

Sheriff Court

(name)

Court Ref. No.

200

<p><b>APPLICATION FOR AN ORDER DECLARING THE ATTACHMENT INVALID OR HAS CEASED TO HAVE EFFECT</b></p>		<p>(1)</p> <p><b>APPLICANT</b></p>
	<p><b>A</b></p>	<p><b>The Applicant is the Debtor</b></p>
<p>(1) <i>Insert name and address</i></p>	<p><b>B</b></p>	<p><b>Other persons having an interest</b></p> <p>(1)</p> <p><b>The Creditor</b></p> <p>(1)</p> <p><b>Officer of Court</b></p>
<p>(2) <i>Insert name</i></p>	<p><b>C</b></p>	<p><b>Decree was granted in an action by the Creditor(s)</b></p> <p>(2)</p> <p><b>In the Court of Session/Sheriff Court at</b></p> <p>on        200        against the Debtor(s) (2)</p> <p><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><b>D</b></p>	<p><b>*An attachment was carried out by (2)</b></p> <p><b>Officer of Court on the instructions of the Creditor</b></p> <p>on        200        at        (3).</p>
<p><i>*delete as appropriate</i></p> <p><i>**Give reasons for application</i></p>	<p><b>E</b></p>	<p><b>The following article(s) was/were attached:-</b></p> <p><b>* the attachment has ceased to have effect **</b></p> <p><b>* the purported attachment is invalid **</b></p>

**This application is made under Section 26(1)(a)/(b) 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, the Creditor and the Officer of Court who carried out the attachment**

**3 To make an order declaring that the attachment is invalid or has ceased to have effect**

**\*4 To order the Officer of Court (2) to return the article(s) to the place from which it was/they were removed**

**5 To award expenses (if competent)**

*(Date)*

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