptcy Act 1914" shall be omitted; and
  - (b) for the words "those Acts" there shall be substituted the words "the said Act of 1869".

#### The M10 Licensing Act 1964

# Marginal Citations M10 1964 c. 26.

<sup>F8</sup>12 ....

#### **Textual Amendments**

**F8** Sch. 8 para. 12 repealed (24.11.2005) by Licensing Act 2003 (c. 17), s. 201(2), **Sch. 7** (with ss. 2(3), 15(2), 195); S.I. 2005/3056, art. 2(2) (with art. 4)

#### The MII Law of Property (Joint Tenants) Act 1964

## Marginal Citations M11 1964 c. 63.

In paragraph (b) of the proviso to section 1(1) of the Law of Property (Joint Tenants)
Act 1964 (assumptions on sale of land by survivor of joint tenants), for the words "a
receiving order in bankruptcy" there shall be substituted the words "a bankruptcy
order".

#### The M12General Rate Act 1967

## Marginal Citations M12 1967 c. 9.

<sup>F9</sup>14 ......

#### **Textual Amendments**

F9 Sch. 8 para. 14 repealed (22.7.2004) by Statute Law (Repeals) Act 2004 (c. 14), Sch. 1 Pt. 17 Group 6

#### The M13 Medicines Act 1968

## Marginal Citations M13 1968 c. 67.

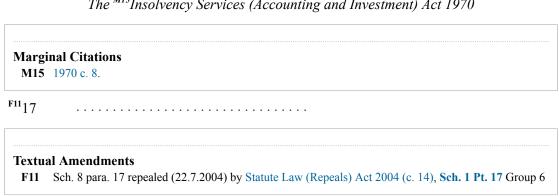
- In section 72(4) of the Medicines Act 1968 (which specifies the persons who may carry on the business of a pharmacist in the case of his death or disability), at the end there shall be inserted the words—
  - "; and in paragraph (b) above the reference to a trustee appointed under a composition, scheme or deed of arrangement includes a reference to the

supervisor of a composition or scheme proposed for the purposes of, and approved under, Chapter I of Part III of the Insolvency Act 1985."

#### The M14 Transport Act 1968

### **Marginal Citations** M14 1968 c. 73. F1016 **Textual Amendments** F10 Sch. 8 para. 16 repealed (1.1.1996) by 1994 c. 40, s. 81, Sch. 17; S.I. 1995/2835, art. 2 (with Sch.) and expressed to be repealed (1.1.1996) by 1995 c. 23, s. 60(2), Sch. 8 Pt. I (with ss. 54, 55); S.I. 1995/2181, art. 2 (with Sch.)

#### The MI5 Insolvency Services (Accounting and Investment) Act 1970



The MI6Conveyancing and Feudal Reform (Scotland) Act 1970



18 In schedule 3 to the Conveyancing and Feudal Reform (Scotland) Act 1970 (the standard conditions of a security), in standard condition 9(2)(b), for the words from "or an order" to "1925" there shall be substituted the words "or his estate falls to be administered in accordance with an order under section 228 of the Insolvency Act 1985".

The M17 Superannuation Act 1972

### **Marginal Citations M17** 1972 c. 11.

- In section 5(2) of the Superannuation Act 1972 (rule that benefit is unassignable not to affect powers of court under section 51(2) of the M18 Bankruptcy Act 1914)—
  - (a) for the words "section 51(2) of the Bankruptcy Act 1914" there shall be substituted the words "section 156 of the Insolvency Act 1985"; and
  - (b) for the words "the said section 51(2)" there shall be substituted the words "section 51(2) of the Bankruptcy Act 1914 or the said section 156".

Marginal Citations M18 1914 c. 59.

#### The M19 Road Traffic Act 1972

Marginal Citations
M19 1972 c. 20.

#### **Textual Amendments**

F12 Sch. 8 para. 20 repealed (22.7.2004) by Statute Law (Repeals) Act 2004 (c. 14), Sch. 1 Pt. 17 Group 6

#### The M20 Land Charges Act 1972

Marginal Citations M20 1972 c. 61.

- 21 (1) The Land Charges Act 1972 shall be amended as follows.
  - (2) In section 5(8) (unregistered bankruptcy petition not to bind purchaser in good faith, for money or money's worth without notice of an available act of bankruptcy) the words "without notice of an available act of bankruptcy" shall be omitted.
  - (3) In section 6 (the register of writs and orders affecting land)—
    - (a) for paragraph (c) of subsection (1) there shall be substituted the following paragraph—
      - "(c) any bankruptcy order, whether or not the bankrupt's estate is known to include land,";
    - (b) in subsection (3), for the words "receiving order in bankruptcy" there shall be substituted the words "bankruptcy order";
    - (c) for subsection (5) there shall be substituted the following subsection—
      - "(5) Subject to subsection (6) below, the title of a trustee in bankruptcy shall be void as against a purchaser of a legal estate in good faith for money or money's worth unless the bankruptcy order is for the time being registered under this section."; and

- (d) in subsection (6), the words "without notice of an available act of bankruptcy" shall be omitted.
- (4) In section 16(2) (general rules)—
  - (a) for the words "general rules under section 132 of the M21Bankruptcy Act 1914 for carrying into effect the objects of that Act" there shall be substituted the words "rules under section 207 of the Insolvency Act 1985";
  - (b) for the words "a receiving order in bankruptcy" there shall be substituted the words "a bankruptcy order"; and
  - (c) for the words "by that Act" there shall be substituted the words "by Part III of that Act".

## Marginal Citations M21 1914 c. 59.

#### The M22Local Government Act 1972

Marginal Citations M22 1972 c. 70.		
F1322		
	<b>al Amendments</b> Sch. 8 para. 22 repealed (1.4.2004) by Enterprise Act 2002 (c. 40), s. 279, <b>Sch. 26</b> ; S.I. 2003/2093, art. 2(2), Sch. 2	

#### The M23 Matrimonial Causes Act 1973



In section 39 of the Matrimonial Causes Act 1973 (settlement etc. made in compliance with a property adjustment order may be avoided on bankruptcy of settlor), for the words from "a settlement of" onwards there shall be substituted the words "a transaction in respect of which an order may be made under section 174 of the Insolvency Act 1985 (transactions at an undervalue and preferences)".



#### **Textual Amendments**

**F14** Sch. 8 para. 24 repealed by Criminal Justice Act 1988 (c. 33, SIF 39:1), ss. 123, 170, Sch. 8 para. 16, **Sch. 16** 

#### The M24 Solicitors Act 1974

### **Marginal Citations** M24 1974 c. 47. F1525 **Textual Amendments** F15 Sch. 8 para. 25 repealed (1.1.2010) by Legal Services Act 2007 (c. 29), s. 211(2), Sch. 23 (with ss. 29, 192, 193); S.I. 2009/3250, art. 2(i)(v) The M25 Social Security Pensions Act 1975



F1626

#### **Textual Amendments**

F16 Sch. 8 para. 26 repealed (7.2.1994) by 1993 c. 48, s. 188(1)(3), Sch. 5 Pt.I; S.I. 1994/86, art. 2

The M26 Recess Elections Act 1975

### **Marginal Citations**

M26 1975 c. 66.

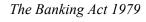
27 In section 1(2) of the Recess Elections Act 1975 (which defines certain expressions used in that Act), in the definition of "certificate of vacancy" for the words from "the relevant bankruptcy enactment" to the end of paragraph (b) there shall be substituted the words "section 214(6)(a) of the Insolvency Act 1985".

The M27 Insolvency Act 1976

	Marginal Citations		
M27	1976 c. 60.		
F1728			

### **Textual Amendments** F17 Sch. 8 para. 28 repealed (5.11.1993) by 1993 c.50, s. 1(1), Sch. 1 Pt I, Group I The M28 Land Drainage Act 1976 **Marginal Citations** M28 1976 c. 70. F1829 **Textual Amendments** F18 Sch. 8 para. 29 repealed (1.12.1991) by Water Consolidation (Consequential Provisions) Act 1991 (c. 60, SIF 130), ss. 3(1), 4(2), Sch. 3 Pt.1 (with Sch. 2 paras. 10, 14(1), 15). F19 30 **Textual Amendments** Sch. 8 paras. 9, 30 repealed by Agricultural Holdings Act 1986 (c. 5, SIF 2:3), ss. 99(1), 101(1), Sch. 13 para. 3, Sch. 15 Pt. I The M29 Employment Protection (Consolidation) Act 1978 **Marginal Citations M29** 1978 c. 44. 31 F20(1)..... $^{\text{F20}}(2) \cdots$ **Textual Amendments** F20 Sch. 8 para. 31(1)(2)(5) repealed (22.8.1996) by 1996 c. 18, ss. 242, 243, Sch. 3 Pt. I (with ss. 191-195, F21 Sch. 8 para. 31(3) repealed (7.2.1994) by 1993 c. 48, s. 188(1)(3), Sch. 5 Pt. I; S.I. 1994/86, art. 2

F22 Sch. 8 para. 31(4) repealed by Employment Act 1989 (c. 38, SIF 43:1), s. 29(4), Sch. 7 Pt. II



F2332 .....

#### **Textual Amendments**

F23 Sch. 8 para. 32 repealed (22.7.2004) by Statute Law (Repeals) Act 2004 (c. 14), Sch. 1 Pt. 17 Group 6

#### The M30 Estate Agents Act 1979

#### **Marginal Citations**

M30 1979 c. 38.

- In section 23(2) of the Estate Agents Act 1979 (prohibition on bankrupts engaging in estate agency work to cease on discharge), for paragraph (b) there shall be substituted the following paragraph—
  - "(b) he is discharged from bankruptcy."

The M31 Public Passenger Vehicles Act 1981

#### **Marginal Citations**

**M31** 1981 c. 14.

In section 19(3) of the Public Passenger Vehicles Act 1981 (holder of PSV operator's licence to give notice of bankruptcy etc.), after the word "estate" there shall be inserted the words "or the making of an administration order under Chapter III of Part II of the Insolvency Act 1985 in relation to the holder".

#### The M32 F24 Senior Courts Act 1981]

#### **Textual Amendments**

**F24** Words in Act substituted (1.10.2009) by Constitutional Reform Act 2005 (c. 4), s. 148(1), **Sch. 11 para.** 1(2); S.I. 2009/1604, art. 2(d)

#### **Marginal Citations**

**M32** 1981 c. 54.

F2535 .....

#### **Textual Amendments**

F25 Sch. 8 para. 35 repealed (22.7.2004) by Statute Law (Repeals) Act 2004 (c. 14), Sch. 1 Pt. 17 Group 6

#### The M33 Civil Jurisdiction and Judgments Act 1982

#### **Marginal Citations**

**M33** 1982 c. 27.

After paragraph (b) of section 18(3) of the Civil Jurisdiction and Judgments Act 1982 (judgments to which provisions relating to the enforcement of judgments within the United Kingdom do not apply), there shall be inserted the following paragraph—

"(ba) a judgment given in the exercise of jurisdiction in relation to insolvency law, within the meaning of section 213 of the Insolvency Act 1985;".

#### The M34 Insurance Companies Act 1982

#### **Marginal Citations**

M34 1982 c. 50.

37 (1) The Insurance Companies Act 1982 shall be amended as follows.

- (3) In section 56 (continuation of long term business of insurance companies in liquidation)—
  - (a) in subsection (4), for the words "Section 556(3) of the Companies Act" and for the words "section 556 of the Companies Act" there shall be substituted, respectively, the words "Section 90(5) of the Insolvency Act 1985" and the words "section 90 of the said Act of 1985";
  - (b) in subsection (7), for the words "committee of inspection" there shall be substituted the words "a specified committee".
- (4) In section 59 (winding-up rules)—
  - (a) in subsection (1), for the words "section 663 of the Companies Act" there shall be substituted the words "section 106 of the Insolvency Act 1985"; and
  - (b) in subsection (2), for the words "section 663 of the Companies Act" and the words "section 614 of, and schedule 19 to, the Companies Act" there shall be substituted, respectively, the words "section 106 of the Insolvency Act 1985" and the words "section 89 of, and schedule 4 to, the Insolvency Act 1985".

#### **Textual Amendments**

**F26** Sch. 8 para. 37(2) repealed (22.7.2004) by Statute Law (Repeals) Act 2004 (c. 14), **Sch. 1 Pt. 17** Group 6

#### The M35 County Courts Act 1984

Marginal Citations M35 1984 c. 28.	
38	(1) The County Courts Act 1984 shall be amended as follows.
	$^{\text{F27}}(2) \cdot \cdot$
	F27(3) · · · · · · · · · · · · · · · · · · ·
	$^{\text{F28}}(4) \cdot \cdot \cdot \cdot \cdot$
Tex	tual Amendments
F2	
F2	

#### The Housing Act 1985

- 39 (1) The Housing Act 1985 shall be amended as follows.
  - (2) In paragraph 3(4) of schedule 18 (suspension of condition as to residence), for the words "is administered in bankruptcy under section 130 of the Bankruptcy Act 1914" there shall be substituted the words "falls to be administered in accordance with an order under section 228 of the Insolvency Act 1985".
  - (3) In paragraph 5(3) of that schedule (conditions affecting house purchased by means of advance), for the words "being administered in bankruptcy under section 130 of the Bankruptcy Act 1914" there shall be substituted the words "falling to be administered in accordance with an order under section 228 of the Insolvency Act 1985".

#### The M36 Administration of Justice Act 1985



In section 16(1)(g) of the Administration of Justice Act 1985 (conditional licences), for the words "and having obtained his discharge" there shall be substituted the words "and discharged".

#### **Changes to legislation:**

There are currently no known outstanding effects for the Insolvency Act 1985, SCHEDULE 8.