



Bankruptcy (Scotland) Act 2016

2016 asp 21

PART 10

CLAIMS, DIVIDENDS AND DISTRIBUTION ETC.

Procedure after end of accounting period

132 Submission of accounts and scheme of division

- (1) Within 2 weeks after the end of an accounting period the trustee in the sequestration must, in respect of that period, submit to the commissioners (or, if there are no commissioners, to AiB)—
 - (a) the trustee's accounts of the trustee's intromissions with the estate of the debtor for audit and, where funds are available after making allowance for future contingencies, a scheme of division of the divisible funds, and
 - (b) a claim for the outlays reasonably incurred by the trustee and for the trustee's remuneration.
- (2) Where documents mentioned in subsection (1) are submitted to the commissioners, the trustee must send a copy of them to AiB.
- (3) All accounts in respect of legal services incurred by the trustee are, before they are paid by the trustee, to be submitted for taxation to the auditor of the court before which the sequestration is pending.
- (4) But subsection (3) is subject to subsection (5).
- (5) The trustee may pay the account without submitting it for taxation where—
 - (a) any such account has been agreed between the trustee and the person entitled to payment in respect of that account,
 - (b) the trustee is not an associate of that person, and
 - (c) the commissioners have (or, if there are no commissioners, AiB has) determined that the account need not be submitted for taxation.
- (6) This section and sections 133 to 135 do not apply where AiB is the trustee in the sequestration.

Changes to legislation: Bankruptcy (Scotland) Act 2016, Section 132 is up to date with all changes known to be in force on or before 14 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

Commencement Information

II [S. 132](#) in force at 30.11.2016 by [S.S.I. 2016/294](#), [reg. 2](#)

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 78(2)(a) words in s. 78(2) renumbered as s. 78(2)(a) by [2019 asp 4 s. 7\(2\)\(a\)](#)
- s. 78(2)(b) and word inserted by [2019 asp 4 s. 7\(2\)\(b\)](#)