



# Legal Services (Scotland) Act 2010

## 2010 asp 16

### PART 3

#### CONFIRMATION AND WILL WRITING SERVICES

### CHAPTER 3

#### FURTHER PROVISION

#### 118 Consequential modification

- (1) In the Confirmation of Executors (Scotland) Act 1858, in section 2 (petition to commissary), after “1990” insert “or by a confirmation agent within the meaning of Part 3 of the Legal Services (Scotland) Act 2010”.
- (2) In the 1980 Act—
  - (a) in section 32 (offence for unqualified persons to prepare certain documents)—
    - (i) in subsection (1), after paragraph (c) insert “or
    - (d) any will or other testamentary writing,”
    - (ii) in subsection (2)(a), for “or papers” substitute “, papers, will or testamentary writing”,
    - (iii) in subsection (2C), after “1990” insert “or to a confirmation agent within the meaning of Part 3 of the 2010 Act”,
    - (iv) after subsection (2C) insert—

“(2D) Subsection (1)(d) does not apply to a will writer within the meaning of Part 3 of the 2010 Act.”,
  - (b) in paragraph 1A of Schedule 4 (constitution, procedure and powers of Tribunal), after head (b)(ii) insert—

“(ia) confirmation agents or will writers within the meaning of Part 3 of the 2010 Act;”.
- (3) In section 12A (register of advice organisations) of the 1986 Act, after subsection (2)(b) insert—

---

**Status:** *This is the original version (as it was originally enacted).*

---

“(ba) is a confirmation agent or will writer within the meaning of Part 3 of the Legal Services (Scotland) Act 2010;”.

(4) In paragraph 2 of schedule 1 (the Scottish Legal Complaints Commission) to the 2007 Act, after sub-paragraph (6)(b) insert—

“(ba) confirmation agents or will writers within the meaning of Part 3 of the Legal Services (Scotland) Act 2010;”.