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STATUTORY INSTRUMENTS

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**2016 No. 1024**

**The Insolvency (England and Wales) Rules 2016**

**PART 2**

**COMPANY VOLUNTARY ARRANGEMENTS (CVA)**

**CHAPTER 4**

**Procedure for a CVA with a moratorium**

**Notice and advertisement of beginning of a moratorium**

**2.15.**—(1) The directors must as soon as reasonably practicable after delivery to them of the endorsed copies of the schedule deliver two copies of the schedule to the nominee and one to the company.

(2) After delivery of the copies of the schedule, the nominee—

- (a) must as soon as reasonably practicable gazette a notice of the coming into force of the moratorium; and
- (b) may advertise the notice in such other manner as the nominee thinks fit.

(3) The notice must specify—

- (a) the nature of the business of the company;
- (b) that a moratorium under section 1A has come into force; and
- (c) the date on which it came into force.

(4) The nominee must as soon as reasonably practicable deliver a notice of the coming into force of the moratorium to—

- (a) the registrar of companies;
- (b) the company; and
- (c) any petitioning creditor of whose address the nominee is aware.

(5) The notice must specify—

- (a) the date on which the moratorium came into force; and
- (b) the court with which the documents to obtain the moratorium were filed.

(6) The nominee must deliver a notice of the coming into force of the moratorium and the date on which it came into force to—

- (a) any enforcement agent or other officer who to the knowledge of the nominee is charged with distress or other legal process, against the company or its property; and
- (b) any person who to the nominee's knowledge has distrained against the company or its property.