



Enterprise Act 2002

2002 CHAPTER 40

PART 10

INSOLVENCY

Money

270 Fees

- (1) The following shall be inserted after section 415 of the Insolvency Act 1986 (c. 45) (fees orders: individual insolvency)—

“415A Fees orders (general)

- (1) The Secretary of State—
- (a) may by order require a body to pay a fee in connection with the grant or maintenance of recognition of the body under section 391, and
 - (b) may refuse recognition, or revoke an order of recognition under section 391(1) by a further order, where a fee is not paid.
- (2) The Secretary of State—
- (a) may by order require a person to pay a fee in connection with the grant or maintenance of authorisation of the person under section 393, and
 - (b) may disregard an application or withdraw an authorisation where a fee is not paid.
- (3) The Secretary of State may by order require the payment of fees in respect of—
- (a) the operation of the Insolvency Services Account;
 - (b) payments into and out of that Account.
- (4) The following provisions of section 414 apply to fees under this section as they apply to fees under that section—

Status: Point in time view as at 01/10/2015.

Changes to legislation: There are currently no known outstanding effects for the Enterprise Act 2002, Cross Heading: Money. (See end of Document for details)

- (a) subsection (3) (manner of payment),
 - (b) subsection (5) (additional provision),
 - (c) subsection (6) (statutory instrument),
 - (d) subsection (7) (payment into Consolidated Fund), and
 - (e) subsection (9) (saving for rules of court).”
- (2) An order made by virtue of subsection (1) may relate to the maintenance of recognition or authorisation granted before this section comes into force.
- ^{F1}(3)
- (4) In section 440(2)(c) of that Act (provisions not extending to Scotland) after “415,” there shall be inserted “ 415A(3), ”.

Textual Amendments

F1 S. 270(3) omitted (1.10.2015) by virtue of [Deregulation Act 2015 \(c. 20\)](#), s. 115(7), [Sch. 6 para. 22\(13\)](#); [S.I. 2015/1732](#), art. 2(e)(vi) (with art. 7)

Commencement Information

II S. 270 wholly in force at 1.4.2004; s. 270 not in force at Royal Assent see s. 279; s. 270(1)(2)(4) in force at 18.12.2003 by [S.I. 2003/3340](#), art. 3, s. 270(3) in force at 1.4.2004 by [S.I. 2003/2093](#), art. 2(2), [Sch. 2](#) (as amended by [S.I. 2003/3340](#), art. 2(2))

271 Insolvency Services Account: interest

- (1) The following shall be inserted after paragraph 16 of Schedule 8 to the Insolvency Act 1986 (company insolvency rules: money)—

“16A Provision enabling the Secretary of State to set the rate of interest paid on sums which have been paid into the Insolvency Services Account.”

- (2) The following shall be inserted after paragraph 21 of Schedule 9 to the Insolvency Act 1986 (individual insolvency rules: money)—

“21A Provision enabling the Secretary of State to set the rate of interest paid on sums which have been paid into the Insolvency Services Account.”

272 Insolvency Services Accounts

- (1) Section 405 of the Insolvency Act 1986 (operation of Investment Account) shall cease to have effect.
- (2) The following shall be substituted for section 408 of that Act (recourse to Consolidated Fund)—

“408 Adjustment of balances

- (1) The Treasury may direct the payment out of the Consolidated Fund of sums into—

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- (a) the Insolvency Services Account;
 - (b) the Investment Account.
- (2) The Treasury shall certify to the House of Commons the reason for any payment under subsection (1).
- (3) The Secretary of State may pay sums out of the Insolvency Services Account into the Consolidated Fund.
- (4) The National Debt Commissioners may pay sums out of the Investment Account into the Consolidated Fund.”

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