

**SCHEDULE 4**

Regulation 18(4)

Form 2 (Notification to creditor of approval of a Debt Payment Programme)

**The Debt Arrangement Scheme (Scotland) Regulations 2011**

**FORM 2**

Regulation 29(4)(a)(ii)

**NOTIFICATION TO CREDITOR OF APPROVAL OF A DEBT PAYMENT PROGRAMME**

**SECTION 1**

1a DAS Case Number

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1b Date the Debt payment Programme (DPP) was approved \_\_\_\_/\_\_\_\_/20\_\_\_\_

**SECTION 2**

**2 Creditor**

ID No. (where appropriate)  
Name of Company  
Or, if appropriate, creditor's name  
Address  
Town  
Postcode


**SECTION 3**

**3 Details of the debtor**

Surname  
First Name(s)  
Any other name the debtor has been known by  
Date of Birth (DD/MM/YYYY)  
Address  
Town  
Postcode  
Business Name (if applicable)  
Business Address  
Town  
Postcode

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**3 a Details of second debtor in joint DPP**

Surname  
First Name(s)  
Any other name the debtor has been known by  
Date of Birth (DD/MM/YYYY)  
Address  
Town  
Postcode  
Business Name (if applicable)  
Business Address  
Town  
Postcode

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**Draft Legislation:** This is a draft item of legislation. This draft has since been made as a Scottish Statutory Instrument: The Debt Arrangement Scheme (Scotland) Amendment Regulations 2018 No. 297

**SECTION 4**

**4 Details of Debt included in Programme**

The debtor, or the debtors in the case of a joint application, agree to make the first payment under the programme during the period of 42 days immediately following the date on which the DPP is approved.

**4a. The debtor, or the debtors in the case of a joint application, agree to make all payments to the Payments Distributor detailed below unless another Payments Distributor is notified by the DAS Administrator:**

Payments Distributor  
Address

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**4b. The Payments Distributor will deduct 2% from the payment due to the creditors from each instalment to cover the fee payable to the DAS Administrator for consideration of the DPP application and an additional \_\_\_\_\_% fee for administering the payments distribution.**

**4c. The following are debts which are included in the programme owed by ..... (debtor's name)**

Account number	Amount owed		Payment amount (per instalment)		Net amount payable to creditor (per instalment)	
	£	p	£	p	£	p

*(Continue to list all debts, if more than one)*

For joint DPPs only.

**4c. i) The following are debts which are included in the programme owed by ..... (debtor's name)**

Account number	Amount owed		Payment amount (per instalment)		Net amount payable to creditor (per instalment)	
	£	p	£	p	£	p

*(Continue to list all debts, if more than one)*

**4d If applicable, debts not to be included in the programme under Regulation 20(2AA)**

Type of Debt	Amount Owed	Monthly Contribution Towards Debt

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4e. The debtor, or the debtors in the case of a joint DPP, will pay the following:

i) Total payment amount of  over  instalments

Payment frequency

Weekly



Fortnightly



Monthly



4 weekly



ii) Lump sum offer of

iii) Lump sum to be paid on the following date or dates:

iv) Realisation of the following asset(s):

## SECTION 5

### 5. Notification by Continuing Money Adviser or the DAS Administrator (where appropriate)

You are notified that the debtor, or debtors in the case of a joint programme, specified in this notice are taking part in a DPP approved under the Debt Arrangement Scheme (Scotland) Regulations 2011.

Name of person sending this notice \_\_\_\_\_ date \_\_\_\_\_

### 5a. Details of Continuing Money Adviser or the DAS Administrator (where appropriate)

ID No. (where appropriate)

Name

Address

Contact Name (if different)

Phone No.


### 5b. Continuing Money Adviser administration fee (if applicable)

Setup fee

Administration fee (if not included in setup fee)

Frequency of administration fee (if applicable)

The DAS Administrator will use information provided to discharge their statutory functions under the Debt Arrangement and Attachment (Scotland) Act 2002 and other relevant legislation, including placing debtor's details on the DAS register. Personal information will not be disclosed to third parties except as provided by legislation.

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#### **IMPORTANT INFORMATION FOR CREDITORS**

##### **The Debt Arrangement Scheme (DAS)**

The Debt Arrangement Scheme is a statutory scheme that has binding legal effect. A DAS debt payment programme (DPP) has effect when it is approved by the DAS Administrator, on behalf of Scottish Ministers - the Accountant in Bankruptcy, 1 Pennyburn Road, Kilwinning, KA13 6SA.

DAS helps people with debts to pay most of what they owe to their creditors over an agreed period of time. No further interest or charges can be added to the debt whilst the DPP continues and they are written off on completion of the DPP.

This form is a notice to you that the DAS Administrator has approved a DPP as proposed by the debtor, or debtors in the case of a joint DPP, named above. The debtor(s) is, therefore, protected from enforcement.

The protection will apply until the programme is completed but will stop if the programme is revoked before completion, for example due to non-payment by the debtor(s).

**IT IS UNLAWFUL TO SEQUESTRATE (MAKE BANKRUPT), OR TO USE DILIGENCE (ENFORCEMENT) AGAINST A DEBTOR WHO IS PROTECTED FROM ENFORCEMENT.**

Further information about the rights and duties of debtors and creditors under DAS is available on the Accountant in Bankruptcy website at: [www.aib.gov.uk](http://www.aib.gov.uk)