

*Changes to legislation: There are currently no known outstanding effects
for the Scotland Act 1998, Paragraph 23. (See end of Document for details)*

SCHEDULES

SCHEDULE 8

MODIFICATIONS OF ENACTMENTS

Commencement Information

- II** Sch. 8 wholly in force at 1.4.2000: Sch. 8 partly in force at Royal Assent see s. 130(1); specified provisions of Sch. 8 in force at 6.5.1999, 20.5.1999, 1.7.1999 and 1.4.2000 by [S.I. 1998/3178](#), [arts. 2\(2\), 3](#).

Insolvency Act 1986 (c.45)

- 23 (1) The Insolvency Act 1986 is amended as follows.
- [^{F1}(2) Anything directed to be done, or which may be done, to or by the registrar of companies in Scotland by virtue of any of the provisions mentioned in sub-paragraph (3), shall, or (as the case may be) may, also be done to or by the Accountant in Bankruptcy.
- (2A) In the case of a building society, friendly society or industrial and provident society which has its registered office in Scotland, anything directed to be done, or which may be done, to or by the [^{F2}Financial Conduct Authority] by virtue of any of the provisions mentioned in sub-paragraph (3) as applied (with or without modifications) in relation to the society shall, or (as the case may be) may, also be done to or by the Accountant in Bankruptcy.]
- (3) Those provisions are: sections 53(1), 54(3), 61(6), 62(5) (so far as relating to the giving of notice), 67(1), 69(2), 84(3), 94(3), 106(3) and (5), 112(3), 130(1), 147(3), 170(2) and 172(8).
- [^{F3}(4) Anything directed to be done, or which may be done, to or by the registrar of companies in Scotland by virtue of any of the provisions mentioned in sub-paragraph (5), shall, or (as the case may be) shall instead be done to or by the Accountant in Bankruptcy.
- (4A) In the case of a building society, friendly society or industrial and provident society which has its registered office in Scotland, anything directed to be done, or which may be done, to or by the [^{F4}Financial Conduct Authority] by virtue of any of those provisions as applied (with or without modifications) in relation to the society shall, or (as the case may be) shall instead be done to or by the Accountant in Bankruptcy.]
- (5) Those provisions are: sections 89(3), 109(1), 171(5) and (6), 173(2)(a) and 192(1).
- (6) In section 427 (members of the House of Commons whose estates are sequestrated etc.), after subsection (6) there is inserted—

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“(6A) Subsections (4) to (6) have effect in relation to a member of the Scottish Parliament but as if—

- (a) references to the House of Commons were to the Parliament and references to the Speaker were to the Presiding Officer, and
- (b) in subsection (4), for “under this section” there were substituted “under section 15(1)(b) of the Scotland Act 1998 by virtue of this section”.

Textual Amendments

- F1** Sch. 8 para. 23(2)(2A) substituted (1.12.2001) for Sch. 8 para. 23(2) by [S.I. 2001/3649](#), [arts. 1](#), [360\(2\)](#)
- F2** Words in Sch. 8 para. 23(2A) substituted (28.6.2016) by [The Building Societies \(Floating Charges and Other Provisions\) Order 2016 \(S.I. 2016/679\)](#), [arts. 1\(1\)](#), [6](#)
- F3** Sch. 8 para. 23(4)(4A) substituted (1.12.2001) for Sch. 8 para. 23(4) by [S.I. 2001/3649](#), [arts. 1](#), [360\(3\)](#)
- F4** Words in Sch. 8 para. 23(4A) substituted (28.6.2016) by [The Building Societies \(Floating Charges and Other Provisions\) Order 2016 \(S.I. 2016/679\)](#), [arts. 1\(1\)](#), [6](#)

Commencement Information

- I1** Sch. 8 para. 23 wholly in force at 1.7.1999: Sch. 8 para. 23(1)(6) in force at Royal Assent see s. 130(1); Sch. 8 para. 23(2)-(5) in force at 1.7.1999 by [S.I. 1998/3178](#), [art. 3](#).

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