

SCHEDULE

PART 1

Amendments to the Insolvency Act 1986

9.—(1) Section 201 (dissolution on voluntary winding up)(1) is amended as follows.

(2) In subsection (2)—

- (a) after “or the account and statement” insert “and any statement under section 106(4B),”;
- (b) at the end insert “(except where subsection (2A) applies)”.

(3) After that subsection insert—

“(2A) This subsection applies where a statement sent to the registrar under section 106(4B) indicates that a member State liquidator does not consent to the company being dissolved.

(2B) Where subsection (2A) applies, the company is deemed to be dissolved at the end of the period of 3 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 in the statement sent under section 106(4B) were closed,
or
- (b) every member State liquidator appointed in those proceedings consented to the company being dissolved.”

(1) Relevant amendments to section 201 have been made by the Small Business, Enterprise and Employment Act 2015 (c.26) and by S.I. 2006/3429.