
STATUTORY INSTRUMENTS

2016 No. 1020

The Small Business, Enterprise and Employment Act 2015 (Commencement No. 6 and Transitional and Savings Provisions) Regulations 2016

Transitional and saving provision

- 5.—(1) This regulation applies where on or after 6th April 2017—
- (a) a creditors' or contributories' meeting is to be held as a result of a notice issued before that date in relation to a meeting for which provision is made by the Insolvency Rules 1986⁽¹⁾ or the 1986 Act;
 - (b) a meeting is to be held as a result of a requisition by a creditor or contributory made before that date;
 - (c) a meeting is to be held as a result of a statement made under paragraph 52(1)(b) of Schedule B1 to the 1986 Act and a request made before that date which obliges the administrator to summon an initial creditors' meeting;
 - (d) a progress meeting is required by section 104A of the 1986 Act⁽²⁾ in the winding up of a company where the resolution to wind up was passed before 6th April 2010; or
 - (e) a meeting is to be held under section 94, 106, 146 or 331 of the 1986 Act as a result of—
 - (i) a final report to creditors sent under rule 4.49D of the Insolvency Rules 1986 (final report to creditors in liquidation),
 - (ii) a final report to creditors and bankrupt sent under rule 6.78B of the Insolvency Rules 1986 (final report to creditors and bankrupt), or
 - (iii) a meeting being called under section 94 of the 1986 Act (final meeting prior to dissolution).
- (2) Where such a meeting is to be held, the 1986 Act applies without the amendments made by—
- (a) section 122 of the 2015 Act;
 - (b) section 123 of the 2015 Act; and
 - (c) section 126 and Schedule 9 to the 2015 Act, insofar as those amendments relate to the abolition of requirements to hold meetings.

⁽¹⁾ [S.I. 1986/1925](#).

⁽²⁾ [1986 c.45](#). Article 12 of the Legislative Reform (Insolvency) (Miscellaneous Provisions) Order 2010 [S.I. 2010/18](#) saves section 104A of the Act in relation to companies where the resolution to wind up was passed before 6th April 2010.