

**Court of Session, Scotland
Certified Copy Interlocutor**

In petition of

The Governor and Company of the Bank of England, Threadneedle Street, London,
EC2R 8AH for a Building Society Special Administration Order in respect of the
Dunfermline Building Society having its principal office at Caledonia House,
Carnegie Avenue, Dunfermline

30 March 2009

Lord Glennie

Act: Sellar, QC

The Lord Ordinary, having resumed consideration of the petition, and having heard counsel thereon, there being no appearance by any party entitled to appear or be represented in terms of Rule of Court 74.46 (2),

1. makes a Building Society Special Administration Order in respect of the Dunfermline Building Society (“the Society”) in terms of the Banking Act 2009 (“the 2009 Act”), as applied by the Building Societies (Insolvency and Special Administration) Order 2009, which order shall not take effect until a property transfer instrument under the 2009 Act is made by the Petitioner in respect of the Society and becomes effective;
2. appoints Richard Heis FCA, Michael Pink FCA and Richard Fleming FCA of 8 Salisbury Square, London EC4Y 8BB and Blair Nimmo CA of Saltire Court, Castle Terrace, Edinburgh to be Building Society Special Administrators of the Society, which order shall not take effect until such a property transfer instrument has been made in respect of the Society and becomes effective;
3. authorises any of them to exercise any, or all, of the functions of Building Society Special Administrator;
4. directs the petitioner to send, as soon as reasonably practicable, a certified copy of this order to each of the Building Society Special Administrators, to the Financial Services Authority and to the Financial Services Compensation Scheme; and
5. finds the expenses of, and incidental to, this application to be expenses in the Special Administration; and decerns.

Edinburgh, 30 March 2009

Certified a true copy


Donald Bruton

Depute Clerk of Justiciary

