

SCHEDULES

SCHEDULE 7

MINOR AND CONSEQUENTIAL AMENDMENTS

PART 6

PROCEEDS OF CRIME: CONFISCATION

Bankruptcy (Scotland) Act 1985 (c. 66)

49 After section 31A insert—

“31AA Property released from detention

- (1) This section applies where—
 - (a) property is excluded from the debtor’s estate by virtue of section 420(2)(b) of the Proceeds of Crime Act 2002 (property detained under certain provisions),
 - (b) no order is in force in respect of the property under section 41, 50, 120, 128, 190 or 198 of that Act, and
 - (c) the property is released.
- (2) The property vests in the trustee as part of the debtor’s estate.”