

Sequestration (Scottish bankruptcy)

Before the Trust can consider an application for Sequestration fees, we must be assured that your client complies with ALL of the following criteria:

- ☐ My client lives in Scotland
- ☐ My client is not a homeowner
- ☐ My client has debts more than £3,000
- ☐ My client has assets worth less than £2,000 in total, with no single item worth more than £1,000
- ☐ My client does not own a car worth more than £3,000
- ☐ My client is on a low income. This can be defined in two ways:
 1. The income is made up solely of income-related benefits such as jobseekers allowance
 2. The amount of money an individual earn covers the essential living costs with nothing left over
- ☐ My client has not been made bankrupt in the last 5 years
- ☐ I am an approved money advisor, or I enclose written confirmation that my client has been advised by an approved money advisor on the implications of a Sequestration (and all creditors have been contacted as appropriate).

If your client has received one of the following they are eligible to apply for Sequestration:

- A decree and a 'charge for payment' served with the 14 days allowed for payment having passed without your client making a payment.
- A 'summary warrant' to recover rates or taxes and an attachment or an exceptional attachment order made against items your client owns and the 14 days allowed for payment having passed without your client making a payment.
- A certificate for Sequestration has been issued from an approved debt advisor.

I confirm that my client meets the above conditions to enable the Trust to consider their application for Sequestration fees

Print Name:

Print Job Title:

Organisation:

Signed:

Date: