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STATUTORY INSTRUMENTS

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**2022 No. 1239**

The Payment and Electronic Money  
Institution Insolvency (Scotland) Rules 2022

PART 3

Process of Special Administration

CHAPTER 6

Correspondence and remote attendance

**Action where person excluded**

- 62.**—(1) In this rule and rules 63 and 64, an “excluded person” means a person who—
- (a) has taken all steps necessary to attend a meeting under the arrangements put in place to do so by the administrator under section 246A(6) of the IA 1986,
  - (b) is not permitted by those arrangements to attend the whole or part of that meeting.
- (2) Where the chair becomes aware during the course of the meeting that there is an excluded person, the chair may—
- (a) continue the meeting,
  - (b) declare the meeting void and call the meeting again, or
  - (c) declare the meeting valid up to the point where the person was excluded and adjourn the meeting.
- (3) Where the chair continues the meeting, the meeting is valid unless—
- (a) the chair decides in consequence of a complaint under rule 64 to declare the meeting void and hold the meeting again, or
  - (b) the court directs otherwise.
- (4) Without prejudice to paragraph (2), where the chair becomes aware during the course of the meeting that there is an excluded person, the chair may, without an adjournment, declare the meeting suspended for any period up to 1 hour.