
STATUTORY INSTRUMENTS

2005 No. 3181

The Proceeds of Crime Act 2002 (External
Requests and Orders) Order 2005

PART 3

GIVING EFFECT IN SCOTLAND TO EXTERNAL REQUESTS IN
CONNECTION WITH CRIMINAL INVESTIGATIONS OR PROCEEDINGS
AND TO EXTERNAL ORDERS ARISING FROM SUCH PROCEEDINGS

CHAPTER 3

ADMINISTRATORS AND PROCEDURE

Administrators: restrictions on proceedings and remedies

86.—(1) Where an administrator is appointed under article 73, the court may sist any action, execution or other legal process in respect of the property to which the order appointing the administrator relates.

(2) If a court (whether the Court of Session or any other court) in which proceedings are pending, in respect of any property is satisfied that an application has been made for the appointment of an administrator or that an administrator has been appointed in relation to that property, the court may either sist the proceedings or allow them to continue on any terms it thinks fit.

(3) Before exercising any power conferred by paragraph (2) the court must give an opportunity to be heard to—

- (a) the Lord Advocate;
- (b) if appointed, the administrator.