
STATUTORY INSTRUMENTS

2018 No. 1082

The Insolvency (Scotland) (Company Voluntary Arrangements and Administration) Rules 2018

PART 3

ADMINISTRATION

CHAPTER 7

Administrator's proposals

Advertising administrator's proposals and notices of extension of time for delivery of proposals (paragraph 49 of Schedule B1)

3.37.—(1) A notice published by the administrator under paragraph 49(6) of Schedule B1 must—

- (a) identify the insolvency proceedings and contain the registered office of the company;
- (b) be advertised in such manner as the administrator thinks fit; and
- (c) be published as soon as reasonably practicable after the administrator has delivered the statement of proposals to the company's creditors but not later than eight weeks (or such other period as may be agreed by the creditors or as the court may order) from the date on which the company entered administration.

(2) Where the court orders, on an application by the administrator under paragraph 107 of Schedule B1, an extension of the period in paragraph 49(5) of Schedule B1 for delivering copies of the statement of proposals, the administrator must as soon as reasonably practicable after the making of the order deliver a notice of the extension to—

- (a) the creditors of the company;
- (b) the members of the company of whose address the administrator is aware; and
- (c) the registrar of companies.

(3) The notice must—

- (a) identify the insolvency proceedings;
- (b) state the date to which the court has ordered an extension; and
- (c) contain the registered office of the company.

(4) The administrator is taken to comply with paragraph (2)(b) if the administrator publishes a notice complying with paragraph (5).

(5) The notice must—

- (a) contain the information required by paragraph (3);
- (b) be advertised in such manner as the administrator thinks fit;
- (c) state that members may request in writing a notice of the extension, and state the address to which to write; and

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- (d) be published as soon as reasonably practicable after the administrator has delivered the notice of the extension to the company's creditors.