



Insolvency Act 1986

1986 CHAPTER 45

PART VI

MISCELLANEOUS PROVISIONS APPLYING TO COMPANIES WHICH ARE INSOLVENT OR IN LIQUIDATION

[^{F1}Power to assign certain causes of action

[^{F1}246ZD] Power to assign

- (1) This section applies in the case of a company where—
 - (a) the company enters administration, or
 - (b) the company goes into liquidation;and “the office-holder” means the administrator or the liquidator, as the case may be.
- (2) The office-holder may assign a right of action (including the proceeds of an action) arising under any of the following—
 - (a) section 213 or 246ZA (fraudulent trading);
 - (b) section 214 or 246ZB (wrongful trading);
 - (c) section 238 (transactions at an undervalue (England and Wales));
 - (d) section 239 (preferences (England and Wales));
 - (e) section 242 (gratuitous alienations (Scotland));
 - (f) section 243 (unfair preferences (Scotland));
 - (g) section 244 (extortionate credit transactions).]

Textual Amendments

- F1** S. 246ZD and cross-heading inserted (1.10.2015) by [Small Business, Enterprise and Employment Act 2015](#) (c. 26), **ss. 118**, 164(1); S.I. 2015/1689, reg. 2(j) (with Sch. para. 16)

Status: Point in time view as at 31/01/2019. This version of this provision has been superseded.

Changes to legislation: Insolvency Act 1986, Section 246ZD is up to date with all changes known to be in force on or before 10 July 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. (See end of Document for details)

Modifications etc. (not altering text)

- C1** S. 246ZD applied (with modifications) by 2009 c. 1, s. 103 (as amended) (7.4.2017) by [The Deregulation Act 2015, the Small Business, Enterprise and Employment Act 2015 and the Insolvency \(Amendment\) Act \(Northern Ireland\) 2016 \(Consequential Amendments and Transitional Provisions\) Regulations 2017 \(S.I. 2017/400\), regs. 1\(2\), 5\(4\)](#)
- C2** Ss. 246ZA-246ZD applied (with modifications) by 2009 c. 1, s. 145 Table 2 (as amended) (7.4.2017) by [The Deregulation Act 2015, the Small Business, Enterprise and Employment Act 2015 and the Insolvency \(Amendment\) Act \(Northern Ireland\) 2016 \(Consequential Amendments and Transitional Provisions\) Regulations 2017 \(S.I. 2017/400\), regs. 1\(2\), 5\(10\)](#)
- C3** S. 246ZD applied (with modifications) (31.1.2019) by [Technical and Further Education Act 2017 \(c. 19\), s. 47\(2\), Sch. 4; S.I. 2018/1161, reg. 3\(d\)](#)
- C4** S. 246ZD applied (with modifications) (31.1.2019) by [Technical and Further Education Act 2017 \(c. 19\), s. 47\(2\), Sch. 3; S.I. 2018/1161, reg. 3\(e\)](#)

Status:

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