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SCOTTISH STATUTORY INSTRUMENTS

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**2011 No. 141**

**The Debt Arrangement Scheme (Scotland) Regulations 2011**

**PART 2**

**MONEY ADVISERS**

**Approval of a money adviser**

**9.—**(1) An application to the DAS Administrator for approval as a money adviser by a person other than those described in regulation 8(a) to (e), must—

- (a) be in writing on (or if sent electronically, incorporate an image of) the headed notepaper of any relevant organisation for which the applicant works, or, if none, state the applicant's name and business address;
- (b) include a statement of the suitability of the applicant to act as money adviser for the purposes of the debt arrangement scheme;
- (c) provide evidence of any relevant training; and
- (d) be accompanied by a valid criminal record certificate under Part 5 of the Police Act 1997<sup>(1)</sup> dated less than 12 months before the date of application.

(2) The DAS Administrator may approve an application under paragraph (1) by a person, other than a person listed in regulation 10, if satisfied that the applicant is a fit and proper person to be a money adviser.

(3) An applicant is to be a fit and proper person if, but not only if, the person has undergone training on the matters specified in Schedule 3.

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<sup>(1)</sup> 1997 c.50. Part 5 was amended by the Criminal Justice Act 2008 (c.4), section 50(3).