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STATUTORY INSTRUMENTS

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**2016 No. 1024**

**The Insolvency (England and Wales) Rules 2016**

**PART 6**

**CREDITORS' VOLUNTARY WINDING UP**

**CHAPTER 2**

Statement of affairs and other information

**Statement of affairs made out by the directors under section 99(1)**

**6.3.—**(1) This rule applies to the statement of affairs made out by the directors under section 99(1)(1).

(2) The statement of affairs must be headed “Statement of affairs” and must contain—

- (a) identification details for the company;
- (b) a statement that it is a statement of the affairs of the company on a date which is specified, being a date not more than 14 days before the date of the resolution for winding up; and
- (c) the date it is made.

(3) If a creditor requests a copy of the statement of affairs at a time when no liquidator is appointed the directors must deliver a copy to the creditor.

(4) The directors must deliver the statement of affairs to the liquidator as soon as reasonably practicable after the liquidator is appointed.

(5) The liquidator must deliver the statement of affairs to the registrar of companies within five business days after the completion of the decision procedure or deemed consent procedure referred to in rule 6.14 in respect of the appointment of the liquidator.

(6) However the liquidator must not deliver to the registrar of companies with the statement of affairs any schedule required by rule 6.4(4)(b).

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(1) Section 99(1) is substituted by paragraph 23(2) of Schedule 9 to the Small Business, Enterprise and Employment Act 2015 (c.26).