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DRAFT SCOTTISH STATUTORY INSTRUMENTS

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**2013 No.**

**BANKRUPTCY**

**The Protected Trust Deeds (Scotland) Regulations 2013**

*Made* - - - - 2013

*Coming into force* 28th November 2013

**THE PROTECTED TRUST DEEDS  
(SCOTLAND) REGULATIONS 2013**

PART 1

GENERAL

1. Citation and commencement
2. Interpretation
3. Protected status

PART 2

CONDITIONS OF PROTECTION

4. The debtor
5. The trustee
6. Exclusion of a secured creditor
7. Statements in relation to trust deed
8. Payment of debtor's contribution
9. Notice in the register of insolvencies
10. Documents to be sent to creditors

PART 3

REGISTRATION AND EFFECT OF PROTECTION

11. Registration of the trust deed etc.
12. Effect of protected status
13. Effect of protected status on diligence against earnings
14. Deductions from debtor's earnings
15. Agreement in respect of debtor's heritable property
16. Dividend payments
17. Sequestration petition by qualified creditor
18. Creditor's application as respects intromissions of trustee

**Draft Legislation:** This is a draft item of legislation and has not yet been made as a Scottish Statutory Instrument. This draft has been replaced by a new draft, *The Protected Trust Deeds (Scotland) Regulations 2013* ISBN 978-0-11-102156-9

#### PART 4

##### ADMINISTRATION, ACCOUNTING AND DISCHARGE

19. Directions to trustee under protected trust deed
20. Information and notification obligations of trustee under protected trust deed
21. Administration of trust under protected trust deed
22. Retention of documents by trustee under protected trust deed
23. Remuneration payable to trustee under protected trust deed
24. Discharge of debtor
25. Discharge of trustee
26. Electronic delivery of notices etc.

#### PART 5

##### APPEALS AND DIRECTIONS

27. Appeal
28. Sheriff's direction

#### PART 6

##### FEES AMENDMENTS, REVOCATIONS, SAVINGS AND TRANSITIONALS

29. Amendment of the Bankruptcy Fees etc. (Scotland) Regulations 2012
30. Revocation
31. Saving and transitional  
Signature

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#### SCHEDULE — LIST OF FORMS TO BE USED IN CONNECTION WITH PROTECTED TRUST DEEDS

Explanatory Note