



# Companies (Consolidation) Act 1908

1908 CHAPTER 69 8 Edw 7

## PART IV

### WINDING UP.

#### *Liquidators.*

#### **152 Meetings of creditors and contributories in English winding up.**

- (1) When a winding-up order has been made by the court in England, the official receiver shall summon separate meetings of the creditors and contributories of the company for the purpose of—
  - (a) determining whether or not an application is to be made to the court for appointing a liquidator in the place of the official receiver ; and
  - (b) determining whether or not an application is to be made to the court for the appointment of a committee of inspection to act with the liquidator, and who are to be the members of the committee if appointed.
- (2) The court may make any appointment and order required to give effect to any such determination, and, if there is a difference between the determinations of the meetings of the creditors and contributories in respect of any of the matters mentioned in the foregoing provisions of this section, the court shall decide the difference and make such order thereon as the court may think fit.
- (3) In case a liquidator is not appointed by the court the official receiver shall be the liquidator of the company.