



# Bankruptcy and Diligence etc. (Scotland) Act 2007

2007 asp 3

## PART 8

### ATTACHMENT OF MONEY

#### *Execution of money attachment*

#### **179 Schedule of money attachment**

- (1) The [F<sup>1</sup>officer of court] must, immediately after executing a money attachment, complete a schedule such as is mentioned in subsection (2) below (in this Part, the “schedule of money attachment”).
- (2) A schedule of money attachment—
  - (a) must be—
    - (i) in (or as nearly as may be in) the form prescribed by Act of Sederunt;
    - (ii) signed by the [F<sup>1</sup>officer of court]; and
  - (b) must specify—
    - (i) the money attached; and
    - (ii) the value of that money, so far as ascertainable.
- (3) The [F<sup>1</sup>officer of court] must—
  - (a) give a copy of the schedule to the debtor; or
  - (b) where it is not practicable to do so—
    - (i) give a copy of the schedule to a person present at the place where the money attachment was executed; or
    - (ii) where there is no such person, leave a copy of the schedule at that place.
- (4) In this Part, any reference to the day on which a money attachment is executed is a reference to the day on which the [F<sup>1</sup>officer of court] complies with subsection (3) above.

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*Status: Point in time view as at 31/01/2011.*

*Changes to legislation: There are currently no known outstanding effects for the Bankruptcy and Diligence etc. (Scotland) Act 2007, Section 179. (See end of Document for details)*

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#### Textual Amendments

- F1** Words in s. 179(1)-(4) substituted (31.1.2011) by [Public Services Reform \(Scotland\) Act 2010 \(asp 8\)](#), s. 134(7), [Sch. 4 para. 24\(2\)](#); S.S.I. 2011/30, art. 3(1)(3), Sch. 1

#### Commencement Information

- I1** S. 179 wholly in force at 23.11.2009; s. 179 not in force at Royal Assent see s. 227; s. 179(2)(a)(i) in force for certain purposes at 1.4.2008 by [S.S.I. 2008/115](#), [art. 3\(4\)](#), [Sch. 3](#) (with [arts. 4-6, 10](#)); s. 179 in force at 23.11.2009 in so far as not already in force by [S.S.I. 2009/369](#), [art. 3](#) (with transitional modifications in [art. 4](#))

**Status:**

Point in time view as at 31/01/2011.

**Changes to legislation:**

There are currently no known outstanding effects for the Bankruptcy and Diligence etc. (Scotland) Act 2007, Section 179.