



Agreement for the Immediate Return of a Seized Vehicle with Time to Pay

I, (full name)
of (address)
acknowledge that on (date)
the following vehicle was seized from me by virtue of Section 139 of the Customs and Excise Management Act 1979 as being liable to forfeiture

..... Description
..... of
..... Vehicle
.....

In consideration of the Commissioners of Customs and Excise agreeing to deal with the vehicle under Section 139(5) of the Customs and Excise Management Act 1979 and return it to me, I agree to accept the following conditions:

- (1) to pay the Commissioners the sum of £ within ten days of the date of this agreement.
- (2) to retain the vehicle for a period of one month from the date of seizure or notification of it, or until a proper claim is made against forfeiture, whichever is earlier.

If a proper claim against forfeiture is made, the vehicle will be deemed to have been delivered up to me in accordance with paragraph 16 of Schedule 3 to the Customs and Excise Management Act 1979.

Signature Date 19

On behalf of the Commissioners of Customs and Excise,

I, (full name)
in consideration of (name of owner of vehicle)

accepting the above conditions, in the exercise of the power conferred on the Commissioners under Section 139(5) of the Customs and Excise Management Act 1979, agree to return to him/her the above vehicle.

Office date stamp

Signature
Officer Customs and Excise

Explanatory Note

(This Note does not form part of the Agreement)

The effect of this agreement is that the goods referred to will be returned to you on payment of the sum indicated.

You still have the right to challenge the authority of H M Customs and Excise to seize the goods. Since the goods have been returned to you, if you do challenge that decision civil proceedings will be taken and the court will then rule whether the goods were liable to seizure and forfeiture. If the court rules against you the money will be kept by the Commissioners. If the court rules in your favour the money will be returned to you (except any duty or tax payable).

You should note that there is a special procedure for challenging the seizure which must be complied with if you wish to challenge the Commissioners' authority. The procedure is contained in Schedule 3 to the Customs and Excise Management Act 1979. You may wish to consult a solicitor if you wish to challenge the Commissioners' action.

If you do not challenge the Commissioners' action within the time allowed all rights over the goods will be restored to you at the end of the calendar month referred to and the money paid will become the property of the Commissioners.

You should not dispose of the goods until one calendar month after the date of seizure unless you make a valid claim against seizure within that time. If you make such a claim you may dispose of the goods from that time.

Specimen



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