

Form 39.3

Rule 39.3(1)

Form of note of objection to competency of application for a new trial

(Cause Reference number)

IN THE COURT OF SESSION

NOTE OF OBJECTION TO COMPETENCY OF APPLICATION

[A.B.]

Applicant

against

[C.D.]

Respondent

To the Deputy Principal Clerk of Session

(Name of applicant), applicant has made an application for a new trial under section 29(1) of the Court of Session Act 1988 [*or* section 69(1) of the Courts Reform (Scotland) Act 2014] in the above cause. *(Name of objecting party)*, respondent, objects to the competency of the application on the following grounds:

(set out the grounds in brief numbered paragraphs)

Date *(insert date)*

(Signed)

Solicitor for Respondent

(Address)