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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 3**

**Procedure for a CVA without a moratorium**

**Nominee's report on proposal where the nominee is not the liquidator or administrator  
(section 2(2))**

- 2.9.**—(1) The nominee's report must be filed with the court under section 2(2) accompanied by—
- (a) a copy of the report;
  - (b) a copy of the proposal (as amended under rule 2.2(2), if that is the case); and
  - (c) a copy of the statement of the company's affairs or a summary of it.
- (2) The report must state—
- (a) why the nominee considers the proposal does or does not have a reasonable prospect of being approved and implemented; and
  - (b) why the members and the creditors should or should not be invited to consider the proposal.
- (3) The court must endorse the nominee's report and the copy of it with the date of filing and deliver the copy to the nominee.
- (4) The nominee must deliver a copy of the report to the company.