

Notice of appointment of an administrator by holder of qualifying floating charge

Pursuant to paragraphs 14 and 18 of Schedule B1 to the Insolvency Act 1986 and Rule 2.12 of the Insolvency (Scotland) Rules 1986

Name of Company	Company number
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(a) Name and address of holder of qualifying floating charge

1. (a) _____

(b) Give name(s) and address(es) of administrator(s)

_____ (“the appointor”)

gives notice that (b) _____

(c) Insert name and address of registered office of company

is/are hereby appointments as administrator(s) of (c) _____

_____ (“the company”)

*Delete as applicable

(i) *I/we consent to act as administrator; (ii) *I/we am/are of the opinion that the purpose of administration is reasonably likely to be achieved; (iii) *I/we have/have not had any prior professional relationship with the company *and I/we have provided a summary of any prior professional relationship(s) with the company to the appointer; and (iv) *I/we certify that “I/we am/are authorised under the provisions of Part XIII of the Insolvency Act 1986 to act as *an insolvency practitioner/insolvency practitioners.

(I.P. No(s): _____

_____ Signed by administrator(s)

2. The amount of the company’s share capital paid up or credited as paid up is £ _____

3. The appointor is the holder of the following qualifying floating charge :

(d) Give details of charge relied on, date registered and financial limit (if any)

(d) _____

4. The above charge is enforceable at the date of this appointment.

†Delete if not applicable

5. †[The appointor has given at least two business days’ written notice to the holder of any prior qualifying floating charge(s), and a copy of that notice, *(which was lodged in _____ (court) on _____ (date)) is in the appointor’s possession.]

OR

†Delete if not applicable

†[all the holders of any prior qualifying floating charges have consented in writing to the making of this appointment, copies of which are in the appointor's possession.]

OR

†Delete if not applicable

†[there are no prior qualifying floating charges].

*Delete as applicable

6. The company *is/is not, at the date of this notice, the subject of insolvency proceedings:

(e) Give details of any current or outstanding insolvency proceedings

(e) _____

*Delete as applicable

7. The company *is/is not *an insurance undertaking/a credit institution/an investment undertaking providing services involving the holding of funds or securities for third parties/a collective investment undertaking under Article 1.2 of the EC Regulation.

(f) Insert whether main, secondary or territorial proceedings

8. For the following reasons it is considered that the EC Regulation*will/will not apply. If it does, these proceedings will be (f) _____ proceedings as defined in Article 3 of the Regulation: _____

9. The appointment is in accordance with Schedule B1 to the Insolvency Act 1986

10. Where there are joint administrators, a statement for the purposes of paragraph 100(2) of Schedule B1 to the Insolvency Act 1986 is in the possession of the appointor.

(g) Insert name and address of court in which notice to be lodged

11. This notice and accompanying documents are to be lodged in (g) _____

to which any application for orders in relation to the administration should be made. Any enquiries in connection with this notice should be addressed not to the court but to the administrator at the address stated in this form.

(h) Insert full name and address of person making declaration

12. I(h) _____

(If making the declaration on behalf of appointor indicate capacity e.g. director/solicitor)

do solemnly and sincerely declare that the information provided in this notice is, to the best of my knowledge and belief, true, and that the appointor has in his possession all documents and information needed to support his appointment,

AND I making this solemn declaration conscientiously believing the same to be true and by virtue of the provisions of the Statutory Declarations Act 1835.

Declared at _____

Signed _____

This _____ day of _____ 20

before me _____

A Notary Public or Justice of the Peace or Solicitor

Endorsement to be completed by the court

(i) Insert date and time shown on fax transmission report

The fax transmission report indicates that this notice was lodged in court at

(i) _____

(j) Insert date form delivered to court

This notice with supporting documents was delivered to the court on

(j) _____