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SCOTTISH STATUTORY INSTRUMENTS

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**2016 No. 295**

**The Bankruptcy (Applications and  
Decisions) (Scotland) Regulations 2016**

**PART 2**

Applications: general

**Further evidence**

**8.—(1)** In respect of an application for which a form is required under these Regulations (other than a review application) AiB may require in writing any person making an application or representations—

- (a) to attend a hearing, at such time and place as AiB may specify, for the purposes of giving evidence;
- (b) to give AiB, by such day as AiB may specify, such documents or information as AiB may reasonably require.

(2) Paragraph (1) does not apply unless AiB is satisfied there is a good reason to impose such a requirement following written representations, or evidence or information in response to an inquiry.

(3) Paragraph (1) does not authorise AiB to require any person to answer any question or to disclose anything which the person would be entitled to refuse to answer or disclose on grounds of confidentiality in civil proceedings in the Court of Session.

(4) AiB may determine such further procedure in relation to the hearing as AiB considers appropriate.

(5) Where a person is required to attend or give documents or information under paragraph (1)—

- (a) any time limit set out in the Act for the decision of AiB is extended until the date of the hearing or the day specified, as the case may be; and
- (b) following the date of the hearing or the day specified, as the case may be, the period allowed for the decision of AiB is the greater of—
  - (i) the unexpired days before that time limit would have elapsed (ignoring its extension) after the date on which the person was required by AiB to attend the hearing or give documents or information under paragraph (1); or
  - (ii) 7 days.