

SCHEDULE

Amendment of primary and secondary legislation

PART 1

Amendment of primary legislation

Amendment of the Debtors (Scotland) Act 1987

16.—(1) The Debtors (Scotland) Act 1987⁽¹⁾ is amended as follows.

(2) In section 54 (current maintenance arrestment to be preceded by default)—

- (a) in subsection (1)(a)(i), omit “, (aa)”;
- (b) in subsection (1)(a)(ii), omit “, (ga)”;
- (c) in subsection (2)(a), omit “, (ga)”;
- (d) omit subsection (5).

(3) In subsection 55 (review and termination of current maintenance arrestment), in subsection (9), omit “, (ga)”.

(4) In section 66 (recall and variation of conjoined arrestment order), in subsection (5), omit “, (ga)”.

(5) In section 73 (interpretation of Part III), in subsection (1), in the definition of “decree or other document”, omit paragraph (f).

(6) In section 73A (arrestment and action of furthcoming to proceed only on decree or document of debt), in subsection (4), in the definition of “document of debt”, omit paragraph (c).

(7) In section 106 (interpretation) omit—

- (a) the definition of “the 2011 Regulations”;
- (b) in the definition of “maintenance order”—
 - (i) paragraph (aa);
 - (ii) paragraph (ga);
- (c) the definition of “the Maintenance Regulation”.

(1) 1987 c. 18; relevant amending instruments are S.I. 2011/1484, S.S.I. 2012/301.