

**Status:** This is the original version (as it was originally made).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

SCHEDULE

*Form 15*

**Form of Refusal of Award of Sequestration**

Bankruptcy (Scotland) Act 1985, section 12(1)

**Certificate**

I certify that

\_\_\_\_\_ (Insert debtor's name, or name of other entity entitled to apply under section 6 of the Bankruptcy (Scotland) Act 1985)

\_\_\_\_\_  
\_\_\_\_\_ (insert debtor's address)

\_\_\_\_\_ (Insert case reference number)

Has applied for an award of sequestration.

\*The application has not been completed in accordance with the Bankruptcy (Scotland) Act 1985 and Regulations for the following reason

\_\_\_\_\_  
\_\_\_\_\_

\*The debtor has not met any of the following conditions set out in section 5(2A) and (2B) of the Bankruptcy (Scotland) Act 1985

- No qualified creditor or creditors have concurred in the application
- The debtor is not apparently insolvent as defined in section 7 of that Act
- The debtor is not a low income, low asset debtor as defined in section 5A of that Act
- The debtor's creditors have not prevented the protection of a trust deed granted by the debtor

\*The debtor does not owe total debts of at least £1,500.

\*An award of sequestration was made against the debtor on \_\_\_\_\_ (insert date) within the period of 5 years preceding the date of application.

\*The debtor has not paid the application fee prescribed in Regulations.

\*The debtor has not sent a statement of their assets and liabilities

Signed \_\_\_\_\_ (insert name) \_\_\_\_\_ (insert status)

Date \_\_\_\_\_ (insert date)

**Refusal of Award**

I refuse this application for an award of sequestration

Signed \_\_\_\_\_ Accountant in Bankruptcy/Depute Accountant

Date \_\_\_\_\_ (insert date)

\*delete as appropriate