

2014 No. 817

INSOLVENCY, ENGLAND AND WALES

**The Insolvency (Commencement of Proceedings) and
Insolvency Rules 1986 (Amendment) Rules 2014**

<i>Made</i> - - - -	<i>1st April 2014</i>
<i>Laid before Parliament</i>	<i>1st April 2014</i>
<i>Coming into force</i> - -	<i>22nd April 2014</i>

The Lord Chancellor has consulted the committee existing for the purposes of section 413 of the Insolvency Act 1986(a) (“the Act”).

The Lord Chancellor makes the following Rules in exercise of the powers conferred by sections 411 and 412 of the Act(b), with the concurrence of the Chancellor of the High Court (by authority of the Lord Chief Justice under section 411(7) and 412(6) of the Act), and with the concurrence of the Secretary of State.

Citation, commencement and interpretation

1.—(1) These Rules may be cited as the Insolvency (Commencement of Proceedings) and Insolvency Rules 1986 (Amendment) Rules 2014.

(2) They come into force on 22nd April 2014.

(3) In these Rules—

“the Act” means the Insolvency Act 1986;

“the London insolvency district” means the insolvency district designated by the London Insolvency District (County Court at Central London) Order 2014(c); and

“the Rules” means the Insolvency Rules 1986(d).

Commencement of insolvency proceedings under Parts 1 to 7 of the Act

2.—(1) Where section 117(e) of the Act gives jurisdiction to the County Court in respect of proceedings under Parts 1 to 7 of the Act any such proceedings when they are commenced in the county court may only be commenced in the county court hearing centre which serves the area in which the company’s registered office is situated.

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- (a) 1986 c.45. Relevant amendments to section 413 have been made by paragraphs 185 and 190 of Schedule 4 to the Constitutional Reform Act 2005 (c.4).
- (b) Relevant amendments to sections 411 and 412 have been made by paragraphs 185, 188 and 189 of Schedule 4 to the Constitutional Reform Act 2005 and by paragraphs 1 and 8 of Schedule 20 to the Tribunals, Courts and Enforcement Act 2007 (c.15).
- (c) S.I. 2014/818.
- (d) S.I. 1986/1925. Relevant amendments are cited in the notes to Schedule 2.
- (e) Section 117 was amended by regulation 6 of S.I. 2002/1240; by paragraphs 185 and 186 of Schedule 4 to the Constitutional Reform Act 2005 (c. 4); and by paragraph 93(a) and 93(b) of Schedule 9 to the Crime and Courts Act 2013 (c.22)

(2) However if the registered office is situated in an area served by a county court hearing centre for which Schedule 1 lists an alternative county court hearing centre then any such proceedings in the county court may only be commenced in the alternative county court hearing centre

(3) For the purposes of this rule a company's registered office is situated in the place which has been its registered office for the longest during the six months before the presentation of the petition for winding up.

Commencement of insolvency proceedings under Parts 7A to 11 of the Act

3.—(1) Proceedings under Parts 7A to 11(a) of the Act that are allocated in accordance with the Insolvency Rules to the London Insolvency District when they are commenced in the county court may only be commenced in the County Court at Central London.

(2) Elsewhere such proceedings when they are commenced in the County Court may only be commenced in the county court hearing centre determined in accordance with the Rules.

(3) However if the county court hearing centre so determined is one for which Schedule 1 lists an alternative county court hearing centre then such proceedings when they are commenced in the county court may only be commenced in the alternative county court hearing centre.

Amendments to the Insolvency Rules 1986

4. Schedule 2 contains amendments to the Rules.

31st March 2014

Shailesh Vara
Parliamentary Under Secretary of State
Ministry of Justice

I concur, by the authority of the Lord Chief Justice

31st March 2014

Sir Terence Etherton
Chancellor of the High Court

I concur, on behalf of the Secretary of State

1st April 2014

Jenny Willott
Parliamentary Under Secretary of State for Employment Relations and Consumer Affairs
Department for Business, Innovation and Skills

(a) Part 7A was inserted by Schedule 17 to the Tribunals, Courts and Enforcement Act 2007 (c. 15).

SCHEDULE 1

Rules 2(3) and 3(3)

Insolvency jurisdiction of County Court hearing centres

[Note: where the entry “London Insolvency District” appears in this table, jurisdiction under Parts 1 to 7 of the Act is conferred on the High Court as a result of article 6B of the High Court and County Courts Jurisdiction Order 1991 (S.I. 1991/724) which was inserted by the High Court and County Courts Jurisdiction (Amendment) Order 2014 (S.I. 2014/ 821.)]

Name of County Court Hearing Centre	Parts of the Insolvency Act under which proceedings may be commenced at a county court hearing centre or the alternative county court hearing centre where proceedings may only be commenced
Aberystwyth	Parts 1 to 11
Accrington	Blackburn
Aldershot & Farnham	Guildford
Altrincham	Manchester
Aylesbury	Parts 1 to 11
Banbury	Parts 1 to 11
Barnet	London Insolvency District - High Court for Parts 1 to 7 (see headnote); County Court at Central London for Parts 7A to 11
Barnsley	Parts 1 to 11
Barnstaple	Parts 1 to 11
Barrow-in-Furness	Parts 1 to 11
Basildon	Southend-on-Sea
Basingstoke	Reading
Bath	Parts 1 to 11
Bedford	Parts 1 to 11
Birkenhead	Parts 1 to 11
Birmingham	Parts 1 to 11
Blackburn	Parts 1 to 11
Blackpool	Parts 1 to 11
Blackwood	Parts 1 to 11
Bodmin	Truro
Bolton	Parts 1 to 11
Boston	Parts 1 to 11
Bournemouth and Poole	Parts 1 to 11
Bow	London Insolvency District - High Court for Parts 1 to 7 (see headnote); County Court at Central London for Parts 7A to 11
Bradford	Parts 1 to 11
Brecon	Merthyr Tydfil
Brentford	London Insolvency District - High Court for Parts 1 to 7 (see headnote); County Court at Central London for Parts 7A to 11
Bridgend	Parts 1 to 11
Brighton	Parts 1 to 11
Bristol	Parts 1 to 11
Bromley	Croydon
Burnley	Parts 1 to 11
Bury	Parts 1 to 11
Bury St. Edmunds	Parts 1 to 11
Buxton	Stockport
Caernarfon	Parts 1 to 11

Name of County Court Hearing Centre	Parts of the Insolvency Act under which proceedings may be commenced at a county court hearing centre or the alternative county court hearing centre where proceedings may only be commenced
Cambridge	Parts 1 to 11
Canterbury	Parts 1 to 11
Cardiff	Parts 1 to 11
Carlisle	Parts 1 to 11
Carmarthen	Parts 1 to 11
County Court at Central London	London Insolvency District - High Court for Parts 1 to 7 (see headnote); County Court at Central London for Parts 7A to 11
Chelmsford	Parts 1 to 11
Chester	Parts 1 to 11
Chesterfield	Parts 1 to 11
Chichester	Brighton
Chippenham and Trowbridge	Bath
Clerkenwell and Shoreditch	London Insolvency District - High Court for Parts 1 to 7 (see headnote); County Court at Central London for Parts 7A to 11
Colchester	Parts 1 to 11
Conwy and Colwyn	Caernarfon
Coventry	Parts 1 to 11
Crewe	Parts 1 to 11
Croydon	Parts 1 to 11
Darlington	Parts 1 to 11
Dartford	Medway
Derby	Parts 1 to 11
Doncaster	Parts 1 to 11
Dudley	Parts 1 to 11
Durham	Parts 1 to 11
Eastbourne	Parts 1 to 11
Edmonton	London Insolvency District - High Court for Parts 1 to 7 (see headnote); County Court at Central London for Parts 7A to 11
Exeter	Parts 1 to 11
Gateshead	Newcastle upon Tyne
Gloucester and Cheltenham	Parts 1 to 11
Great Grimsby	Parts 1 to 11
Guildford	Parts 1 to 11
Halifax	Parts 1 to 11
Harrogate	Parts 1 to 11
Hartlepool	Middlesbrough
Hastings	Parts 1 to 11
Haverfordwest	Parts 1 to 11
Hereford	Parts 1 to 11
Hertford	Parts 1 to 11
High Wycombe	Aylesbury
Horsham	Brighton
Huddersfield	Parts 1 to 11
Ipswich	Parts 1 to 11
Kendal	Parts 1 to 11

Name of County Court Hearing Centre	Parts of the Insolvency Act under which proceedings may be commenced at a county court hearing centre or the alternative county court hearing centre where proceedings may only be commenced
Kettering	Northampton
Kings Lynn	Parts 1 to 11
Kingston-upon-Hull	Parts 1 to 11
Kingston-upon-Thames	Parts 1 to 11
Lambeth	London Insolvency District - High Court for Parts 1 to 7 (see headnote); County Court at Central London for Parts 7A to 11
Lancaster	Parts 1 to 11
Leeds	Parts 1 to 11
Leicester	Parts 1 to 11
Lewes	Brighton
Lincoln	Parts 1 to 11
Liverpool	Parts 1 to 11
Llanelli	Swansea
Llangefni	Parts 1 to 11
Lowestoft	Norwich
Luton	Parts 1 to 11
Macclesfield	Chester
Maidstone	Parts 1 to 11
Manchester	Parts 1 to 11
Mansfield	Nottingham
Mayor's and City of London	London Insolvency District - High Court for Parts 1 to 7 (see headnote); County Court at Central London for Parts 7A to 11
Medway	Canterbury
Merthyr Tydfil	Parts 1 to 11
Middlesbrough	Parts 1 to 11
Milton Keynes	Parts 1 to 11
Mold	Wrexham
Morpeth & Berwick	Newcastle upon Tyne
Neath & Port Talbot	Parts 1 to 11
Newcastle upon Tyne	Parts 1 to 11
Newport (Gwent)	Parts 1 to 11
Newport (Isle of Wight)	Parts 1 to 11
Northampton	Parts 1 to 11
North Shields	Newcastle upon Tyne
Norwich	Parts 1 to 11
Nottingham	Parts 1 to 11
Nuneaton	Coventry
Oldham	Parts 1 to 11
Oxford	Parts 1 to 11
Peterborough	Parts 1 to 11
Plymouth	Parts 1 to 11
Pontypridd	Parts 1 to 11
Portsmouth	Parts 1 to 11
Preston	Parts 1 to 11
Reading	Parts 1 to 11
Reigate	Guildford

Name of County Court Hearing Centre	Parts of the Insolvency Act under which proceedings may be commenced at a county court hearing centre or the alternative county court hearing centre where proceedings may only be commenced
Rhyl	Parts 1 to 11
Romford	Parts 1 to 11
Rotherham	Sheffield
Salisbury	Parts 1 to 11
Scarborough	Parts 1 to 11
Scunthorpe	Parts 1 to 11
Sheffield	Parts 1 to 11
Skipton	Bradford
Slough	Parts 1 to 11
Southampton	Parts 1 to 11
Southend-on-Sea	Parts 1 to 11
South Shields	Newcastle upon Tyne
Stafford	Parts 1 to 11
Staines	Guildford
St Albans	Parts 1 to 11
St Helens	Liverpool
Stockport	Parts 1 to 11
Stoke-on-Trent	Parts 1 to 11
Sunderland	Parts 1 to 11
Swansea	Parts 1 to 11
Swindon	Parts 1 to 11
Tameside	Parts 1 to 11
Taunton	Parts 1 to 11
Telford	Parts 1 to 11
Thanet	Canterbury
Torquay & Newton Abbot	Parts 1 to 11
Truro	Parts 1 to 11
Tunbridge Wells	Parts 1 to 11
Uxbridge	The County Court at Central London
Wakefield	Parts 1 to 11
Walsall	Parts 1 to 11
Wandsworth	London Insolvency District - High Court for Parts 1 to 7 (see headnote); County Court at Central London for Parts 7A to 11
Warrington	Parts 1 to 11
Warwick	Parts 1 to 11
Watford	Luton
Welshpool & Newton	Parts 1 to 11
West Cumbria	Parts 1 to 11
West London	London Insolvency District - High Court for Parts 1 to 7 (see headnote); County Court at Central London for Parts 7A to 11
Weston Super Mare	Bristol
Weymouth	Bournemouth
Wigan	Parts 1 to 11
Willesden	London Insolvency District - High Court for Parts 1 to 7 (see headnote); County Court at Central London for Parts 7A to 11
Winchester	Parts 1 to 11

Name of County Court Hearing Centre	Parts of the Insolvency Act under which proceedings may be commenced at a county court hearing centre or the alternative county court hearing centre where proceedings may only be commenced
Wolverhampton	Parts 1 to 11
Woolwich	Croydon
Worcester	Parts 1 to 11
Worthing	Brighton
Wrexham	Parts 1 to 11
Yeovil	Parts 1 to 11
York	Parts 1 to 11

SCHEDULE 2

Rule 4

Amendments to the Insolvency Rules 1986

Individual insolvency

Rule 5A.21 (Court in which applications under section 251M (powers of court in relation to debt relief order) or 251N (inquiry into debtor’s dealings and property) to be made)

1.—(1) Rule 5A.21(a) is amended as follows.

(2) In paragraph (1)(b) for “the Central London County Court” substitute “the County Court at Central London”.

(3) In paragraph (1)(c) and paragraphs (2), (3) and (4) after “the debtor’s own county court” in each place where it occurs insert “hearing centre”.

(4) In paragraphs (3)(a) and (b) for “the county court for the insolvency district” substitute “the county court hearing centre which serves the insolvency district”.

(5) In paragraph (4)(a) for “court” in each place where it occurs substitute “county court hearing centre”.

(6) In paragraph (5) after “court” insert “and, where the application is made to the county court, the appropriate county court hearing centre”.

Rule 6.4 (Application to set aside statutory demand)

2.—(1) Rule 6.4(b) is amended as follows.

(2) In paragraph (2) after “must be made to the court” insert “or county court hearing centre”.

(3) In paragraph (2A) in the introductory words after “court” in each place where it occurs insert “or hearing centre” and in sub-paragraph (c)(ii) for “the Central London County Court” substitute “the County Court at Central London”.

Rule 6.9A (Court in which creditor’s bankruptcy petition to be presented)

3.—(1) Rule 6.9A(c) is amended as follows.

(2) In paragraph (1)(b) for “the Central London County Court” substitute “the County Court at Central London”.

(a) Part 5A was inserted by Schedule 1 to S.I. 2009/642; rule 5A.21 was substituted by rule 1 of S.I. 2011/785.

(b) Rule 6.4 was amended by S.I.s 2009/642, 2010/686 and 2011/785.

(c) Rule 6.9A was inserted by S.I. 2010/686 and was substituted by S.I. 2011/785.

(3) In paragraphs (3), (4) and (5) after “the debtor’s own county court” in each place where it occurs insert “hearing centre”.

(4) In paragraphs (4)(a) and (b) for “the county court for the insolvency district” substitute “the county court hearing centre which serves the insolvency district”.

(5) In paragraphs (6) after “court” in each place where it occurs insert “or county court hearing centre”.

(6) In paragraph (7) after “court” insert “and, where the court is the county court, the appropriate county court hearing centre”.

Rule 6.40A (Court in which debtor’s bankruptcy petition to be presented)

4.—(1) Rule 6.40A(a) is amended as follows.

(2) In paragraph (1)(b) for “the Central London County Court” substitute “the County Court at Central London”.

(3) In paragraphs (3), (4) and (5) after “the debtor’s own county court” in each place where it occurs insert “hearing centre”.

(4) In paragraph (6) in the introductory words after “the debtor’s own county court” insert “hearing centre” and in sub-paragraphs (a) and (b) for “court” in each place where it occurs substitute “county court hearing centre”.

(5) In paragraph (7) after “the court” insert “or county court hearing centre”.

(6) In paragraph (8) after “the appropriate court” insert “and, where the court is the county court, the appropriate county court hearing centre”.

Rule 7.10C (Application for a block transfer order)

5.—(1) Rule 7.10C(b) is amended as follows.

(2) In paragraph (1)(b) after “the court” insert “or county court hearing centre”.

(3) For paragraph (8)(b) substitute “the identity of the court or county court hearing centre in which the case is currently proceeding”.

(4) In paragraph (10) in the opening words for “in a county court or more than one county court” substitute “the county court”.

(5) In paragraph (10)(a) for “convenient county court having insolvency jurisdiction” substitute “convenient county court hearing centre in which insolvency proceedings of such type may be commenced”.

Court procedure and practice

Rule 7.11 (General power of transfer of proceedings between courts)

6.—(1) Rule 7.11(c) is amended as follows.

(2) In paragraphs (1) and (2) after “county court” in each place where it occurs insert “hearing centre”.

(3) In paragraph (3) substitute “the county court” for “a county court” and for “a court which has jurisdiction to wind up companies” substitute “a county court hearing centre in which proceedings to wind up companies may be commenced under the Act”.

(4) In paragraph (3A) substitute “the county court” for “a county court” and for “a court which has jurisdiction in bankruptcy” substitute “a county court hearing centre in which bankruptcy proceedings may be commenced under the Act”.

(a) Rules 6.40A was inserted by S.I. 2010/686 and was substituted by S.I. 2011/785.

(b) Rule 7.10C was inserted by S.I. 2010/686.

(c) Rule 7.11 was amended by S.I. 2009/642 and S.I. 2010/686.

(5) In paragraph (4) substitute “the county court” for “a county court” and for “that Court” substitute “the High Court”.

(6) In paragraph (4A) after “county court” in each place in which it appears insert “hearing centre”.

Rule 7.12 (Proceedings commenced in wrong court)

7.—(1) Rule 7.12(a) is amended as follows.

(2) In the opening words and in sub-paragraph (a) and (b) after “court” in each place where it appears insert “or county court hearing centre”.

Rule 7.13 (Applications for transfer)

8.—(1) Rule 7.13(b) is amended as follows.

(2) In paragraph (2) after the second and third “court” insert “or county court hearing centre”.

(3) In paragraph (3) after “court” in each of sub-paragraphs (a) and (b) insert “or county court hearing centre”.

Rule 7.14 (Procedure following order for transfer)

9.—(1) Rule 7.14(c) is amended as follows.

(2) In paragraphs (1) and (2) after “court” in each place where it appears insert “or county court hearing centre”.

(3) In paragraph (3)(a) after “county court” insert “hearing centre” and for “that court” substitute “that hearing centre”.

(4) In paragraph (3)(b) after “county court” insert “hearing centre”.

Rule 7.15 (Consequential transfer of other proceedings)

10.—(1) Rule 7.15(d) is amended as follows.

(2) In paragraph (1)(c) and (4) for “a county court” in each place where it occurs substitute “the county court”.

Rule 7.16 (Nomination and appointment of shorthand writers)

11.—(1) Rule 7.16(e) is amended as follows.

(2) In paragraph (1) substitute “the county court” for “a county court”.

Rule 7.19 (Enforcement of court orders)

12.—(1) Rule 7.19(f) is amended as follows.

(2) In the first sentence of paragraph (2) after “county court” in each place where it appears insert “hearing centre”, for the “primary court” substitute “the primary hearing centre” and for the “secondary court” substitute “the secondary hearing centre”.

(3) For the second sentence in paragraph (2) substitute “This applies whether or not the secondary hearing centre is one in which insolvency proceedings may be commenced under the Act”.

(a) Rule 7.12 was amended by S.I. 2009/642.

(b) Rule 7.13 was amended by S.I. 2009/642.

(c) Rule 7.14 was amended by S.I. 2009/642 and S.I. 2010/686.

(d) Rule 7.15 was amended by S.I. 2010/686.

(e) Rule 7.16 was amended by S.I. 2010/686 and S.I. 2009/642.

(f) Rule 7.19 was amended by S.I. 2010/686.

(4) In paragraph (3) for subparagraph (a) substitute “has been brought before a county court hearing centre in which insolvency proceedings may be commenced under the Act”.

Rule 7.21 (Warrants (general provisions))

13.—(1) Rule 7.21(a) is amended as follows.

(2) In paragraph (1) substitute “the county court” for “a county court” and delete the words in brackets.

(3) For paragraph (2)(b) substitute “in the case of a county court hearing centre, the bailiffs”.

Rule 7.24 (Execution of warrants outside court’s district)

14. Rule 7.24 is revoked.

Rule 7.35 (Procedure where detailed assessment required)

15.—(1) Rule 7.35(b) is amended as follows.

(2) In paragraph (6) for “a county court” substitute “the county court”.

Rule 7.47 (Appeals and reviews of court orders in corporate insolvency)

16.—(1) Rule 7.47(c) is amended as follows.

(2) In paragraph (3) for “A county court” substitute “The county court”.

Rule 7.52 (Right of audience)

17. Rule 7.52(1)(d) is amended by substituting for “a county court” the words “the county court”.

Rule 12A.28 (Execution overtaken by judgment debtor’s insolvency)

18.—(1) Rule 12A.28(e) is amended as follows.

(2) In paragraph (3) for the opening words substitute “Where the execution is in a county court hearing centre then if—” and for “that court” in sub-paragraphs (a) and (b) substitute the words “the county court hearing centre in charge of such execution”.

Rule 12A.33 (Contents of notices to be gazetted under the Act or Rules)

19.—(1) Rule 12A.33(f) is amended as follows.

(2) For paragraph (2)(f) substitute “the name of the court or of the hearing centre of the county court and any number assigned to the proceedings by the court or hearing centre”.

Schedule 2 (Alternative Courts)

20.—(1) Schedule 2(g) is amended as follows.

(2) For the Schedule’s heading “Alternative Courts” substitute the heading “Alternative county court hearing centres”.

(a) Rule 7.21 was amended by S.I. 2009/642 and S.I. 2010/686.

(b) Rule 7.35 was substituted by S.I. 1999/1022 and amended by S.I. 2010/686.

(c) Rule 7.47 was amended by S.I. 2010/686.

(d) Rule 7.52 was amended by S.I. 2010/686.

(e) Rule 12A.28 was inserted by S.I. 2010/686.

(f) Rule 12A.33 was inserted by S.I. 2010/686.

(g) Schedule 2 was substituted by S.I. 1987/1919 and amended by S.I. 2009/642 and S.I. 2010/686.

(3) In the table for the headings “Debtor’s own county court” and “Nearest full-time court” substitute the headings “Debtor’s own county court hearing centre” and “Nearest full-time hearing centre”.

(4) The following entries in the first column of the table are deleted together with the corresponding entries in the second column—

Aberdare,
Burton on Trent,
Dewsbury,
Kidderminster,
Newbury,
Shrewsbury and
Stourbridge.

Schedule 4 (Forms)

Form 4.2 (Winding-up petition)

21. Form 4.2(a) is amended by inserting in the endorsement after “County Court” the words “hearing centre”.

Form 6.1 (Statutory demand for liquidated sum payable immediately)

22.—(1) Form 6.1(b) is amended as follows.

(2) In the demand for “Central London County Court” substitute “County Court at Central London”.

(3) In Part A for “Central London County Court” substitute “County Court at Central London” and after “County Court” insert “hearing centre”.

Form 6.2 (Statutory demand for liquidated sum payable immediately following a judgment etc.)

23.—(1) Form 6.2(c) is amended as follows.

(2) In the demand for “Central London County Court” substitute “County Court at Central London”.

(3) In Part A for “Central London County Court” in each place where it occurs substitute “County Court at Central London” and in the last sentence of Part A after “County Court” insert “hearing centre”.

(4) In Part C after “County Court” in each place where it occurs insert “hearing centre”.

Form 6.3 (Statutory demand for a debt payable at a future date)

24.—(1) Form 6.3(d) is amended as follows.

(2) In the demand for “Central London County Court” substitute “County Court at Central London”.

(3) In Part A for “Central London County Court” substitute “County Court at Central London” and after “County Court” insert “hearing centre”.

(a) Form 4.2 was substituted by S.I. 2002/1307 and amended by S.I. 2009/2472 and S.I. 2010/686.

(b) Form 6.1 was substituted by S.I. 2003/1730 and amended by S.I. 2010/686 and S.I. 2011/785.

(c) Form 6.2 was substituted by S.I. 2003/1730 and amended by S.I. 2010/686 and S.I. 2011/785.

(d) Form 6.3 was substituted by S.I. 2003/1730 and amended by S.I. 2010/686 and S.I. 2011/785.

Form 6.7 (Creditor’s bankruptcy petition on failure to comply with a statutory demand for a liquidated sum payable immediately)

25.—(1) Form 6.7(a) is amended as follows.

(2) In the section numbered 2—

- (a) in the first paragraph for “Central London County Court” substitute “County Court at Central London”; and
- (b) in the second (alternative) paragraph after “county court” in each place where it occurs insert “hearing centre”.

Form 6.8 (Creditor’s petition on failure to comply with a statutory demand for liquidated sum payable at future date)

26.—(1) Form 6.8(b) is amended as follows.

(2) In the section numbered 2—

- (a) in the first paragraph for “Central London County Court” substitute “County Court at Central London”.
- (b) in the second (alternative) paragraph after “county court” in each place where it occurs insert “hearing centre”.

Form 6.9 (Creditor’s bankruptcy petition where execution or other process on a judgment has been returned in whole or part)

27.—(1) Form 6.9(c) is amended as follows.

(2) In the section numbered 2—

- (a) in the first paragraph for “Central London County Court” substitute “County Court at Central London”.
- (b) in the second (alternative) paragraph after “county court” in each place where it occurs insert “hearing centre”.

Form 6.10 (Bankruptcy petition for default in connection with voluntary arrangement)

28.—(1) Form 6.10(d) is amended as follows.

(2) In the section numbered 2—

- (a) in the first paragraph for “Central London County Court” substitute “County Court at Central London”.
- (b) in the second (alternative) paragraph after “county court” in each place where it occurs insert “hearing centre”.

Form 6.14 (Application for registration of petition in bankruptcy against an individual under Land Charges Act 1972)

29. Form 6.14(e) is amended by inserting after “County Court” (where the name of the court is required) “hearing centre”.

(a) Form 6.7 was substituted by S.I. 2002/1307 and amended by S.I. 2010/686 and S.I. 2011/785.
(b) Form 6.8 was substituted by S.I. 2002/1307 and amended by S.I. 2010/686 and S.I. 2011/785.
(c) Form 6.9 was substituted by S.I. 2005/527 and amended by S.I. 2010/686 and S.I. 2011/785.
(d) Form 6.10 was substituted by S.I. 2002/1307 and amended by S.I. 2010/686 and S.I. 2011/785.
(e) Form 6.14 was substituted by S.I. 1987/1919 and amended by S.I. 2010/686.

Form 6.16 (Notice of substituted service of bankruptcy petition)

30. Form 6.16 is amended by inserting in the title after “County Court” the words “hearing centre”.

Form 6.27 (Debtor’s bankruptcy petition)

31.—(1) Form 6.27(a) is amended as follows.

(2) In the section numbered 2 of the debtor’s statement—

- (a) in the second (alternative) paragraph for “Central London County Court” substitute “County Court at Central London”;
- (b) in the third (alternative) paragraph after “county court” in each place where it occurs insert “hearing centre”.

Form 7.1A (Application notice)

32. In form 7.1A(b) in the title box for “full name of court and if known, the division or district registry of the court” substitute “full name of the court (and if known, the division or district registry) or of the county court hearing centre”.

(a) Form 6.27 was substituted by S.I. 2002/1307 and amended by S.I. 2010/686 and S.I. 2011/785.
(b) Form 7.1A was substituted by S.I. 2010/686.

EXPLANATORY NOTE

(This note is not part of the Rules)

These Rules provide for the county court hearing centres where proceedings under the Insolvency Act 1986 may be commenced, and amend the Insolvency Rules 1986 (S.I. 1986/1925) in consequence of the amendment of the Courts Act 1984 (c.28) by the Crime and Courts Act 2013 (c.22) to create a single County Court for England and Wales.

Rules 2 and 3 and Schedule 1 specify in which hearing centres of the County Court proceedings under the Insolvency Act 1986 may be commenced.

In Schedule 1 where “London Insolvency District” appears against the name of a hearing centre that is a reference to the district established by the London Insolvency District (County Court at Central London Order) 2014 (S.I. 2014/818). Cases under Parts 1 to 7 of the Insolvency Act 1986 which fall within that district by virtue of rule 2 may only be commenced in the High Court as a result of the High Court and County Court Jurisdiction (Amendment) Order 2014 (S.I. 2014/821). The Insolvency Rules 1986 (S.I. 1986/1925) determine whether cases under Parts 7A to 11 of the Insolvency Act 1986 may be started in the High Court or in the County Court at Central London.

Rule 4 and Schedule 2 make consequential amendments to the Insolvency Rules 1986 including Schedule 2 (Alternative Courts) and Schedule 4 (Forms).

No Impact Assessment has been prepared for these Rules as they will not impose any significant burden on business. An Explanatory Memorandum for these Rules is available alongside them at www.legislation.gov.uk.

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