

Form 2.19 Notice to admit facts

Court Procedures Rules 2006

(see r 491 (Admissions—notice to admit facts or documents))

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

No *[SC/MC] of (year)

(name)
Plaintiff

(name)
Defendant

TO: *(the party asked to admit facts)*

Take notice that—

1. The *(party asking for the admission)* proposes to adduce in evidence the facts stated below.
2. The *(party asking for the admission)* asks that you admit, for the proceeding only, each of the facts stated below.
3. Your admission of the facts may only be relied on by the *(party asking for the admission)*.

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

4. If, at the end of 14 days after the day this notice is served on you, you have not served a notice on the (*party asking for the admission*) disputing the facts, you are taken to admit, for this proceeding only, each of the facts stated in this notice.

5. If you dispute a fact stated in this notice and afterwards the fact is proved in the proceeding, you must pay the costs of the proof, unless the Court otherwise orders.

Date:

(signature of party/party's solicitor)

(name of party/party's solicitor)

Facts to be admitted

(set out the facts asked to be admitted, for example, as follows)

Example

- 1 that John Smith died intestate
- 2 that John Smith died on 1 April 2006
- 3 that John Smith never married

Note An example is part of the rules, is not exhaustive and may extend, but does not limit, the meaning of the provision in which it appears (see Legislation Act, s 126 and s 132).

**omit if, or whichever is, inapplicable*