
SCOTTISH STATUTORY INSTRUMENTS

2013 No. 225

**The Debt Arrangement Scheme
(Scotland) Amendment Regulations 2013**

Creditors

11.—(1) In regulation 23 (consent of creditors)—

- (a) in paragraph (3), omit “, and if posted must be sent to the creditor by first class recorded delivery post”;
- (b) at the end of paragraph (5), insert—
 - “, irrespective of any assignation of the debt by that creditor,”; and
- (c) after paragraph (7), insert—
 - “(8) Where the rights to one or more debts included in the debt payment programme are assigned, the creditor must immediately notify the DAS Administrator in writing—
 - (a) that the creditor has assigned the rights; and
 - (b) of the details of the assignee.”.

(2) After regulation 23 (consent of creditors), insert—

“Creditor’s authorised representative

23A. Where a creditor authorises another person to act on behalf of the creditor in relation to the debt arrangement scheme—

- (a) the authorised representative must, provide evidence of authority to act on behalf of the creditor to the DAS Administrator and any continuing money adviser; and
- (b) the creditor must notify the DAS Administrator and any continuing money adviser where the representative is no longer authorised.”.