

### SCHEDULE 1

Regulation 20(2)

## The Debt Arrangement Scheme (Scotland) Regulations 2004 FORM 3 APPLICATION FOR APPROVAL OF A DEBT PAYMENT PROGRAMME

### SECTION 1

1	Date of Application (dd/mm/yyyy)	<table border="1" style="width: 100%; height: 20px;"><tr><td style="width: 12.5%;"></td><td style="width: 12.5%;"></td><td style="width: 12.5%;"></td><td style="width: 12.5%;"></td><td style="width: 12.5%;"></td><td style="width: 12.5%;"></td><td style="width: 12.5%;"></td><td style="width: 12.5%;"></td></tr></table>										
2	Money Adviser Case Number	<table border="1" style="width: 100%; height: 20px;"><tr><td style="width: 12.5%;"></td><td style="width: 12.5%;"></td><td style="width: 12.5%;"></td><td style="width: 12.5%;"></td><td style="width: 12.5%;"></td><td style="width: 12.5%;"></td><td style="width: 12.5%;"></td><td style="width: 12.5%;"></td><td style="width: 12.5%;"></td><td style="width: 12.5%;"></td></tr></table>										
3	Details of Applicant Gender	Female <input type="checkbox"/> Male <input type="checkbox"/>										
	Surname	<table border="1" style="width: 100%; height: 20px;"><tr><td></td></tr></table>										
	First Name	<table border="1" style="width: 100%; height: 20px;"><tr><td></td></tr></table>										
	Other Names	<table border="1" style="width: 100%; height: 20px;"><tr><td></td></tr></table>										
4	Date of Birth	<table border="1" style="width: 100%; height: 20px;"><tr><td style="width: 12.5%;"></td><td style="width: 12.5%;"></td><td style="width: 12.5%;"></td><td style="width: 12.5%;"></td><td style="width: 12.5%;"></td><td style="width: 12.5%;"></td><td style="width: 12.5%;"></td><td style="width: 12.5%;"></td></tr></table>										
5	Home Address	<table border="1" style="width: 100%; height: 40px;"><tr><td></td></tr><tr><td></td></tr></table>										
	Postcode	<table border="1" style="width: 100%; height: 20px;"><tr><td></td></tr></table>										

**Status:** This is the original version (as it was originally made).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

6 Business Address (if applicable)


Postcode

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7 Details of Money Adviser

Surname

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First Name

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Other Names

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DAS Approval Number

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8 Name of Organisation

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Business Address


Postcode

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Business phone number

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E-mail address

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*Questions 9 to 18 must be completed*

9 Has the applicant 2 or more debts?      Yes       No

10 Is the applicant party to any trust deed?      Yes       No

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- 11 Has the applicant's estate been sequestrated and the applicant not been discharged under Section 54 (automatic discharge after 3 years) or 75 (amendments, repeals and transitional provisions) of the 1985 Act? Yes  No
- 12 Is payment of any of the applicant's debts being made under a pre-existing conjoined arrestment order? Yes  No
- 13 Has a creditor attempted to enforce a debt due by the applicant that is not included in a pre-existing conjoined arrestment order? Yes  No
- 14 Has the applicant agreed in writing that a debt not legally constituted is due for payment? Yes  No

**SECTION 2**

15 **Details of debts**

	Description of debt	Name and address of creditor (including postcode)	Amount owed	Period for which debt due	Percentage of total debt
1					
2					
3					

(Continue to list all applicable debts)

**Total amount owed** £

**Payment offer** £  
(specify amount offered in respect of each creditor in the proposed programme)

**Payment frequency**  
(select as appropriate)

Weekly

Fortnightly

Monthly

4 Weekly

**Period in which debts will be paid under proposed programme**

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16 Nominated Payment Distributor Details

Name of Distributor  
*(Must be approved for the purpose of the Debt Arrangement Scheme)*

17 Payment method  
*(select appropriate box with an X)*

Direct debit	<input type="checkbox"/>
Standing Order	<input type="checkbox"/>
Cheque	<input type="checkbox"/>
Postal order	<input type="checkbox"/>
Other <i>(eg smart card etc)</i>	<input type="checkbox"/>

18 Has every creditor of the applicant consented to this application?      Yes       No

*(If the answer to Q is Yes move to Q19, and if no to Q21)*

19 Is the amount owned by the applicant to any one non-consenting creditor 50% or more than the total debt included in the programme?      Yes       No

20 Is the amount due to all creditors refusing to consent 60% of the total debt included in the programme?      Yes       No

21 Have objections been received from a creditor/creditors?      Yes       No

*(If the answer is yes, then go to Q22, if no then go to end of form)*

22 Grounds of objection are

(a) The creditor considers that the applicant should be sequestrated      Yes       No

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(b) The creditor considers that the applicant is in possession of heritable property with substantial unsecured value

Yes  No

**SECTION 3**

23 Are any earnings subject to an earnings arrestment?

Yes  No

24 Has any sum due to, or property held on behalf of, the applicant been arrested?

Yes  No

25 Is there any conjoined arrestment order?

Yes  No

26 Is there any other deduction from income order or agreement (eg a student loan deduction from earnings order)?

Yes  No

*(If the answer to any of Q23 to 26 is yes, then provide full details)*

**SECTION 4**

27 Use this section to provide any further information considered relevant to the application for approval.

**Signature of applicant**

28 I apply for approval of the debt payment programme set out in this application

Signature

**Declaration by Money Adviser**

29 I confirm that I have given the applicant money advice in accordance with section 3(1) of the Debt Arrangement and Attachment Act 2002

Signature