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SCOTTISH STATUTORY INSTRUMENTS

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**2002 No. 560**

**Act of Sederunt (Debt Arrangement and Attachment (Scotland) Act 2002) 2002**

**Citation, commencement and interpretation**

1.—(1) This Act of Sederunt—

- (a) may be cited as the Act of Sederunt (Debt Arrangement and Attachment (Scotland) Act 2002) 2002;
- (b) shall come into force on 30th December 2002; and
- (c) shall be inserted in the Books of Sederunt.

(2) In this Act of Sederunt, “the 2002 Act” means the Debt Arrangement and Attachment (Scotland) Act 2002.

**Rules for Applications in the Sheriff Court under the 2002 Act**

2. Schedule 1 to this Act of Sederunt provides rules for applications in the sheriff court under the 2002 Act.

**Summary warrants**

3.—(1) Schedule 2 to this Act of Sederunt provides forms for summary warrants, and any reference in this article to a form means the form so specified in Schedule 2.

(2) A summary warrant for recovery of any sum shall be in form A or B, as the case may be.

**Minor and consequential amendments**

4. Schedule 3 to this Act of Sederunt (which contains minor amendments and amendments consequential upon the provisions of the 2002 Act) shall have effect.

**Revocation and savings**

5. The Acts of Sederunt mentioned in column (1) of Schedule 4 to this Act of Sederunt are revoked to the extent specified in column (3) of that Schedule except—

- (a) in relation to a debt in respect of which a warrant sale has been completed before the date on which section 58 of the 2002 Act comes into force (“the commencement date”);
- (b) in relation to a debt in respect of which a pouding was executed before the commencement date if—
  - (i) the pouding was executed at a place other than a dwellinghouse; and
  - (ii) a warrant sale is completed in respect of the pouding on or before 31st March 2003;or
- (c) in relation to an application for sequestration for rent on which warrant was granted on or before the commencement date.

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**Status:** *This is the original version (as it was originally made). This item of legislation is currently only available in its original format.*

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Edinburgh,  
19th December 2002

*W DOUGLAS CULLEN*  
Lord President I.P.D.