



Bankruptcy and Diligence etc. (Scotland) Act 2007

2007 asp 3

PART 17

GENERAL AND MISCELLANEOUS

General

223 Crown application

- (1) Subject to subsection (2) below, this Act binds the Crown acting in its capacity as a creditor.
- (2) An amendment or other modification by this Act of an enactment binds the Crown to the same extent as the enactment being amended or modified.

224 Orders and regulations

- (1) Any power conferred by this Act on the Scottish Ministers to make orders or regulations is exercisable by statutory instrument.
- (2) Any power conferred by this Act on the Scottish Ministers to make orders or regulations—
 - (a) may be exercised so as to make different provision for different cases or descriptions of case or for different purposes; and
 - (b) includes power to make such incidental, supplementary, consequential, transitory, transitional or saving provision as the Scottish Ministers think fit.
- (3) A statutory instrument containing an order or regulations made under this Act (other than an order under section 227(3) of this Act) is, subject to subsections (4) and (5) below, subject to annulment in pursuance of a resolution of the Scottish Parliament.
- (4) No statutory instrument—
 - (a) containing an order which makes provision such as is mentioned in section 225(2) of this Act; or

Status: This is the original version (as it was originally enacted).

(b) containing—

(i) regulations made under section 50(4), 83(3), 92(2) or (3), 97(7)(b) or 98(6) of this Act; or

(ii) the first regulations made under section 220(1) of this Act,

may be made unless a draft of it has been laid before, and approved by a resolution of, the Scottish Parliament.

(5) Subsection (3) above does not apply to a statutory instrument containing further regulations made under section 220(1) of this Act where a draft of it has been laid before, and approved by a resolution of, the Scottish Parliament.

225 Ancillary provision

(1) The Scottish Ministers may, by order made by statutory instrument, make such incidental, supplemental, consequential, transitory, transitional or saving provision which they consider necessary or expedient for the purposes of this Act or in consequence of any provision made by or under this Act.

(2) An order under subsection (1) above may modify any enactment (including this Act) or instrument.

226 Minor and consequential amendments and repeals

(1) Schedule 5 to this Act, which contains minor amendments and amendments consequential on the provisions of this Act, has effect.

(2) The enactments mentioned in the first column of Part 1 of schedule 6 to this Act are repealed to the extent specified in the second column of that schedule.

(3) The enactment mentioned in the first column of Part 2 of schedule 6 to this Act is revoked to the extent specified in the second column of that schedule.

227 Short title and commencement

(1) This Act may be cited as the Bankruptcy and Diligence etc. (Scotland) Act 2007.

(2) Section 222 of this Act comes into force on the day after Royal Assent.

(3) The remaining provisions of this Act, except this section and sections 224 and 225, come into force on such day as the Scottish Ministers may, by order, appoint.

(4) Different days may, under subsection (3) above, be appointed for different purposes.