
STATUTORY INSTRUMENTS

1986 No. 6 (C.1)

**BANKRUPTCY, ENGLAND AND WALES
BANKRUPTCY, SCOTLAND
COMPANIES
INSOLVENCY PRACTITIONERS**

The Insolvency Act 1985 (Commencement No. 1) Order 1986

Made - - - - - *7th January 1986*

The Secretary of State, in the exercise of his powers under section 236(2) of the Insolvency Act 1985(a), hereby makes the following Order:—

1. This Order may be cited as the Insolvency Act 1985 (Commencement No. 1) Order 1986.
2. The provisions of the Insolvency Act 1985 specified in Schedule 1 hereto shall come into operation on 1 February 1986.
3. The provisions of the Insolvency Act 1985 specified in Schedule 2 hereto shall come into operation on 1 March 1986.

Michael Howard,
Parliamentary Under Secretary of State,
Department of Trade and Industry.

7th January 1986.

SCHEDULE 1

Article 2

PROVISIONS COMING INTO OPERATION ON 1ST FEBRUARY 1986

Provisions of the Act	Subject matter of provisions
Section 10	Regulations rules and orders
Section 11	Interpretation of Part I
Section 106 in so far as it relates to the making of rules in relation to administrative receivers	Company insolvency rules
Section 108(1) and (3) in so far as they relate to the provisions of the Act herein specified	Construction of Part II
Section 213(2) (7) (8) and (9)	Co-operation between courts exercising jurisdiction in relation to insolvency law Insolvency Rules Committee
Section 226 in so far as it relates to the making of the rules in relation to administrative receivers under section 106	
Section 232	Interpretation
Section 236(1) (2) (3) and (4)	Short title commencement and extent
Schedule 5 in so far as it relates to the making of rules in relation to administrative receivers	Provisions capable of inclusion in company insolvency rules

SCHEDULE 2

Article 3

PROVISIONS COMING INTO OPERATION ON 1ST MARCH 1986

Provisions of the Act	Subject matter of provisions
Section 45	Preliminary to Part II Chapter IV
Section 108(1) and (3) in so far as they relate to provisions of the Act herein specified	Construction of Part II
Section 109(3)	Minor and consequential amendments of 1985 Act
Section 235(2)	Transitional provisions and savings
Schedule 9 paragraphs 7 and 8	Transitional provisions and savings.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order brings into force on 1st February 1986 those provisions of the Insolvency Act 1985 specified in Schedule 1 to the Order and on 1st March 1986 those further provisions of that Act specified in Schedule 2 to the Order.

The provisions brought into force on 1st February 1986 are:

the rule-making power contained in section 10 together with section 11 in so far as it makes provision for interpretation of that section;

the rule-making power contained in section 106 as far as it confers power to make rules in respect of administrative receivers together with such of the list of specific provisions that can be made under that power contained in Schedule 5 as relates thereto;

sections 108(1) and (3) and 232 providing for the construction and interpretation of the provisions brought into force;

the rule-making power and interpretation provision contained in section 213(2) (7) (8) and (9);

section 226 in so far as it relates to the enabling of the Insolvency Rules Committee to be consulted on rules made in respect of administrative receivers under section 106;

section 236(1) to (4) providing for the short title, commencement and territorial extent of the Act;

The provisions brought into force on 1st March 1986 are:

section 45 providing for the definition of "administrative receiver";

sections 108(1) and (3) and 109(3) in so far as they provide for the construction of section 45 and the term "administrative receiver";

section 235(2) and paragraphs 7 and 8 of Schedule 9 making transitional provision in respect of the commencement of section 45.

SI 1986/6
ISBN 0-11-066006-4



780110 660066