



STYLE FORMS
EUROPEAN ORDER FOR PAYMENT

European Order for Payment - Regulation (EC) No. 1896/2006

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| 1. | Forms 1 to 7 under Regulation (EC) No. 1896/2006 |
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Act of Sederunt (Sheriff Court European Order for Payment Procedure Rules) 2008

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| 1. | Form 1 - Form of notice of statement of opposition to European order for payment |
| 2. | Form 2 - Form of application for a review of a European order for payment under Article 20(1) of Regulation (EC) No. 1896/2006 of 12th December 2006 |
| 3. | Form 3 - Form of application for a review of a European order for payment under Article 20(2) of Regulation (EC) No. 1896/2006 of 12th December 2006 |
| 4. | Form 4 - Form of application for refusal of enforcement of a European order for payment under Article 22(1) of Regulation (EC) No. 1896/2006 of 12th December 2006 |

Form 1	<p align="center">Form of notice of statement of opposition to European order for payment</p>
Rule 5(4)	<p>STATEMENT OF OPPOSITION TO A EUROPEAN ORDER FOR PAYMENT</p> <p align="center">Sheriff Court at <i>[insert court]</i></p> <p>To: <i>[insert name and address of claimant]</i></p> <p>Date: <i>[insert date]</i></p> <p>Please note that on <i>[insert date]</i> a statement of opposition to the European order of payment issued in your favour on <i>[insert date]</i> was lodged. A copy is attached. In accordance with Article 17(1) of Regulation (EC) No. 1896/2006 of 12th December 2006, the proceedings shall now continue as <i>[an ordinary cause][a summary cause] [a small claim]*</i>. Under rule 5(2) of the Act of Sederunt (Sheriff Court European Order for Payment Procedure Rules) 2008, the sheriff has made an order for the purpose of bringing the proceedings into line with an appropriate stage of the proceedings under the rules which apply to such a cause or claim. A copy of the sheriff's order is attached.</p> <p>Further advice can be obtained by contacting a Citizen's Advice Bureau or a Solicitor.</p> <p><i>*delete as appropriate</i></p> <p>Date: <i>[insert date]</i></p> <p align="right"><i>[signed]</i> Sheriff Clerk [Depute]</p>

Form 2	<p align="center">Form of application for a review of a European order for payment under Article 20(1) of Regulation (EC) No. 1896/2006 of 12th December 2006</p>
Rule 6(1)	<p align="center">EUROPEAN ORDER FOR PAYMENT</p> <p align="center">Application for review under Article 20(1) of Regulation (EC) No. 1896/2006 of 12th December 2006</p> <p>APPLICATION FOR</p> <p>REVIEW OF A EUROPEAN ORDER FOR PAYMENT</p> <p>UNDER ARTICLE 20(1) OF REGULATION (EC) NO 1896/2006</p> <p align="center">Sheriff Court at [<i>insert court</i>]</p> <p align="center">Court ref:</p> <p>I, [<i>insert name and address</i>], apply under Article 20(1) of Regulation (EC) No 1896/2006 for a review of the European order for payment granted by the court on [<i>insert date</i>] in favour of [<i>insert name and address of claimant</i>] for the following reasons:</p> <ul style="list-style-type: none"> • Service was not effected in sufficient time to enable me to arrange for my defence, without any fault on my part * • I was prevented from objecting to the claim by reason of force majeure or due to extraordinary circumstances, without any fault on my part * <p>* <i>delete as appropriate</i></p> <p>I ask the court to intimate this application on the claimant.</p> <p align="right">[<i>signed</i>]</p>

Form 3	<p align="center">Form of application for a review of a European order for payment under Article 20(2) of Regulation (EC) No. 1896/2006 of 12th December 2006</p>
Rule 6(2)	<p align="center">EUROPEAN ORDER FOR PAYMENT</p> <p align="center">Application for review under Article 20(2) of Regulation (EC) No. 1896/2006 of 12th December 2006</p> <p>APPLICATION FOR</p> <p>REVIEW OF A EUROPEAN ORDER FOR PAYMENT</p> <p>UNDER ARTICLE 20(2) OF REGULATION (EC) NO 1896/2006</p> <p align="center">Sheriff Court at <i>[insert court]</i></p> <p align="center">Court ref:</p> <p>I, <i>[insert name and address]</i>, apply under Article 20(2) of Regulation (EC) No 1896/2006 for a review of the European order for payment granted by the court on <i>[insert date]</i> in favour of <i>[insert name and address of claimant]</i> as:</p> <ul style="list-style-type: none"> • the order for payment was clearly wrongly issued having regard to the requirements laid down in the Regulation* • there are exceptional circumstances for doing so* <p align="center"><i>*delete as appropriate</i></p> <p>My reasons are: <i>[state reasons for seeking review, under reference to the ground on which the review is sought]</i>.</p> <p>I ask the court to intimate this application on the claimant.</p> <p align="right"><i>[signed]</i></p>

Form 4	<p align="center">Form of application for refusal of enforcement of a European order for payment under Article 22(1) of Regulation (EC) No. 1896/2006 of 12th December 2006</p>
Rule 7(1)	<p align="center">EUROPEAN ORDER FOR PAYMENT</p> <p align="center">Application for refusal of enforcement under Article 22(1) of Regulation (EC) No. 1896/2006 of 12th December 2006</p> <p>APPLICATION FOR</p> <p>REFUSAL OF ENFORCEMENT OF A EUROPEAN ORDER FOR PAYMENT</p> <p>UNDER ARTICLE 22(1) OF REGULATION (EC) NO 1896/2006</p> <p align="center">Sheriff Court at <i>[insert court]</i></p> <p align="center">Court ref:</p> <p>I, <i>[insert name and address]</i>, apply under Article 22(1) of Regulation (EC) No 1896/2006 for the court to make an order refusing to enforce the European order for payment granted by the court on <i>[insert date]</i> in favour of <i>[insert name and address of claimant]</i> as:</p> <ul style="list-style-type: none"> • the order for payment is irreconcilable with an earlier decision or order given. <i>[Give details here of decision or order made and in which Member State or third country].*</i> • I paid the claimant the amount awarded in the order for payment on <i>[insert date].*</i> <p><i>* delete as appropriate</i></p> <p>I ask the court to intimate this application on the claimant.</p> <p align="right"><i>[signed]</i></p>