

Direction

No. 3 of 2005

Motions in certain insolvency and companies actions

I, the Lord President of the Court of Session, under and by virtue of the power conferred on me by rule 23.6 of the Rules of the Court of Session 1994, hereby make the following direction:—

1. This direction applies to a motion enrolled in—
 - (a) proceedings in the Outer House in a cause under or by virtue of the Insolvency Act 1986 or the Company Directors Disqualification Act 1986; and
 - (b) proceedings in the Outer House in a cause under or by virtue of section 136 (application to court for order of confirmation) or section 425 (power of company to compromise with creditors and members) of the Companies Act 1985.
2. This direction is intended to ensure that the substantive business scheduled to begin at 10 a.m. is not interrupted or delayed.
3. Direction No.4 of 1994 (motions) shall apply to such a motion subject to the following paragraph.
4. Any opposed motion, or a motion requiring explanation, will be put out for hearing at a date and time convenient to the court and, where possible, to the parties. Where a motion is opposed or otherwise starred, the clerk of court will fix a date for hearing and give intimation of that date to the parties. Urgent motions will be dealt with on a priority basis.
5. This direction shall come into force on 1st July 2005.

Lord President

Edinburgh
26th May 2005