



Bankruptcy and Diligence etc. (Scotland) Act 2007

2007 asp 3

PART 3

[^{F1}OFFICERS OF COURT]

[^{F1}Officers of court's] professional association

63 [^{F1}Officers of court's] professional association

- (1) The Scottish Ministers, by regulations—
- (a) must designate an association [^{F2}(in this Part, the “professional association”)] as the professional association for [^{F3}officers of court]; and
 - (b) may make provision in relation to the functions, constitution and procedures of the professional association.

[^{F4}(1A) Regulations under subsection (1) may require an officer of court to provide such information as the professional association reasonably considers necessary.]

- (2) The Scottish Ministers may not make regulations under subsection (1) above without first consulting—
- [^{F5}(a) the Lord President of the Court of Session;
 - (aa) each sheriff principal;
 - (b) representatives of the professional association or, as the case may be, proposed professional association; and
 - (c) such other bodies or persons who appear to the Scottish Ministers to have an interest.
- (3) A person may not hold a commission as [^{F6}an officer of court] unless that person is a member of the professional association.

Changes to legislation: There are currently no known outstanding effects for the Bankruptcy and Diligence etc. (Scotland) Act 2007, Section 63. (See end of Document for details)

Textual Amendments

- F1** Words in s. 63 title substituted (31.1.2011) by [Public Services Reform \(Scotland\) Act 2010 \(asp 8\)](#) , s. 134(7) , [Sch. 4 para. 15\(2\)](#) ; S.S.I. 2011/30 , art. 3(1)(3) , Sch. 1
- F2** Words in s. 63(1)(a) inserted (31.1.2011) by [Public Services Reform \(Scotland\) Act 2010 \(asp 8\)](#) , s. 134(7) , [Sch. 4 para. 15\(1\)\(a\)\(i\)](#) ; S.S.I. 2011/30 , art. 3(1)(3) , Sch. 1
- F3** Words in s. 63(1)(a) substituted (31.1.2011) by [Public Services Reform \(Scotland\) Act 2010 \(asp 8\)](#) , s. 134(7) , [Sch. 4 para. 15\(1\)\(a\)\(ii\)](#) ; S.S.I. 2011/30 , art. 3(1)(3) , Sch. 1
- F4** S. 63(1A) inserted (31.1.2011) by [Public Services Reform \(Scotland\) Act 2010 \(asp 8\)](#) , s. 134(7) , [Sch. 4 para. 15\(1\)\(b\)](#) ; S.S.I. 2011/30 , art. 3(1)(3) , Sch. 1
- F5** S. 63(2)(a) (aa) substituted for s. 63(2)(a) (31.1.2011) by [Public Services Reform \(Scotland\) Act 2010 \(asp 8\)](#) , s. 134(7) , [Sch. 4 para. 15\(1\)\(c\)](#) ; S.S.I. 2011/30 , art. 3(1)(3) , Sch. 1
- F6** Words in s. 63(3) substituted (31.1.2011) by [Public Services Reform \(Scotland\) Act 2010 \(asp 8\)](#) , s. 134(7) , [Sch. 4 para. 15\(1\)\(d\)](#) ; S.S.I. 2011/30 , art. 3(1)(3) , Sch. 1

Commencement Information

- I1** S. 63 not in force at Royal Assent see s. 227; s. 63(1)(2) in force for certain purposes at 1.4.2008 by [S.S.I. 2008/115](#) , [art. 3\(4\)](#) , [Sch. 3](#) (with arts. 4-6 , 10)
- I2** S. 63(1)(2) in force at 31.1.2011 for specified purposes by [S.S.I. 2011/31](#) , [art. 3\(d\)](#)
- I3** S. 63(1)(2) in force at 1.4.2011 in so far as not already in force by [S.S.I. 2011/31](#) , [art. 4](#)
- I4** S. 63(3) in force at 1.4.2011 by [S.S.I. 2011/31](#) , [art. 4](#)

Changes to legislation:

There are currently no known outstanding effects for the Bankruptcy and Diligence etc. (Scotland) Act 2007, Section 63.