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STATUTORY RULES OF NORTHERN IRELAND

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**1991 No. 364**

**The Insolvency Rules (Northern Ireland) 1991**

PARTS 5 AND 6 INSOLVENCY OF INDIVIDUALS; BANKRUPTCY

PART 6

BANKRUPTCY

CHAPTER 8

PROOF OF BANKRUPTCY DEBTS

*SECTION A: PROCEDURE FOR PROVING*

**Expunging of proof by the court**

**6.104.**—(1) The court may expunge a proof or reduce the amount claimed—

- (a) on the trustee's application, where he thinks that the proof has been improperly admitted, or ought to be reduced; or
- (b) on the application of a creditor, if the trustee declines to interfere in the matter.

(2) Where application is made to the court under this Rule, the court shall fix a venue for the application to be heard, notice of which shall be sent by the applicant—

- (a) in the case of an application by the trustee, to the creditor who made the proof, and
- (b) in the case of an application by a creditor, to the trustee and to the creditor who made the proof (if not himself).

[E.R.6.107]