

These notes relate to the Debt Arrangement and Attachment (Scotland) Act 2002 (asp 17) which received Royal Assent on 17 December 2002

DEBT ARRANGEMENT AND ATTACHMENT (SCOTLAND) ACT 2002

EXPLANATORY NOTES

THE ACT

Part 2 – Attachment

General and miscellaneous provisions

Section 34– Articles belonging to a third party

74. **Section 34(1)** enables articles, prior to auction, to be released from attachment where a third party claims ownership and either the officer is satisfied as to the validity of the claim or the sheriff grants an order.
75. **Section 34(3)** provides for other articles owned by the debtor and kept at the same place as where the original attachment took place to be attached instead of the released articles.