

Council Regulation (EC) No 603/2005 of 12 April 2005 amending the lists of insolvency proceedings, winding-up proceedings and liquidators in Annexes A, B and C to Regulation (EC) No 1346/2000 on insolvency proceedings (repealed)

COUNCIL REGULATION (EC) No 603/2005

of 12 April 2005

amending the lists of insolvency proceedings, winding-up proceedings and liquidators in Annexes A, B and C to Regulation (EC) No 1346/2000 on insolvency proceedings (repealed)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1346/2000 of 29 May 2000 on insolvency proceedings⁽¹⁾, and in particular Article 45 thereof,

Having regard to the proposal from the Commission,

Whereas:

- (1) The Annexes to Regulation (EC) No 1346/2000 list the designations given in the national legislation of the Member States to the proceedings and liquidators to which that Regulation applies. Annex A to that Regulation lists the insolvency proceedings referred to in Article 2(a) of that Regulation. Annex B of that Regulation lists the winding-up proceedings referred to in Article 2(c) and Annex C of that Regulation lists the liquidators referred to in Article 2(b) of that Regulation.
- (2) Annexes A, B and C to Regulation (EC) No 1346/2000 were amended by the 2003 Act of Accession so as to include the insolvency proceedings, the winding-up proceedings and the liquidators of the new Member States.
- (3) Belgium, Spain, Italy, Latvia, Lithuania, Malta, Hungary, Austria, Poland, Portugal and the United Kingdom have notified the Commission, pursuant to Article 45 of Regulation (EC) No 1346/2000, of amendments to the lists set out in Annexes A, B and C to that Regulation.
- (4) The United Kingdom and Ireland, in accordance with Article 3 of the Protocol on the position of the United Kingdom and Ireland annexed to the Treaty on European Union and the Treaty establishing the European Community, have given notice of their wish to take part in the adoption and application of this Regulation.
- (5) Denmark, in accordance with Articles 1 and 2 of the Protocol on the position of Denmark annexed to the Treaty on European Union and the Treaty establishing the European Community, is not participating in the adoption of this Regulation, and is therefore not bound by it nor subject to its application.
- (6) Regulation (EC) No 1346/2000 should therefore be amended accordingly,

Status: Point in time view as at 12/04/2005.

Changes to legislation: There are currently no known outstanding effects for the Council Regulation (EC) No 603/2005 (repealed). (See end of Document for details)

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EC) No 1346/2000 is amended as follows:

1. Annex A is replaced by the text set out in Annex I to this Regulation;
2. Annex B is replaced by the text set out in Annex II to this Regulation;
3. Annex C is replaced by the text set out in Annex III to this Regulation.

Article 2

This Regulation shall enter into force on the day following its publication in the *Official Journal of the European Union*.

This Regulation shall be binding in its entirety and directly applicable in the Member States in accordance with the Treaty establishing the European Community.

Done at Luxembourg, 12 April 2005.

For the Council

The President

J.-C. JUNCKER

ANNEX I

ANNEX A

Insolvency proceedings referred to in Article 2(a)

BELGIË/BELGIQUE

- Het faillissement/La faillite
- Het gerechtelijk akkoord/Le concordat judiciaire
- De collectieve schuldenregeling/Le règlement collectif de dettes
- De vrijwillige vereffening/La liquidation volontaire
- De gerechtelijke vereffening/La liquidation judiciaire
- De voorlopige ontneming van beheer, bepaald in artikel 8 van de faillissementswet/
Le dessaisissement provisoire, visé à l'article 8 de la loi sur les faillites

ČESKÁ REPUBLIKA

- Konkurs
- Nucené vyrovnání
- Vyrovnání

DEUTSCHLAND

- Das Konkursverfahren
- Das gerichtliche Vergleichsverfahren
- Das Gesamtvollstreckungsverfahren
- Das Insolvenzverfahren

EESTI

- Pankrotimenetus

ΕΛΛΑΣ

- Η πτώχευση
- Η ειδική εκκαθάριση
- Η προσωρινή διαχείριση εταιρείας. Η διοίκηση και διαχείριση των πιστωτών
- Η υπαγωγή επιχείρησης υπό επίτροπο με σκοπό τη σύναψη συμβιβασμού με τους πιστωτές

ESPAÑA

- Concurso

FRANCE

- Liquidation judiciaire
- Redressement judiciaire avec nomination d'un administrateur

IRELAND

- Compulsory winding up by the court

Status: Point in time view as at 12/04/2005.

Changes to legislation: There are currently no known outstanding effects for the Council Regulation (EC) No 603/2005 (repealed). (See end of Document for details)

- Bankruptcy
 - The administration in bankruptcy of the estate of persons dying insolvent
 - Winding-up in bankruptcy of partnerships
 - Creditors' voluntary winding up (with confirmation of a Court)
 - Arrangements under the control of the court which involve the vesting of all or part of the property of the debtor in the Official Assignee for realisation and distribution
 - Company examinership
- ITALIA
- Fallimento
 - Concordato preventivo
 - Liquidazione coatta amministrativa
 - Amministrazione straordinaria
- ΚΥΠΡΟΣ
- Υποχρεωτική εκκαθάριση από το Δικαστήριο
 - Εκούσια εκκαθάριση από πιστωτές κατόπιν Δικαστικού Διατάγματος
 - Εκούσια εκκαθάριση από μέλη
 - Εκκαθάριση με την εποπτεία του Δικαστηρίου
 - Πτώχευση κατόπιν Δικαστικού Διατάγματος
 - Διαχείριση της περιουσίας προσώπων που απεβίωσαν αφερέγγυα
- LATVIJA
- Bankrots
 - Izlīgums
 - Sanācija
- LIETUVA
- įmonės restruktūrizavimo byla
 - įmonės bankroto byla
 - įmonės bankroto procesas ne teismo tvarka
- LUXEMBOURG
- Faillite
 - Gestion contrôlée
 - Concordat préventif de faillite (par abandon d'actif)
 - Régime spécial de liquidation du notariat
- MAGYARORSZÁG
- Csődeljárás

Status: Point in time view as at 12/04/2005.

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— Felszámolási eljárás

MALTA

— Xoljiment

— Amministrazzjoni

— Stralċ volontarju mill-membri jew mill-kredituri

— Stralċ mill-Qorti

— Falliment f'każ ta' negozjant

NEDERLAND

— Het faillissement

— De surséance van betaling

— De schuldsaneringsregeling natuurlijke personen

ÖSTERREICH

— Das Konkursverfahren

— Das Ausgleichsverfahren

POLSKA

— Postępowanie upadłościowe

— Postępowanie układowe

— Upadłość obejmująca likwidację

— Upadłość z możliwością zawarcia układu

PORTUGAL

— O processo de insolvência

— O processo de falência

— Os processos especiais de recuperação de empresa, ou seja:

— À concordata

— A reconstituição empresarial

— A reestruturação financeira

— A gestão controlada

SLOVENIJA

— Stečajni postopek

— Skrajšani stečajni postopek

— Postopek prisilne poravnave

— Prisilna poravnava v stečaju

SLOVENSKO

— Konkurzné konanie

— Vyrovnanie

SUOMI/FINLAND

Status: Point in time view as at 12/04/2005.

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— Konkurssi/konkurs

— Yrityssaneeraus/företagssanering

SVERIGE

— Konkurs

— Företagsrekonstruktion

UNITED KINGDOM

— Winding up by or subject to the supervision of the court

— Creditors' voluntary winding up (with confirmation by the court)

— Administration, including appointments made by filing prescribed documents with the court

— Voluntary arrangements under insolvency legislation

— Bankruptcy or sequestration

ANNEX II

ANNEX B

Winding-up proceedings referred to in Article 2(c)

BELGIË/BELGIQUE

— Het faillissement/La faillite

— De vrijwillige vereffening/La liquidation volontaire

— De gerechtelijke vereffening/La liquidation judiciaire

ČESKÁ REPUBLIKA

— Konkurs

— Nucené vyrovnání

DEUTSCHLAND

— Das Konkursverfahren

— Das Gesamtvollstreckungsverfahren

— Das Insolvenzverfahren

EESTI

— Pankrotimenetus

ΕΛΛΑΣ

— Η πτώχευση

— Η ειδική εκκαθάριση

ESPAÑA

— Concurso

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FRANCE

— Liquidation judiciaire

IRELAND

— Compulsory winding up

— Bankruptcy

— The administration in bankruptcy of the estate of persons dying insolvent

— Winding-up in bankruptcy of partnerships

— Creditors' voluntary winding up (with confirmation of a court)

— Arrangements under the control of the court which involve the vesting of all or part of the property of the debtor in the Official Assignee for realisation and distribution

ITALIA

— Fallimento

— Liquidazione coatta amministrativa

— Concordato preventivo con cessione dei beni

ΚΥΠΡΟΣ

— Υποχρεωτική εκκαθάριση από το Δικαστήριο

— Εκκαθάριση με την εποπτεία του Δικαστηρίου

— Εκούσια εκκαθάριση από πιστωτές (με την επικύρωση του Δικαστηρίου)

— Πτώχευση

— Διαχείριση της περιουσίας προσώπων που απεβίωσαν αφερέγγυα

LATVIJA

— Bankrots

LIETUVA

— įmonės bankroto byla

— įmonės bankroto procesas ne teismo tvarka

LUXEMBOURG

— Faillite

— Régime spécial de liquidation du notariat

MAGYARORSZÁG

— Felszámolási eljárás

MALTA

— Stralċ volontarju

— Stralċ mill-Qorti

— Falliment inkluz il-ħruġ ta' mandat ta' qbid mill-Kuratur f'każ ta' negozjant fallut

NEDERLAND

— Het faillissement

Status: Point in time view as at 12/04/2005.

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— De schuldsaneringsregeling natuurlijke personen

ÖSTERREICH

— Das Konkursverfahren

POLSKA

— Postępowanie upadłościowe

— Upadłość obejmująca likwidację

PORTUGAL

— O processo de insolvência

— O processo de falência

SLOVENIJA

— Stečajni postopek

— Skrajšani stečajni postopek

SLOVENSKO

— Konkurzné konanie

— Vyrovnanie

SUOMI/FINLAND

— Konkurssi/konkurs

SVERIGE

— Konkurs

UNITED KINGDOM

— Winding up by or subject to the supervision of the court

— Winding up through administration, including appointments made by filing prescribed documents with the court

— Creditors' voluntary winding up (with confirmation by the court)

— Bankruptcy or sequestration

ANNEX III

ANNEX C

Liquidators referred to in Article 2(b)

BELGIË/BELGIQUE

— De curator/Le curateur

— De commissaris inzake opschorting/Le commissaire au sursis

— De schuldbemiddelaar/Le médiateur de dettes

— De vereffenaar/Le liquidateur

— De voorlopige bewindvoerder/L'administrateur provisoire

ČESKÁ REPUBLIKA

— Správce podstaty

— Předběžný správce

— Vyrovnací správce

— Zvláštní správce

— Zástupce správce

DEUTSCHLAND

— Konkursverwalter

— Vergleichsverwalter

— Sachwalter (nach der Vergleichsordnung)

— Verwalter

— Insolvenzverwalter

— Sachwalter (nach der Insolvenzordnung)

— Treuhänder

— Vorläufiger Insolvenzverwalter

EESTI

— Pankrotihaldur

— Ajutine pankrotihaldur

— Usaldusisik

ΕΛΛΑΣ

— Ο σύνδικος

— Ο προσωρινός διαχειριστής. Η διοικούσα επιτροπή των πιστωτών

— Ο ειδικός εκκαθαριστής

— Ο επίτροπος

ESPAÑA

— Administradores concursales

FRANCE

— Représentant des créanciers

— Mandataire liquidateur

— Administrateur judiciaire

— Commissaire à l'exécution de plan

IRELAND

— Liquidator

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— Official Assignee

— Trustee in bankruptcy

— Provisional Liquidator

— Examiner

ITALIA

— Curatore

— Commissario

— Liquidatore giudiziale

ΚΥΠΡΟΣ

— Εκκαθαριστής και Προσωρινός Εκκαθαριστής

— Επίσημος Παραλήπτης

— Διαχειριστής της Πτώχευσης

— Εξεταστής

LATVIJA

— Maksātnespējas procesa administrators

LIETUVA

— Bankrutuojančių įmonių administratorius

— Restruktūrizuojamų įmonių administratorius

LUXEMBOURG

— Le curateur

— Le commissaire

— Le liquidateur

— Le conseil de gérance de la section d'assainissement du notariat

MAGYARORSZÁG

— Csődeljárás

— Felszámolási eljárás

MALTA

— Amministratur Provizorju

— Riċevitur Uffiċjali

— Stralċjarju

— Manager Speċjali

— Kuraturi f'każ ta' proċeduri ta' falliment

NEDERLAND

— De curator in het faillissement

— De bewindvoerder in de surséance van betaling

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— De bewindvoerder in de schuldsaneringsregeling natuurlijke personen

ÖSTERREICH

- Masseverwalter
- Ausgleichsverwalter
- Sachverwalter
- Treuhänder
- Besondere Verwalter
- Konkursgericht

POLSKA

- Syndyk
- Nadzorca sądowy
- Zarządca

PORTUGAL

- Administrador da insolvência
- Gestor judicial
- Liquidatário judicial
- Comissão de credores

SLOVENIJA

- Upravitelj prisilne poravnave
- Stečajni upravitelj
- Sodišče, pristojno za postopek prisilne poravnave
- Sodišče, pristojno za stečajni postopek

SLOVENSKO

- Správca
- Predbežný správca
- Nútený správca
- Likvidátor

SUOMI/FINLAND

- Pesänhoitaja/boförvaltare
- Selvittäjä/utredare

SVERIGE

- Förvaltare
- God man
- Rekonstruktör

UNITED KINGDOM

Status: Point in time view as at 12/04/2005.

Changes to legislation: There are currently no known outstanding effects for the Council Regulation (EC) No 603/2005 (repealed). (See end of Document for details)

- Liquidator
- Supervisor of a voluntary arrangement
- Administrator
- Official Receiver
- Trustee
- Provisional Liquidator
- Judicial factor

Status: Point in time view as at 12/04/2005.

Changes to legislation: There are currently no known outstanding effects for the
Council Regulation (EC) No 603/2005 (repealed). (See end of Document for details)

- (1) [OJ L 160, 30.6.2000, p. 1](#). Regulation as amended by the 2003 Act of Accession.

Status:

Point in time view as at 12/04/2005.

Changes to legislation:

There are currently no known outstanding effects for the Council Regulation (EC) No 603/2005 (repealed).