

Adults with Incapacity (Scotland) Act 2000

2000 asp 4

[^{F1}PART 3

ACCOUNTS AND FUNDS

[^{F1}Interpretation

Textual Amendments

- F1** Pt. 3 substituted (1.4.2008) by [Adult Support and Protection \(Scotland\) Act 2007 \(asp 10\)](#), **ss. 58, 79(3)**; [S.S.I. 2008/49](#), **art. 2(1)** (with **arts. 34**)

33 Interpretation of Part

(1) In section 24B, 27A and 31 any reference to—

- (a) a guardian includes a reference to a guardian (however called) appointed under the law of any country to, or entitled under the law of any country to act for, an adult during his incapacity, if the guardianship is recognised by the law of Scotland;
- (b) a continuing attorney includes a reference to a person granted, under a contract, grant or appointment governed by the law of any country, powers (however expressed) relating to the granter's property or financial affairs and having continuing effect notwithstanding the granter's incapacity.
- (c) a welfare attorney includes a reference to a person granted, under a contract, grant or appointment governed by the law of any country, powers (however expressed) relating to the granter's personal welfare and having effect during the granter's incapacity.

(2) In this Part—

“fundholder” means a bank, building society or other similar body which holds funds on behalf of another person;

Changes to legislation: Adults with Incapacity (Scotland) Act 2000, Cross Heading: Interpretation is up to date with all changes known to be in force on or before 14 December 2020. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

“withdrawal certificate” means a certificate issued under section 25, 26B, 26E, 26F or 31A.]

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 16(6)(da)-(dc) inserted by [2019 asp 11 s. 28\(2\)\(a\)\(ii\)](#)
- s. 64(2)(da)-(dc) inserted by [2019 asp 11 s. 28\(2\)\(b\)\(ii\)](#)