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SCOTTISH STATUTORY INSTRUMENTS

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**2018 No. 347**

**The Insolvency (Scotland) (Receivership  
and Winding up) Rules 2018**

**PART 11**

**THE EU REGULATION**

**Member State liquidator: rules on creditors' participation in proceedings**

**11.8.**—(1) The provisions in these Rules apply to a member State liquidator's participation in proceedings in accordance with Article 45 of the EU Regulation (exercise of creditors' rights) in the same manner as they do to creditors' participation in those proceedings.

(2) In this rule, "creditors' participation"—

(a) includes the following matters:—

- (i) requesting and being provided with information, including inspecting or obtaining copies of documents or files,
- (ii) being provided with notices or other documents,
- (iii) participating and voting in decision procedures,
- (iv) the establishment and operation of creditor committees,
- (v) submitting statements of claim and documentary evidence of debt in respect of debts and receipt of dividends, and
- (vi) applying to the court and appearing at hearings; and

(b) is limited to creditors' participation from the time of the opening of proceedings in accordance with Article 2(8) of the EU Regulation.