



# Legal Services (Scotland) Act 2010

## 2010 asp 16

### PART 3

#### CONFIRMATION AND WILL WRITING SERVICES

#### CHAPTER 1

#### CONFIRMATION SERVICES

#### *Regulation of confirmation agents*

#### **90 Confirmation agents and services**

- (1) For the purposes of this Part, confirmation services are services that are—
  - (a) described in subsection (2), and
  - (b) provided (or offered)—
    - (i) to members of the public, and
    - (ii) for a fee, gain or reward.
- (2) The services are those of drawing or preparing papers on which to found or oppose an application for the confirmation of a person as the executor nominate or dative in relation to the estate of a deceased person.
- (3) It is immaterial for the description in subsection (2) whether or not the services also involve applying to the sheriff on behalf of the person so as to secure the person's confirmation as such (or taking other related action).
- (4) For the purposes of this Part, a confirmation agent is a person on whom, in accordance with an approving body's regulatory scheme, the right to provide confirmation services is conferred.