

Form 2.7 Originating application

Court Procedures Rules 2006

(see r 60 (Originating application—content etc))

In the *[Supreme/Magistrates] Court of the Australian Capital Territory

No *[SC/MC] of (year) (*Court to complete*)

**(name and provision number of law under which application is made)*

(name)

Plaintiff

(name)

*Defendant

*To: *(name of defendant)* of *(address)*

*And to: *(name and address of anyone else the court directs to be served)*

Take notice that the Court will hear an application by *(party)* on *(date)* at *(time)* (or as soon after that as this application can be heard) to make the following orders:

- 1 *(set out briefly orders or other relief sought for each cause of action with all necessary or appropriate particulars and name each party affected by the relief);*
- 2 any other orders that the Court considers appropriate.

Filed on behalf of the plaintiff by:

(the plaintiff's address for service and telephone number (if any) or, if the plaintiff is represented by a solicitor and the solicitor is the agent of another solicitor, the name and place of business of the other solicitor)

***Grounds of application**

*[The orders are sought on the following grounds:

(set out briefly, but specifically, grounds relied on)]

Affidavits

(complete this section unless the Court has ordered that the application need not be supported by an affidavit)

This application is supported by the following affidavits:

1. Affidavit of *(name)* *[sworn/affirmed] on *(date)*.
2. Affidavit of *(name)* to be *[sworn/affirmed] on *(date)*.

(If you intend on the hearing to rely on any affidavits, they must be filed and a stamped copy served at the defendant's address for service before the hearing date.)

Plaintiff

(if the plaintiff is an individual)

Full name:

*[Home/Business] address:

(if the plaintiff is a corporation)

Name:

(if the corporation is a company or a registered body within the meaning of the Corporations Act 2001 (Cwlth))

*[Australian Company Number/Australian Registered Body Number]:

Type of body:

Address of *[registered office/public officer]:

*Representative capacity in which plaintiff sues:

**(if the plaintiff is represented by a solicitor)*

Solicitor's full name:

(if the solicitor practises in a firm of solicitors)

*Solicitor's firm:

Solicitor's full business address:

Solicitor's telephone no:

*Name, address and telephone no of solicitor's agent:

Address for service of documents

(set out plaintiff's address for service)

(if represented by a solicitor the following information may be given)

*Document exchange box no:

(if postal address different from address for service)

*Postal address:

*Fax:

*Email address:

***Defendant**

*Representative capacity in which defendant is sued:

Date:

(signature of plaintiff or plaintiff's solicitor)

(name of plaintiff or plaintiff's solicitor)

**omit if, or whichever is, inapplicable*

Notice to defendant

Before taking any further steps in this proceeding, you must file a notice of intention to respond in the Court.

If you do not attend the Court at the time this originating application is listed for hearing, either in person or by a lawyer—

- this application may be heard in your absence; or
- default judgment may be entered, or an order made, against you.

Endnotes

This republication includes amendments made under the Legislation Act, part 11.3 (Editorial changes).

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