



# Adults with Incapacity (Scotland) Act 2000

2000 asp 4

## [<sup>F1</sup>PART 3

### ACCOUNTS AND FUNDS

#### *[<sup>F1</sup>Authority to transfer funds*

#### Textual Amendments

- F1** Pt. 3 substituted (1.4.2008) by [Adult Support and Protection \(Scotland\) Act 2007 \(asp 10\)](#), **ss. 58, 79(3)**; [S.S.I. 2008/49](#), **art. 2(1)** (with **arts. 34**)

#### **26G Authority to transfer specified sums**

- (1) A person mentioned in subsection (2) may apply to the Public Guardian for a certificate authorising the transfer of a specified sum from a specified account (“the original account”) in an adult’s sole name to—
  - (a) the designated account;
  - (b) the adult’s current account;
  - (c) the adult’s second account; or
  - (d) such other account as may be specified.
- (2) Those persons are—
  - (a) a withdrawer;
  - (b) a person who has applied for a withdrawal certificate under section 25;
- (3) An application under subsection (1) may also seek authority—
  - (a) to close the original account;
  - (b) to terminate an arrangement for the payment of funds from the original account to another account (for example: a standing order or direct debit).

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**Changes to legislation:** There are currently no known outstanding effects for the Adults with Incapacity (Scotland) Act 2000, Cross Heading: Authority to transfer funds. (See end of Document for details)

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- (4) Where the Public Guardian grants an application under subsection (1), the Public Guardian must—
- (a) enter prescribed particulars in the register maintained by the Public Guardian under section 6(2)(b)(iii); and
  - (b) issue the certificate to the applicant.
- (5) In this section, “specified” means specified in the application under subsection (1) or, as the case may be, in the certificate granted under subsection (4).]

**Changes to legislation:**

There are currently no known outstanding effects for the Adults with Incapacity (Scotland) Act 2000, Cross Heading: Authority to transfer funds.