
Changes to legislation: Courts Act 2003, Cross Heading: Insolvency Act 1986 (c. 45) is up to date with all changes known to be in force on or before 10 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULES

SCHEDULE 8

MINOR AND CONSEQUENTIAL AMENDMENTS

Insolvency Act 1986 (c. 45)

- 294 In section 124(1) (application for winding up), for “a justices' chief executive” substitute “ the designated officer for a magistrates' court ”.
- 295 (1) Amend section 183 (effect of execution or attachment) as follows.
- (2) In subsection (2)(b), for “sheriff” substitute “ enforcement officer or other officer charged with the execution of the writ ”.
- (3) In subsection (4), for the words from “ “the sheriff”” onwards substitute “ “enforcement officer” means an individual who is authorised to act as an enforcement officer under the Courts Act 2003 ”.
- 296 (1) Amend section 184 (duties of sheriff) as follows.
- (2) In subsection (1), for “sheriff” substitute “ enforcement officer, or other officer, charged with execution of the writ or other process, ”.
- (3) In subsections (2), (3) and (4), for “sheriff”, in each place where it occurs, substitute “ enforcement officer or other officer ”.
- (4) In subsection (6), for the words from “ “the sheriff”” onwards substitute “ “enforcement officer” means an individual who is authorised to act as an enforcement officer under the Courts Act 2003. ”
- (5) In the section heading, for “sheriff” substitute “ officers charged with execution of writs and other processes ”.
- 297 (1) Amend section 346 (enforcement procedures) as follows.
- (2) In subsections (2), (3)(b), (4) and (8)(b), for “sheriff”, in each place where it occurs, substitute “ enforcement officer ”.
- (3) In subsection (7), for “a sheriff” substitute “ an enforcement officer ”.
- (4) After subsection (8), insert—
- “(9) In this section “enforcement officer” means an individual who is authorised to act as an enforcement officer under the Courts Act 2003.”
- 298 (1) Amend section 347 (distress) as follows.
- (2) In subsection (6), for “sheriff” substitute “ enforcement officer, ”.
- (3) In subsection (7)—
- (a) for “a sheriff” substitute “ an enforcement officer ”, and

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(b) for “the sheriff” substitute “ the enforcement officer ”.

(4) After subsection (10), insert—

“(11) In this section “enforcement officer” means an individual who is authorised to act as an enforcement officer under the Courts Act 2003.”

299 In paragraph 12(1)(d) of Schedule B1 (application for administration order), for “justices' chief executive” substitute “ designated officer ”.

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 75(6) inserted by [2022 c. 35 Sch. 4 para. 3\(2\)](#)
- s. 76(2B) inserted by [2010 c. 26 Sch. 3 para. 14](#) (This amendment not applied to [legislation.gov.uk](#). Sch. 3 Pt. 2 repealed (4.9.2013) without ever being in force by [2013 c. 22](#), s. 17(4) ; S.I. 2013/2200 art. 2(a))
- s. 81(6) inserted by [2022 c. 35 Sch. 4 para. 3\(3\)](#)
- s. 85EA(5) words substituted by [2022 c. 32 Sch. 11 para. 29](#)
- Sch. 5 para. 13(1)(ca) inserted by [2013 c. 22 s. 26\(3\)](#)

Commencement Orders yet to be applied to the Courts Act 2003

Commencement Orders bringing provisions within this Act into force:

- [S.I. 2005/547 art. 2](#) commences ([2003 c. 39](#))