



# Insolvency Act 1986

## 1986 CHAPTER 45

### PART III

#### RECEIVERSHIP

### CHAPTER II

#### RECEIVERS (SCOTLAND)

#### **63 Powers of court.**

- (1) The court on the application of—
  - (a) the holder of a floating charge by virtue of which a receiver was appointed, or
  - (b) a receiver appointed under section 51,may give directions to the receiver in respect of any matter arising in connection with the performance by him of his functions.
- (2) Where the appointment of a person as a receiver by the holder of a floating charge is discovered to be invalid (whether by virtue of the invalidity of the instrument or otherwise), the court may order the holder of the floating charge to indemnify the person appointed against any liability which arises solely by reason of the invalidity of the appointment.

#### **Modifications etc. (not altering text)**

- C1** S. 63 amended (1.12.2001) by [2000 c. 8, s. 363\(2\)](#); [S.I. 2001/3538, art. 2\(1\)](#)
- C2** Ss. 63-66 applied (with modifications) (6.4.2001) by [S.S.I. 2001/128, reg. 4, Sch. 2, Sch. 3](#)
- C3** [Ss. 63-66](#) applied (with modifications) (4.1.2024) by [S.I. 2021/716, Sch. 1 para. 3](#) (as amended by [The Payment and Electronic Money Institution Insolvency \(Amendment\) Regulations 2023 \(S.I. 2023/1399\)](#), [regs. 1\(2\), 20](#))

**Changes to legislation:**

Insolvency Act 1986, Section 63 is up to date with all changes known to be in force on or before 01 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.

[View outstanding changes](#)

**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

- Act amendment to earlier affecting provision S.I. 1986/1999, art. 3, Sch. 1 Pt. 2 by [S.I. 2017/1119 Sch. 3 para. 1](#)
- Act savings and transitional provisions for amendments by S.I. 2022/1166 by [S.I. 2022/1172 Regulations](#)

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 41HB(2) words substituted by [2018 c. 14 s. 1\(3\)\(b\)](#)