



Insolvency Act 1986

1986 CHAPTER 45

PART IV

WINDING UP OF COMPANIES REGISTERED UNDER THE COMPANIES ACTS

CHAPTER I

PRELIMINARY

Contributories

83 [F1Companies registered but not formed under the Companies Act 2006]

- (1) The following applies in the event of a company being wound up which [F2is registered but not formed under the Companies Act 2006].
- (2) Every person is a contributory, in respect of the company's debts and liabilities contracted before registration, who is liable—
 - (a) to pay, or contribute to the payment of, any debt or liability so contracted, or
 - (b) to pay, or contribute to the payment of, any sum for the adjustment of the rights of the members among themselves in respect of any such debt or liability, or
 - (c) to pay, or contribute to the amount of, the expenses of winding up the company, so far as relates to the debts or liabilities above mentioned.
- (3) Every contributory is liable to contribute to the assets of the company, in the course of the winding up, all sums due from him in respect of any such liability.
- (4) In the event of the death, bankruptcy or insolvency of any contributory, provisions of this Act, with respect to the personal representatives, to the heirs and legatees of heritage of the heritable estate in Scotland of deceased contributories and to the trustees of bankrupt or insolvent contributories respectively, apply.

Status: Point in time view as at 01/10/2009. This version of this provision has been superseded.

Changes to legislation: Insolvency Act 1986, Section 83 is up to date with all changes known to be in force on or before 30 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)

Textual Amendments

- F1** S. 83 heading substituted (1.10.2009) by The Companies Act 2006 (Consequential Amendments, Transitional Provisions and Savings) Order 2009, (S.I. 2009/1941) arts. 2(1), 8, {Sch. 1 para. 75(10) (a)} (with art. 10, Sch. 1 para. 84)
- F2** Words in s. 83(1) substituted (1.10.2009) by The Companies Act 2006 (Consequential Amendments, Transitional Provisions and Savings) Order 2009 (S.I. 2009/1941), arts. 2(1), 8, **Sch. 1 para. 75(10)(b)** (with art. 10, Sch. 1 para. 84)

Status:

Point in time view as at 01/10/2009. This version of this provision has been superseded.

Changes to legislation:

Insolvency Act 1986, Section 83 is up to date with all changes known to be in force on or before 30 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.