
DRAFT SCOTTISH STATUTORY INSTRUMENTS

2017 No.

**The Public Services Reform (Corporate Insolvency
and Bankruptcy) (Scotland) Order 2017**

Amendment of section 222 of the 2016 Act: supplies by utilities

7.—(1) Section 222 of the 2016 Act is amended as follows.

(2) In subsection (4)—

(a) after paragraph (a) insert—

“(aa) a supply of gas by a person within paragraph 1 of schedule 2A of the Gas Act 1986 (supply by landlords etc.);”;

(b) after paragraph (b) insert—

“(ba) a supply of electricity by a class of person within Class A (small suppliers) or Class B (resale) of schedule 4 of the Electricity (Class Exemptions from the Requirement for a Licence) Order 2001 (S.I. 2001/3270);”;

(c) after paragraph (c), repeal “and”, and insert—

“(ca) a supply of water by a water services provider within the meaning of the Water Services etc. (Scotland) Act 2005(1),

(cb) a supply of water by a person who has an interest in the premises to which the supply is given;”;

(d) after paragraph (d) insert—

“(e) a supply of communications services by a person who carries on a business which includes giving such supplies, and

(f) a supply of goods or services mentioned in subsection (5A) by a person who carries on a business which includes giving such supplies, where the supply is for the purpose of enabling or facilitating anything to be done by electronic means.”.

(3) After subsection (5) insert—

“(5A) The goods and services referred to in subsection (4)(f) are—

(a) point of sale terminals,

(b) computer hardware and software,

(c) information, advice and technical assistance in connection with the use of information technology,

(d) data storage and processing,

(e) website hosting.”.