
STATUTORY INSTRUMENTS

2018 No. 1082

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

[^{F1}PART 1A

MORATORIUM

CHAPTER 7

Notices about change in the end of moratorium

[^{F1}Notification by the monitor to the relevant persons under section A17(2) or (3) of the Act: standard contents and requirements

- 1A.18.**—(1) Notification under section A17(2) or (3) must—
- (a) be delivered—
 - (i) to each of the relevant persons specified in section A17(8)(a) to (d) (as applicable);
 - (ii) in accordance with paragraph (2); and
 - (iii) where paragraphs (3) and (4) apply in accordance with those paragraphs; and
 - (b) if the moratorium has come to an end by virtue of section A16(1)(b), contain the additional information referred to in paragraph (5).
- (2) Notification delivered under this rule must be delivered within the period of 5 business days beginning with the date in which the duty to give the notice arises.
- (3) Paragraph (4) applies where—
- (a) notification is required to be given to any of the relevant persons referred to in section A17(8)(b) to (d); or
 - (b) the moratorium is for a company which is a regulated company within the meaning given by section A49.
- (4) Where this paragraph applies the monitor must deliver a copy of the document to the registrar of companies to—
- (a) the persons referred to in section A17(8)(b) to (d), for the purpose of giving the notification required by that section; and
 - (b) the appropriate regulator for the purpose of giving the notification required by section A49(3).
- (5) The additional information that is required if a moratorium has come to an end by virtue of section A16(1)(b) is —
- (a) the date on which the company entered into the relevant insolvency procedure; and
 - (b) the contact details for the office-holder for that procedure.

Changes to legislation: *There are currently no known outstanding effects for the The Insolvency (Scotland) (Company Voluntary Arrangements and Administration) Rules 2018, Section 1A.18. (See end of Document for details)*

[Note: Chapter 9 includes provision about notification by the monitor to the company etc. where the end of the moratorium changes by virtue of a notice given to the court under section A38 (termination of the monitor).]]

Textual Amendments

- F1** Pt. 1A inserted (1.10.2021) by [The Insolvency \(Scotland\) \(Company Voluntary Arrangements and Administration\) \(Amendment\) Rules 2021 \(S.I. 2021/1026\)](#), rules 1, **6** (with rules 4, 5)

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There are currently no known outstanding effects for the The Insolvency (Scotland) (Company Voluntary Arrangements and Administration) Rules 2018, Section 1A.18.