
STATUTORY INSTRUMENTS

2016 No. 1024

The Insolvency (England and Wales) Rules 2016

PART 7

WINDING UP BY THE COURT

CHAPTER 3

Petition for winding-up order

Petition dismissed

7.23.—(1) Unless the court otherwise directs, when a petition is dismissed the petitioner must give a notice of the dismissal as soon as reasonably practicable.

(2) The notice must be—

- (a) gazetted; or
- (b) advertised in accordance with any directions of the court.

(3) The notice must contain—

- (a) a statement that a petition for the winding up of the company has been dismissed;
- (b) in the case of an overseas company, the address at which service of the petition was effected;
- (c) the name and address of the petitioner;
- (d) the date on which the petition was presented;
- (e) the date on which the petition was gazetted or otherwise advertised; and
- (f) the date of the hearing at which the petition was dismissed.

(4) The company may itself gazette notice of the dismissal where—

- (a) the petitioner is not the company; and
- (b) the petitioner has not given notice in accordance with paragraphs (1) to (3) within 21 days of the date of the hearing at which the petition was dismissed.