

---

DRAFT SCOTTISH STATUTORY INSTRUMENTS

---

**2016 No.**

**INSOLVENCY**

**BANKRUPTCY**

**DEBT**

The Bankruptcy (Scotland) Regulations 2016

*Made* - - - - 2016  
*Coming into force* 30th November 2016

THE BANKRUPTCY (SCOTLAND) REGULATIONS 2016

1. Citation and commencement
2. Interpretation
3. Forms

PART 1

4. Approved categories of money advisers
5. Persons who may not be approved money advisers
6. Other matters on which a debtor must obtain advice
7. Money advice on debtor applications: procedure on evidence and information
8. Certificate for sequestration: form and manner
9. Certificate for sequestration: fee
10. Certificate for sequestration: prescribed period

PART 2

11. Debt advice and information package
12. Debtor applications
13. “Minimal Asset Process” debtors to whom section 2(2) of Act applies: prescribed payments
14. “Minimal Asset Process” debtors to whom section 2(2) of Act applies: total assets

PART 3

15. Common financial tool
16. Common financial tool: contingency allowance
17. Common financial tool: supporting statements and evidence
18. Money Advice Trust licence requirements: report
19. Debtor contribution orders
20. Deduction from debtor's earnings and other income

PART 4

21. Claims in foreign currency
22. Conversion of foreign currency claims
23. Trustee resignation application
24. Abandonment of heritable property by trustee
25. Financial education
26. Interest on claims in sequestration
27. Certificate of deferral of debtor's discharge
28. Premium of bond of caution

PART 5

29. Moratorium on diligence: notice of intention to apply

PART 6

30. Register of Insolvencies

PART 7

31. Application of Bankruptcy (Scotland) Act 2016 to limited partnerships

PART 8

32. Revocations
33. Sequestrations and trust deeds before 30th November 2016
34. Moratorium on diligence: notice of intention to apply under Bankruptcy (Scotland) Act 2016  
Signature

---

SCHEDULE 1 — FORMS

*LIST OF FORMS TO BE USED*

SCHEDULE 2 — REGISTER OF INSOLVENCIES

SCHEDULE 3 — REVOCATIONS

Explanatory Note