

SCHEDULE

PART 4

Amendments to the Insolvency (England and Wales) Rules 2016

47. In rule 1.2(2)—

(a) omit the following definitions—

- (i) “main proceedings”,
- (ii) “member State liquidator”,
- (iii) “non-EU proceedings”,
- (iv) “secondary proceedings”,
- (v) “temporary administrator”,
- (vi) “territorial proceedings”;

(b) insert in the appropriate places—

““COMI proceedings” means insolvency proceedings in England and Wales to which the EU Regulation applies where the centre of the debtor’s main interests is in the United Kingdom;

“establishment” has the same meaning as in Article 2(10) of the EU Regulation;

“establishment proceedings” means insolvency proceedings in England and Wales to which the EU Regulation applies where the debtor has an establishment in the United Kingdom;”.