



Bankruptcy and Diligence etc. (Scotland) Act 2007

2007 asp 3

BANKRUPTCY AND DILIGENCE ETC. (SCOTLAND) ACT 2007

PART 1

BANKRUPTCY

Duration of bankruptcy

- 1 Discharge of debtor

Bankruptcy restrictions orders and undertakings

- 2 Bankruptcy restrictions orders and undertakings

Effect of bankruptcy restrictions orders and undertakings

- 3 Disqualification from being appointed as receiver
- 4 Disqualification for nomination, election and holding office as member of local authority
- 5 Orders relating to disqualification

The trustee in the sequestration

- 6 Amalgamation of offices of interim trustee and permanent trustee
- 7 Repeal of trustee's residence requirement
- 8 Duties of trustee
- 9 Grounds for resignation or removal of trustee
- 10 Termination of interim trustee's functions
- 11 Statutory meeting and election of trustee
- 12 Replacement of trustee acting in more than one sequestration
- 13 Requirement to hold money in interest bearing account

Changes to legislation: Bankruptcy and Diligence etc. (Scotland) Act 2007 is up to date with all changes known to be in force on or before 22 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

Debtor applications

- 14 Debtor applications
- 15 Debtor applications by low income, low asset debtors

Jurisdiction

- 16 Sequestration proceedings to be competent only before sheriff

Vesting of estate and dealings of debtor

- 17 Vesting of estate and dealings of debtor

Income received by debtor after sequestration

- 18 Income received by debtor after sequestration

Debtor's home and other heritable property

- 19 Debtor's home and other heritable property

Protected trust deeds

- 20 Modification of provisions relating to protected trust deeds

...

- 21 Modification of composition procedure

Status and powers of Accountant in Bankruptcy

- 22 Status of Accountant in Bankruptcy as officer of the court
- 23 Accountant in Bankruptcy's power to investigate trustees under protected trust deeds

Offences

- 24 Modification of offences under section 67 of the 1985 Act

Miscellaneous and general

- 25 Debt limits in sequestrations
- 26 Creditor to provide debt advice and information package
- 27 Continuation of sequestration proceedings
- 28 Abolition of summary administration
- 29 Non-vested contingent interest reinvested in debtor
- 30 Debtor's requirement to give account of state of affairs
- 31 Restriction of debtor's right to appeal under sections 49(6) and 53(6) of the 1985 Act
- 32 Status of order on petition to convert protected trust deed into sequestration
- 33 Power to provide for lay representation in sequestration proceedings
- 34 Treatment of student loans on sequestration
- 35 Certain regulations under the 1985 Act: procedure
- 36 Minor and consequential amendments of the 1985 Act

PART 2

FLOATING CHARGES

Changes to legislation: Bankruptcy and Diligence etc. (Scotland) Act 2007 is up to date with all changes known to be in force on or before 22 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

Registration and creation etc.

- 37 Register of Floating Charges
- 38 Creation of floating charges
- 39 Advance notice of floating charges
- 40 Ranking of floating charges
- 41 Ranking clauses
- 42 Assignment of floating charges
- 43 Alteration of floating charges
- 44 Discharge of floating charges
- 45 Effect of floating charges on winding up
- 46 Repeals, savings and transitional arrangements
- 47 Interpretation

Related further provision

- 48 Formalities as to documents
- 49 Industrial and provident societies

PART 3

OFFICERS OF COURT

Scottish Civil Enforcement Commission

- 50 Scottish Civil Enforcement Commission

Advisory Council on Messengers-at-Arms and Sheriff Officers

- 51 Advisory Council's annual report
- 52 Publication of guidance and other information
- 53 Published information not to enable identification
- 54 Register of judicial officers
- 55 Code of practice
- 56 Publication of information relating to informal debt collection

Judicial officers

- 57 Judicial officers
- 58 Appointment of judicial officer
- 59 Annual fee

Abolition of offices of messenger-at-arms and sheriff officer

- 60 Abolition of offices of messenger-at-arms and sheriff officer

Regulation of officers of court

- 61 Regulation of officers of court
- 62 Duty to notify Lord President and sheriff principal of bankruptcy etc.

Officers of court's professional association

- 63 Officers of court's professional association
- 63A Code of practice
- 64 Duty of professional association to forward complaints ...
- 65 Information from professional association

Changes to legislation: Bankruptcy and Diligence etc. (Scotland) Act 2007 is up to date with all changes known to be in force on or before 22 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

Annual fee for officers of court

65A Annual fee

Investigation of officers of court

- 66 Inspection of officer of court
- 67 Investigation of alleged misconduct by judicial officer
- 68 Suspension of judicial officer pending outcome of disciplinary or criminal proceedings
- 69 Commission's duty in relation to offences or misconduct by judicial officer
- 70 Commission's power in relation to judicial officer's bankruptcy etc.

Disciplinary proceedings

- 71 Referrals to the disciplinary committee
- 72 Disciplinary committee's powers
- 73 Orders under sections 68 and 72: supplementary provision

Appeals

- 74 Appeals from decisions under sections 58, 68 and 72

Miscellaneous

- 75 Officer of court's actions void where officer has interest
- 76 Measure of damages payable by judicial officer for negligence or other fault
- 77 Effect of code of practice
- 78 Electronic publications and communications

PART 4

LAND ATTACHMENT AND RESIDUAL ATTACHMENT

CHAPTER 1

ABOLITION OF ADJUDICATION FOR DEBT

- 79 Abolition of adjudication for debt
- 80 Renaming of the Register of Inhibitions and Adjudications

CHAPTER 2

ATTACHMENT OF LAND

Land attachment

- 81 Land attachment
- 82 Attachable land
- 83 Notice of land attachment

Consequences of land attachment

- 84 Debts secured by land attachment not rendered heritable
- 85 Restriction on priority of ranking of certain securities

Changes to legislation: Bankruptcy and Diligence etc. (Scotland) Act 2007 is up to date with all changes known to be in force on or before 22 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

- 86 Lease granted after registration of notice of land attachment
- 87 Assignment of title deeds etc.
- 88 Acquisition of right to execute land attachment
- 89 Effect of debtor's death before land attachment created
- 90 Effect of debtor's death after land attachment created
- 91 Caveat by purchaser under missives

Preparations for sale of attached land

- 92 Application for warrant to sell attached land
- 93 Notice to local authority of application for warrant for sale
- 94 Preliminary hearing on application for warrant to sell
- 95 Valuation report
- 96 Creditor's duties prior to full hearing on application for warrant for sale
- 97 Full hearing on application for warrant for sale
- 98 Application for warrant for sale of sole or main residence
- 99 Protection of purchaser under contract where creditor applies for warrant for sale
- 100 Protection of purchaser under contract where warrant for sale granted
- 101 Provision supplementary to sections 99 and 100
- 102 Warrant for sale of attached land owned in common
- 103 Intimation of sheriff's decision at full hearing
- 104 Supplementary orders as respects sale
- 105 Effect of certain refusals of application for warrant for sale under section 97(5)
- 106 Termination of debtor's right to occupy land
- 107 Consequences of giving notice under section 106(1)

The sale

- 108 Appointed person
- 109 Method of sale
- 110 Legal incapacity or disability of debtor not to affect title of purchaser
- 111 Title of purchaser not to be affected by certain irregularities
- 112 Effect of registration of disposition on securities
- 113 Report of sale
- 114 Audit of report of sale
- 115 Sheriff's consideration of report
- 116 Proceeds of sale

Foreclosure

- 117 Foreclosure
- 118 Registration of decree of foreclosure

Payments to account and expenses

- 119 Ascription
- 120 Expenses of land attachment

Termination, discharge etc. of land attachment

- 121 Termination by payment etc.
- 122 Discharge
- 123 Recall and restriction of land attachment

Changes to legislation: Bankruptcy and Diligence etc. (Scotland) Act 2007 is up to date with all changes known to be in force on or before 22 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

124 Duration of land attachment

Land attachment subsequent to reduction of deed granted in breach of inhibition

125 Land attachment subsequent to reduction of deed granted in breach of inhibition

General and miscellaneous

126 Land attachment as heritable security

127 Statement on impact of land attachment

127A Amendment of Bankruptcy (Scotland) Act 2016

128 Interpretation

CHAPTER 3

RESIDUAL ATTACHMENT

Residual attachment

129 Residual attachment

Application for residual attachment order

130 Application for residual attachment order

131 Effect of application for residual attachment order

Residual attachment order

132 Residual attachment order

133 Schedule of residual attachment

134 Creation and effect of residual attachment

Satisfaction order

135 Application for satisfaction order

136 Satisfaction order

137 Intimation of court's decision

138 Effect of certain refusals of application for satisfaction order

Termination, discharge etc. of residual attachment

139 Termination by payment etc.

140 Recall

141 Duration of residual attachment

142 Effect of death of debtor

General and miscellaneous

143 Expenses of residual attachment

144 Ascription

145 Interpretation

PART 5

INHIBITION

Changes to legislation: Bankruptcy and Diligence etc. (Scotland) Act 2007 is up to date with all changes known to be in force on or before 22 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

Creation

- 146 Certain decrees and documents of debt to authorise inhibition without need for letters of inhibition
- 147 Provision of debt advice and information package when executing inhibition
- 148 Registration of inhibition
- 148A Register of Inhibitions: electronic signature of documents
- 149 Date on which inhibition takes effect

Effect

- 150 Property affected by inhibition
- 151 Effect on inhibition to enforce obligation when alternative decree granted
- 152 Effect of conversion of limited inhibition on the dependence to inhibition in execution
- 153 Property affected by inhibition to enforce obligation to convey heritable property
- 154 Inhibition not to confer a preference in ranking
- 155 Power of receiver or liquidator in creditors' voluntary winding up to dispose of property affected by inhibition

Termination

- 156 Termination of effect of inhibition
- 157 Inhibition terminated by payment of full amount owing
- 158 Inhibition terminated by compliance with obligation to perform
- 159 Termination of inhibition when property acquired by third party

Breach

- 160 Breach of inhibition
- 161 Prescription of right to reduce transactions in breach of inhibition
- 162 Registration of notice of litigiousity and discharge of notice
- 163 Reduction of lease granted in breach of inhibition

General and miscellaneous

- 164 Power to prescribe forms in the 1868 Act
- 165 Expenses of inhibition
- 166 Ascription
- 167 Keeper's duty to enter inhibition on title sheet
- 168 Inhibition effective against judicial factor

PART 6

DILIGENCE ON THE DEPENDENCE

- 169 Diligence on the dependence
- 170 Prescription of arrestment
- 171 Abolition of letters of loosing
- 172 Abolition of adjudication in security

Changes to legislation: Bankruptcy and Diligence etc. (Scotland) Act 2007 is up to date with all changes known to be in force on or before 22 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

PART 7

INTERIM ATTACHMENT

173 Interim attachment

PART 8

ATTACHMENT OF MONEY

Money attachment

174 Money attachment
175 Meaning of “money” and related expressions
176 When money attachment not competent

Execution of money attachment

177 Removal of money attached
178 Presumption of ownership
179 Schedule of money attachment
180 Valuation of banking instruments
181 Order for realisation of money likely to deteriorate in value
182 Report of money attachment

Release of money attached

183 Creditor's application for payment order
184 Effect of payment order
185 Release of money where attachment unduly harsh
186 Invalidity and cessation of money attachment
187 Termination of money attachment
188 Redemption of banking instrument

Statement of money attachment

189 Final statement of money attachment
190 Audit of final statement under section 189(1)

General and miscellaneous

191 Money in common ownership
192 Procedure where money owned in common is disposed of
193 Unlawful acts after money attachment
194 Appeals
195 Recovery from debtor of expenses of money attachment
196 Liability for expenses of money attachment
197 Ascription
198 Interpretation

PART 9

DILIGENCE AGAINST EARNINGS

199 Simultaneous operation of arrestments against earnings where net earnings insufficient
200 Arrestment of earnings: deductions from holiday pay
201 Provision of debt advice and information package

Changes to legislation: Bankruptcy and Diligence etc. (Scotland) Act 2007 is up to date with all changes known to be in force on or before 22 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

- 202 Intimation of arrestment schedule
- 203 Provision of information
- 204 Conjoined arrestment orders: jurisdiction
- 205 Arrestment of seamen's wages

PART 10

ARRESTMENT IN EXECUTION AND ACTION OF FURTHCOMING

- 206 Arrestment in execution

PART 11

MAILLS AND DUTIES, SEQUESTRATION FOR RENT AND LANDLORD'S HYPOTHEC

Abolition of maills and duties

- 207 Abolition of maills and duties

Landlord's hypothec and sequestration for rent

- 208 Abolition of sequestration for rent and restriction of landlord's hypothec

PART 12

SUMMARY WARRANTS, TIME TO PAY AND CHARGES TO PAY

- 209 Summary warrants, time to pay and charges to pay
- 210 Time to pay directions and time to pay orders

PART 13

AMENDMENTS OF THE DEBT ARRANGEMENT AND ATTACHMENT (SCOTLAND) ACT 2002

- 211 Debt payment programmes with debt relief
- 212 Further amendments of the Debt Arrangement and Attachment (Scotland) Act 2002

PART 14

ADMIRALTY ACTIONS AND ARRESTMENT OF SHIPS

- 213 Admiralty actions and the arrestment of ships: modification of enactments

PART 15

ACTIONS FOR REMOVING FROM HERITABLE PROPERTY

- 214 Expressions used in this Part
- 215 Procedure for execution of removing
- 216 Service of charge before removing
- 217 When removing not competent
- 218 Preservation of property left in premises
- 219 Caution for pecuniary claims

PART 16

DISCLOSURE OF INFORMATION

- 220 Information disclosure

Changes to legislation: Bankruptcy and Diligence etc. (Scotland) Act 2007 is up to date with all changes known to be in force on or before 22 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

PART 17

GENERAL AND MISCELLANEOUS

221 Interpretation

Execution of diligence: electronic standard securities

222 Registration and execution of electronic standard securities

General

223 Crown application

224 Orders and regulations

225 Ancillary provision

226 Minor and consequential amendments and repeals

227 Short title and commencement

SCHEDULE 1 — Minor and consequential amendments of the 1985 Act

- 1 Minor and consequential amendments of the 1985 Act
- 2 Minor and consequential amendments of the 1985 Act
- 3 Minor and consequential amendments of the 1985 Act
- 4 Minor and consequential amendments of the 1985 Act
- 5 Minor and consequential amendments of the 1985 Act
- 6 Minor and consequential amendments of the 1985 Act
- 7 Minor and consequential amendments of the 1985 Act
- 8 Minor and consequential amendments of the 1985 Act
- 9 Minor and consequential amendments of the 1985 Act
- 10 Minor and consequential amendments of the 1985 Act
- 11 Minor and consequential amendments of the 1985 Act
- 12 Minor and consequential amendments of the 1985 Act
- 13 Minor and consequential amendments of the 1985 Act
- 14 Minor and consequential amendments of the 1985 Act
- 15 Minor and consequential amendments of the 1985 Act
- 16 Minor and consequential amendments of the 1985 Act
- 17 Minor and consequential amendments of the 1985 Act
- 18 Minor and consequential amendments of the 1985 Act
- 19 Minor and consequential amendments of the 1985 Act
- 20 Minor and consequential amendments of the 1985 Act
- 21 Minor and consequential amendments of the 1985 Act
- 22 Minor and consequential amendments of the 1985 Act
- 23 Minor and consequential amendments of the 1985 Act
- 24 Minor and consequential amendments of the 1985 Act
- 25 Minor and consequential amendments of the 1985 Act
- 26 Minor and consequential amendments of the 1985 Act
- 27 Minor and consequential amendments of the 1985 Act
- 28 Minor and consequential amendments of the 1985 Act
- 29 Minor and consequential amendments of the 1985 Act
- 30 Minor and consequential amendments of the 1985 Act
- 31 Minor and consequential amendments of the 1985 Act
- 32 Minor and consequential amendments of the 1985 Act
- 33 Minor and consequential amendments of the 1985 Act

Changes to legislation: Bankruptcy and Diligence etc. (Scotland) Act 2007 is up to date with all changes known to be in force on or before 22 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

- 34 Minor and consequential amendments of the 1985 Act
- 35 Minor and consequential amendments of the 1985 Act
- 36 Minor and consequential amendments of the 1985 Act
- 37 Minor and consequential amendments of the 1985 Act
- 38 Minor and consequential amendments of the 1985 Act
- 39 Minor and consequential amendments of the 1985 Act
- 40 Minor and consequential amendments of the 1985 Act
- 41 Minor and consequential amendments of the 1985 Act
- 42 Minor and consequential amendments of the 1985 Act
- 43 Minor and consequential amendments of the 1985 Act
- 44 Minor and consequential amendments of the 1985 Act
- 45 Minor and consequential amendments of the 1985 Act
- 46 Minor and consequential amendments of the 1985 Act
- 47 Minor and consequential amendments of the 1985 Act
- 48 Minor and consequential amendments of the 1985 Act
- 49 Minor and consequential amendments of the 1985 Act
- 50 Minor and consequential amendments of the 1985 Act
- 51 Minor and consequential amendments of the 1985 Act
- 52 Minor and consequential amendments of the 1985 Act
- 53 Minor and consequential amendments of the 1985 Act
- 54 Minor and consequential amendments of the 1985 Act
- 55 Minor and consequential amendments of the 1985 Act
- 56 Minor and consequential amendments of the 1985 Act
- 57 Minor and consequential amendments of the 1985 Act
- 58 Minor and consequential amendments of the 1985 Act
- 59 Minor and consequential amendments of the 1985 Act
- 60 Minor and consequential amendments of the 1985 Act
- 61 Minor and consequential amendments of the 1985 Act
- 62 Minor and consequential amendments of the 1985 Act

SCHEDULE 2 — The Scottish Civil Enforcement Commission

Status

- 1 The Scottish Civil Enforcement Commission

Membership

- 2 The Scottish Civil Enforcement Commission
- 3 The Scottish Civil Enforcement Commission

Tenure of office

- 4 The Scottish Civil Enforcement Commission
- 5 The Scottish Civil Enforcement Commission
- 6 The Scottish Civil Enforcement Commission
- 7 The Scottish Civil Enforcement Commission
- 8 The Scottish Civil Enforcement Commission
- 9 The Scottish Civil Enforcement Commission
- 10 The Scottish Civil Enforcement Commission
- 11 The Scottish Civil Enforcement Commission
- 12 The Scottish Civil Enforcement Commission

Changes to legislation: Bankruptcy and Diligence etc. (Scotland) Act 2007 is up to date with all changes known to be in force on or before 22 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

Filling vacancies

- 13 The Scottish Civil Enforcement Commission
- 14 The Scottish Civil Enforcement Commission

Chairperson

- 15 The Scottish Civil Enforcement Commission

Disciplinary Committee

- 16 The Scottish Civil Enforcement Commission

Remuneration

- 17 The Scottish Civil Enforcement Commission

General powers

- 18 The Scottish Civil Enforcement Commission
- 19 The Scottish Civil Enforcement Commission
- 20 The Scottish Civil Enforcement Commission

Quorum

- 21 The Scottish Civil Enforcement Commission

Structure and procedures

- 22 The Scottish Civil Enforcement Commission

Chief executive officer and other staff

- 23 The Scottish Civil Enforcement Commission
- 24 The Scottish Civil Enforcement Commission
- 25 The Scottish Civil Enforcement Commission
- 26 The Scottish Civil Enforcement Commission
- 27 The Scottish Civil Enforcement Commission
- 28 The Scottish Civil Enforcement Commission

Location of office

- 29 The Scottish Civil Enforcement Commission

Financing by the Scottish Ministers

- 30 The Scottish Civil Enforcement Commission
- 31 The Scottish Civil Enforcement Commission
- 32 The Scottish Civil Enforcement Commission

Accounts and audit

- 33 The Scottish Civil Enforcement Commission
- 34 The Scottish Civil Enforcement Commission
- 35 The Scottish Civil Enforcement Commission

SCHEDULE 3 — Expenses of money attachment

Changes to legislation: Bankruptcy and Diligence etc. (Scotland) Act 2007 is up to date with all changes known to be in force on or before 22 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

Expenses chargeable against the debtor

- 1 There is to be chargeable against the debtor any expenses...
- 2 Expenses chargeable against the debtor by virtue of paragraph 1(e)...

Circumstances where no expenses are due to or by either party

- 3 Subject to paragraph 4 below, the debtor shall not be...
- 4 If— (a) an application mentioned in paragraph 3(a) above is...
- 5 Paragraphs 3 and 4 above do not apply to expenses...

SCHEDULE 4 — Modifications of enactments relating to admiralty actions and the arrestment of ships

Definition of “maritime lien”

- 1 In section 48 of the Administration of Justice Act 1956...
- 2 In sections 45(5) and 47(3)(b), (4)(b) and (5) of the...
- 3 In section 47(2)(r) of the 1956 Act, for “or hypothecation...

The term “admiralty action”

- 4 In section 47 of the 1956 Act—
- 5 (1) In paragraph 7 of schedule 5 to the Civil...

Arrestment in rem granted by the sheriff

- 6 After section 47 of the 1956 Act, insert— Execution of...

Arrestment on the dependence

- 7 (1) Section 47 of the 1956 Act is amended as...

Liability for losses and expenses

- 8 After section 47A of the 1956 Act (as inserted by...

Factors affecting arrestments

- 9 After section 47B of the 1956 Act (as inserted by...

Cargo on board a ship exempt from attachment

- 10 In section 11 of the 2002 Act (articles exempt from...

Location of a ship when arrestment executed

- 11 In section 47 of the 1956 Act—

Demise charters

- 12 After section 47D of the 1956 Act (as inserted by...
- 13 In section 6(c) of the Sheriff Courts (Scotland) Act 1907...

SCHEDULE 5 — Minor and consequential amendments

The Companies Clauses Consolidation (Scotland) Act 1845 (c. 17)

- 1 In section 114 of the Companies Clauses Consolidation (Scotland) Act...

Changes to legislation: Bankruptcy and Diligence etc. (Scotland) Act 2007 is up to date with all changes known to be in force on or before 22 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

The Harbours, Docks and Piers Clauses Act 1847 (c. 27)

- 2 In section 46 of the Harbours, Docks and Piers Clauses...

The Titles to Land Consolidation (Scotland) Act 1868 (c. 101)

- 3 In section 3 of the Titles to Land Consolidation (Scotland)...

The Writs Execution (Scotland) Act 1877 (c. 40)

- 4 In section 3(a) of the Writs Execution (Scotland) Act 1877...

The Judicial Factors (Scotland) Act 1889 (c. 39)

- 5 In section 11A of the Judicial Factors (Scotland) Act (application...

The Sheriff Courts (Scotland) Extracts Act 1892 (c. 17)

- 6 (1) The Sheriff Courts (Scotland) Extracts Act 1892 is amended...

The Execution of Diligence (Scotland) Act 1926 (c. 16)

- 7 (1) The Execution of Diligence (Scotland) Act 1926 is amended...

The Local Government (Scotland) Act 1947 (c. 43)

- 8 (1) The Local Government (Scotland) Act 1947 is amended as...

The Taxes Management Act 1970 (c. 9)

- 9 (1) The Taxes Management Act 1970 is amended as follows....

The Sheriff Courts (Scotland) Act 1971 (c. 58)

- 10 In section 32(1) of the Sheriff Courts (Scotland) Act 1971...

The Animal Health Act 1981 (c. 22)

- 11 In section 92(3) of the Animal Health Act 1981 (power...

The Civil Jurisdiction and Judgments Act 1982 (c. 27)

- 12 In section 27 of the Civil Jurisdiction and Judgments Act...

The Bankruptcy (Scotland) Act 1985 (c. 66)

- 13 (1) The 1985 Act is amended as follows.

The Insolvency Act 1986 (c. 45)

- 14 (1) The Insolvency Act 1986 is amended as follows.

The Legal Aid (Scotland) Act 1986 (c. 47)

- 15 In Part 2 of Schedule 2 to the Legal Aid...

The Debtors (Scotland) Act 1987 (c. 18)

- 16 (1) The 1987 Act is amended as follows.

Changes to legislation: Bankruptcy and Diligence etc. (Scotland) Act 2007 is up to date with all changes known to be in force on or before 22 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

The Abolition of Domestic Rates etc. (Scotland) Act 1987 (c. 47)

17 (1) Schedule 2 to the Abolition of Domestic Rates etc....

The Child Support Act 1991 (c. 48)

18 In section 38 of the Child Support Act 1991 (enforcement...

The Social Security Administration Act 1992 (c. 5)

19 In section 121B of the Social Security Administration Act 1992—...

The Local Government Finance Act 1992 (c. 14)

20 (1) Schedule 8 to the Local Government Finance Act 1992...

The Tribunals and Inquiries Act 1992 (c. 53)

21 In Part II of Schedule 1 to the Tribunals and...

The Proceeds of Crime (Scotland) Act 1995 (c. 43)

22 In section 32 of the Proceeds of Crime (Scotland) Act...

The Criminal Procedure (Scotland) Act 1995 (c. 46)

23 In section 221 of the Criminal Procedure (Scotland) Act 1995...

The Finance Act 1997 (c. 16)

24 In section 52 of the Finance Act 1997—

The Ethical Standards in Public Life etc. (Scotland) Act 2000 (asp 7)

25 In schedule 3 to the Ethical Standards in Public Life...

The Water Industry (Scotland) Act 2002 (asp 3)

26 (1) Schedule 4 to the Water Industry (Scotland) Act 2002...

The Scottish Public Services Ombudsman Act 2002 (asp 11)

27 In Part 2 of schedule 2 to the Scottish Public...

The Freedom of Information (Scotland) Act 2002 (asp 13)

28 In schedule 1 to the Freedom of Information (Scotland) Act...

The Proceeds of Crime Act 2002 (c. 29)

29 In section 123 of the Proceeds of Crime Act (inhibition...

The Debt Arrangement and Attachment (Scotland) Act 2002 (asp 17)

30 (1) The 2002 Act is amended as follows.

The Public Appointments and Public Bodies etc. (Scotland) Act 2003 (asp 4)

31 In schedule 2 to the Public Appointments and Public Bodies...

Changes to legislation: Bankruptcy and Diligence etc. (Scotland) Act 2007 is up to date with all changes known to be in force on or before 22 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

The Finance Act 2003 (c. 14)

32 In paragraph 3(2) of Schedule 12 to the Finance Act...

The Civil Partnership Act 2004 (c. 33)

33 In section 103(6) of the Civil Partnership Act 2004 (warrant...

SCHEDULE 6 — Repeals and revocation

Part 1 — REPEALS

Part 2 — REVOCATION

Changes to legislation:

Bankruptcy and Diligence etc. (Scotland) Act 2007 is up to date with all changes known to be in force on or before 22 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to :

- Pt. 2 applied (with modifications) by [S.I. 2015/428 art. 5\(2\)Sch. 2](#) (This amendment has effect from the day on which 2007 asp 3, s. 46 comes into force)
- Pt. 2 applied by 1967 c. 48 s. 3(1) (as inserted) by [2007 asp 3 s. 49\(1\)](#)
- s. 40(1)-(3) modified by 1967 c. 48 s. 3(2) (as inserted) by [2007 asp 3 s. 49\(1\)](#)
- s. 45(3)(c) modified by 1967 c. 48 s. 3(2) (as inserted) by [2007 asp 3 s. 49\(1\)](#)
- s. 221 words substituted by [2008 c. 6 Sch. 7 para. 6](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

- Act applied (with modifications) by [S.I. 2018/1125 reg. 8](#) (This amendment not applied to legislation.gov.uk. S.I. 2018/1125, reg. 8 omitted (31.12.2020) by virtue of Private International Law (Implementation of Agreements) Act 2020 (c. 24), s. 4(3), Sch. 5 para. 4(4))