



Bankruptcy and Diligence etc. (Scotland) Act 2007

2007 asp 3

PART 8

ATTACHMENT OF MONEY

General and miscellaneous

193 Unlawful acts after money attachment

- (1) This section applies where—
 - (a) a money attachment has been executed; and
 - (b) the debtor—
 - (i) realises (or purports to realise) the value of an attached banking instrument;
 - (ii) otherwise relinquishes ownership of such an instrument; or
 - (iii) obtains (or attempts to obtain), by fraud or other dishonest means, a banking instrument in place of such an instrument.
- (2) The debtor is acting in breach of the money attachment.
- (3) A person who—
 - (a) assists a debtor to do anything mentioned in subsection (1)(b) above; and
 - (b) knows (or ought reasonably to know) that a money attachment has been executed against the debtor,is acting in breach of the money attachment.
- (4) A breach of the money attachment under subsection (2) or (3) above may be dealt with as a contempt of court.