

SCHEDULES

SCHEDULE 1

SCOTTISH CONVEYANCING AND EXECUTRY SERVICES BOARD

PART II

POWERS OF INVESTIGATION

- 18 The Board may exercise the power conferred by paragraph 19 below for the following purposes—
- (a) an inquiry under subsection (1) of section 20 of this Act;
 - (b) a review of a decision by virtue of subsection (11)(a) of that section; and
 - (c) consideration by the Board whether to exercise the powers conferred on them by section 21 of this Act.
- 19 The Board may give notice in writing to a practitioner specifying the subject matter of their investigation and requiring either or both of the following—
- (a) the production or delivery to any person appointed by the Board, at a time and place specified in the notice, of such documents so specified as are in the possession or control of the practitioner and relate to the subject matter of the investigation; and
 - (b) an explanation, within such period being not less than 21 days as the notice may specify, from the practitioner regarding the subject matter of the investigation.
- 20 If a practitioner fails to comply with a notice under paragraph 19(a) above, the Board may apply to the Court of Session for an order requiring the practitioner to produce or deliver the documents to the person appointed at the place specified in the notice within such time as the court may order.