

SCHEDULE

[^{F1}PART 8B

Amendments to the Insolvency (Scotland) (Company Voluntary Arrangements and Administration) Rules 2018

Textual Amendments

F1 Sch. Pts. 8A, 8B inserted (31.12.2020) by [The Insolvency \(Amendment\) \(EU Exit\) \(No. 2\) Regulations 2019 \(S.I. 2019/1459\)](#), reg. 1(2), **Sch. para. 6**; 2020 c. 1, Sch. 5 para. 1(1)

137P. In rule 1.2(1)—

(a) omit the following definitions—

- (i) “local creditor”,
- (ii) “main proceedings”,
- (iii) “member State liquidator”,
- (iv) “non-EU proceedings”,
- (v) “secondary proceedings”,
- (vi) “territorial proceedings”;

(b) insert in the appropriate places—

““COMI proceedings” means insolvency proceedings in Scotland to which the EU Regulation applies where the centre of the debtor’s main interests is in the United Kingdom;”,

““establishment” has the same meaning as in Article 2(10) of the EU Regulation;”,

““establishment proceedings” means insolvency proceedings in Scotland to which the EU Regulation applies where the debtor has an establishment in the United Kingdom;”.]

Status:

Point in time view as at 31/12/2020.

Changes to legislation:

There are currently no known outstanding effects for the The Insolvency (Amendment) (EU Exit) Regulations 2019, Paragraph 137P.