



Cabinet Office

Room 405  
70 Whitehall  
London, SW1A 2AS

foi-team@cabinetoffice.gov.uk  
[www.cabinetoffice.gov.uk](http://www.cabinetoffice.gov.uk)  
0207 276 1234

J. Ross

[request-414057-27dddfb3@whatdotheyknow.com](mailto:request-414057-27dddfb3@whatdotheyknow.com)

FOI Reference: FOI324814

Date: 19/07/2017

Dear J. Ross

I refer to your request where you asked:

“The insolvency Service has refused to give a straight answer to the following question.

UK Insolvency/ Bankruptcy EC Regulation Article 3 - Article 3(1) (2) (3) (4) Main, Secondary, Territorial Proceedings

Please clarify which part of the EC regulations above applies to the main, secondary and territorial proceedings insolvency forms used within the UK.

UK insolvency forms and orders are only stating Article 3 but not which part of Article 3 applies (1) (2) (3) or (4).

Insolvency EC regulations or Insolvency Act 1986 & Rules ?

Please can you confirm if Insolvency proceedings are being carried out under EC regulations and not Insolvency Act 1986 and Insolvency Rules.

And if TWO bankruptcy filings are being carried out simultaneously that the debtor is not being made aware of?

Please define the definition of main proceedings and how this applies to the people living in the UK, and also the same process for secondary, and territorial proceedings.”

This question does not constitute a valid request for information as outlined in the Freedom of Information Act 2000. The Act gives a right of access to recorded information that already exists. It does not require public authorities to create new information in order to respond to a request. Advice on how to make a valid request can be accessed on the Information Commissioner’s website at: <https://ico.org.uk/for-the-public/official-information/>.

If you have any queries about this letter, please contact the FOI team. Please remember to quote the reference number above in any future communications.

If you are unhappy with the service you have received in relation to your request or wish to request an internal review, you should write to:

Sharon Carter

Cabinet Office  
70 Whitehall  
London  
SW1A 2AS

email: [foi-team@cabinetoffice.gov.uk](mailto:foi-team@cabinetoffice.gov.uk)

You should note that the Cabinet Office will not normally accept an application for internal review if it is received more than two months after the date that the reply was issued.

If you are not content with the outcome of your internal review, you may apply directly to the Information Commissioner for a decision. Generally, the Commissioner cannot make a decision unless you have exhausted the complaints procedure provided by Cabinet Office. The Information Commissioner can be contacted at:

The Information Commissioner's Office  
Wycliffe House  
Water Lane  
Wilmslow  
Cheshire  
SK9 5AF

Yours sincerely

A handwritten signature in black ink, appearing to be 'A. B. Smith', is written over a faint, light blue circular stamp. The signature is fluid and cursive.

**FOI Team**  
**Cabinet Office**