

SCHEDULE 4
MODIFICATIONS OF ENACTMENTS RELATING TO
ADMIRALTY ACTIONS AND THE ARRESTMENT OF SHIPS

Arrestment in rem granted by the sheriff

6 After section 47 of the 1956 Act, insert—

“47A Execution of warrant to arrest in rem and of order for sale

- (1) A warrant for the arrestment in rem of a ship, cargo or other maritime property granted by the sheriff may be executed—
- (a) within the sheriffdom in which the warrant was granted; or
 - (b) where the ship, cargo or other maritime property was situated within that sheriffdom when the warrant was granted, anywhere in Scotland.
- (2) For the avoidance of doubt, where a warrant for arrestment in rem granted by the sheriff has been executed, an order for the sale of the arrested ship, cargo or other maritime property may be made notwithstanding that it is not situated within the sheriffdom when the order is made.”.

Commencement Information

II Sch. 4 para. 6 in force at 1.7.2010 by S.S.I. 2010/249, art. 2 (with art. 3)

Changes to legislation:

There are currently no known outstanding effects for the Bankruptcy and Diligence etc. (Scotland) Act 2007, Cross Heading: Arrestment in rem granted by the sheriff.