

Rule 8(3)

Form 3

Debt Arrangement and Attachment (Scotland) Act 2002

Sheriff Court

(place)

ATTACHMENT SCHEDULE

To (name and address of debtor, person in possession of attached articles or any person who claims to own attached articles)

On (date) a decree was granted in the Sheriff Court (place) /Court of Session in an action by

CREDITOR

against

DEBTOR

in which the Debtor(s) were ordered to pay to the Creditor(s)

(specify amounts)

(*or give details of other document upon which the attachment proceeded)

*On (date) a charge for payment of these sums (under deduction of £ paid to account since the date of decree) was served on the said (name of debtor)

(delete where attachment proceeded on summary warrant)

OR

On (date) an exceptional attachment order was made on application by

CREDITOR

against

DEBTOR

I,

(name and address), Officer of Court

on the instruction of the said (name of creditor) attach at

(address)

the articles belonging to the debtor specified in the list attached.

The sum now due by the debtor is

Principal sum	£	
Interest	£	(Further interest may accrue if the debt is not paid immediately)
Expenses	£	
Less paid to account	£ _____	
Charge fee	£	
Attachment fee	£	
Other outlays (<i>specify</i>)	£ _____	
	£ _____	

If this sum is not paid arrangements will be made for the auction of the attached article(s).

Payment should be made to

(name and address)

*I have removed the attached article(s).

*You may move the attached article(s) to another location only if the creditor or the officer of court has consented in writing to this or the sheriff has authorised their removal. You (the debtor) have the right to redeem an attached article within *7/14 days on payment to me of the value fixed and referred to in this schedule.

*You

(insert name of person present claiming to own article in common with debtor) have the right to apply to the sheriff for an order that an attached article is owned in common, and if an order is made the debtor's interest will be transferred to you on payment to me of a sum equal to the value of debtor's interest in that article.

*You

(insert name of person other than the debtor where mobile home is their principal residence) have the right to apply to the sheriff within 14 days of the attachment for an order that the attachment of the mobile home is to cease to have effect.

*I did not attach the following articles on the basis that-

- (a) they were of sentimental value to the debtor; and
- (b) were likely to realise, on sale by auction, an aggregate amount not exceeding £150

(list articles and value).

* delete as appropriate

This attachment is carried out by me today (date) and is witnessed by
(name and address)

I deliver/leave this attachment schedule to/for you (name)
today at
(address)

<i>(signature)</i>	<i>(signature)</i>
Witness	<i>Officer of Court</i>
<i>(designation)</i>	<i>(designation)</i>

PLEASE NOTE

1. Any unauthorised removal of the attached articles or any wilful damage or destruction of them by the debtor or persons who know the articles have been attached shall be a breach of attachment and may be dealt with as a contempt of court.
2. The theft of any attached article should be notified to the creditor and to me together with details of any claim on insurance. Failure to do so is also a breach of the attachment and may be dealt with as a contempt of court. A form is available for this purpose and may be obtained from the sheriff clerk or any citizens advice bureau or local advice centre.

LIST SPECIFYING ATTACHED ARTICLE(S)

ARTICLES ATTACHED	VALUE FIXED
Witness	Officer of court

IF YOU WISH FURTHER ADVICE CONTACT ANY CITIZENS ADVICE BUREAU/
LOCAL ADVICE CENTRE/SHERIFF CLERK OR SOLICITOR