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 STATUTORY INSTRUMENTS
 

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**1986 No. 694 (S. 68)**

**COURT OF SESSION, SCOTLAND**

**Act of Sederunt (Rules of Court Amendment No. 3)  
(Companies and Insolvency) 1986**

*Made* - - - - - *10th April 1986*

*Coming into Operation* *28th April 1986*

The Lords of Council and Session, under and by virtue of the powers conferred on them by section 16 of the Administration of Justice (Scotland) Act 1933(a), and of all other powers enabling them in that behalf, do hereby enact and declare:—

*Citation and commencement*

**1.**—(1) This Act of Sederunt may be cited as the Act of Sederunt (Rules of Court Amendment No. 3) (Companies and Insolvency) 1986 and shall come into operation on 28th April 1986.

(2) This Act of Sederunt shall be inserted in the Books of Sederunt.

*Amendment to the Rules of the Court of Session*

**2.** In the Rules of the Court of Session(b), for section 3B of Chapter IV, substitute the following section:—

“SECTION 3B

COMPANIES ACT 1985 AND INSOLVENCY ACT 1985

**Applications under certain provisions of the Companies Act 1985 and of the Insolvency Act 1985**

**218B.**—(1) This rule applies to the following applications:—

(a) under the Companies Act 1985(c), being —

- (i) an application under section 244;
- (ii) an application under section 297 or 298;
- (iii) an application under section 388(5), 390(4) or 391(6);
- (iv) an application under section 630;

(b) under the Insolvency Act 1985(d), being —

- (i) an application under section 12(1);
- (ii) an application under section 13(2);
- (iii) an application under section 15;

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(a) 1933 c. 41.

(b) S.I. 1965/321; relevant amending instrument is S.I. 1977/974.

(c) 1985 c. 6.

(d) 1985 c. 65.

(iv) an application for an order under rule 4 of the Insolvent Companies (Reports on Conduct of Directors) (Scotland) Rules 1986(a).

(2) An application to which this rule applies shall be made by petition presented to the Outer House.”

*Emslie,*  
Lord President,  
I.P.D.

Edinburgh,  
10th April 1986.

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#### EXPLANATORY NOTE

*(This Note is not part of the Act of Sederunt.)*

This Act of Sederunt amends the Rules of the Court of Session in relation to (a) certain provisions of the Companies Act 1985 and (b) certain provisions of Chapter I of Part II of the Insolvency Act 1985 in connection with the disqualification and personal liability of directors and others which come into force on 28th April 1986.



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