



Adults with Incapacity (Scotland) Act 2000

2000 asp 4

[^{F1}PART 3

ACCOUNTS AND FUNDS

Authority to intromit

[^{F1}25 Authority to intromit

- (1) A person mentioned in subsection (2) may apply to the Public Guardian for a certificate authorising the person to intromit with an adult's funds.
- (2) Those persons are—
 - (a) an individual (other than an individual acting in his capacity as an officer of a local authority or other body established by or under an enactment);
 - (b) two or more individuals who wish to act jointly; or
 - (c) a body (other than a manager of an authorised establishment within the meaning of section 35(2)).
- (3) An application under subsection (1) which is accompanied by an application under section 24D may only be granted if—
 - (a) an account is opened in pursuance of section 24D(5); and
 - (b) prescribed particulars of that account are notified to the Public Guardian in pursuance of section 24D(7).
- (4) Where the Public Guardian grants an application under subsection (1), the Public Guardian must—
 - (a) enter prescribed particulars in the register maintained by the Public Guardian under section 6(2)(b)(iii); and
 - (b) issue a certificate of authority (a “withdrawal certificate”) to the applicant.
- (5) No application may be made under subsection (1) if a person is already authorised to intromit with the funds of the adult to whom the application relates (unless the application is made by that person).

Changes to legislation: There are currently no known outstanding effects for the Adults with Incapacity (Scotland) Act 2000, Section 25. (See end of Document for details)

(6) In this Act, an individual or a body who holds a valid withdrawal certificate issued under this Part is referred to as a “withdrawer”.]

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Textual Amendments

F1 Pt. 3 substituted (1.4.2008) by [Adult Support and Protection \(Scotland\) Act 2007 \(asp 10\)](#), **ss. 58**, [79\(3\)](#); [S.S.I. 2008/49](#), [art. 2\(1\)](#) (with [arts. 34](#))

Changes to legislation:

There are currently no known outstanding effects for the Adults with Incapacity (Scotland) Act 2000, Section 25.