

These notes relate to the Debt Arrangement and Attachment (Scotland) Act 2002 (asp 17) which received Royal Assent on 17 December 2002

DEBT ARRANGEMENT AND ATTACHMENT (SCOTLAND) ACT 2002

EXPLANATORY NOTES

THE ACT

Part 4 – Abolition of Poidings and Warrant Sale

Section 58 – Abolition of poidings and warrant sales

112. This section makes provision for the abolition of poidings and warrant sales and repeals various provisions of the Debtors (Scotland) Act 1987.

Section 59 – Savings

113. [Section 59\(1\)](#) makes saving provisions in respect of warrant sales already completed before the date on which their abolition comes into force. [Section 59\(2\)](#) enables a poiding and warrant sale, already commenced before the provisions of the Act came into force, to be completed for poidings outwith dwellinghouses only up until 31 March 2003. [Section 59\(4\)](#) provides that summary warrants which authorised a poiding and warrant sale before the Act came into force are to be treated as authorising an attachment after that date. These savings apply to references to poidings and warrant sales in the Bankruptcy (Scotland) Act 1985, the Debtors (Scotland) Act 1987, and the Proceeds of Crime Act 2002.