



Bankruptcy and Diligence etc. (Scotland) Act 2007

2007 asp 3

PART 4

LAND ATTACHMENT AND RESIDUAL ATTACHMENT

CHAPTER 2

ATTACHMENT OF LAND

Preparations for sale of attached land

PROSPECTIVE

100 Protection of purchaser under contract where warrant for sale granted

- (1) This section applies where—
- (a) a warrant for sale has been granted under section 97(2) of this Act; and
 - (b) a person (in this section, the “prospective purchaser”) had, before the notice of land attachment was registered, entered into a contract to purchase attached land from the debtor.
- (2) The sheriff may, on the application of the prospective purchaser and if satisfied as to the matters mentioned in section 99(3) of this Act, make an order—
- (a) suspending the warrant for sale for a period not exceeding 1 year from the day on which the order is made;
 - (b) requiring the prospective purchaser to pay the price under the contract to the appointed person; and
 - (c) making such other incidental or consequential provision as the sheriff thinks fit.

Status: This version of this provision is prospective.

Changes to legislation: There are currently no known outstanding effects for the Bankruptcy and Diligence etc. (Scotland) Act 2007, Section 100. (See end of Document for details)

- (3) Section 116 of this Act applies to the proceeds of sale paid to the appointed person in pursuance of an order under subsection (2) above as it applies to a sale in pursuance of a warrant for sale.

Status:

This version of this provision is prospective.

Changes to legislation:

There are currently no known outstanding effects for the Bankruptcy and Diligence etc. (Scotland) Act 2007, Section 100.