
SCOTTISH STATUTORY INSTRUMENTS

2011 No. 141

The Debt Arrangement Scheme (Scotland) Regulations 2011

PART 10

APPEALS

Appeals

47.—(1) A debtor may, on a point of law, appeal to the sheriff against a determination of the DAS Administrator not to approve a debt payment programme.

(2) A creditor named in an application for a debt payment programme may, on a point of law, appeal to the sheriff against a determination of the DAS Administrator to—

- (a) dispense with the consent of the creditor;
- (b) approve a programme.

(3) A debtor, a creditor participating in a debt payment programme, or a creditor who has applied for variation of a programme on the grounds in regulation 37(1)(e) or (f) may, on a point of law, appeal to the sheriff against a determination of the DAS Administrator to—

- (a) attach a condition under regulation 28;
- (b) approve, or refuse to approve, a variation of a programme;
- (c) revoke a programme.

(4) An appeal—

- (a) to the sheriff under paragraph (1), (2) or (3) is to be by summary application;
- (b) must be lodged within 14 days after the date of intimation to the appellant of the determination appealed against.

(5) The decision of the sheriff is final.