

SCHEDULE 1

Amendments to the Insolvency Rules 1986

Amendment to Rule 9.5

481.—(1) Rule 9.5 (record of examination) is amended as follows.

(2) For paragraphs (1) to (3) substitute—

“(1) Unless the court otherwise directs, the written record of questions put to the respondent and the respondent’s answers, and any witness statements submitted by the respondent in compliance with an order of the court under the applicable section, are not to be filed with the court.

(2) The documents set out in paragraph (3) are not open to inspection without an order of the court, by any person other than—

- (a) the applicant for an order under the applicable section, or
- (b) any person who could have applied for such an order in respect of the affairs of the same insolvent.

(3) The documents to which paragraph (2) applies are—

- (a) the written record of the respondent’s examination;
- (b) copies of questions put to the respondent or proposed to be put to the respondent and answers to questions given by the respondent;
- (c) any witness statement by the respondent; and
- (d) any document on the court file as shows the grounds for the application for an order.”.