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DRAFT SCOTTISH STATUTORY INSTRUMENTS

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**2001 No.**

**Limited Liability Partnerships (Scotland) Regulations 2001**

**PART I**

**CITATION, COMMENCEMENT EXTENT AND INTERPRETATION**

**Citation, commencement and extent**

1.—(1) These Regulations may be cited as the Limited Liability Partnerships (Scotland) Regulations 2001 and shall come into force on 6th April 2001.

(2) These Regulations extend to Scotland only.

**Interpretation**

2. In these Regulations—

“the 1985 Act” means the Companies Act 1985<sup>(1)</sup>;

“the 1986 Act” means the Insolvency Act 1986<sup>(2)</sup>;

“limited liability partnership agreement”, in relation to a limited liability partnership, means any agreement, express or implied, made between the members of the limited liability partnership or between the limited liability partnership and the members of the limited liability partnership which determines the mutual rights and duties of the members, and their rights and duties in relation to the limited liability partnership;

“the principal Act” means the Limited Liability Partnerships Act 2000; and

“shadow member”, in relation to a limited liability partnership, means a person in accordance with whose directions or instructions the members of the limited liability partnership are accustomed to act (but so that a person is not deemed a shadow member by reason only that the members of the limited liability partnership act on advice given by that person in a professional capacity).

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(1) 1985 c. 6.

(2) 1986 c. 45.