



# Bankruptcy and Diligence etc. (Scotland) Act 2007

2007 asp 3

## PART 1

### BANKRUPTCY

#### *The trustee in the sequestration*

#### **11 Statutory meeting and election of trustee**

- (1) Section 21 of the 1985 Act (requirement to call statutory meeting) is repealed.
- (2) In section 21A of that Act (calling of statutory meeting where interim trustee is Accountant in Bankruptcy)—
  - (a) in subsection (1), the words from “where” to “Bankruptcy”, are repealed; and
  - (b) the heading to that section becomes “ Calling of statutory meeting ”.
- (3) The heading to section 23 of that Act becomes “ Proceedings at statutory meeting before trustee vote ”.
- (4) In section 24 of that Act (election of permanent trustee)—
  - (a) in subsection (1), for the words “the election of the permanent trustee” substitute “a vote at which they shall—
    - (a) confirm the appointment of the trustee appointed under section 2 of this Act (referred to in this section and in sections 25 to 27 of this Act as the “original trustee”); or
    - (b) elect another person as the trustee in the sequestration (referred to in this section and in sections 13 and 25 to 29 of this Act as the “replacement trustee”),such a vote being referred to in this Act as a “trustee vote”. ”; and
  - (b) the heading to that section becomes “ Trustee vote ”.
- (5) In section 25 of that Act (confirmation of permanent trustee)—
  - (a) before subsection (1) insert—

---

**Status:** Point in time view as at 01/04/2008. This version of this provision has been superseded.

**Changes to legislation:** There are currently no known outstanding effects for the Bankruptcy and Diligence etc. (Scotland) Act 2007, Section 11. (See end of Document for details)

---

- “(A1) This section applies where a replacement trustee is elected by virtue of a trustee vote.”; and
- (b) the heading to that section becomes “ Appointment of replacement trustee ”.
- (6) Schedule 2 to that Act (adaptation of procedure etc. where permanent trustee not elected) is repealed.

**Status:**

Point in time view as at 01/04/2008. This version of this provision has been superseded.

**Changes to legislation:**

There are currently no known outstanding effects for the Bankruptcy and Diligence etc. (Scotland) Act 2007, Section 11.