



**Claim Form
(CPR Part 8)**

DISQUALIFICATION PROCEEDINGS

DISQUALIFICATION APPLICATION

In the

Claim No.

IN THE MATTER OF [INSERT NAME OF COMPANY:
SEE THE PRACTICE DIRECTION]

SEAL

AND IN THE MATTER OF COMPANY DIRECTORS
DISQUALIFICATION ACT 1986

Claimant

Defendant(s)

Name(s) and address(es) of Defendants(s)

£

Court fee	
Solicitors costs	
Issue date	

The court office at

is open between 10 am and 4 pm Monday to Friday. When corresponding with the court, please address forms or letters to the Court Manager and quote the case number.

Claim form (CPR Part 8)

Claim No.	
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Does your claim include any issues under the Human Rights Act 1998?

☐

Yes

☐

No

Details of claim

LET the Defendant(s) attend before the Registrar/District Judge] on

Date

Time hours

Place

On the hearing of an application by [], the Claimant, for a disqualification order under section [] of the Company Directors Disqualification Act 1986 that:

The grounds upon which the Claimant seeks a Disqualification Order are [*set out below/summarised in the [affidavit/report] of [] [sworn/dated] [DATE] a true copy of which is served herewith.]

* delete as appropriate

NOTE: IF YOU DO NOT ATTEND, THE COURT MAY MAKE SUCH ORDER AS IT THINKS FIT

ENDORSEMENT

1. CPR Part 8 as modified by the Practice Direction relating to disqualification proceedings applies to this claim.
2. Any evidence which the Defendant wishes to be taken into consideration by the Court must be filed in Court within 28 days from the date of service of the claim form and copies must then be served forthwith on the claimant. The evidence must be in the form of one or more affidavits.
- [3. This claim is made in accordance with the Insolvent Companies (Disqualification of Unfit Directors) Rules 1987 (SI 1987/2023).]
4. The court has power to impose a disqualification period as follows:-
 - where the application is under section 2 of the Company Directors Disqualification Act, for a period of up to 15 years;
 - where the application is under section 3 of the Company Directors Disqualification Act, for a period of up to 5 years;
 - where the application is under section 4 of the Company Directors Disqualification Act, for a period of up to 15 years;
 - where the application is under section 5 of the Company Directors Disqualification Act, for a period of up to 5 years;
 - where the application is under section 7 of the Company Directors Disqualification Act, for a period of not less than 2, and up to 15, years;

where the application is under section 8 of the Company Directors Disqualification Act, for a period of up to 15 years.

- [5. On the first hearing of the claim, the court may hear and determine the claim summarily, without further or other notice to you, and, if it is so determined, the court may impose a disqualification for a period of up to 5 years.]
- [6. If at the hearing of the application the court, on the evidence then before it, is minded to impose, in the case of any Defendant, disqualification for any period longer than 5 years, it will not make a disqualification order on the first hearing but will adjourn the application to be heard (with further evidence, if any) at a later date that will be notified to the Defendant. At the second hearing, the court may impose a disqualification period of more than 5 years without any further reference to you.]
7. Your attention is drawn to the possibility of resolving the claim pursuant to the summary procedure adopted in *Re Carecraft Construction Co. Ltd* [1994] 1 WLR 172 (as clarified by the decision of the Court of Appeal in *Secretary of State v Rogers* [1996] 1 WLR 1569).

Statement of Truth

*(I believe)(The Claimant believes) that the facts stated in this claim form are true.

* I am duly authorised by the claimant to sign this statement

Full name of the claimant _____

Name of the claimant's solicitor's firm _____

Signed _____ position or office held _____

*(Claimant)(Litigation friend)(Claimant's solicitor) (if signing on behalf of firm or company)

*delete as appropriate

Claimant's or claimant's solicitor's address to which documents should be sent if different from overleaf. If you are prepared to accept service by DX, fax or e-mail, please add details.