



# Bankruptcy and Diligence etc. (Scotland) Act 2007

2007 asp 3

## PART 3

### ENFORCEMENT

#### *Miscellaneous*

#### **76 Measure of damages payable by judicial officer for negligence or other fault**

For the avoidance of doubt, nothing in this Part—

- (a) revives any rule of law whereby, if a messenger-at-arms or a sheriff officer has been found liable to a creditor for negligent delay or failure to execute diligence, or for other fault in the execution of diligence, the damages payable by the messenger or, as the case may be, officer are determined solely by reference to the amount of the debt; or
- (b) applies any such rule of law to a judicial officer.