



Water Industry Act 1991

1991 CHAPTER 56

PART II

APPOINTMENT AND REGULATION OF UNDERTAKERS

CHAPTER II

ENFORCEMENT OF INSOLVENCY

Restrictions on voluntary winding up and insolvency proceedings

26 Restrictions on voluntary winding up and insolvency proceedings.

- (1) Where a company holds an appointment under Chapter I of this Part [^{F1}or is a qualifying licensed water supplier]—
- (a) the company shall not be wound up voluntarily;
 - (b) no administration order shall be made in relation to the company under Part II of the ^{M1}Insolvency Act 1986; and
 - (c) no step shall be taken by any person to enforce any security over the company's property except where that person has served fourteen days' notice of his intention to take that step on the Secretary of State and on the Director.
- (2) In this section “security” and “property” have the same meanings as in Parts I to VII of the ^{M2}Insolvency Act 1986.

Textual Amendments

- F1** Words in s. 26 inserted (1.12.2005) by [Water Act 2003 \(c. 37\)](#), ss. 101(1), 105(3), [Sch. 8 para. 11](#); [S.I. 2005/2714](#), [art. 3\(c\)](#) (with [Sch. para. 8](#))

Status: Point in time view as at 28/06/2013. This version of this provision has been superseded.

Changes to legislation: Water Industry Act 1991, Section 26 is up to date with all changes known to be in force on or before 27 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. (See end of Document for details)

Modifications etc. (not altering text)

- C1** S. 26 applied (with modifications) (28.6.2013) by [The Water Industry \(Specified Infrastructure Projects\) \(English Undertakers\) Regulations 2013 \(S.I. 2013/1582\)](#), reg. 1(1)(b), **Sch. 1 para. 7(6)** (with reg. 1(1)(c))

Marginal Citations

- M1** 1986 c. 45.
M2 1986 c. 45.

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