



THE INSOLVENCY REGULATIONS 1970, AMENDMENT NO. 5

PAUL REEVES, Governor-General

ORDER IN COUNCIL

At Wellington this 16th day of March 1987

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to section 14 of the Insolvency Act 1967, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Insolvency Regulations 1970, Amendment No. 5, and shall be read together with and deemed part of the Insolvency Regulations 1970* (hereinafter referred to as the principal regulations).

(2) These regulations shall come into force on the 1st day of April 1987.

2. Fees—The principal regulations are hereby amended by revoking regulation 5 (as substituted by regulation 2 of the Insolvency Regulations 1970, Amendment No. 4), and substituting the following regulation:

“5. (1) The Registrar shall receive and take in respect of the filing of a petition of adjudication the following fees:

*S.R. 1970/260

Amendment No. 1: (*Revoked by S.R. 1981/193*)

Amendment No. 2: (*Revoked by S.R. 1981/193*)

Amendment No. 3: (*Revoked by S.R. 1984/299*)

Amendment No. 4: S.R. 1984/299

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“In the case of a creditor’s petition	100
“In the case of a debtor’s petition	25

“Provided that no fee shall be received or taken by the Registrar in respect of the filing of any such petition in any case in which the Official Assignee satisfies the Registrar that there are no immediately available assets out of which to pay fees.

“(2) The Registrar shall receive and take in respect of the filing of a request for the issue of a bankruptcy notice a fee of \$100.

“(3) No other fee (except sheriffs’ fees) shall be payable in the High Court in respect of matters or proceedings under the Act.

“(4) The fees to be taken in respect of proceedings under the Act in the Court of Appeal shall be those prescribed by the Court of Appeal Fees Regulations 1987* in respect of proceedings in that Court.”

3. Revocation—Regulation 2 of the Insolvency Regulations 1970, Amendment No. 4 is hereby consequentially revoked.

P. G. MILLEN,
Clerk of the Executive Council.

*S.R. 1987/86

EXPLANATORY NOTE

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations which come into force on 1 April 1987,—

- (a) Increase from \$20 to \$25 the Court fee payable in respect of the filing of a debtor’s petition under the Insolvency Act 1967; and
- (b) Prescribe a Court fee of \$100 in respect of the filing of a request for the issue of a bankruptcy notice.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 19 March 1987.

These regulations are administered in the Department of Justice.