



Bankruptcy and Diligence etc. (Scotland) Act 2007

2007 asp 3

PART 15

ACTIONS FOR REMOVING FROM HERITABLE PROPERTY

218 Preservation of property left in premises

- (1) A court, when granting decree for removing from heritable property, may direct that the pursuer takes such steps as the court considers appropriate for the preservation of any effects removed from the subjects or premises.
- (2) The court may, when making a direction under subsection (1) above, order that the defender is to be liable for any costs incurred in taking such steps as are specified by virtue of that subsection.
- [^{F1}(3) In the application of this section to the granting of a decree for removing from heritable property of the type mentioned in section 214(2)(l), “pursuer” means the trustee for civil recovery who is responsible by virtue of section 267(3)(ba) of the Proceeds of Crime Act 2002 for enforcing the decree.]

Textual Amendments

- F1** S. 218(3) inserted (27.4.2017 for specified purposes) by [Criminal Finances Act 2017 \(c. 22\)](#), s. 58(5)(6), [Sch. 5 para. 93](#)

Commencement Information

- I1** S. 218 in force at 4.4.2011 by [S.S.I. 2011/179](#), [art. 3\(a\)](#) (with [art. 4](#))

Status:

Point in time view as at 27/04/2017. This version of this provision has been superseded.

Changes to legislation:

There are currently no known outstanding effects for the Bankruptcy and Diligence etc. (Scotland) Act 2007, Section 218.