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SCOTTISH STATUTORY INSTRUMENTS

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**2008 No. 115**

**The Bankruptcy and Diligence etc. (Scotland) Act 2007  
(Commencement No. 3, Savings and Transitionals) Order 2008**

**Transitional arrangements – bankruptcy restrictions orders, debt advice and information packages in bankruptcy and definition of apparent insolvency**

7. Where a sheriff is considering whether to make a bankruptcy restrictions order or interim bankruptcy restrictions order, or the Accountant in Bankruptcy is determining whether to accept a bankruptcy restrictions undertaking pursuant to section 56A, 56F or 56G, respectively, of the 1985 Act<sup>(1)</sup>, neither the sheriff nor the Accountant in Bankruptcy is to take into account any conduct of the debtor before 1st April 2008.

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(1) Sections 56A to 56K of the 1985 Act are inserted by section 2(1) of the [Bankruptcy and Diligence etc. \(Scotland\) Act 2007 \(asp 3\)](#) (“the Act”).