

## SCHEDULES

### SCHEDULE 8

#### TRANSITIONAL PROVISIONS AND SAVINGS

### PART II

#### INDIVIDUAL INSOLVENCY

##### *Second bankruptcy*

**13.**—(1) Articles 307 and 308 of this Order apply with the following modifications where the earlier bankruptcy (within the meaning of Article 307) is a bankruptcy in relation to which the Bankruptcy Acts apply instead of Parts VIII to X of this Order, that is to say—

- (a) references to the existing trustee include references to the assignees of the bankrupt's estate for the purposes of the earlier bankruptcy; and
- (b) references to property vested in the existing trustee under Article 280(3) of this Order have effect as references to such property vested in that trustee as was acquired by or devolved on the bankrupt after the commencement (within the meaning of the Bankruptcy Acts) of the earlier bankruptcy; and
- (c) references to an order under Article 283 of this Order have effect as references to an order under section 319 of the Irish Bankrupt and Insolvent Act 1857<sup>F1</sup> or section 51 of the Bankruptcy (Ireland) Amendment Act 1872<sup>F2</sup>.

(2) Section 11 of the Bankruptcy Amendment Act (Northern Ireland) 1929<sup>F3</sup> (second bankruptcy) does not apply where a person who is an undischarged bankrupt under the Bankruptcy Acts is adjudged bankrupt under this order.

**F1** 1857 c. 60

**F2** 1872 c. 58

**F3** 1929 c. 1 (NI)

**Status:**

Point in time view as at 01/01/2006.

**Changes to legislation:**

The Insolvency (Northern Ireland) Order 1989, Paragraph 13 is up to date with all changes known to be in force on or before 19 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.