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SCHEDULE

Article 3(4)

AMENDED FORMS

The Administration of Insolvent Estates of Deceased Persons Order 1986

Form 1

**Creditor’s Petition for Insolvency Administration Order
(Title)**

(a) Insert full names(s) and address(es) of petitioner(s) I/We (a) _____

petition the court that an order be made for the administration of the insolvent estate in bankruptcy of the late

(b) Insert full name, and former occupation of deceased debtor (b) _____

(c) Insert in full any other name(s) by which the deceased debtor was known [also known as (c) _____]

(d) Insert any address(es) at which the deceased debtor has resided at or after the time the petition debt was incurred [and lately residing at (d) _____]

(e) Insert trading name (adding “with another or others” if this was so), business address(es) and nature of business(es) carried on by the deceased debtor at or after the time the petition debt was incurred. [and lately carrying on business as (e) _____]

(f) Insert date of death [who died on (f) _____]

and say as follows:-

1. (g) [The deceased debtor’s centre of main interests was] [The deceased debtor had an establishment] at _____
(g) Delete as applicable

OR

The deceased debtor carried on business as an insurance undertaking; a credit institution; an investment undertaking providing services involving the holding of funds or securities for third parties; or a collective investment undertaking as referred to in Article 1.2 of the EC Regulation

OR

The deceased debtor’s centre of main interests was not within a member State

2. The deceased debtor for the greater part of six months immediately preceding the date of death (j) [resided at] [carried on business at] _____

(j) Or as the case may be following the terms of Rule 6.9 within the district of this court (j)

Under the EC Regulation:

(i) The centre of main interests should correspond to the place where the debtor conducts the administration of his interests on a regular basis.

(ii) Establishment is defined as “any place of operations where the debtor carries out a non-transitory economic activity with human means and goods”.

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(k) Please give the amount of the debt(s), what they relate to and when they were incurred.
Please show separately the amount or rate of any interest or other charge not previously notified to the deceased debtor and the reasons why you are claiming it
(l) State date payable or "immediately" if this is so

3. The estate of the deceased debtor is justly and truly indebted to me [us] in the aggregate sum of £(k) _____

4. The above-mentioned debt is for a liquidated sum payable (l) _____ and the estate of the deceased debtor is according to my/our information and belief insufficient to pay his debts.

5. I/We do not, nor does any person on my/our behalf, hold any security on the deceased debtor's estate, or any part thereof, for the payment of the above-mentioned sum

OR

I/We hold security for the payment of (g) [part of] the above-mentioned sum. I/We will give up such security for the benefit of all the creditors in the event of an insolvency administration order being made.

OR

I/We hold security for the payment of part of the above-mentioned sum and I/we estimate the value of such security to be £ _____ This petition is not made in respect of the secured part of my/our debt.

(m) Insert date will proved

6. The will of the deceased debtor was on (m) _____

(n) Insert full names and addresses of parties proving will

proved by (n) _____

(o) Insert date letters of administration granted
(p) Insert full names and addresses of parties letters of administration granted to

OR
The letters of administration of his estate were on (o) _____
granted to (p) _____

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Endorsement	
	This petition having been presented to the court on _____ it is ordered that the petition shall be heard as follows:-
	Date _____
	Time _____ hours
	Place _____
(q) Insert full names and addresses of parties given notice	and you, (q) _____ _____

	are to take notice that if you intend to oppose the petition you must not later than 7 days before the date fixed for the hearing:
	(i) file in court a notice specifying the grounds on which you object to the making of an insolvency administration order; and
(r) Only to be completed where the petitioning creditor is represented by a solicitor	(ii) send a copy of the notice to the petitioner or his solicitor.
	The solicitor to the petitioning creditor is: - (r)
	Name _____
	Address _____ _____
	Telephone Number _____
	Reference _____

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The Administration of Insolvent Estates of Deceased Persons Order 1986

Form 2

Petition for Insolvency Administration Order by Supervisor of Voluntary Arrangement or Person Bound by it (Title)

(a) Insert full names(s) and address(es) of petitioner(s) I/We (a) _____

petition the court that an order be made for the administration of the insolvent estate in bankruptcy of the late

(b) Insert full name, and former occupation of deceased debtor (b) _____

(c) Insert in full any other name(s) by which the deceased debtor was known [also known as (c) _____]

(d) Insert any address(es) at which the deceased debtor has resided at or after the time the petition debt was incurred [and lately residing at (d) _____]

(e) Insert trading name (adding "with another or others" if this was so), business address(es) and nature of business(es) carried on by the deceased debtor at or after the time the petition debt was incurred. [and lately carrying on business as (e) _____]

and say as follows:-

1. (f) [The deceased debtor's centre of main interests was][The deceased debtor had an establishment] at _____

OR

The deceased debtor carried on business as an insurance undertaking; a credit institution; an investment undertaking providing services involving the holding of funds or securities for third parties; or a collective investment undertaking as referred to in Article 1.2 of the EC Regulation

OR

The deceased debtor's centre of main interests was not within a member State

2. The deceased debtor for the greater part of six months immediately preceding the date of death (f) [resided at] [carried on business at] _____

(g) Or as the case may be following the terms of Rule 6.9 _____

within the district of this court (g)

Under the EC Regulation:

- (i) The centre of main interests should correspond to the place where the debtor conducts the administration of his interests on a regular basis.
(ii) Establishment is defined as "any place of operations where the debtor carries out a non-transitory economic activity with human means and goods".

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- (h) Insert date the deceased entered into voluntary arrangement
- (j) Insert name of supervisor
- (k) Insert date of death
- (l) Insert date will proved
- (m) Insert full names and addresses of parties proving will
- (n) Insert date letters of administration granted
- (o) Insert full names and addresses of parties letters of administration granted to
3. On (h) _____ a voluntary arrangement proposed by the deceased debtor was approved by his creditors and I am (f) [a person who is for the time being bound by the said voluntary arrangement and (j) _____ is the supervisor] [(j) _____ the supervisor of the said voluntary arrangement].
4. The deceased debtor died on (k) _____
5. The will of the deceased debtor was on (l) _____ proved by (m) _____
- OR
- The letters of administration of his estate were on (n) _____ granted to (o) _____
6. The estate of the deceased debtor is according to my/our information and belief insufficient to pay his debts.

Endorsement

This petition having been presented to the court on _____ it is ordered that the petition shall be heard as follows:-

Date _____

Time _____ hours

Place _____

(p) Insert full names and addresses of parties given notice

and you (p) _____

are to take notice that if you intend to oppose the petition you must not later than 7 days before the date fixed for the hearing:

(i) file in court a notice specifying the grounds on which you object to the making of an insolvency administration order; and

(ii) send a copy of the notice to the petitioner or his solicitor.

(q) Only to be completed where the petitioning creditor is represented by a solicitor

The solicitor to the petitioning creditor is: - (q)

Name _____

Address _____

Telephone Number _____

Reference _____

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Form 5
Insolvency Administration Order on Transfer of Proceedings
(Title)

(a) Insert full name of deceased debtor Proceedings for the administration of the estate of the late (a)

(b) Insert name of court in which proceedings commenced having been commenced in

(b) _____ court

(c) Insert date

on (c) _____

And whereas the Court did on (c) _____
transfer such proceedings to this Court.

It is ordered that the estate of (a) _____
who died insolvent, be administered in bankruptcy.

(d) Delete as applicable

(e) Insert whether main, secondary or territorial proceedings

And the Court being satisfied that the EC Regulation (d) does/does not apply (d) and it is ordered that these proceedings are (e) _____ proceedings as defined in Article 3 of the EC Regulation

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Form 6

Petition by Personal Representative for Insolvency Administration Order (Title)

(a) Insert full names(s) and address(es) of petitioner(s) I/We (a) _____

petition the court that an order be made for the administration of the insolvent estate in bankruptcy of the late

(b) Insert full name, and former occupation of deceased debtor _____

(c) Insert in full any other name(s) by which the deceased debtor was known [also known as (c) _____]

(d) Insert any address(es) at which the deceased debtor has resided at or after the time the petition debt was incurred [and lately residing at (d) _____]

(e) Insert trading name (adding "with another or others" if this was so), business address(es) and nature of business(es) carried on by the deceased debtor at or after the time the petition debt was incurred [and lately carrying on business as (e) _____]

(f) Insert date of death who died on (f) _____ and say as follows:-

(g) Delete as applicable 1. (g) I am/We are the personal representative(s) of the deceased debtor and

(h) Insert date will proved his will was on (h) _____

(j) Insert full names and addresses of parties proving will proved by (j) _____

OR

The letters of administration of his estate were on (k) _____

(k) Insert date letters of administration granted granted to (l) _____

(l) Insert full names and addresses of parties letters of administration granted to

2. (g) [The deceased debtor's centre of main interests was][The deceased debtor had an establishment] at _____

OR

Under the EC Regulation:

(i) The centre of main interests should correspond to the place where the debtor conducts the administration of his interests on a regular basis.

(ii) Establishment is defined as "any place of operations where the debtor carries out a non-transitory economic activity with human means and goods".

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The deceased debtor carried on business as an insurance undertaking; a credit institution; an investment undertaking providing services involving the holding of funds or securities for third parties; or a collective investment undertaking as referred to in Article 1.2 of the EC Regulation

OR

The deceased debtor's centre of main interests was not within a member State

3. The deceased debtor for the greater part of six months immediately preceding the date of death (g) [resided at] [carried on business at]

(m) Or as the case may be following the terms of Rule 6.9

within the district of this court (m)

4. The estate of the deceased debtor is according to my/our information and belief insufficient to pay his debts