

SCHEDULE 1

Regulation 8(6)

Common Financial Tool: Debt Arrangement Scheme

“SCHEDULE A1

Regulation 2(1)

Common Financial Tool

1. Regulations 3 to 5 of the Common Financial Tool etc. (Scotland) Regulations 2014⁽¹⁾ apply to the approval of a debt payment programme as they apply to assessing the appropriate amount of a living debtor’s income to be paid to a trustee after the sequestration of the debtor’s estate with the modifications set out in this Schedule.

2. Those Regulations apply as if for references to the Accountant in Bankruptcy, trustee or the court there were substituted references to the DAS Administrator or the court.

3. Regulation 3(7) (deeming income solely from benefits as making no contribution) does not apply.

4. Regulation 3(8) to (10) (pensions and aliment under the Family Law (Scotland) Act 1985⁽²⁾) does not apply.

5. Regulation 3(11) (guidance) applies as if the guidance issued by the Accountant in Bankruptcy was guidance issued by the DAS Administrator under regulation 12(5) of these Regulations.

6. Regulation 4 (supporting statements and evidence) applies as if for references to a debtor application, initial proposals or an application for review or appeal there were substituted a reference to an application for approval or variation of a debt payment programme.”

(1) S.S.I. 2014/290.

(2) 1985 c.37.