

Statutory Demand under Section 268(1)(a) of the Insolvency Act 1986. Debt for Liquidated Sum Payable Immediately

Warning

- This is an **important** document. You should refer to the notes below entitled “How to comply with a statutory demand or have it set aside.”
- If you wish to have this demand set aside you must make application to do so **within 18 days** from its service on you.
- If you do not apply to set aside **within 18 days** or otherwise deal with this demand as set out in the notes **within 21 days** after its service on you, you could be made bankrupt and your property and goods taken away from you.
- Please read the demand and notes very carefully. If you are in doubt about your position you should seek advice **immediately** from a solicitor, a Citizen Advice Bureau or a licensed insolvency practitioner.

Notes for Creditor

- If the Creditor is entitled to the debt by way of assignment, details of the original creditor and any **intermediary** assignees should be given in part B on page 3.
- If the amount of debt includes interest not previously notified to the company as included in its liability, details should be given, including the grounds upon which interest is charged. The amount of interest must be shown separately.
- Any other charge accruing due from time to time may be claimed. The amount **or** rate of the charge must be identified and the grounds on which it is claimed must be stated.
- In either case the amount claimed must be limited to that which has accrued due at the date of the demand.
- If signatory of the demand is a solicitor or other agent of the creditor the name of his/her firm should be given
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Demand

To **GLENN ANTONY ARMSTRONG** _____

Address **CARISBROKE HOUSE, BEDFORD ROAD, SHERINGTON, NEWPORT PAGNELL,
ENGLAND, MK16 9NQ** _____

This demand is served on you by the creditor:

Name **YOUR NAME** _____

Address **YOUR ADDRESS** _____

YOUR ADDRESS (continued) _____

The creditor claims that you owe the sum of £75'000.00, full particulars of which are set out on page 2, and that it is payable immediately and, to the extent of the sum demanded, is unsecured.

The creditor demands that you pay the above debt or secure or compound for it to the creditor's satisfaction.

~~[The creditor making this demand is a Minister of the Crown or a Government Department, and it is intended to present a bankruptcy petition in the [High Court][County Court at Central London] [Delete as appropriate].~~

Signature of individual **SIGN YOUR NAME HERE** _____

Name **YOUR NAME** _____
BLOCK LETTERS

Date **DD/MM/YY** _____

* Delete if signed by the creditor himself.

~~* Position with or relationship to creditor~~ _____

~~* I am authorised to make this demand on the creditor's behalf.~~

N.B. The person making this demand must complete the whole of pages 1, 2 and parts A, B and C (as applicable) on page 3

* This is the address to which the court or the creditor will send any documents relating to this demand

Address **YOUR ADDRESS** _____

Tel. No **YOUR TELEPHONE NUMBER** _____

Ref. _____

Details of Debt

(These details must include (a) when the debt was incurred, (b) the consideration for the debt (or if there is no consideration the way in which it arose) and (c) the amount due as at the date of this demand.)

Explain how debt was incurred by Glenn Armstrong, the amount that you paid him, the dates of transactions, how the money was paid to him, what account it was paid to, what guarantees he gave you.

How have you attempted to recover the money, what notice to repay have you given him, when did you give him the notice, has he responded etc., etc.

Note: If there is insufficient space, please continue on a separate sheet and clearly indicate on this page that you are doing so.

Part A

Appropriate Court for Setting Aside Demand

Rule 10.4(4) and 10.48 of the Insolvency Rules 2016 states that the appropriate court is the court to which you would have to present your own bankruptcy petition in accordance with Rule 10.11. In accordance with those rules on present information the appropriate court is [the High Court] [~~the County Court at Central London~~] [~~or~~] [~~County Court Hearing Centre~~] (address)

Rolls Building, Business and Property Courts of England & Wales, 7 Rolls Buildings, Fetter Lane, London, EC4A 1NL

Any application by you to set aside this demand should be made to that court.

Part B

The individual or individuals to whom any communication regarding this demand may be addressed is/are:

Name **YOUR NAME** _____

(BLOCK LETTERS)

Address **YOUR ADDRESS** _____

Telephone Number **YOUR TELEPHONE NUMBER** _____

Reference _____

Part C (NOT APPLICABLE: LEAVE BLANK)

For completion if the creditor is entitled to the debt by way of assignment.

	Name	Date(s) of Assignment

Original Creditor		
Assignees (NOT APPLICABLE: LEAVE BLANK)		

How to comply with a statutory demand or have it set aside (ACT WITHIN 18 DAYS)

If you wish to avoid a bankruptcy petition being presented against you, you must pay the debt shown on page 1, details of which are set out on page 2 of this notice, with the period of **21 days** after its service upon you. Alternatively, you can attempt to come to a settlement with the creditor. To do this you should:

- Inform the individual (or one of the individuals) named in Part B above immediately, that you are willing and able to offer security for the debt to the creditor's satisfaction; or
- Inform the individual (or one of the individuals) named in Part B immediately that you are will and able to compound for the debt to the creditor's satisfaction.

If you dispute the demand in whole or in part you should:

- Contact the individual (or one of the individuals) named in Part B immediately.

If you consider that you have grounds to have this demand set aside or you do not quickly receive a satisfactory written reply from the individual named in Part B whom you have contacted, you should **apply within 18 days** from the date of service of this demand on you to the appropriate court shown in Part A above to have the demand set aside.

Any application to set aside the demand should be made within 18 days from the date of service upon you and be supported by a witness statement stating the grounds on which the demand be set aside. The forms may be obtained from the appropriate court when you attend to make the application.

REMEMBER! From the date of service on you of this document

- you have only 18 days to apply to this court to have the demand set aside, and
- you have only 21 days before the creditor may present a bankruptcy petition