

SCHEDULE 4

Service of documents

1.—(1) This Schedule sets out the requirements for service where a document is required to be served.

(2) Service is to be carried out in accordance with Part 6 of the CPR ^{M1} as that Part applies to either a “claim form” or a “document other than the claim form” except where this Schedule provides otherwise or the court otherwise approves or directs.

(3) However, where a document is required or permitted to be served at a company's registered office service may be effected at a previous registered office in accordance with section 87(2) of the Companies Act.

(4) In the case of an overseas company service may be effected in any manner provided for by section 1139(2) of the Companies Act.

(5) If for any reason it is impracticable to effect service as provided for in paragraphs (2) to (4) then service may be effected in such other manner as the court may approve or direct.

(6) The third column of the table below sets out which documents are treated as “claim forms” for the purposes of applying Part 6 of the CPR and which are “documents other than the claim form” (called in this Schedule “other documents”).

(7) The fourth column of the table sets out modifications to Part 6 of the CPR which apply to the service of documents listed in the first and second columns.

(8) Part 6 of the CPR applies to the service of documents outside the jurisdiction with such modifications as the court may approve or direct.

Modifications etc. (not altering text)

- C1** Sch. 4 para. 1 applied (with modifications) (temp.) (26.6.2020) by [Corporate Insolvency and Governance Act 2020 \(c. 12\), s. 49\(1\), Sch. 4 para. 47](#) (with ss. 2(2), 5(2), Sch. 4 para. 12)
- C2** Sch. 4 para. 1 applied (with modifications) (30.9.2021) by [S.I. 2014/229, art. 2\(2A\), Sch. 1A paras. 1\(4\)\(5\), 35, 38](#) (as inserted by [The Co-operative and Community Benefit Societies \(Administration\) \(Amendment\) Order 2021 \(S.I. 2021/1048\), arts. 1\(1\), 2](#))

Marginal Citations

- M1** Part 6 is amended by S.I.s 2000/221, 2005/2292, 2008/2178, 2009/2092, 2009/3131, 2009/3390, 2011/88, 2011/1979 and 2014/2948 and Official Journals No. L 351, 20.12.2012, p.1 and No. L 299, 16.11.2005, p.62.

Status:

Point in time view as at 30/09/2021.

Changes to legislation:

There are currently no known outstanding effects for the The Insolvency (England and Wales) Rules 2016, Paragraph 1.