

N379

Application for charging order on land

CPR Part 73

You can use this form to apply for an order imposing a charge on the interest of the judgment debtor in the land mentioned below to secure payment of the amount owing you under the judgment or order you have been given.

Name of court

Claim no.

Fee account no. (if applicable)

Help with Fees -Ref. no.

(if applicable)

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Claimant's name (including ref.)

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Defendant's name (including ref.)

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1. Judgment creditor (the person making this application)

What is your full name?

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Details of the judgment order

What is the name of court where the judgment or order was made?

On what date was the order or judgment given?

What is the claim number? (if applicable)

2. Judgment debtor (the person who owes you money)

What is the full name of the judgment debtor?

If known, what is their date of birth?

What is their address?

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Post code

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3. Judgment debt or enforcement of liability order (Complete only part A or B)

A.– Judgment debt

What does the judgment or order require the judgment debtor to pay?

£

(including any costs and interest)

What amount is still owing?

£

(which includes further interest payable on the judgment debt)

Tick the relevant box(es)

The judgment or order did not provide for payment by instalments

The judgment or order was made **after** 1 October 2012

The judgment or order was made **before** 1 October 2012 **and**

£

of the instalments due under the judgment or order has fallen due to remains unpaid

OR

B.– Enforcement of a liability order

A Magistrates' Court has made one or more liability order(s) for non-payment of council tax.

What does the liability order require the judgment debtor to pay?

£

The amount outstanding is **at least £1,000 and evidence of the debt is attached** to this application.

What amount is still owing?

£

(which includes further interest payable on the judgment debt)

4.The land

What is the address of the land upon which it is sought to impose a charge?

Post code

The evidence of the judgment debtor's interest in the land is:

The title to the land is **registered** at HM Land Registry under Title Number

And an Office copy of the Land Register entry(ies) for the title(s) is/are attached

OR

The land is **not registered** and alternative evidence of the judgment debtor's interest in the land is attached

5.Judgment debtor's interest in the land

the judgment debtor is the sole owner

the judgment debtor is a joint owner

the judgment debtor is a beneficiary under a trust

the judgment debtor, as a partner has an interest in partnership property

the judgment or order was made against the judgment debtor as trustee under a trust

debtor's interest in the land as shown by the office copy Land register entries attached

OR

The judgment creditor believes this to be so because:

6. Other creditors (please tick only one box)

The judgment creditor does not know of any other creditors of the judgment debtor

OR

The judgment creditor knows of the following other creditors of the judgment debtor (full name and address including postcode of each creditor, and if known, nature of debt and amount)

Full name	Address including postcode	Nature of debt	Amount

7. Other persons to be served

No other person has an interest in the property (including any co-owners, trustees and persons with rights of occupation)

The following person have or may have an interest in the property (please provide full names and full addresses and postcodes, and If known, nature of interest)

Full name	Address including postcode	Nature of interest

8.Further information

The judgment creditor asks the court to take account of the following

(please provide any additional evidence to support your application):

9.Sources of information – only complete this section where the judgment creditor is a firm or a company or other corporation

The information in this application is given after making proper enquiry of all persons within the judgment creditor’s organisation who might have knowledge of the facts

Name of person completing this form

Their position or office held

Name of the firm or company or other corporation

Statement of truth

*I believe (the judgment creditor believes) that the facts stated in this application form are true.

*I am duly authorised by the judgment creditor to sign this statement

Signed

Date

*(Judgment creditor) (Litigation friend (where judgment creditor is a child or patient)) (judgment creditor's legal representative)

**delete as appropriate*

Full name

Name of judgment creditor's legal representative's firm

Position or office held (if signing on behalf of a firm or company)

Judgment creditor's or judgment creditor's legal representative's address to which documents should be sent.

Postcode

If applicable	
Telephone no.	
Fax no.	
DX no.	
Your ref.	

Email

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Notice to judgment creditor

Further information on making an application for a charging order can be found in **EX325 Third Party Debt Orders and Charging Orders- How do I apply for an order? How do I respond to an order?**

Available from <http://hmctsformfinder.justice.gov.uk>

Please complete your form in full and make sure that the required documents are attached. Your application will be returned to you if it is incomplete. This will delay issue of your application

Please tick to confirm that you have done the following

The names of the parties and the claim number are entered on the form

You have entered the fee account number

Or

You have enclosed the fee of

£

Make your cheques payable to **HMCTS**

Or

- you have completed and attached the ‘Applying with the help with fees’ form (EX160)
- You have attached the documents or evidence required by section 3B
- The documents or evidence required by Section 4 are attached
- You have attached one additional copy of the application and supporting documents to be returned for service

Where to send your completed forms

For a county court application

County Court Money Claims Centre

PO Box 527

Salford

Greater Manchester

M5 0BY

OR

For a county court application, that **includes an interest in a fund in court**, send your application to the County Court hearing centre where the order was made.

The addresses of County Court Hearing Centres can be found at **courtribunalfinder.service.gov.uk**

OR

For High Court or District Registry applications

The addresses of High Court and District Registry can be found at **courtribunalfinder.service.gov.uk**