

**2009 No. 203**

**INSOLVENCY**

**The Insolvency (Deposits) (Amendment) Order (Northern  
Ireland) 2009**

*Made* - - - - - *20th May 2009*

*Coming into operation* - - - - - *1st October 2009*

The Department of Enterprise, Trade and Investment<sup>(a)</sup> makes the following Order in exercise of the powers conferred by Article 361(2) and (3) of the Insolvency (Northern Ireland) Order 1989<sup>(b)</sup>, with the concurrence of the Department of Finance and Personnel.

**Citation and commencement**

1. This Order may be cited as the Insolvency (Deposits) (Amendment) Order (Northern Ireland) 2009 and shall come into operation on 1st October 2009.

**Amendments to the Insolvency (Deposits) Order (Northern Ireland) 2006**

2.—(1) Subject to Article 3, the Insolvency (Deposits) Order (Northern Ireland) 2006<sup>(c)</sup> (the “principal Order”) shall be amended as provided by paragraphs (2), (3) and (4)—

(2) In the definition of appropriate deposit in Article 4—

- (a) in paragraph (a), for “£620”, there is substituted “£690”;
- (b) in paragraph (b), for “£310”, there is substituted “£345”; and
- (c) in paragraph (c), for “£370”, there is substituted “£415”.

(3) In Article 5(1) for “£335”, there is substituted “£315”.

(4) In Article 5(4) for “deducing” there is substituted “deducting”.

**Transitional provisions**

3.—(1) The amendments made by Article 2(2) (a), (b) and (c), increasing the deposits prescribed by Article 4 of the principal Order, shall apply only to petitions presented on or after 1st October 2009.

(2) The amendment made by Article 2(3), reducing the fee prescribed by Article 5(1) of the principal Order, shall apply only to notifications sent to the official receiver on or after 1st October 2009.

---

(a) Formerly the Department of Economic Development; *see* S.I. 1999/283 (N.I. 1), Article 3(5)  
(b) S.I. 1989/2405 (N.I. 19)  
(c) S.R. 2006 No. 55

Sealed with the Official Seal of the Department of Enterprise, Trade and Investment on 20th May 2009.



*Michael J Bohill*  
A senior officer of the  
Department of Enterprise, Trade and Investment

The Department of Finance and Personnel concurs with the foregoing Order.

Sealed with the Official Seal of the Department of Finance and Personnel on 20th May 2009.



*Jack Layberry*  
A senior officer of the  
Department of Finance and Personnel

## **EXPLANATORY NOTE**

*(This note is not part of the Order)*

This Order amends the Insolvency (Deposits) Order (Northern Ireland) 2006 (S.R. 2006 No. 55) (“the principal Order”).

Article 2(2) of this Order increases the amount of the various deposits payable pursuant to article 4 of the principal Order. Article 2(3) reduces the amount of the deposit payable under article 5(1) of the principal Order in connection with the notification of an individual voluntary arrangement and the performance by the official receiver of the functions of nominee in relation to such an arrangement.

A Regulatory Impact Assessment (RIA) has not been prepared for this Order but copies of the RIA which was prepared for the Insolvency (Northern Ireland) Order 2005 which deals with the restructuring of the system of insolvency fees are available from the Legislation Unit, Insolvency Service, Fermanagh House, 20A Ormeau Avenue, Belfast BT2 8NJ.

---

© Crown Copyright 2009

Printed in the UK by The Stationery Office Limited under the authority and superintendence of Carol Tullo, Controller of Her Majesty’s Stationery Office being the Government Printer for Northern Ireland and the Officer appointed to print the Acts of the Northern Ireland Assembly.