

Debt Arrangement and Attachment (Scotland) Act 2002 section 34(1)(b)(ii)

Sheriff Court

(name)

Court Ref. No.

200

APPLICATION IN RELATION TO ARTICLES BELONGING TO A THIRD PARTY		(1) APPLICANT
*delete	A	The Applicant is a person claiming ownership of attached article(s)
(1) <i>Insert name and address</i>	B	Other persons having an interest (1) The Creditor (1) The Debtor (1) * Any person (other than the Debtor) having possession of the attached article(s) for which release is sought
(2) <i>Insert name</i>	C	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>
(3) <i>Insert address</i>	D	*An attachment was carried out by (2) Officer of Court on the instructions of the Creditor on 200 at (3).
<i>(specify details of where and when an auction is to be held if this has been fixed)</i> <i>(give details of ownership)</i>	E	Among the articles attached was/were the following:- Auction of the attached article(s) has not yet taken place The article(s) belong to the applicant and the attachment should cease to have effect

This application is made under Section 34(1)(b)(ii) 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, to those persons stated above as having an interest, and the Officer of Court who carried out the attachment order

3 To find that the applicant owns the article(s) and the article(s) should be released from attachment

4 To award expenses (if competent)

(Date)

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