

SCHEDULE

Form 7

CERTIFICATE OF DISCHARGE OF DEBTOR

Bankruptcy (Scotland) Act 1985: Section 54(2)

Notes

The effect of this discharge is that, subject to the exceptions noted below, the debtor shall be discharged within the United Kingdom of all debts and obligations contracted by him, or for which he was liable, at the date of sequestration.

(1) Exceptions in section 55(2) of the Bankruptcy (Scotland) Act 1985

- any liability to pay a fine or other penalty due to the Crown
- any liability under a confiscation order made under Part 2, 3 or 4 of the Proceeds of Crime Act 2002
- any liability to pay a fine imposed in a district court
- any liability under a compensation order within the meaning of section 249 of the Criminal Procedure (Scotland) Act 1995
- any liability to forfeiture of a sum of money deposited in court under section 1(3) of the Bail etc. (Scotland) Act 1980
- any liability incurred by reason of fraud or breach of trust
- any obligation to pay aliment or any sum of an alimentary nature
- any periodical allowance payable on divorce
- child support maintenance
- any obligation to execute a document required by the trustee.

(2) The discharge of the debtor does not affect any right of a secured creditor to enforce a security.

(3) The discharge of the debtor does not affect liability to repay a student loan.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

Notes	Sequestration of the estate of
(a) Insert name of debtor	(a) _____
(b) Insert name and address of debtor	I certify that (b) _____

(c) Insert date of sequestration	whose estate was sequestrated on (c) _____
	was discharged under or by virtue of section 54 of the Bankruptcy (Scotland) Act 1985 on
(d) Insert date of discharge.	(d) _____
	Signature _____ (authorised delegate of the Accountant in Bankruptcy)
	Date _____