



THE INSOLVENCY REGULATIONS 1970, AMENDMENT NO. 9

THOMAS EICHELBAUM, Administrator of the Government

ORDER IN COUNCIL

At Wellington this 2nd day of June 1992

Present:

HIS EXCELLENCY THE ADMINISTRATOR OF THE GOVERNMENT IN COUNCIL
PURSUANT to section 14 of the Insolvency Act 1967, His Excellency the
Administrator of the Government, 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. 9, 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 July 1992.

2. Fees—The principal regulations are hereby amended by revoking regulation 5 (as substituted by regulation 2 of the Insolvency Regulations 1970, Amendment No. 8), and substituting the following regulation:

*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: (Revoked by S.R. 1988/32)

Amendment No. 5: (Revoked by S.R. 1988/32)

Amendment No. 6: S.R. 1988/32

Amendment No. 7: (Revoked by S.R. 1991/186)

Amendment No. 8: S.R. 1991/186

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

\$

“In the case of a creditor’s petition (whether filed under section 23 or section 26 (9) of the Act)	200
“In the case of a debtor’s petition	40

“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 \$165.

“(3) The Registrar shall receive and take in respect of the filing of an interlocutory application a fee of \$165.

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

“(5) 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 1992* in respect of proceedings in that Court.”

3. Goods and services tax included—The fees prescribed by these regulations are inclusive of goods and services tax under the Goods and Services Tax Act 1985.

4. Revocation—The Insolvency Regulations 1970, Amendment No. 8 are hereby consequentially revoked.

MARIE SHROFF,
Clerk of the Executive Council.

*S.R. 1992/126

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 July 1992,—

- (a) Increase from \$175 to \$200 the Court fee payable in respect of the filing of a creditor’s petition under the Insolvency Act 1967; and
- (b) Increase from \$150 to \$165 the fee payable in respect of a request for the issue of a bankruptcy notice; and
- (c) Increase from \$150 to \$165 the fee payable in respect of the filing of an interlocutory application.

The fees are inclusive of goods and services tax.

Issued under the authority of the Acts and Regulations Publication Act 1989.

Date of notification in *Gazette*: 4 June 1992.

These regulations are administered in the Department of Justice.