



Insolvency Act 1986

1986 CHAPTER 45

PART IX

BANKRUPTCY

[^{F1}CHAPTER A1

ADJUDICATORS: BANKRUPTCY APPLICATIONS BY DEBTORS AND BANKRUPTCY ORDERS

[^{F1}263N Refusal to make a bankruptcy order: review and appeal etc.

- (1) Where an adjudicator refuses to make a bankruptcy order on a bankruptcy application, the adjudicator must give notice to the debtor—
 - (a) giving the reasons for the refusal, and
 - (b) explaining the effect of subsections (2) to (5).
- (2) If requested by the debtor before the end of the prescribed period, the adjudicator must review the information which was available to the adjudicator when the determination that resulted in the refusal was made.
- (3) Following a review under subsection (2) the adjudicator must—
 - (a) confirm the refusal to make a bankruptcy order, or
 - (b) make a bankruptcy order against the debtor.
- (4) Where the adjudicator confirms a refusal under subsection (3), the adjudicator must give notice to the debtor—
 - (a) giving the reasons for the confirmation, and
 - (b) explaining the effect of subsection (5).
- (5) If the refusal is confirmed under subsection (3), the debtor may appeal against the refusal to the court before the end of the prescribed period.]

Changes to legislation: *Insolvency Act 1986, Section 263N is up to date with all changes known to be in force on or before 20 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

Textual Amendments

- F1** Pt. 9 Ch. A1 inserted (25.4.2013 for specified purposes, 6.4.2016 in so far as not already in force) by [Enterprise and Regulatory Reform Act 2013 \(c. 24\)](#), s. 103(1)(i)(3), [Sch. 18](#); S.I. 2016/191, art. 2

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[View outstanding changes](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

- Act amendment to earlier affecting provision S.I. 1986/1999, art. 3, Sch. 1 Pt. 2 by [S.I. 2017/1119 Sch. 3 para. 1](#)
- Act savings and transitional provisions for amendments by S.I. 2022/1166 by [S.I. 2022/1172 Regulations](#)

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 41HB(2) words substituted by [2018 c. 14 s. 1\(3\)\(b\)](#)