

SCHEDULE 1

Paragraph 2(4)

Form 2C

Rule 3.50.5(1)

**Form of warrant of citation for a Part 4ZA order or Part 4A order under
schedule 3A of the Communications Act 2003**

(Insert place and date). Grants warrant to cite the defender *(insert name and address)* by serving upon them a copy of the writ and warrant on a period of notice of 21 days and ordains them, if they oppose the application—

- (a) to lodge a notice in Form 5B within the period of notice; and
- (b) to intimate a copy of that notice to the pursuer.

(Signed)

Sheriff [*or* sheriff clerk]

Status: This is the original version (as it was originally made).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

Form 3C

Rule 3.50.5(2)

Form of citation for summary application for a Part 4ZA order or Part 4A order under schedule 3A of the Communications Act 2003

CITATION FOR SUMMARY APPLICATION

SHERIFFDOM OF *(insert name of sheriffdom)*

AT *(insert place of sheriff court)*

[A.B.], *(insert designation and address)*

Pursuer

against

[C.D.], *(insert designation and address)*

Defender

Court ref. no.

(Insert place and date). You [C.D.] are hereby served with this copy writ and warrant, and are required to answer it.

If you wish to oppose the application, you must—

- (a) lodge a notice in Form 5B with the sheriff clerk at *(insert place and address of sheriff court)* sheriff court, not later than *(insert date)*;
- (b) and intimate a copy of that notice to the pursuer.

IF YOU ARE UNCERTAIN AS TO WHAT ACTION TO TAKE you should consult a solicitor. You may be eligible for legal aid depending on your income, and you can get information about legal aid from a solicitor. You may also obtain advice from any Citizens' Advice Bureau, or other advice agency.

PLEASE NOTE THAT IF YOU DO NOTHING IN ANSWER TO THIS DOCUMENT the court may grant the application in your absence.

(Signed)

[P.Q.], Sheriff Officer, *or*

[X.Y.] *(add designation and business address)*

Solicitor for the Pursuer

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Form 5B

Rules 3.50.5(3), 3.50.6(1)

Form of defender's opposition to application for a Part 4ZA order or Part 4A order under schedule 3A of the Communications Act 2003

*PART A SHERIFFDOM OF *(insert name of sheriffdom)*

Court ref. no:

[A.B], *(insert designation and address)* **Pursuer**

*(This section to be completed by the Pursuer before service)

against

[C.D], *(insert designation and address)* **Defender**

Date of Service:

Date of expiry of period of notice:

PART B (This section to be completed by the defender or defender's solicitors, and both parts of this form to be returned to the Sheriff Clerk *(insert address of Sheriff Clerk)* on or before the date of expiry of the period of notice referred to in PART A above. At the same time a copy of the form must be sent to the solicitor for the Pursuer).

AT *(insert place of sheriff court)* in the cause [A.B.] *(insert name and address)* Pursuer against [C.D.] *(insert name and address)* Defender.

Notice of opposition to the application is given by *(insert name of party opposing application)* to *(insert name of other party, or solicitor for the party, to the action)* by *(insert method of intimation; where intimation is made by facsimile transmission, insert fax number to which notice of opposition sent)* on *(insert date of intimation)*.

Date *(insert date)*

(Signed)

(insert name and address of party)

[or Solicitor] (add name and business address)

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SCHEDULE 2

Paragraph 3(5)

Rule 3.3(4A)

Schedule 5A

TABLES OF INCLUSIVE CHARGES FOR SUMMARY APPLICATIONS FOR ORDERS UNDER PARAGRAPHS 27ZF(2) OR 27E(2) OF SCHEDULE 3A OF THE COMMUNICATIONS ACT 2003

TABLE

UNDEFENDED ACTIONS IN WHICH DECREE WAS GRANTED IN ACCORDANCE WITH RULE 3.50.7 OF THE ACT OF SEDERUNT (SUMMARY APPLICATIONS, STATUTORY APPLICATIONS AND APPEALS ETC.) RULES 1999

	Units
1. All work up to and including obtaining extract decree—	
(a) where settlement is effected after service of a writ but before the expiry of the period of notice	15
(b) otherwise	17.5