
Changes to legislation: There are currently no known outstanding effects for the International Criminal Court (Scotland) Act 2001, Section 12. (See end of Document for details)

SCHEDULE 6 FREEZING ORDERS IN RESPECT OF PROPERTY LIABLE TO FORFEITURE

Interpretation

- 12 (1) For the purposes of this schedule—
- F1
...
“the 1986 Act” means the Insolvency Act 1986 (c.45);
[^{F2}“the 2016 Act” means the Bankruptcy (Scotland) Act 2016;]
“company” means any company which may be wound up under the 1986 Act;
“dealing with property” includes (without prejudice to the generality of that expression)—
- (a) where a debt is owed to a person, making a payment to any person in reduction of the amount of the debt; and
 - (b) removing the property from Scotland; and
- “property” includes money and all other property, heritable or moveable, real or personal and including things in action and other intangible or incorporeal property.
- (2) For the purposes of this schedule ICC proceedings are concluded—
- (a) when there is no further possibility of a forfeiture order being made in the proceedings; or
 - (b) on the satisfaction of a forfeiture order made in the proceedings (whether by the recovery of all the property liable to be recovered, or otherwise).
- (3) For the purposes of paragraphs 8 to 11 above references to a freezing order include references to a freezing order made under Schedule 6 to the 2001 Act.

Textual Amendments

- F1** Words in sch. 6 para. 12 omitted (30.11.2016) by virtue of Bankruptcy (Scotland) Act 2016 (asp 21), s. 237(2), **sch. 8 para. 17(3)(a)** (with ss. 232, 234(3), 235, 236); S.S.I. 2016/294, reg. 2
- F2** Words in sch. 6 para. 12 inserted (30.11.2016) by Bankruptcy (Scotland) Act 2016 (asp 21), s. 237(2), **sch. 8 para. 17(3)(b)** (with ss. 232, 234(3), 235, 236); S.S.I. 2016/294, reg. 2

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