



CHAPTER 1

ARTICLE 29A - JUDICIAL SALES

N.C.G.S. § 1-339.20.

Public sale; postponement of sale.

SOURCE General Statutes of North Carolina, as published by the General Assembly	LAST AMENDMENT IN THIS TEXT S.L. 2022-60, s. 1 — fourth act in the lineage	RETRIEVED 21 September 2026, 05:38 UTC	SOURCE FINGERPRINT 4d0c549a1ea05bbd95d9e051 - 9d29f7d4e00124f5dc3aa0b4 - f653296a4e859a06
--	---	---	--

§ 1-339.20(a)

A person authorized to hold a public sale by auction may postpone the sale to a day certain not later than 90 days after the original date for the sale, and a person authorized to hold a public sale of timber by sealed bid may postpone the time for submitting and opening bids to a date, time, and place certain not later than 90 days after the original date for the opening of bids if any of the following occurs:

- (1) There are no bidders.
- (2) In the person's judgment, the number of prospective bidders at the sale is substantially decreased by inclement weather or by any casualty.
- (3) There are so many other sales advertised to be held at the same time and place as to make it inexpedient and impracticable, in the person's judgment, to hold the sale on that day.
- (4) The person is unable to hold the sale because of illness or for other good reason.
- (5) Other good cause exists.

The person authorized to hold the sale may postpone the sale more than once whenever any of these conditions are met, so long as the sale is held not later than 90 days after the original date for the sale, as computed pursuant to G.S. 1A-1, Rule 6.

§ 1-339.20(b)

Upon each postponement of public sale the person authorized to hold the sale shall personally, or through the person's agent or attorney, do all of the following:

- (1) At the time and place advertised for the sale or for the opening of sealed bids, publicly announce the postponement.

- (2) On the same day, attach to or enter on the notice of sale, as provided in G.S. 1-339.17 in the case of real property or G.S. 1-339.18 in the case of personal property, a notice of the postponement.
- (2a) Give written or oral notice of postponement to each party previously served pursuant to G.S. 1A-1, Rule 4(j). Written notice of postponement shall be served in any manner provided in G.S. 1A-1, Rule 5(b).
- (3) In the case of a public sale of timber by sealed bid, give notice of postponement to each person that submitted a bid.

§ 1-339.20(c)

The notice of postponement shall be signed by the person authorized to hold the sale, or by the person's agent or attorney, and shall state the following:

- (1) That the sale is postponed.
- (2) In the case of a sale by public auction, the hour and date to which the sale is postponed.
- (2a) In the case of a sale of timber by sealed bid, the date, time, and place to which the opening of bids is postponed.
- (3) The reason for the postponement.
- (4) Repealed by Session Laws 2022-60, s. 1, effective October 1, 2022, and applicable to sales noticed on or after that date.

§ 1-339.20(d)

If a public sale is not held at the time fixed for the sale and is not postponed as provided by this section, the person authorized to make the sale shall report these facts to the judge or clerk of court having jurisdiction, who shall order the time and place of the public sale of the property and the manner and length of time for the notice of the sale.

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I
4 ACTS

Amendment lineage

The State prints this history as a single parenthetical at the foot of the section. It is reproduced verbatim in the colophon and unpacked below in order of enactment.



Nº	YEAR	ACT	CHARACTER
01	1949	c. 719, s. 1	ENACTED
02	1971	c. 268, s. 18	AMENDED
03	1997	S.L. 1997-83, ss. 10-12	AMENDED
04	2022	S.L. 2022-60, s. 1	AMENDED

APPARATUS II
3 AUTHORITIES

Authorities referenced

Every G.S. cross-reference appearing in the text of this section, in order of first appearance. Nothing is characterized; the operative language is quoted from the section itself.

REFERENCE	APPEARS IN	OPERATIVE LANGUAGE IN THIS SECTION
G.S. 1A-1	(a)	<i>"the sale, as computed pursuant to"</i>
G.S. 1-339.17	(b)(2)	<i>"notice of sale, as provided in"</i>
G.S. 1-339.18	(b)(2)	<i>"the case of real property or"</i>

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 1-339.20 (2022).

PINPOINT

N.C. Gen. Stat. § 1-339.20(a) (2022).

Pinpoint keys are set in the left margin of the text rather than line numbers: subsection designators are stable across editions and paper sizes, line numbers are not.

COLOPHON

Provenance

This document reproduces the text of one section of the General Statutes of North Carolina from a source file whose SHA-256 digest is printed on every page. The digest fixes the bytes this export was made from; if the State's file changes, the digest will not match.

The text of the section is unaltered. Subsection designators have been moved from the run of text into the margin. The amendment history and the table of authorities are derived from the section by mechanical extraction — they add no characterization of the law.

This is not the official text. The official text is published by the General Assembly of North Carolina.

HISTORY PARENTHETICAL, AS PRINTED BY THE STATE

(1949, c. 719, s. 1; 1971, c. 268, s. 18; 1997-83, ss. 10-12; 2022-60, s. 1.)

SET IN SPECTRAL AND ARCHIVO
NORTH CAROLINA LAW — STATUTE EXPORT, FORMAT V1

