



# Bankruptcy (Scotland) Act 2016

## 2016 asp 21

### PART 11

#### DISCHARGE

##### *Discharge of debtor*

#### **144 Subsequent debtor contact: review and appeal**

- (1) The debtor may apply to AiB for a review of a decision under section 143(2) or (5) to refuse to discharge the debtor.
- (2) Any creditor may apply to AiB for a review of a decision under section 143(2) or (5) to discharge the debtor.
- (3) Any application under subsection (1) or (2) must be made within 14 days beginning with the day of notification of the decision in question.
- (4) If an application for a review under subsection (2) is made, the discharge is suspended until the determination of that review by AiB.
- (5) If an application for a review under subsection (1) or (2) is made, AiB must—
  - (a) take into account any representations made by an interested person within 21 days beginning with the day on which the application is made, and
  - (b) confirm or revoke the decision within 28 days beginning with the day on which the application is made.
- (6) The debtor, the trustee or any creditor may appeal to the sheriff against any decision of AiB under subsection (5)(b) within 14 days beginning with the day of the decision.