



FORM 20C

# The Simple Procedure Provisional Orders Reconsideration Application

## If you are applying for the sheriff to reconsider a provisional order:

This is a Provisional Orders Reconsideration Application.

You can use this Application to ask the court to reconsider a provisional order.

If you are the respondent, you have to send the Application to the court, the claimant and any interested person.

If you are an interested person, you have to send the Application to the court, the claimant, the respondent and any other interested person.

The court will then arrange a provisional orders review hearing. At the hearing, the sheriff must give anyone who was sent the Application an opportunity to be heard before deciding whether to make an order reconsidering the provisional order.

## If you have been sent this Application:

This is a Provisional Orders Reconsideration Application.

The respondent or an interested person has asked the court to reconsider a provisional order.

The court will arrange a provisional orders review hearing. At the hearing, you will have an opportunity to be heard before the sheriff decides whether to make an order reconsidering the provisional order.

## A. ABOUT THE CASE

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Sheriff Court

Claimant

Respondent

Case reference number

## B. ABOUT YOU

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### B1. What is your full name?

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Name

Middle name

Surname

Trading name or representative capacity (if any)

### B2. What is your role in this case?

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- Respondent
- Interested party

## C. THE APPLICATION

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### C1. What type of provisional order would you like the court to reconsider?

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- an arrestment on the dependence under section 15A(1) of the Debtors (Scotland) Act 1987
- ① This is an order freezing the respondent's goods or money held by a third party.
- an inhibition on the dependence under section 15A(1) of the Debtors (Scotland) Act 1987
- ① This is an order preventing the respondent from selling their home or other land, or taking out a secured loan.
- an interim attachment under section 9A(1) of the Debt Arrangement and Attachment (Scotland) Act 2002
- ① This is an order preventing the respondent from selling or removing their goods.

### C2. When was the provisional order made?

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- ① Set out the date on which the court made the provisional order?

**C3. What do you want the court to do with the provisional order?**

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- ① Set out the way in which you want the court to reconsider the provisional order.
- ① If the order was made under section 15A(1) of the Debtors (Scotland) Act 1987, section 15K of that Act sets out what the court can do on reconsidering it.
- ① If the order was made under section 9A(1) of the Debt Arrangement and Attachment (Scotland) Act 2002, section 9M of that Act sets out what the court can do on reconsidering it.

**C4. Why should the court reconsider the provisional order?**

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- ① You must set out why the court should reconsider the provisional order.