



S03

# The Simple Procedure Order of the Sheriff

Response Form received: considering making a  
decision without a hearing

This is an order of the sheriff in a case which you are a party in. You should **read it** and **follow it**.

You should also read Part 8 of the Simple Procedure Rules, which is about orders of the sheriff.

<b>Sheriff Court:</b>	<input type="text"/>
<b>Date of order:</b>	<input type="text"/>
<b>Claimant:</b>	<input type="text"/>
<b>Respondent:</b>	<input type="text"/>
<b>Case reference number:</b>	<input type="text"/>

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The respondent has indicated to the court that this claim will be disputed.

The sheriff has considered the Claim Form and the Response Form and has **given the following orders**:-

## **Settlement and negotiation**

The claimant and the respondent are **encouraged** to contact each other to seek to settle the case or to narrow the issues in dispute. If the case is settled before the date on which the sheriff intends to make a decision then the parties must contact the court immediately.

## **A decision without a hearing**

The sheriff considers that the dispute between the parties is capable of being resolved without a hearing. This is because the dispute appears only to involve a question of law [or because the dispute appears capable of being resolved based only on consideration of the documents and other evidence listed in the Claim Form

and Response Form]. If the dispute is resolved without a hearing then the sheriff will give parties an opportunity to write to the court setting out their arguments in the case in advance of making a decision.

### **Opportunity to object**

Both parties are being given an opportunity to object to this dispute being resolved without a hearing.

Both parties are **ordered** to write to the sheriff by \_\_\_\_\_ stating whether they are content for a decision to be made without a hearing. If parties are not content for a decision to be made without a hearing, they must set out the reasons why a hearing will be necessary to resolve this dispute.

Parties should be aware that failing to write to the sheriff may result in the sheriff deciding to resolve this dispute without a hearing.

### **Next steps**

The sheriff will issue further written orders within 14 days of  
These written orders will state whether the sheriff has decided to resolve this dispute without a hearing.

**Signed by:**

Sheriff of [sheriffdom] at [sheriff court]