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ACT OF ADJOURNAL (CRIMINAL PROCEDURE RULES) 1996 SI 1996/513
APPENDIX Part 5 - FORMS 50.01 to 59.99

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FORM 50.2 Form of football banning order

Rule 50.1

FOOTBALL BANNING ORDER

Court Ref. No.:

COURT:

DATE:

OFFENDER:

Address:

Date of birth:

THE COURT, sentencing or otherwise dealing with the offender in respect of an offence to which section 51(4) of the Police, Public Order and Criminal Justice (Scotland) Act 2006 ("the 2006 Act") applies;

AND being satisfied that there are reasonable grounds to believe that making the football banning order would help to prevent violence or disorder at or in connection with any football matches;

AND having explained to the offender the effect of this order (including the requirements set out below);

[1] *State address of police station*

ORDERS that the offender shall report at the police station at [1] within 5 days beginning with the day on which this order is made;

[2] *Specify length of period*

AND ORDERS that during a period of [2] from the date of this order the offender shall—

1. be prohibited from entering any premises for the purposes of attending any regulated football matches^(a) in the United Kingdom;
2. report at a police station in accordance with Chapter 1 of Part 2 of the 2006 Act in connection with regulated football matches outside the United Kingdom;
3. where a relevant event as specified in Schedule 5 to the 2006 Act occurs, notify the football banning orders authority^(b) of the prescribed information as defined in that Schedule in relation to that event within 7 days beginning with the day on which the event occurs;

^a "Regulated football matches" is defined in section 55 of the 2006 Act.

^b "football banning orders authority" is defined in section 69 of the 2006 Act.

[4] *Delete as appropriate*

[5] *Delete as appropriate*

[6] *Set out in numbered paragraphs any additional requirements imposed by the court*

[4. surrender his [*or her*] passport in accordance with Chapter 1 of Part 2 of the 2006 Act in connection with regulated football matches outside the United Kingdom;]

[5.

[6]]

Signed

Clerk of Court

FORM 50.3 Form of petition for variation or termination of football banning order

Rule 50.3 FOOTBALL BANNING ORDER

[1] Insert name of sheriffdom UNTO THE RIGHT HONOURABLE THE LORD JUSTICE GENERAL, THE LORD JUSTICE CLERK, and THE LORDS COMMISSIONERS OF JUSTICIARY

[2] Insert place [*or* UNTO THE HONOURABLE THE SHERIFF OF *[1]*]

AT *[2]*

[3] Insert name and address of petitioner PETITION

of

[3] ,

PETITIONER

HUMBLY SHEWETH:

[4] Insert date 1. That there is annexed to this petition a copy of the football banning order which was made by the sheriff at *[2]* [*or* by

[5] Specify details of any previous variation the High Court sitting at *[2]*] on *[4]* .

[2]. That the football banning order has been varied as follows:- *[5]*
]

[3]. That the petitioner seeks to vary [*or* terminate] the football banning order for the following reasons:- *[6]* .

[6] State reasons

MAY IT THEREFORE PLEASE YOUR LORDSHIP[S]:

[7] Specify person(s) (1) to appoint intimation of this petition to be made to *[7]*
;

(2) to appoint parties to be heard thereon on the earliest practicable date thereafter;

[8] State terms of variation sought

(3) to appoint intimation of the hearing to be made to *[7]*
; and

(4) thereafter, on being duly satisfied, to make an order varying [*or* terminating] the football banning order [by] *[8]* and to do further and otherwise as to your Lordship[s] [*or* to the court] shall seem proper.

ACCORDING TO JUSTICE, etc.

(Signed)

Petitioner

[*or*

[Solicitor for Petitioner]

(address, e-mail address and telephone number of solicitor)

FORM **Form of Deprivation Order**

51.2

Rule 51.2

COURT:

DATE:

OFFENDER:

Address:

Date of Birth:

Owner of animal[s] to which offence relates if not offender.

THE COURT, sentencing the offender in respect of an offence mentioned in section 28E(1) of the Animal Health Act 1981 [*or* section 39(10) of the Animal Health and Welfare (Scotland) Act 2006] [*or* section 47(1) of the Animal Welfare Act 2006] namely the offence[s] of (*specify*);

[AND being satisfied on the evidence of (*specify name*) veterinary surgeon that destruction would be in the best interests of [some of] the animal[s] to which this order applies;]

ORDERS that the offender shall be deprived of the possession and/or ownership of the animal[s] in relation to which the offence was committed;

AND for

[(a) the destruction of (*specify animals identified in report of veterinary surgeon to be destroyed*);]

[and]

[(b) the sale of (*specify animals to be sold*);] [and]

[(c) the disposal of (*specify animals to be disposed of*) by (*specify means of disposal*);]

[AND that any dependent offspring of an animal to which this order applies shall be (*specify provision to be made for dependent offspring*);]

[APPOINTS (*specify person appointed*) as the officer responsible for securing that this order is carried out;

REQUIRES any person possessing an animal to which this order applies to give the animal up to the officer appointed;

PROVIDES that the officer appointed and any person acting on the officer's behalf is authorised to enter, for the purposes of securing that the order is carried out, any premises where an animal to which this order applies is kept;]

[AND (*specify any other provision considered appropriate in connection with the order*)].

Signed

Clerk of Court

Copy: Offender, Officer appointed, Owner of animal[s] if not offender

[This order is not operational until any period for an appeal against the order or conviction has expired or any such appeal has been withdrawn or finally determined.]

FORM 51.4

Form of appeal under section 28E(11) of the Animal Health Act 1981, section 43(2) of the Animal Health and Welfare (Scotland) Act 2006 or section 49(2) of the Animal Welfare Act 2006

Rule 51.4

IN THE HIGH COURT OF JUSTICIARY
[or IN THE SHERIFF COURT [or JUSTICE OF THE PEACE COURT AT
(place)]
NOTE OF APPEAL
against deprivation order
under section 28E(11) of the Animal Health Act 1981
[or section 43(2) of the Animal Health and Welfare (Scotland) Act
2006]
[or section 49(2) of the Animal Welfare Act 2006]

by
[A.B.] (address)

APPELLANT

Against
The Procurator Fiscal

RESPONDENT

To: Clerk of Justiciary
Name of convicted person:
Date of birth:
[Prisoner in the prison of:]
Date of final determination of the proceedings:
Offence to which appeal relates:
Court and name of judge:

1. A deprivation order has been made against the above named convicted person.
2. The appellant has an interest in an animal to which the deprivation order applies as follows:-
(specify interest in animal(s) to which the order applies).
3. The appellant appeals against the deprivation order on the following grounds:- (here give full statement of all grounds of appeal).

(Signed)

[Solicitor for the appellant]

(Address and telephone number of solicitor)

(Place and date)

FORM 51.5

Form of disqualification order

Rule 51.5

DISQUALIFICATION ORDER

COURT:

DATE:

OFFENDER:

OFFENDER:

Address:

Date of birth:

THE COURT, sentencing the offender in respect of an offence mentioned in section 28F(1) of the Animal Health Act 1981 [or section 40(13) of the Animal Health and Welfare (Scotland) Act 2006], [or regulation 21(1) of the Licensing of Animal Dealers (Young Cats and Young Dogs) (Scotland) Regulations 2009], namely the offence[s] of (*specify*);

ORDERS that the offender shall be disqualified from (*specify in numbered paragraphs the activities that the offender is disqualified from; the kind of animals the order applies to and if the order is to apply to animals over a specified maximum number*);

[during a period of (*specify length of period*) from the date of this order [*or the date that this suspended order becomes operational*]];

[AND that during a period of (*specify length of period*) from the date of this order [*or the date this suspended order becomes operational*] the offender may not apply for this order to be terminated or varied;]

[BUT the operation of this order shall be suspended for a period of (*specify period of suspension*)].

Signed
Clerk of Court

Copy: Offender

FORM 51.6

**Form of petition for termination or variation of
disqualification order**

Rule 51.6

UNTO THE RIGHT HONOURABLE THE LORD JUSTICE GENERAL,
THE LORD JUSTICE CLERK AND THE LORDS COMMISSIONERS OF
JUSTICIARY

[or UNTO THE HONOURABLE THE SHERIFF

OF (*name of sheriffdom*)]

[or UNTO THE JUSTICES in the JUSTICE OF THE PEACE COURT OF
(name of district)]

AT (*place*)

PETITION

of

[A.B.] (*address*)

[or Prisoner at the Prison of (*place*)]

PETITIONER

HUMBLY SHEWETH

1. That there is annexed to this petition a copy of the disqualification order which was made by the [*or the sheriff*] [*or the High Court sitting*] at (*place*) on (*date*).

2. That no previous petition to terminate [*or vary*] the disqualification order has been made [*or That a previous petition to terminate [*or vary*] the disqualification order was determined on (*date*)*].

[3. That the disqualification order has been varied on (*date*) as follows:- (*specify details of any previous variation*).]

4. That the petitioner seeks to terminate [*or vary*] the disqualification order for the following reasons:- (*here state reasons*).

MAY IT THEREFORE PLEASE YOUR LORDSHIP[S] [*or THE COURT*]:

(1) to appoint intimation of this petition to be made to Her Majesty's Advocate;

(2) to appoint parties to be heard thereon on the earliest practicable date thereafter; and

(3) thereafter, on being duly satisfied, to make an order terminating [*or varying*] the disqualification order [*by (here state the terms of*

variation sought] and to do further and otherwise as to your
Lordship[s] [*or the court*] shall seem proper.

ACCORDING TO JUSTICE, etc.

(signed)

Solicitor for [A.B.]

(address, e-mail address and telephone number of solicitor)

FORM 52.2

**Form of petition for a production order under section 23B(1)
of the Criminal Law (Consolidation) (Scotland) Act 1995**

Rule 52.2

UNTO THE HONOURABLE THE SHERIFF OF (*name of sheriffdom*)

AT (*place*)

PETITION

of

[A.B.] authorised officer of the Commissioners for Her Majesty's
Revenue and Customs (*place*)

PETITIONER

HUMBLY SHEWETH:–

1. That the petitioner has reasonable grounds to suspect that a Revenue and Customs offence of (*specify offence*) has been [*or is being*] committed by [C.D.] (*address*) and those reasonable grounds are (*specify grounds*).

2. That [E.F.] (*address*) is a person that has possession or control of [a] document[s] which may be required as evidence for the purposes of any proceedings in respect of such an offence and that this [*or these*] document[s] are (*specify documents*).

3. That the petitioner seeks an order that [E.F.] shall deliver the said document[s] to the petitioner [*or give the petitioner access to the document[s] and permit the petitioner to make copies of or remove the document[s] within a period of (specify period within which petitioner seeks fulfilment of the production order)*].

MAY IT THEREFORE PLEASE YOUR LORDSHIP:–

- (a) to grant the production order to (*specify*) within (*specify*);
- (b) to do otherwise as your Lordship shall seem proper; and
- (c) to require service of the order to [E.F.] within (*specify*).

ACCORDING TO JUSTICE, etc.

(*Signed*)

Authorised officer of the
Commissioners for Her
Majesty's Revenue and
Customs.

FORM 52.4-A **Form of minute to vary or discharge a production order under section 23C(2) of Criminal Law (Consolidation)(Scotland) Act 1995**

Rule 52.4(1) UNTO THE HONOURABLE THE SHERIFF OF (*name of sheriffdom*)

AT (*place*)

MINUTE

of

[A.B.] (*address*)

[*or* [C.D.] authorised officer of the Commissioners for Her Majesty's Revenue and Customs (*place*)

MINUTER

HUMBLY SHEWETH:–

1. That there is annexed to this minute a copy of a production order made by the sheriff at (*place*) on (*date*).

2. That the minuter seeks to vary or discharge the production order for the following reasons:– (*here state reasons*).

[3. The minuter seeks to vary the production order as follows:– (*here state variation sought*).]

MAY IT THEREFORE PLEASE YOUR LORDSHIP:–

to order that there be a diet and to assign a date for that diet.

IN RESPECT WHEREOF

(*Signed*)

Minuter

[*or* Solicitor for Minuter]

[*or* Authorised officer of the Commissioners for Her Majesty's Revenue and Customs].

FORM 52.4-B **Form of minute of application under section 23H(2) of the Criminal Law (Consolidation) (Scotland) Act 1995**

Rule 52.4(2) UNTO THE HONOURABLE THE SHERIFF OF (*name of sheriffdom*)
AT (*place*)
MINUTE
of
[A.B.] (*address*)

MINUTER

HUMBLY SHEWETH:–

1. That there is annexed to this minute a copy of a production order made [*or* A Revenue and Customs warrant was granted] by the sheriff at (*place*) on (*date*).
2. That the minuter is (*specify capacity in which the minuter makes this application*).
3. That a document [*or* thing] was [*or* documents were] removed under the production order [*or* Revenue and Customs warrant].
4. That the officer who removed the document[s] [*or* thing] failed to comply with the requirements of section 23F(2) [*or* (4)] of the Criminal Law (Consolidation) (Scotland) Act 1995 when requested to do so by the minuter [*or* That the officer in overall charge of the investigation to which the production order [*or* Revenue and Customs warrant] relates failed to comply with the requirements of section 23G(4) of the Criminal Law (Consolidation) (Scotland) Act 1995 when an application had been made to him by the minuter.]
5. That the minuter seeks (*specify terms of the order sought*).

MAY IT THEREFORE PLEASE YOUR LORDSHIP:–

to order that there be a diet and to assign a date for that diet.

IN RESPECT WHEREOF

(*Signed*)

Minuter

[*or* Solicitor for Minuter]

FORM 53.1 **Form of application for review of decision of clerk of court under section 203C(6) of the Criminal Procedure (Scotland) Act 1995**

Rule 53.1(1) **SCS Account Ref:**

PF Reference No:

UNTO THE HONOURABLE SHERIFF OF (*name of sheriffdom*) AT
(*place*) [*or* UNTO THE JUSTICES in the JUSTICE OF THE PEACE
COURT OF (*name of sheriffdom*) AT (*place*)]

APPLICATION

by

[A.B.] (*address*)

APPLICANT

HUMBLY SHEWETH:

1. That the applicant requested recall of a fixed penalty [*or* compensation] conditional offer by the procurator fiscal dated (*date*) (copy attached) that he [*or* she] was deemed to have accepted.
2. That the request was refused by the clerk of court on (*date*).
3. (*Here state grounds for application for review of clerk of court's decision*).

MAY IT THEREFORE PLEASE YOUR LORDSHIP [*or* THE COURT]–

- (a) to quash the decision of the clerk of court;
- (b) to fix a diet for the hearing of this application; or
- (c) to do otherwise as to your Lordship [*or* the Court] shall seem proper.

IN RESPECT WHEREOF

(*Signed*)

[A.B.]

[*or* Legal representative of [A.B.]]

(*Name, address, e-mail address and telephone number*)

**Form of certificate issued under section 223A(1) of the Criminal
Procedure (Scotland) Act 1995**

CERTIFICATE

This is the certificate referred to in Article 4 of and contained in the annex to Council Framework Decision 2005/214/JHA on the application of the principle of mutual recognition to financial penalties.

- (a)
- Issuing State
 - Executing State

- (b) The authority which issued the decision imposing the financial penalty:

Official name:

Address:

.....

File reference (...)

Tel. No: (country code) (area/city code)
.....

Fax No: (country code) (area/city code)
.....

E-mail (when available)

Languages in which it is possible to communicate with the issuing authority

.....
.....

Contact details for person(s) to contact to obtain additional information for the purpose of the enforcement of the decision or, where applicable, for the purpose of the transfer to the issuing State of monies obtained from the enforcement (name, title/grade, tel. no., fax no., and, when available, E-mail)

.....

.....

- (c) The authority competent for the enforcement of the decision imposing the financial penalty in the issuing State (if the authority is different from the authority under point (b)):

Official name:

.....

Address:

.....

Tel. No: (country code) (area/city code)

.....

Fax No: (country code) (area/city code)

.....

E-mail (when available)

Languages in which it is possible to communicate with the authority competent for the enforcement

.....

.....

Contact details for person(s) to contact to obtain additional information for the purpose of the enforcement of the decision or, where applicable, for the purpose of the transfer to the issuing State of monies obtained from the enforcement (name, title/grade, tel. no., fax no., and, when available, E-mail):

.....

.....

- (d) Where a central authority has been made responsible for the administrative transmission of decisions imposing financial penalties in the issuing State:

Name of the central authority:

.....

.....

Contact person, if applicable (title/grade and name):

.....
.....

Address:

.....
File reference

Tel. No: (country code) (area/city code)

.....

Fax No: (country code) (area/city code)

.....

E-mail (when available)

(e) The authority or authorities which may be contacted (in the case where point (c) and/or (d) has been filled):

Authority mentioned under point (b)

Can be contacted for questions concerning:

.....

Authority mentioned under point (c)

Can be contacted for questions concerning:

.....

Authority mentioned under point (d)

Can be contacted for questions concerning:

.....

(f) Information regarding the natural or legal person on which the financial penalty has been imposed:

1. In case of a natural person

Name:

Forename(s):

Maiden name, where applicable:

Aliases, where applicable:

Sex:

Nationality:

Identity number of social security number (when available):

.....

Date of birth:

Place of birth:

Last known address:

.....

Language(s) which the person understands (if known):

.....

.....
(a) If the decision is transmitted to the executing State because the person against whom the decision has been passed is normally resident, add the following information:

Normal residence in the executing State:
.....
.....

(b) If the decision is transmitted to the executing State because the person against whom the decision has been passed has property in the executing State, add the following information:

Description of the property of the person:
Location of the property of the person:

(c) If the decision is transmitted to the executing State because the person against whom the decision has been passed has income in the executing State, add the following information:

Description of the source(s) of income of the person:
Location of the source(s) of income of the person:

(2) In case of legal person:

Name:
Form of legal person:
Registration number (if available):
Registered seat (if available):
Address of the legal person:

(a) If the decision is transmitted to the executing State because the legal person against whom the decision has been passed has property in the executing State, add the following information:

Description of the property of the legal person:
Location of the property of the legal person:

(b) If the decision is transmitted to the executing State because the legal person against whom the decision has been passed has income in the executing State, add the following information:

Description of the source(s) of income of the legal person:

.....
Location of the source(s) of income of the legal person:

.....

(g) The decision imposing a financial penalty:

1. The nature of the decision imposing the financial penalty (tick the relevant box):

(i) Decision of a court of issuing State in respect of criminal offence under the law of the issuing State.

(ii) Decision of an authority of the issuing State other than a court in respect of a criminal offence under the law of the issuing State. It is confirmed that the person concerned has had an opportunity to have the case tried by a court having jurisdiction in particular in criminal matters.

(iii) Decision of authority of the issuing State other than a court in respect of acts which are punishable under the national law of the issuing State by virtue of being infringements of the rules of law. It is confirmed that the person concerned has had an opportunity to have the case tried by a court having jurisdiction in particular in criminal matters.

(iv) Decision of a court having jurisdiction in particular in criminal matters regarding a decision as referred to in point iii.

The decision was made on (date)

.....

The decision became final on (date)

.....

Reference number of the decision (if available):

.....

The financial penalty constitutes an obligation to pay (tick the relevant box(es) and indicate the amount(s) with indication of currency):

(i) A sum of money on conviction of an offence imposed in a decision.

Amount:

(ii) Compensation imposed in the same decision for the benefit of victims, where the victim may not be a civil party to the proceedings and the court is acting in its exercise of its criminal jurisdiction.

Amount:

(iii) A sum of money in respect of the costs of court or administrative proceedings leading to the decision.

Amount:

- (iv) A sum of money to a public fund or a victim support organisation, imposed in the same decision.

Amount:

The total amount of the financial penalty with indication of currency:
.....
.....

2. A summary of facts and a description of the circumstances in which the offence(s) has(have) been committed, including time and place:
.....
.....
.....
.....
.....

Nature and legal classification of the offence(s) and the applicable statutory provision/code on basis of which the decision was made:
.....
.....
.....
.....

3. To the extent that the offence(s) identified under point 2 above constitute(s) one or more of the following offences, confirm that by ticking the relevant box(es):

- participation in a criminal organisation;
- terrorism;
- trafficking in human beings;
- sexual exploitation of children and child pornography;
- illicit trafficking in narcotic drugs and psychotropic substances;
- illicit trafficking in weapons, munitions and explosives;
- corruption;
- fraud, including that affecting the financial interests of the European Communities within the meaning of the Convention of 26 July 1995 on the protection of the European Communities' financial interests;
- laundering of the proceeds of crime;
- counterfeiting currency, including of the euro;
- computer-related crime;
- environmental crime, including illicit trafficking in endangered animal species and in endangered plant species and varieties;
- facilitation of unauthorised entry and residence;

- murder, grievous bodily injury;
- illicit trade in human organs and tissue;
- kidnapping, illegal restraint and hostage-taking;
- racism and xenophobia;
- organised or armed robbery;
- illicit trafficking in cultural goods, including antiques and works of art;
- swindling;
- racketeering and extortion;
- counterfeiting and piracy of products;
- forgery of administrative documents and trafficking therein;
- forgery of means of payment;
- illicit trafficking in hormonal substances and other growth promoters;
- illicit trafficking in nuclear or radioactive materials;
- trafficking in stolen vehicles;
- rape;
- arson;
- crimes within the jurisdiction of the International Criminal Court;
- unlawful seizure of aircraft/ships;
- sabotage;
- conduct which infringes road traffic regulations, including breaches of regulations pertaining to driving hours and rest periods and regulations on hazardous goods;
- smuggling of goods;
- infringements of intellectual property rights;
- threats and acts of violence against persons, including violence during sport events;
- criminal damage;
- theft;
- offences established by the issuing State and serving the purpose of implementing obligations arising from instruments adopted under the EC Treaty or under Title VI of the EU Treaty.

If this box is ticked, indicate the exact provisions of the instrument adopted on the basis of the EC Treaty or the EU Treaty that the offence relates to:

.....

4 To the extent that the offence(s) identified under point 2 above are not covered by point 3, give a full description of the offence(s) concerned:

.....

.....
.....

(h) Status of the decision imposing the financial penalty

1. Confirm that (tick the boxes):

- (a) the decision is a final decision
- (b) to the knowledge of the authority issuing the Certificate, a decision against the same person in respect of the same acts has not been delivered in the executing State and that no such decision delivered in any State other than the issuing State or the executing State has been executed.

2. Indicate if the case been subject to a written procedure:

- (a) No, it has not.
- (b) Yes, it has. It is confirmed that the person concerned was, in accordance with the law of the issuing State, informed personally or via a representative competent according to national law of his right to contest the case and of time limits of such a legal remedy.

3 Indicate if the person concerned appeared personally in the proceedings:

- (a) Yes, he or she did.
- (b) No, he or she did not, it is confirmed:
 - that the person was informed personally, or via a representative competent according to national law, of the proceedings in accordance with the law of the issuing State,

or

- that the person has indicated that her or she does not contest the case

4. Partial payment of the penalty

If any part of the penalty has been paid to the issuing State, or, to the knowledge of the authority issuing the Certificate, to any other State, indicate the amount which has been paid:

.....

(i) Alternative sanctions, including custodial sanctions

1. State whether the issuing State allows for the application by the executing State of alternative sanctions in case it is not possible to enforce the decision imposing a penalty, either totally or in part:

- yes
- no

2. If yes, state which sanctions may be applied (nature of the sanctions, maximum level or the sanctions):

- Custody. Maximum period:
- Community service (or equivalent). Maximum period:
- Other sanctions. Description:

(i) Other circumstances relevant to the case (Optional information):
.....
.....

(k) The text of the decision imposing the financial penalty is attached to the certificate.

Signature of the authority issuing the certificate and/or its representative certifying the content of the certificate as accurate:
.....
.....

Name:
Post held (title/grade):
Date:

Official stamp (if available)

Form 55

Form of application for recovery order

Rule 55.1

UNTO THE RIGHT HONOURABLE THE LORD JUSTICE GENERAL, THE LORD
JUSTICE CLERK and LORDS COMMISSIONERS OF JUSTICIARY

[*or* UNTO THE HONOURABLE THE SHERIFF OF (*name of sheriffdom*)]

AT (*place*)

PETITION

of

[A.B.] (*address*)

PETITIONER

HUMBLY SHEWETH:

1. That the petitioner is (*name*) and resides at (*address*).
2. That on (*date*) the court in the case (*Her Majesty's Advocate* [*or procurator fiscal*]) against (*name and address*), accused, made an order under section 27J(2) of the Civic Government (Scotland) Act 1982 forfeiting (*specify relevant article*).
3. That (*state facts relevant to application*).

MAY IT THEREFORE please your Lordship[s]:

- (1) to appoint intimation of this petition to be made to (*specify*).
- (2) to appoint parties to be heard at the earliest practicable date, and
- (3) thereafter, on being duly satisfied, to make an order under section 27K(3) of the Civic Government (Scotland) Act 1982; and to do further or otherwise as Your Lordship(s) shall deem proper.

ACCORDING TO JUSTICE, etc.

(*Signed*)

Petitioner

[*or*

[Solicitor for Petitioner]

(*address, e-mail address and telephone number of solicitor*)

UNTO THE RIGHT HONOURABLE THE LORD JUSTICE GENERAL, LORD JUSTICE-
CLERK AND LORDS COMMISSIONERS OF JUSTICIARY

[*or* UNTO THE HONOURABLE THE SHERIFF
OF (*name of sheriffdom*) AT (*place*)]
[*or* UNTO THE JUSTICES in the JUSTICES OF THE PEACE COURT
OF (*name of sheriffdom*) AT (*place*)]

APPLICATION

by

(*name*)
(*address*)

APPLICANT

HUMBLY SHEWETH, that:

1. On (*date*) the High Court [*or* Sheriff] [*or* Justices] at (*place*) made an order under section 4(2) of the Contempt of Court Act 1981 in the proceedings (*name of case and court reference if known*).
2. The applicant seeks the variation or revocation of the order for the following reasons:- (*here state reasons*)

MAY IT THEREFORE PLEASE YOUR LORDSHIP[S] [*OR* THE COURT] to fix a hearing to consider this application.

IN RESPECT WHEREOF

(*Signed*)
Applicant [*or legal representative*
of the applicant]
(*address, e-mail address and*
telephone number)

Note:

If a hearing is not required within 48 hours of the application being lodged specify this in the application.

Form 58.2 **Form of application for discharge of disqualification under**
Rule 58.2(2) **section 11(3) of the Control of Dogs (Scotland) Act 2010**

UNTO THE RIGHT HONOURABLE THE LORD JUSTICE GENERAL, LORD JUSTICE-
CLERK AND LORDS COMMISSIONERS OF JUSTICIARY

[*or* UNTO THE HONOURABLE THE SHERIFF
OF (*name of sheriffdom*) AT (*place*)]

[*or* UNTO THE JUSTICES in the JUSTICE OF THE PEACE COURT
OF (*name of sheriffdom*) AT (*place*)]

APPLICATION

by

(*name*)
(*address*)

APPLICANT

HUMBLY SHEWETH, that:

1. On (*date*) the High Court [*or* Sheriff] [*or* Justices] at (*place*) convicted the applicant of an offence under section 5(1) of the Control of Dogs (Scotland) Act 2010.
2. The court ordered the applicant be disqualified from owning or keeping a dog for a period of (*specify*).
3. It has been, at least, one year since the disqualification was imposed.
4. The applicant seeks to have the disqualification discharged for the following reasons:- (*here state reasons*)

MAY IT THEREFORE PLEASE YOUR LORDSHIP[S] [*OR* THE COURT] to fix a hearing to consider this application.

IN RESPECT WHEREOF

(*Signed*)

Applicant (*or agent for the applicant*)

**Form of appeal under section 11(4) of the Control of Dogs
(Scotland) Act 2010**

UNTO THE RIGHT HONOURABLE THE LORD JUSTICE GENERAL, LORD JUSTICE-
CLERK AND LORDS COMMISSIONERS OF JUSTICIARY

NOTE OF APPEAL

by

(specify)

(address)

APPLICANT

HUMBLY SHEWETH, that:

1. On *(date)* the High Court [*or* Sheriff] [*or* Justices] at *(place)* declined to discharge the disqualification it imposed on the applicant, under section 5(2)(a) of the Control of Dogs (Scotland) Act 2010, on *(date)*.
2. The applicant appeals against that decision on the following grounds:-
(specify)

ACCORDING TO JUSTICE, ETC.

(Signed)

Applicant *(or agent for the applicant)*