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SCOTTISH STATUTORY INSTRUMENTS

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**2008 No. 115**

**The Bankruptcy and Diligence etc. (Scotland) Act 2007  
(Commencement No. 3, Savings and Transitionals) Order 2008**

**Diligence against earnings – intimation of arrestment schedule and provision of information  
– schedule or order before 1st April 2008**

**12.**—(1) Section 70A(1) of the 1987 Act<sup>(1)</sup> shall not require the information described in section 70A(3) to be sent in respect of an earnings arrestment, current maintenance arrestment or conjoined arrestment order received before 1st April 2008.

(2) In applying section 70A(2) to (4) of the 1987 Act in respect of an earnings arrestment, current maintenance arrestment or conjoined arrestment order received before 1st April 2008, those subsections are to be read as if—

- (a) there is no requirement under section 70A(2) and (4)(a) to send the information mentioned in section 70A(3) as soon as reasonably practicable after 6th April 2008, but instead that information shall be sent no later than 6th October 2008;
- (b) for subsection (3)(b)(ii) there were substituted—
  - “(ii) where subsection (2) above applies, 6 October 2008”; and
- (c) for subsection (4)(a) there were substituted—
  - “(a) 6 April 2009”.

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(1) Section 70A to 70D are inserted by section 203 of the [Bankruptcy and Diligence etc. \(Scotland\) Act 2007 \(asp 3\)](#) (“the Act”).