

SCHEDULE

PART 4

Amendments to the Insolvency (England and Wales) Rules 2016

47. In rule 1.2(2)—

(a) omit the following definitions—

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

(b) insert in the appropriate places—

““COMI proceedings” means insolvency proceedings in England and Wales 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 England and Wales to which the EU Regulation applies where the debtor has an establishment in the United Kingdom;”.

Commencement Information

II Sch. para. 47 in force on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see reg. 1(3)

Changes to legislation:

There are currently no known outstanding effects for the The Insolvency (Amendment) (EU Exit) Regulations 2019, Paragraph 47.