

THE INSOLVENCY ACT

Notice by the Minister under section 411 (3) of the Insolvency Act

Notice is hereby given of the intention of the Minister of Finance and Economic Development to make amendments to the Insolvency (Qualifications of Insolvency Practitioners) Regulations 2012.

2 The matters to be contained in the proposed regulations are as follows:

(a) Regulation 3 of the principal regulations is revoked and replaced by the following regulation -

3. Subject to the provisions of regulation 6, no person shall have his name entered in the register of Insolvency Practitioners under section 374 of the Act unless he possesses such qualifications as would entitle him to be a Secretary under section 165 of the Companies Act.

(b) The principal regulations are amended by adding the following new regulation -

6. (a) Notwithstanding regulation 5, any person who was appointed as administrator, liquidator or receiver under the revoked Insolvency (Transitional Provisions) Regulations 2009 may apply to the Director, in such form as he may approved, for his name to be entered in the register of Insolvency Practitioners.

(b) Any person who makes an application under paragraph (a), shall prove to the satisfaction of the Director that, prior to the revocation of the Insolvency (Transitional Provisions) Regulations 2009, he had more than 5 years relevant experience as an Insolvency Practitioner.

3. A copy of the draft regulations is available for inspection at the Office of the Director on weekdays from 9.00 hours to 16.00 hours and may also be consulted on the website of the Office of the Director of Insolvency Service at the following address: <http://companies.gov.mu>.

4 Submissions on the draft regulations may be made in writing to the Director and sent to One Cathedral Square Building, Jules Koenig Street, Port Louis or by email at comd@mail.gov.mu not later than 30 days from the date of publication of the Notice.

Made by the Minister on 15 March 2013.
