

Update

Morison's Company Law

Service 194 — December 2019

Commentary

Liquidation

The following chapters have been updated by Kim Francis:

- Chapter 53 — The Liquidation Process
 - [53.5] Jurisdiction to set aside a statutory demand: s 290
 - [53.12] Powers of interim liquidators
 - [53.15] Criteria for appointment as liquidator
 - [53.34] The rules of bankruptcy apply
 - [53.45] Options available to secured creditors
 - [53.36] Preferential claims under schedule 7
 - [53.40] Admissible claims
- Chapter 54 — The Consequences of Liquidation
 - [54.8] Shares in the company must not be transferred unless the court orders otherwise
- Chapter 55 — The Liquidator's Duties, Rights and Powers
 - [55.1] Introduction
 - [55.3] Application of agency and fiduciary principles
 - [55.4] Duty of good faith, to act impartially and for proper purposes
 - [55.8] Court supervision of liquidation
 - [55.18] Power of liquidator to disclaim onerous property
- Chapter 56 — Liability of Related Companies, Shareholders and Directors in a Liquidation
 - [56.12] Power of court to require directors to repay money or return property

Precedents

The following chapter has been updated by Graeme Crombie:

- Chapter 80 — Precedents
 - Precedent 1 (Standard Long Form Constitution under the Companies Act 1993)
 - Precedent 2 (Standard Short Form Constitution — Constitution of [name of company] under the Companies Act 1993)
 - Precedent 3 (Joint Venture Constitution under the Companies Act 1993)
 - Precedent 4 (Shareholders' Agreement)
 - Precedent 5 (Statement of Shareholder Rights)
 - Precedent 6 (Joint Venture Agreement)
 - Precedent 7 (Consent and certificate of director or directors of proposed company (Form 2))

- Precedent 8 (Consent and certificate of director)