
STATUTORY INSTRUMENTS

2021 No. 1028

The Insolvency (England and Wales)
(No.2) (Amendment) Rules 2021

PART 3

Miscellaneous amendments of the Insolvency Rules

Amendment of Part 3 of the Insolvency Rules

27. After rule 3.51 insert—

“Priority of moratorium debts in subsequent administration

3.51A. Where paragraph 64A(1) of Schedule B1 applies, the moratorium debts and priority pre-moratorium debts mentioned in paragraph 64A(2) of that Schedule are payable in the following order of priority—

- (a) amounts payable in respect of goods or services supplied during the moratorium under a contract where, but for section 233B(3) or (4)(1), the supplier would not have had to make that supply;
- (b) wages or salary arising under a contract of employment, so far as relating to a period of employment before or during the moratorium;
- (c) other debts or other liabilities apart from the monitor’s remuneration or expenses; and
- (d) the monitor’s remuneration or expenses.”.