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DRAFT SCOTTISH STATUTORY INSTRUMENTS

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**2013 No.**

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

**PART 4**

**ADMINISTRATION, ACCOUNTING AND DISCHARGE**

**Electronic delivery of notices etc.**

**26.**—(1) Any notice or document authorised or required under these Regulations may be given, delivered or sent by electronic means, provided the intended recipient has—

- (a) consented (whether in the specific case or generally) to electronic delivery (and has not withdrawn that consent); and
- (b) provided an electronic address for delivery.

(2) In the absence of evidence to the contrary, a notice or other document is be presumed to have been delivered under these Regulations where—

- (a) the sender can produce a copy of the electronic message which—
  - (i) contained the notice or other document, or to which the notice or other document was attached; and
  - (ii) shows the time and date the message was sent; and
- (b) that electronic message was sent to the address supplied under paragraph (1)(b).

(3) This regulation does not apply where some other form of delivery is required by court rules or by order of the court.