

Debt Arrangement and Attachment (Scotland) Act 2002 sections 16(1) and 22(1) and (3)

Sheriff Court

(name)

Court Ref. No.

200

<p>APPLICATION FOR (1) RELEASE OF VEHICLE OR MOBILE HOME FROM ATTACHMENT (2) IMMEDIATE SALE OF A VEHICLE</p>		<p>(1) APPLICANT</p>
	<p>A</p>	<p>The Applicant is * The Debtor * A person whose only or principal residence is an attached mobile home</p>
<p>(1) <i>Insert name and address</i></p>	<p>B</p>	<p>Other persons having an interest (1) The Debtor (1) The Creditor (1) Officer of Court who carried out the attachment</p>
<p>(2) <i>Insert name</i></p>	<p>C</p>	<p>Decree was granted in an action by the Creditor(s) (2) in the Court of Session/Sheriff Court at on 200 against the Debtor(s) (2) <i>(or give details of other document or summary warrant on which the attachment proceeded)</i></p>
<p>(3) <i>Insert address</i></p>	<p>D</p>	<p>*An attachment was carried out by (2) Officer of Court on the instructions of the Creditor on 200 at (3).</p>
<p><i>*delete</i> **state reasons why sale would be unduly harsh</p>	<p>E</p>	<p>Among the articles attached was a mobile home <i>(state whether caravan, houseboat or other moveable structure)</i>*vehicle The vehicle was valued on attachment at £ . * This is the only or principal residence of the applicant * Sale of the vehicle would be unduly harsh**</p>

This application is made under Section 16(1)/22(1)(3) of the Debt Arrangement and Attachment (Scotland) Act 2002.

The Applicant asks the court:-

1 To fix a Hearing

2 To order the Sheriff Clerk to intimate this application and the date of the hearing to the Applicant, and to those persons stated above as having an interest

***3 To order that attachment of the vehicle shall cease to have effect**

***4 To order that attachment of the mobile home is to cease to have effect**

***5 To order the officer of court(2) to arrange the immediate sale of the vehicle, and to pay the sum of £ *(insert amount)* to the debtor from the proceeds of sale and to consign any surplus with the sheriff clerk**

6 To award expenses (if competent)

(Date)

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