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SCOTTISH STATUTORY INSTRUMENTS

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**2019 No. 94**

**The Insolvency (EU Exit) (Scotland)  
(Amendment) Regulations 2019**

**PART 2**

Amendments to secondary legislation

**Saving**

- 9.**—(1) Nothing in these Regulations affects—
- (a) the application of Council Regulation (EC) 1346/2000<sup>(1)</sup> to insolvency proceedings which fall within the scope of that Regulation and were opened before 26 June 2017, and
  - (b) the saving for the existing law in regulation 9 of the Insolvency (Regulation (EU) 2015/848) (Miscellaneous Amendments) (Scotland) Regulations 2017<sup>(2)</sup>.
- (2) The amendments made by regulations 2 to 8 do not apply to proceedings opened before exit day.
- (3) The time at which proceedings are opened is to be determined in accordance with Article 2(8) of Regulation (EU) 2015/848 of the European Parliament and of the Council on insolvency proceedings<sup>(3)</sup>.

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(1) OJ L 160, 30.06.2000, p.1 as last amended by Council Implementing Regulation (EU) 2016/1792 of 29 September 2016, OJ L 274, 11.10.2016, p.35.

(2) [S.S.I. 2017/210](#).

(3) OJ L 141, 5.06.2015, p.19 as last amended by Regulation (EU) 2017/353 of the European Parliament and of the Council of 15 February 2017 O.J. L 57, 3.3.2017 p.19.