
STATUTORY INSTRUMENTS

2016 No. 1024

The Insolvency (England and Wales) Rules 2016

PART 12

COURT PROCEDURE AND PRACTICE

CHAPTER 5

Obtaining information and evidence

Evidence provided by the official receiver, an insolvency practitioner or a special manager

12.29.—(1) Where in insolvency proceedings a witness statement is made by an office-holder, the office-holder must state—

- (a) the capacity in which the office-holder is acting; and
- (b) the office-holder's address.

(2) The following may file a report with the court instead of a witness statement in all insolvency proceedings—

- (a) the official receiver; and
- (b) the adjudicator.

(3) The following may file a report with the court instead of a witness statement unless the application involves other parties or the court otherwise directs—

- (a) an administrator;
- (b) a provisional liquidator;
- (c) a liquidator;
- (d) an interim receiver;
- (e) a trustee; and
- (f) a special manager.

(4) Where a report is filed instead of a witness statement, the report must be treated for the purpose of rule 12.28 and any hearing before the court as if it were a witness statement.