

SCHEDULE

PART 7

Northern Ireland

Amendments to the Insolvency (Northern Ireland) Order 1989

119.—(1) In paragraph 85 (moving from administration to dissolution) after sub-paragraph (1) insert—

“(1A) Sub-paragraph (1B) applies where, immediately before the administrator sends the notice, there are EU insolvency proceedings open in respect of the company in one or more member States.

(1B) The administrator must send to the registrar, with the notice, a statement—

- (a) identifying those proceedings,
- (b) identifying the member State liquidator appointed in each of those proceedings, and
- (c) indicating, in relation to each of those member State liquidators, whether that member State liquidator consents to the company being dissolved.”

(2) In sub-paragraph (3)—

- (a) after “sub-paragraph (1)” insert “ and any statement under sub-paragraph (1B)”, and
- (b) at the end insert “or them”.

(3) In sub-paragraph (6) at the end, insert “(except where sub-paragraph (6A) applies)”.

(4) After sub-paragraph (6) insert—

“(6A) This sub-paragraph applies where a statement under sub-paragraph (1B) indicates that a member State liquidator does not consent to the company being dissolved..

(6B) Where sub-paragraph (6A) applies, the company is deemed to be dissolved at the end of the period of three months beginning with the date (if any) recorded in the register as the date on which the registrar was notified that—

- (a) all proceedings identified under sub-paragraph (1B) were closed; or
- (b) every member State liquidator appointed in those proceedings consented to the company being dissolved.”

(5) In sub-paragraph (7)(a) and (c), after “sub-paragraph (6)” insert “or 6(B)”.

Commencement Information

II Sch. para. 119 in force at 26.6.2017, see [reg. 1](#)

Changes to legislation:

There are currently no known outstanding effects for the The Insolvency Amendment (EU 2015/848) Regulations 2017, Paragraph 119.