



# Bankruptcy (Scotland) Act 2016

## 2016 asp 21

### PART 14

#### VOLUNTARY TRUST DEEDS FOR CREDITORS

##### *Application for conversion to sequestration*

#### **191 Contents of affidavit required under section 190(2)**

- (1) An affidavit required under section 190(2) must—
  - (a) state that main proceedings have been opened in relation to the debtor in a member State other than the United Kingdom,
  - (b) state that the member State liquidator believes that the conversion of the protected trust deed into a sequestration would prove to be in the interests of the creditors in the main proceedings,
  - (c) contain such other information as the member State liquidator considers will be of assistance to AiB—
    - (i) in deciding whether to make an order under section 192, and
    - (ii) if AiB were to do so, in considering the need for any consequential provision that would be necessary or desirable, and
  - (d) contain such other matters as may be prescribed.
- (2) Any affidavit under this section must be sworn by, or on behalf of, the member State liquidator.