



Third Parties (Rights against Insurers) Act 2010

2010 CHAPTER 10

Relevant persons

4 Individuals

- (1) An individual is a relevant person if any of the following is in force in respect of that individual in England and Wales—
 - ^{F1}(a)
 - (b) an administration order made under Part 6 of the County Courts Act 1984,
 - (c) an enforcement restriction order made under Part 6A of that Act,
 - (d) subject to subsection (4), a debt relief order made under Part 7A of the Insolvency Act 1986,
 - (e) a voluntary arrangement approved in accordance with Part 8 of that Act, or
 - (f) a bankruptcy order made under Part 9 of that Act.
- (2) An individual is a relevant person if [^{F2}either] of the following is in force in respect of [^{F3}the individual's estate] in Scotland—
 - (a) an award of sequestration made [^{F4}by virtue of section 2 or 5 of the Bankruptcy (Scotland) Act 2016], [^{F5}or]
 - (b) a protected trust deed within the meaning of that Act, ^{F6}...
 - ^{F6}(c)
- (3) An individual is a relevant person if any of the following is in force in respect of that individual in Northern Ireland—
 - (a) an administration order made under Part 6 of the Judgments Enforcement (Northern Ireland) Order 1981 (S.I. 1981/226 (N.I. 6)),
 - (b) a deed of arrangement registered in accordance with Chapter 1 of Part 8 of the Insolvency (Northern Ireland) Order 1989 (S.I. 1989/2405 (N.I. 19)),
 - [^{F7}(ba) subject to subsection (4), a debt relief order made under Part 7A of that Order,]
 - (c) a voluntary arrangement approved under Chapter 2 of Part 8 of that Order, or

Status: Point in time view as at 30/11/2016.

Changes to legislation: There are currently no known outstanding effects for the Third Parties (Rights against Insurers) Act 2010, Section 4. (See end of Document for details)

- (d) a bankruptcy order made under Part 9 of that Order.
- (4) If an individual is a relevant person by virtue of subsection (1)(d) [^{F8}or (3)(ba)], that person is a relevant person for the purposes of section 1(1)(b) only.
- (5) Where an award of sequestration made [^{F9}by virtue of section 2 or 5 of the Bankruptcy (Scotland) Act 2016] is recalled or reduced, any rights which were transferred under section 1 as a result of that award are re-transferred to and vest in the person who became a relevant person as a result of the award.

^{F10}(6)

Textual Amendments

- F1** S. 4(1)(a) omitted (1.10.2015) by virtue of [Deregulation Act 2015 \(c. 20\)](#), s. 115(7), **Sch. 6 para. 2(22)** (with [Sch. 6 para. 3](#)); [S.I. 2015/1732](#), art. 2(e)(i)
- F2** Word in s. 4(2) substituted (30.11.2016) by [The Bankruptcy \(Scotland\) Act 2016 \(Consequential Provisions and Modifications\) Order 2016 \(S.I. 2016/1034\)](#), art. 1, **Sch. 1 para. 35(2)(a)(i)**
- F3** Words in s. 4(2) substituted (30.11.2016) by [The Bankruptcy \(Scotland\) Act 2016 \(Consequential Provisions and Modifications\) Order 2016 \(S.I. 2016/1034\)](#), art. 1, **Sch. 1 para. 35(2)(a)(ii)**
- F4** Words in s. 4(2)(a) substituted (30.11.2016) by [The Bankruptcy \(Scotland\) Act 2016 \(Consequential Provisions and Modifications\) Order 2016 \(S.I. 2016/1034\)](#), art. 1, **Sch. 1 para. 35(2)(a)(iii)**
- F5** Word in s. 4(2)(a) inserted (30.11.2016) by [The Bankruptcy \(Scotland\) Act 2016 \(Consequential Provisions and Modifications\) Order 2016 \(S.I. 2016/1034\)](#), art. 1, **Sch. 1 para. 35(2)(a)(iv)**
- F6** S. 4(2)(c) and word omitted (30.11.2016) by virtue of [The Bankruptcy \(Scotland\) Act 2016 \(Consequential Provisions and Modifications\) Order 2016 \(S.I. 2016/1034\)](#), art. 1, **Sch. 1 para. 35(2)(a)(v)**
- F7** S. 4(3)(ba) inserted (1.8.2016 being the day appointed for the coming into force of 2010 c. 10 by [S.I. 2016/550](#)) by [Insurance Act 2015 \(c. 4\)](#), s. 23(3)(b), **Sch. 2 para. 2(2)**
- F8** Words in s. 4(4) inserted (1.8.2016 being the day appointed for the coming into force of 2010 c. 10 by [S.I. 2016/550](#)) by [Insurance Act 2015 \(c. 4\)](#), s. 23(3)(b), **Sch. 2 para. 2(3)**
- F9** Words in s. 4(5) substituted (30.11.2016) by [The Bankruptcy \(Scotland\) Act 2016 \(Consequential Provisions and Modifications\) Order 2016 \(S.I. 2016/1034\)](#), art. 1, **Sch. 1 para. 35(2)(b)**
- F10** S. 4(6) omitted (30.11.2016) by virtue of [The Bankruptcy \(Scotland\) Act 2016 \(Consequential Provisions and Modifications\) Order 2016 \(S.I. 2016/1034\)](#), art. 1, **Sch. 1 para. 35(2)(c)**

Commencement Information

- I1** S. 4 in force at 1.8.2016 by [S.I. 2016/550](#), **art. 2**

Status:

Point in time view as at 30/11/2016.

Changes to legislation:

There are currently no known outstanding effects for the Third Parties (Rights against Insurers) Act 2010, Section 4.