
DRAFT SCOTTISH STATUTORY INSTRUMENTS

2013 No.

The Protected Trust Deeds (Scotland) Regulations 2013

PART 4

ADMINISTRATION, ACCOUNTING AND DISCHARGE

Retention of documents by trustee under protected trust deed

22. The trustee under a protected trust deed must retain the following documents (or copies of those documents) for a period of at least 12 months after the date of the trustee's discharge under regulation 25—

- (a) the trust deed;
- (b) the statement mentioned in regulation 7(3)(c);
- (c) the notice mentioned in regulation 9;
- (d) the statement mentioned in regulation 10(1)(d);
- (e) all statements of objection or accession received from creditors;
- (f) the statement of anticipated realisations mentioned in regulation 10(1)(e);
- (g) any written agreement relating to the debtor's heritable estate mentioned in regulation 15(2);
- (h) all reports sent under regulation 21(2);
- (i) any adjudication on a creditor's claim;
- (j) any scheme of division among creditors;
- (k) any circular sent to creditors with accounts;
- (l) the debtor's discharge from the trust deed in Form 5;
- (m) the application to creditors for the trustee's discharge;
- (n) the statement of realisation and distribution mentioned in regulation 25(7)(b);
- (o) any decree, interlocutory decree, direction or order relating to the administration of the trust which is granted by the court;
- (p) any other document relating to the administration of the trust if it is a document which the Accountant, by notice to the trustee prior to the trustee's discharge, identifies as a document the trustee should retain.