

2009 No. 2375 (S.11)

INSOLVENCY, SCOTLAND

COMPANIES

The Insolvency (Scotland) Amendment (No. 2) Rules 2009

<i>Made</i> - - - -	<i>1st September 2009</i>
<i>Laid before Parliament</i>	<i>3rd September 2009</i>
<i>Coming into force</i> - -	<i>1st October 2009</i>

The Secretary of State makes the following Rules in exercise of the powers conferred by section 411 of the Insolvency Act 1986(a).

Citation, commencement and interpretation

1.—(1) These Rules may be cited as the Insolvency (Scotland) Amendment (No. 2) Rules 2009 and come into force on 1st October 2009.

(2) In these Rules “the principal Rules” means the Insolvency (Scotland) Rules 1986(b).

Amendments to the principal Rules

2.—(1) The principal Rules shall be amended in the manner provided for in Schedule 1.

(2) For Form 2.30B (Scot)(c) in Schedule 5 to the principal Rules substitute the form set out in Schedule 2 to these Rules.

1st September 2009

Ian Lucas
Minister for Business and Regulatory Reform
Department for Business, Innovation and Skills

(a) 1986 c.45. Section 411 was relevantly amended by S.I. 2002/1037 and the Constitutional Reform Act 2005 (c.4) Schedule 4, paragraph 188.
(b) S.I. 1986/1915, relevant amending instruments are S.I. 2003/2111 and S.I. 2003/2108.
(c) Form 2.30B (Scot) was inserted by S.I. 2003/2111.

SCHEDULE 1

Rule 2

AMENDMENTS TO THE PRINCIPAL RULES

1. In the following forms—

- (a) Form 2.2B (Scot);
- (b) Form 2.3B (Scot);
- (c) Form 2.11B (Scot);
- (d) Form 2.15B (Scot);
- (e) Form 2.16B (Scot);
- (f) Form 2.17B (Scot);
- (g) Form 2.18B (Scot);
- (h) Form 2.19B (Scot);
- (i) Form 2.20B (Scot);
- (j) Form 2.21B (Scot);
- (k) Form 2.22B (Scot);
- (l) Form 2.23B (Scot);
- (m) Form 2.24B (Scot);
- (n) Form 2.25B (Scot);
- (o) Form 2.26B (Scot);
- (p) Form 2.27B (Scot);
- (q) Form 2.29B (Scot);
- (r) Form 2.31B (Scot);
- (s) Form 2.32B (Scot); and
- (t) Form 4.31 (Scot);

for “37 Castle Terrace, Edinburgh EH1 2EB” substitute “4th Floor, Edinburgh Quay 2, 139 Fountainbridge, Edinburgh, EH3 9FF”.

2. In Form 4.31 (Scot) for “George House, 126 George Street, Edinburgh EH2 4HH LP 1. Edinburgh 20” substitute “1 Pennyburn Road, Kilwinning, KA13 6SA, LP4 - Kilwinning”.

SCHEDULE 2

Rule 2

Rule 2.52
Rule 2.56

Form 2.30B (Scot)

The Insolvency Act 1986

R2.52/
R2.56

Notice of vacation of office by administrator

Pursuant to paragraph 88 or 89 of Schedule B1 to the Insolvency Act 1986 and Rules 2.52 or 2.56 of the Insolvency (Scotland) Rules 1986

Name of Company	Company number
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(a) Insert name and address of person giving notice

Notice is hereby given by (a) _____

(b) Insert name of administrator

that (b) _____

*Delete as applicable
(c) Insert name and address of registered office of company

who was appointed *administrator/one of the administrators of (c) _____

(d) Insert date appointed
(e) Insert name of applicant/appointor

on (d) _____ by (e) _____

has vacated the office of administrator because:

* he died on (f) _____ (attach copy of death certificate)

* he was removed from office by order of the court, a copy of which is attached

* he ceased to be qualified to act as an administrator of the company

(f) Insert date

Signed _____

*Delete as applicable

Dated _____

Contact Details:

You do not have to give any contact information in the box opposite but if you do, it will help Companies House to contact you if there is a query on the form. The contact information that you give will be visible to searchers of the public record

	Tel
DX Number	DX Exchange

Companies House receipt date barcode

When you have completed and signed this form please send it to the Registrar of Companies at:

EXPLANATORY NOTE

(This note is not part of the Order)

These Rules amend the Insolvency (Scotland) Rules 1986 (S.I. 1986/1915) (“the principal Rules”).

Schedule 1 amends a number of the forms in Schedule 5 to the principal Rules to update the addresses for Companies House and the Accountant in Bankruptcy.

Schedule 2 substitutes a new Form 2.30B (Scot). When the original Form 2.30B (Scot) was inserted by S.I. 2003/2111 the form number was not included. In order to correct this error the form is now being re-prescribed. The only other change to the content of Form 2.30B (Scot) is to update the Companies House address.

No Regulatory Impact Assessment has been prepared in relation to these Rules as they will not impose any significant burdens on business.

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