*Form No. 28 R. 72 (1)*

**THE INSOLVENCY ACT**

**IN THE HIGH COURT OF KENYA**

**APPLICATION FOR NO ASSET PROCEDURE (NAP)**

Rules 72(1) and 102 (2)

1. **PERSONAL INFORMATION OF APPLICANT DEBTOR**
2. Full Names (as they appear on your National ID):
3. Preferred Title (Mr./Mrs./Miss/Ms./Other): Nationality:
4. Gender:
5. Date of Birth:
6. Address: Postcode:

County: Country:

Email: Tel:

1. (i) Occupation (bankrupt/debtor):

(ii) If employed, Name and address of present employer:

Address: Postcode:

County: Country:

Email: Tel:

1. **PROPOSAL DETAILS**
2. I am unable to pay my debts. I confirm to the best of my knowledge no creditor has filed an application with the court for my bankruptcy and nor have I previously been adjudged bankrupt or subject to a No Asset Procedure.
3. I request that I be admitted to the No Asset Procedure. I acknowledge that the decision by the Official Receiver to accept this application will be legally binding on me and that I will be subject to the provisions of the Insolvency Act and Regulations.
4. **ADDITIONAL COMMENTS**

***(Please provide any other information that you believe is relevant to your proposal. The duration of a NAP is 12 months. You may request that the NAP be terminated in less than the period in the event your circumstances change and if you wish to repay something towards your debts, please specify here.)***

1. **DECLARATION**
2. The information provided by me in this application is true, and I have disclosed here all and every facts and circumstances which are material to consideration of my application. I understand that any false, inaccurate or misleading information provided by me may lead to a refusal of my application, or disciplinary action in relation to, and withdrawal of my application for the No-Asset Procedure.
3. I will immediately notify the office of the Official Receiver of any material change in the information provided by me here, whether it arises before or after my admission to the No-Asset Procedure.
4. I attach a copy of my statement of affairs and any other relevant documents prescribed by the Official Receiver, the Insolvency Act and Regulations together with this application.
5. I request that I be admitted to the No-Asset Procedure on the above terms.

Dated this day of 20

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Applicant Debtor

NOTE:

The No Asset Procedure (NAP) is an alternative to filing a debtor's petition for Bankruptcy. The Insolvency Act and Regulations specify the eligibility criteria that must be met. Should you decide to submit your application it will be carefully considered by the Official Receiver and may or may not be accepted. You will be notified as soon as a decision has been made, which is expected to be within 96 hours of receipt of the completed application. The normal term of a NAP is 12 months, you may contact the Official Receiver and request that the NAP be terminated during that period if your circumstances change and you can repay something towards your debts. The Official Receiver may also terminate the NAP, for example if it is considered that you have concealed information.

During the course of the NAP you have a duty to assist the Official Receiver, and to notify the Official Receiver of any change in your circumstances. There will also be a restriction on your ability to incur credit during the period of the NAP. If you choose to submit your application then any decision by the Official Receiver to accept your application will be legally binding on you.