



Commonhold and Leasehold Reform Act 2002

2002 CHAPTER 15

PART 1

COMMONHOLD

Termination: winding-up by court

51 Succession order

- (1) At the hearing of the winding-up petition an application may be made to the court for an order under this section (a “succession order”) in relation to the insolvent commonhold association.
- (2) An application under subsection (1) may be made only by—
 - (a) the insolvent commonhold association,
 - (b) one or more members of the insolvent commonhold association, or
 - (c) a provisional liquidator for the insolvent commonhold association appointed under section 135 of the Insolvency Act 1986.
- (3) An application under subsection (1) must be accompanied by—
 - (a) prescribed evidence of the formation of a successor commonhold association, and
 - (b) a certificate given by the directors of the successor commonhold association that its [^{F1}articles of association] comply with regulations under paragraph 2(1) of Schedule 3.
- (4) The court shall grant an application under subsection (1) unless it thinks that the circumstances of the insolvent commonhold association make a succession order inappropriate.

*Changes to legislation: There are currently no known outstanding effects for the
Commonhold and Leasehold Reform Act 2002, Section 51. (See end of Document for details)*

Textual Amendments

- F1** Words in s. 51(3)(b) substituted (1.10.2009) by [The Companies Act 2006 \(Consequential Amendments, Transitional Provisions and Savings\) Order 2009 \(S.I. 2009/1941\)](#), **Sch. 1 para. 194(11)** (with art. 10)

Changes to legislation:

There are currently no known outstanding effects for the Commonhold and Leasehold Reform Act 2002, Section 51.