



Legal Services (Scotland) Act 2010

2010 asp 16

PART 3

CONFIRMATION AND WILL WRITING SERVICES

CHAPTER 2

WILL WRITING SERVICES

Regulation of will writers

105 Financial sanctions

- (1) Rules included in a regulatory scheme in pursuance of section 104(2)(d)(ii) may provide for the imposition of a financial penalty.
- (2) A financial penalty provided for by virtue of subsection (1) must not exceed the maximum amount permitted by the Scottish Ministers when giving their certification under section 103.
- (3) A financial penalty imposed by virtue of this section is payable to the Scottish Ministers (but the approving body may collect it on their behalf).
- (4) A will writer may appeal against a financial penalty (or the amount of a financial penalty) imposed on the writer by virtue of this section—
 - (a) to the sheriff,
 - (b) within the period of 3 months beginning with the date on which the penalty is intimated to the writer.
- (5) Where an appeal is made under subsection (4), no part of the penalty requires to be paid before the appeal is determined or withdrawn.