

These notes relate to the Bankruptcy and Debt Advice (Scotland) Act 2014 (asp 11) which received Royal Assent on 29 April 2014

BANKRUPTCY AND DEBT ADVICE (SCOTLAND) ACT 2014

EXPLANATORY NOTES

COMMENTARY ON SECTIONS

General

Section 57 – Commencement

99. This section provides for certain provisions to come into force on the day after Royal Assent (30 April 2014), and for the rest of the Act to be brought into force by order.
100. Most of the Act is brought into force on 1 April 2015 by the [Bankruptcy and Debt Advice \(Scotland\) Act 2014 \(Commencement No. 2, Savings and Transitionals\) Order 2014 \(S.S.I. 2014/261](#), as amended by [S.S.I. 2015/54](#)), subject to the savings and transitional arrangements set out in the Order¹.
101. Under the arrangements in that Order, many provisions of the Act will not apply to bankruptcies where the debtor application was received by AiB or the petition to court was presented before 1 April 2015. Others are subject to specific provision to take account of their application (e.g. on how the common financial tool under section 5A of the 1985 Act and section 3 of the Act apply, but are restricted in the extent to which they apply to existing bankruptcies).

¹ [The Bankruptcy and Debt Advice \(Scotland\) Act 2014 \(Commencement No. 1 and Saving\) Order 2014 \(S.S.I. 2014/172\)](#) brought into force subordinate legislation powers in the Act and section 44 on 30 June 2014.