



# Insolvency Act 1985

## 1985 CHAPTER 65

### PART IV

#### MISCELLANEOUS AND SUPPLEMENTAL

##### *Powers to make subordinate legislation*

#### **226 Insolvency rules committee**

- (1) The committee established under section 10 of the Insolvency Act 1976 (advisory committee on bankruptcy and winding-up rules) shall continue to exist for the purpose of being consulted under subsection (2) below, instead of for the purpose of carrying out the functions conferred by that section.
- (2) The Lord Chancellor shall consult the committee before making any rules under section 106 or 207 above.
- (3) Subject to subsection (4) below, the committee shall continue to consist of—
  - (a) a judge of the High Court attached to the Chancery Division;
  - (b) a circuit judge ;
  - (c) a registrar in bankruptcy of the High Court;
  - (d) the registrar of a county court;
  - (e) a practising barrister;
  - (f) a practising solicitor ; and
  - (g) a practising accountant;and the appointment of any person as a member of the committee shall be made by the Lord Chancellor.
- (4) The Lord Chancellor may appoint as additional members of the committee any persons appearing to him to have qualifications or experience that would be of value to the committee in considering any matter with which it is concerned.

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*Status: This is the original version (as it was originally enacted). This item of legislation is currently only available in its original format.*

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### **227 Insolvent partnerships**

- (1) The Lord Chancellor may, by order made with the concurrence of the Secretary of State, provide that such provisions of this Act and Parts XX and XXI of the 1985 Act as may be specified in the order shall apply in relation to insolvent partnerships with such modifications as may be so specified.
- (2) An order under this section may make different provision for different cases and may contain such incidental, supplemental and transitional provisions as may appear to the Lord Chancellor necessary or expedient.
- (3) An order under this section shall be made by statutory instrument subject to annulment in pursuance of a resolution of either House of Parliament.

### **228 Insolvent estates of deceased persons**

- (1) The Lord Chancellor may, by order made with the concurrence of the Secretary of State, provide that such provisions of this Act as may be specified in the order shall apply to the administration of the insolvent estates of deceased persons with such modifications as may be so specified.
- (2) An order under this section may make different provision for different cases and may contain such incidental, supplemental and transitional provisions as may appear to the Lord Chancellor necessary or expedient.
- (3) An order under this section shall be made by statutory instrument subject to annulment in pursuance of a resolution of either House of Parliament.
- (4) For the purposes of this section the estate of a deceased person is insolvent if, when realised, it will be insufficient to meet in full all the debts and other liabilities to which it is subject

### **229 Recognised banks etc.**

- (1) The Secretary of State may, by order made with the concurrence of the Treasury and after consultation with the Bank of England, provide that such provisions of Part II of this Act and Parts XVIII to XXI of the 1985 Act as may be specified in the order shall apply in relation to—
  - (a) recognised banks and licensed institutions within the meaning of the Banking Act 1979 ; and
  - (b) institutions to which sections 16 and 18 of that Act apply as if they were licensed institutions,with such modifications as may be so specified.
- (2) An order under this section may make different provision for different cases and may contain such incidental, supplemental and transitional provisions as may appear to the Secretary of State necessary or expedient.
- (3) An order under this section shall be made by statutory instrument subject to annulment in pursuance of a resolution of either House of Parliament.