



# Insolvency Act 2000

## CHAPTER 39

### INSOLVENCY ACT 2000

#### *Voluntary arrangements*

- 1 Moratorium where directors propose voluntary arrangement.
- 2 Company voluntary arrangements.
- 3 Individual voluntary arrangements.
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- 16 Commencement.
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## SCHEDULES

### SCHEDULE 1 — Moratorium where directors propose voluntary arrangement — AMENDMENTS OF THE INSOLVENCY ACT 1986

- 1 The Insolvency Act 1986 is amended as provided in this...
- 2 After section 1 there is inserted— Moratorium. (1) Where the directors of an eligible company intend to...
- 3 In section 2(1) (procedure where nominee is not the liquidator...
- 4 Before Schedule 1 there is inserted— SCHEDULE A1 Moratorium where...
- 5 In section 27(3)(a) (protection of interests of creditors and members...
- 6 In section 122(1) (grounds on which company may be wound...
- 7 In section 124 (application for winding up of company), after...
- 8 (1) Section 233 (conditions which may be imposed on supply...
- 9 In section 387 (date which determines existence and amount of...
- 10 After section 417 there is inserted— Money sums (company moratorium)...
- 11 In section 432(4) (offences by bodies corporate), at the end...
- 12 In Schedule 10 (punishment of offences), before the entry relating...

### SCHEDULE 2 — Company voluntary arrangements Part I — AMENDMENTS OF THE INSOLVENCY ACT 1986

- 1 The Insolvency Act 1986 is amended as follows.
- 2 In section 1(2) (proposal for a voluntary arrangement), for “in...
- 3 In section 2 (procedure where nominee is not the liquidator...
- 4 In section 4(2) (decisions of meetings), for “in relation to...
- 5 After section 4 there is inserted— Approval of arrangement. (1) This section applies to a decision, under section 4,...
- 6 In section 5 (effect of approval of voluntary arrangement)—
- 7 (1) Section 6 (challenge of decisions) is amended as follows...
- 8 After that section there is inserted— False representations, etc. (1) If, for the purpose of obtaining the approval of...
- 9 In section 7 (implementation of proposal)— (a) in subsection (1),...
- 10 After that section there is inserted— Prosecution of delinquent officers...
- 11 In section 387(2)(b) (date which determines existence and amount of...
- 12 In Schedule 10 (punishment of offences), before the entry relating...

#### Part II — AMENDMENTS OF THE BUILDING SOCIETIES ACT 1986

- 13 (1) The Authority may appoint one or more competent persons to...
- 14 (1) Schedule 15A to the Building Societies Act 1986 (application...

### SCHEDULE 3 — Individual voluntary arrangements

- 1 The Insolvency Act 1986 is amended as follows.
- 2 In section 252 (interim order of court)—
- 3 In section 253 (application for interim order)—
- 4 In section 254 (effect of application), in subsection (1)—
- 5 In section 255 (cases in which interim order can be...
- 6 In section 256 (nominee’s report on debtor’s proposal)—
- 7 After section 256 there is inserted— Procedure where no interim...
- 8 In section 257 (summoning of creditors’ meeting), in subsection (1)—...
- 9 In section 258 (decisions of creditors’ meeting), in subsection (3),...
- 10 In section 260 (effect of approval), for subsection (2)(b) there...
- 11 (1) In section 262 (challenge of meeting’s decision), in subsection...

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- 12 After that section there is inserted— False representations etc. (1) If for the purpose of obtaining the approval of...
- 13 In section 263 (implementation and supervision of approved voluntary arrangement)—...
- 14 In section 347 (distress, etc.)— (a) in subsection (1), after...
- 15 In section 387 (date which determines existence and amount of...
- 16 In Schedule 10 (punishment of offences), after the entry relating...

SCHEDULE 4 — Minor and consequential amendments about disqualification of company directors etc.

Part I — AMENDMENTS OF THE COMPANY DIRECTORS DISQUALIFICATION ACT 1986

- 1 The Company Directors Disqualification Act 1986 is amended in accordance...
- 2 In section 1(3) (disqualification orders), after “an order” there is...
- 3 In section 2(1) (disqualification on conviction of indictable offence), for...
- 4 In section 4 (disqualification for fraud, etc., in winding up),...
- 5 (1) In section 6 (disqualification of unfit directors)—
- 6 In section 7 (applications to court under section 6; reporting...
- 7 In section 9 (matters for determining unfitness of directors)—
- 8 In section 13 (criminal penalties)— (a) after “disqualification order or”...
- 9 In section 14(1) (offences by body corporate), after “disqualification order”...
- 10 (1) Section 15 (personal liability for company’s debts where person...
- 11 (1) In section 16 (application for disqualification order), in subsection...
- 12 (1) For section 17 (application for leave under an order)...
- 13 (1) Section 18 (register of disqualification orders) is amended as...
- 14 (1) Section 21 (interaction with Insolvency Act 1986) is amended...
- 15 (1) Section 22 (interpretation) is amended as follows.

Part II — CONSEQUENTIAL AMENDMENTS OF OTHER ENACTMENTS

*Insolvency Act 1986 (c. 45)*

- 16 (1) The Insolvency Act 1986 is amended as follows.

*Law Reform (Miscellaneous Provisions) (Scotland) Act 1990 (c. 40.)*

- 17 In section 8(1)(d) of the Law Reform (Miscellaneous Provisions) (Scotland)...

*Charities Act 1993 (c. 10)*

- 18 In section 72 of the Charities Act 1993 (persons disqualified...

*Pensions Act 1995 (c. 26)*

- 19 (1) The Pensions Act 1995 is amended as follows.

*Police Act 1996 (c. 16)*

- 20 In paragraph 11(1)(c) of Schedule 2, and paragraph 7(1)(c) of...

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*Housing Act 1996 (c. 52)*

- 21 In paragraph 4(2)(b) of Schedule 1 to the Housing Act...

*Police Act 1997 (c. 50)*

- 22 (1) The Police Act 1997 is amended as follows.

SCHEDULE 5 — Repeals

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**Changes and effects yet to be applied to :**

- Sch. 4 para. 20 repealed by [2006 c. 48 Sch. 15 Pt. 1\(B\)](#)
- Sch. 4 para. 18 repealed by [2011 c. 25 Sch. 10](#)
- Sch. 4 para. 16(2) repealed by [S.I. 2009/1941 Sch. 2](#)
- Sch. 4 para. 17 repealed by [S.I. 2009/1941 Sch. 2](#)
- Sch. 4 para. 18(a) repealed by [S.I. 2009/1941 Sch. 2](#)
- Sch. 4 para. 19-21 repealed by [S.I. 2009/1941 Sch. 2](#)

**Commencement Orders yet to be applied to the Insolvency Act 2000:**

Commencement Orders bringing legislation that affects this Act into force:

- [S.I. 2003/1397 art. 2](#) commences ([2002 c. 40](#))
- [S.I. 2007/709 art. 2-4](#) commences ([2006 c. 48](#))